

Washington State Register

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IN THIS ISSUE

Aging and Adult Services Administration
Agriculture, Department of
Attorney General's Office
Building Code Council
Children's Administration
Clover Park Technical College
Community and Technical Colleges, State Board
for
Criminal Justice Training Commission
Eastern Washington University
Ecology, Department of
Economic Services Administration
Emergency Management, Division of
Employment Security Department
Fish and Wildlife, Department of
Guaranteed Education Tuition Committee
Health and Rehabilitative Services
Administration
Health, Department of
Health, State Board of
Higher Education Coordinating Board
Industrial Insurance Appeals, Board of
Labor and Industries, Department of
Lake Washington Technical College
Licensing, Department of
Medical Assistance Administration
Military Department
Minority and Women's Business Enterprises,
Office of
Nursing Care Quality Assurance Commission
Personnel Resources Board
Public Disclosure Commission
Public Employment Relations Commission
Public Instruction, Superintendent of
Public Works Board
Revenue, Department of
Secretary of State
Social and Health Services, Department of
South Puget Sound Community College
Supreme Court, State
Tobacco Settlement Authority
Transportation, Department of
University of Washington
Utilities and Transportation Commission
Washington State University
Whatcom Community College

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 October 2002 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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

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

John G. Schultz
Chair, Statute Law Committee

Dennis W. Cooper
Code Reviser

Gary Reid
Chief Assistant Code Reviser

Kerry S. Radcliff
Editor

Joyce Matzen
Subscription Clerk

STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following 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) **PROPOSED**-includes the full text of formal proposals, continuances, supplemental notices, and withdrawals.
- (c) **EXPEDITED RULE MAKING**-includes the full text of the rule being proposed using the expedited rule-making process. Expedited rule makings are not consistently filed and may not appear in every issue of the register.
- (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].

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue Number	Closing Dates ¹			Distribution Date	First Agency Hearing Date ³	Expedited Adoption ⁴
For Inclusion in -	Non-OTS and 30 p. or more	Non-OTS and 11 to 29 p.	OTS ² or 10 p. max. Non-OTS	Count 20 days from -	For hearing on or after	First Agency Adoption Date
02 -20	Sep 4, 2002	Sep 18, 2002	Oct 2, 2002	Oct 16, 2002	Nov 5, 2002	Dec 3, 2002
02 -21	Sep 25, 2002	Oct 9, 2002	Oct 23, 2002	Nov 6, 2002	Nov 26, 2002	Dec 24, 2002
02 -22	Oct 9, 2002	Oct 23, 2002	Nov 6, 2002	Nov 20, 2002	Dec 10, 2002	Jan 7, 2003
02 -23	Oct 23, 2002	Nov 6, 2002	Nov 20, 2002	Dec 4, 2002	Dec 24, 2002	Jan 22, 2003
02 -24	Nov 6, 2002	Nov 20, 2002	Dec 4, 2002	Dec 18, 2002	Jan 7, 2003	Feb 4, 2003
03 -01	Nov 21, 2002	Dec 5, 2002	Dec 19, 2002	Jan 2, 2003	Jan 22, 2003	Feb 19, 2003
03 -02	Dec 5, 2002	Dec 19, 2002	Jan 2, 2003	Jan 15, 2003	Feb 4, 2003	Mar 4, 2003
03 -03	Dec 26, 2002	Jan 8, 2003	Jan 22, 2003	Feb 5, 2003	Feb 25, 2003	Mar 25, 2003
03 -04	Jan 8, 2003	Jan 22, 2003	Feb 5, 2003	Feb 19, 2003	Mar 11, 2003	Apr 8, 2003
03 -05	Jan 22, 2003	Feb 5, 2003	Feb 19, 2003	Mar 5, 2003	Mar 25, 2003	Apr 22, 2003

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 RCW 34.05.230 and 1.12.040.

STATEMENT OF OWNERSHIP, MANAGEMENT, AND CIRCULATION

(Required by 39 U.S.C. 3685)

The WASHINGTON STATE REGISTER (ISSN 0164-6389), is published twice each month by the Statute Law Committee, Office of the Code Reviser, Pritchard Building, P.O. Box 40552, Olympia, Washington 98504-0552. The filing date of this report was October 1, 2002. The 2002 annual subscription price is \$210.60 (sales tax included) for 24 issues. The general business offices of the publisher are located in the Pritchard Building, Olympia, Washington 98504-0552.

The editor is Kerry S. Radcliff, Code Reviser's Office, Pritchard Building, P.O. Box 40552, Olympia, Washington 98504-0552. There is no managing editor.

The owner is the Statute Law Committee, State of Washington, Pritchard Building, P.O. Box 40552, Olympia, Washington 98504-0552.

There are no known bondholders, mortgagees, or other security holders.

The extent and nature of the circulation is as follows:

	Average no. copies each issue during preceding 12 months	Actual no. copies of single issue published nearest to filing date
Total no. copies printing	513	500
Paid circulation		
Paid outside-county mail subscriptions	191	200
Paid in-county subscriptions	0	0
Sales through dealers and carriers, street vendors, and counter sales	56	66
Other classes mailed through the USPS	1	0
Total paid circulation	248	266
Free distribution by mail		
Outside-county	38	34
In-county	0	0
Other classes mailed through the USPS	1	6
Free distribution outside the mail	23	25
Total free distribution	62	65
Total distribution	310	331
Copies not distributed	203	169
Total	513	500
Percent paid circulation	80.02%	80.36%

I certify that the statements made by me are correct and complete.

Kerry S. Radcliff
Editor

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;

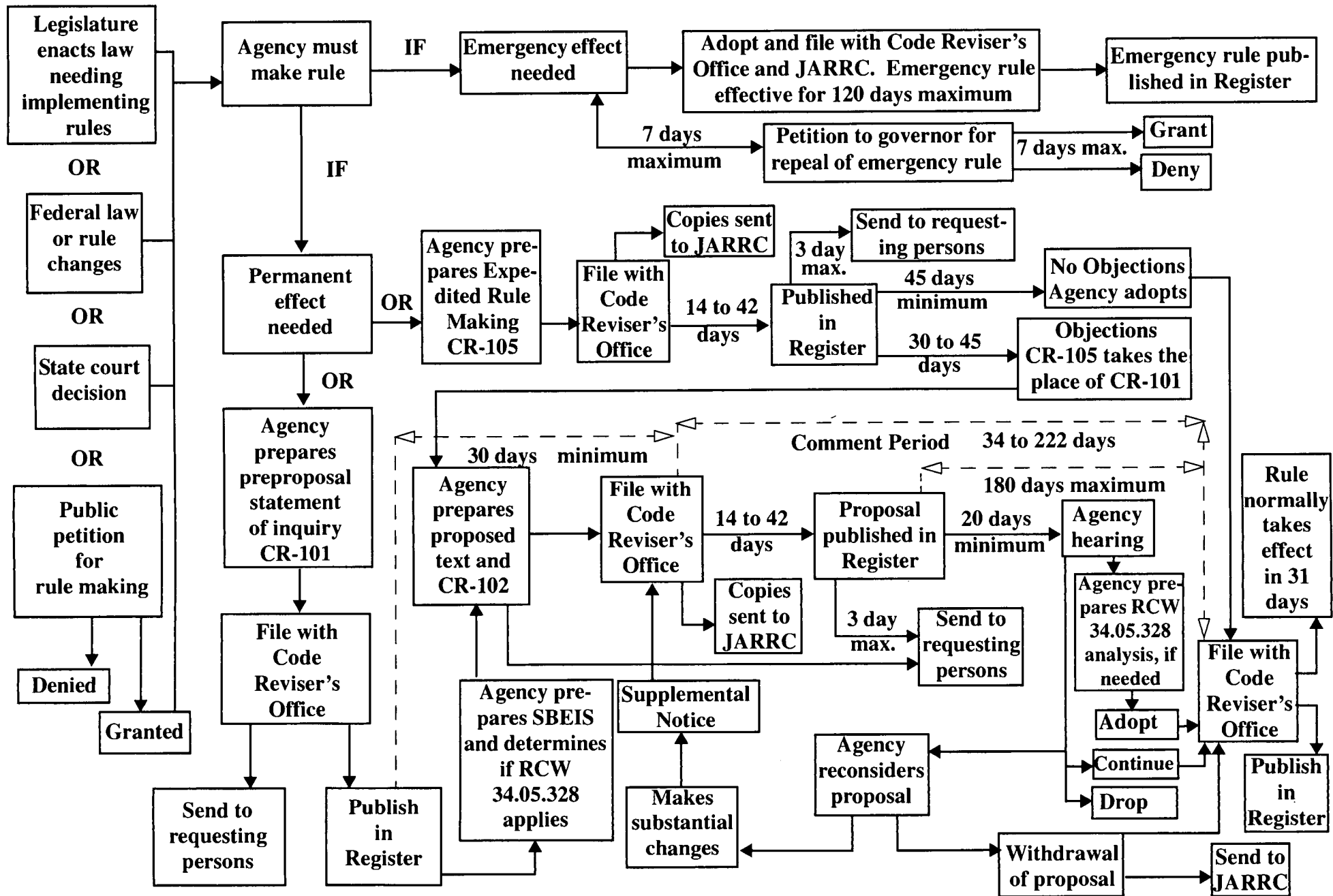
There is less than minor economic impact on business;

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



WSR 02-20-016**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

(Children's Administration)

[Filed September 20, 2002, 1:58 p.m.]

Subject of Possible Rule Making: Licensing standards for group receiving centers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.15.030(2) and 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: There is a growing shortage of receiving care resources for children in most areas of the state. A provider is interested in establishing group receiving centers (GRCs) for children for a short period of time while foster home resources can be located. The current group care facility licensing standards to [do] not match the short-term, emergency-type group care setting needed for GRCs.

The development of licensing rules for group receiving centers will provide consistent standards for all similar programs and provide for regular monitoring of the health and safety of children receiving care from these facilities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Representatives of the Department of Health and State Fire Marshal's Office will be involved in the development of the standards.

Process for Developing New Rule: Meetings with stakeholders will be held. A work group will be developed from the provider currently interested, child-placing agencies, representatives from other public and private stakeholders. Additionally, DSHS welcomes the public to take part in developing the standards of care for group receiving centers. Anyone interested in participating should contact the staff person indicated below. At a later date, DSHS will file proposed rules with the Office of the Code Reviser with a notice of proposed rule making. A copy will be sent to everyone currently on the mailing list and anyone else who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jean L. Croisant, Licensing Standards Program Manager, Division of Program and Policy Development, Department of Social and Health Services, Children's Administration, P.O. Box 45710, Olympia, WA 98504-5710, (360) 902-7992, TTD [TDD] (360) 902-7906, fax (360) 902-7903, e-mail loje300@dshs.wa.gov.

September 20, 2002

Brian H. Lindgren
Manager

WSR 02-20-017**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

(Aging and Adult Services Administration)

[Filed September 20, 2002, 1:59 p.m.]

Subject of Possible Rule Making: To amend WAC 388-71-0400 through 388-71-0480, and related rules if appropriate.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.520, 74.39.005.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To establish and clarify:

- What constitutes living with others for clients who receive in-home services from Medicaid personal care, COPEs, or chore services.
- What services can be authorized when a client lives with another person(s).
- The amount of services a person can receive when they live with another person(s).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Division of Developmental Disabilities.

Process for Developing New Rule: Aging and Adult Services Administration (AASA) will provide draft language before publishing proposed rules and encourage stakeholders to submit or verbal comments. When AASA files a notice of proposed rule making, we will notify interested parties of the scheduled hearing to adopt rules and how to submit formal comments. Draft material and information about how to participate are available by contacting the DSHS representatives identified below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sue McDonough, Aging and Adult Services Administration, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2533, fax (360) 438-8633, e-mail mcdonsc@dshs.wa.gov.

September 20, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 02-20-023**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF TRANSPORTATION**

[Filed September 23, 2002, 10:45 a.m.]

Subject of Possible Rule Making: Chapter 468-15 WAC, Small works roster.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.04.155, 47.01.101, 47.28.030, and 47.28.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 39.04.155 authorizes Department of Transportation to utilize a small works roster to solicit competitive bids for projects under \$200,000 in lieu of formal advertisement. The statute requires the agency to

adopt a rule prior to establishing a small works roster. The rule is needed to ensure contractors on the small works roster are prequalified as required by RCW 47.28.070. Adoption of the rule will allow the agency to reduce the cost of advertisement for contracts under \$200,000.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington State Department of General Administration (GA), State Parks and Recreation Commission, Department of Natural Resources, Department of Fish and Wildlife, and any institution of higher education. GA's chapter 236-28 WAC governs their small works process.

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 Ken Walker, P.O. Box 47360, Olympia, WA 98504-7360, phone (360) 705-7017.

September 19, 2002

John F. Conrad
Assistant Secretary
for Engineering

WSR 02-20-032

**PREPROPOSAL STATEMENT OF INQUIRY
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed September 23, 2002, 4:09 p.m.]

Subject of Possible Rule Making: Chapter 392-136 WAC, Finance—Conversion of accumulated sick leave.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.400.210 for school districts.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Revision of the WAC is needed to address the effect of changes in law made by the legislature during the 2001 and 2000 sessions. Rule revision is needed to address sick leave cash out for employees returning to work pursuant to the retire/rehire legislation and those employees returning after termination and cash out.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of Retirement Systems.

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending written comments to Rules Coordinator, Legal Services, Legal Services, Office of Superintendent of Public Instruction, P.O. Box 47200, Olympia, WA 98504-

7200, fax (360) 753-4201, TDD (360) 664-3631. For telephone assistance contact Petrea Stoddard, (360) 725-6303.

September 20, 2002

Tom J. Kelly
for Dr. Terry Bergeson
Superintendent of
Public Instruction

WSR 02-20-053

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

(Economic Services Administration)

[Filed September 27, 2002, 11:23 a.m.]

Subject of Possible Rule Making: The Department of Social and Health Services (DSHS) Division of Employment and Assistance Programs will amend WAC 388-460-0005 to update the language of the rule on authorized representatives for food assistance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.500, 74.04.510, 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The language of the rule references food coupon authorization (FCA) cards. Food assistance benefits are no longer issued using FCA cards.

This revision will update the language of the rule to reflect the department's use of electronic benefits transfer (EBT) for food assistance.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the food stamp program in the Federal Register. Rules published in the Federal Register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices and clarifications to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations. DSHS incorporates these regulations and guidance by adopting administrative rules for food assistance benefits in Washington state.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file the proposed rule with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposed rule will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Camp, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-4570,

phone (360) 413-3232, fax (360) 413-3493, e-mail CAMPJX@DSHS.WA.GOV.

September 27, 2002
Brian H. Lindgren
Manager

WSR 02-20-054
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)
[Filed September 27, 2002, 11:25 a.m.]

Subject of Possible Rule Making: WAC 388-416-0035 Certification periods for medicare cost-sharing, 388-478-0085 Medicare savings programs—Monthly income and countable resource standards, and 388-517-0300 Medicare savings programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.50 [74.04.050], 74.04.055, 74.04.057, 74.08.090, 74.09.530, 74.09.575.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The qualified individual (QI-1) program and the qualified individual (QI-2) program, two of the state's Medicare savings programs, are being eliminated. These programs were federally approved and federally funded only through December 31, 2002, under the Balanced Budget Act of 1997. No federal legislation has been submitted to extend them beyond December 31, 2002.

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

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Patricia Armstrong, Program Manager, Medical Assistance Administration, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1725, fax (360) 664-0910, TDD/TTY 1-800-848-5429, e-mail armstpa@dshs.wa.gov.

September 27, 2002
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 02-20-055
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed September 27, 2002, 11:26 a.m.]

Subject of Possible Rule Making: Chapter 388-290 WAC, Working connections child care.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Division of Child Care and Early Learning plans to change and clarify existing rules such as but not limited to activity fees, change in copayments during the authorization period, and mandatory cooperation with quality assurance reviews.

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

Process for Developing New Rule: All interested parties are invited to review and provide input on proposed draft language. Obtain draft material by contacting the identified representative below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jenny Baxter, Program Manager, Division of Child Care and Early Learning, P.O. Box 45480, Olympia, WA 98504-5480, phone (360) 413-3244, fax (360) 413-3482, e-mail baxtejl@dshs.wa.gov. Street Address: 1009 College S.E., Lacey, WA 98503.

September 27, 2002
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 02-20-056
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed September 27, 2002, 11:28 a.m.]

Subject of Possible Rule Making: The Department of Social and Health Services (DSHS) Division of Employment and Assistance Programs will amend WAC 388-450-0045 to update the policy on how the department treats income from employment and training programs for cash, food assistance, and medical programs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.500, 74.04.510, 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The United States Department of Agriculture, Food and Nutrition [Service] (FNS) has indicated that all types of Americorps income under this rule must be excluded for food assistance. In the process of revising this rule, the department will review how income from other sources of employment and training income are to be counted for all cash, food assistance, and medical programs.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the food stamp program in the Federal Register. Rules published in the Federal Register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices and clarifications to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations. DSHS incorporates these regulations and guidance by adopting administrative rules for food assistance benefits in Washington state.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file the proposed rule with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposed rule will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Camp, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-4570, phone (360) 413-3232, fax (360) 413-3493, e-mail CAMPJX@DSHS.WA.GOV.

September 27, 2002
 Brian H. Lindgren, Manager
 Rules and Policies Assistance Unit

WSR 02-20-057
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)
 [Filed September 27, 2002, 11:29 a.m.]

Subject of Possible Rule Making: The Department of Social and Health Services (DSHS) Division of Employment and Assistance Programs will amend the following rules to restore eligibility for the federal food stamp program to certain legal immigrants as directed under the Farm Security and Rural Investment Act of 2002:

- WAC 388-424-0020 Alien status and requirements for the federal food stamp program.
- WAC 388-450-0156 When am I exempt from deeming?
- WAC 388-450-0160 How does the department decide how much of my sponsor's income to count against my benefits?
- Any related sections necessary to restore federal benefits to legal immigrants as allowed under the act.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.500, 74.04.510, 74.08.090, H.R. 2646 The Farm Security and Rural Investment Act of 2002.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department must adopt rules to be consistent with federal regulations for food stamps.

With the passage of H.R. 2646, Congress reauthorized the food stamp program and restored federal benefits to certain legal immigrants who lost eligibility for food stamps under welfare reform.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Agriculture, Food and Nutrition Service (FNS) publishes federal regulations for the food stamp program in the Federal Register. Rules published in the Federal Register are incorporated into the U.S. Code of Federal Regulations. FNS also issues administrative notices to inform states of new program requirements that are not yet in the U.S. Code of Federal Regulations. DSHS incorporates these regulations and exercises state options by adopting administrative rules for food assistance benefits in Washington state.

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file proposed rules with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposed rules will be sent to everyone on the mailing list and to anyone who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Camp, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-4570, phone (360) 413-3232, fax (360) 413-3493, e-mail CAMPJX@DSHS.WA.GOV.

September 27, 2002
 Brian H. Lindgren, Manager
 Rules and Policies Assistance Unit

WSR 02-20-059
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
 [Filed September 27, 2002, 1:48 p.m.]

Subject of Possible Rule Making: Incorporation by reference of the 2003 edition of the Uniform Standards of Professional Appraisal Practice, the generally recognized national organized standards of real estate appraisal.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.140.030 (7) and (16).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Will incorporate by reference the 2003 edition of the Uniform Standards of Professional Appraisal Practice as promulgated by the Appraisal Standards Board of the Appraisal Foundation.

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 Cleotis Borner, Jr., Real Estate

Appraiser Program, Department of Licensing, P.O. Box 9015, Olympia, WA 98507-9015, phone (360) 664-6504, fax (360) 586-0998.

September 27, 2002
Cleotis Borner, Jr.
Program Manager

WSR 02-20-074

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed September 30, 2002, 1:37 p.m.]

Subject of Possible Rule Making: WAC 246-926-100 Definitions—Alternative training radiologic technologists.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.84.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: There is a critical shortage of certified technologists. The rules as currently written lend themselves to becoming a barrier to certification by hindering the alternative training program process. Radiologists and nuclear medicine physicians, acting as indirect supervisors in the alternative training programs, are not allowed to provide direct supervision when certified technologists, acting as the direct supervisors, are not available. This causes individuals to be out of compliance with the program and could ultimately keep individuals from qualifying for certification.

Process for Developing New Rule: Public meetings and mailings 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 Holly Rawnsley, Program Manager, P.O. Box 47869, Olympia, WA 98504-7869, phone (360) 236-4941, fax (360) 236-2406, e-mail holly.rawnsley@doh.wa.gov. Interested persons can participate through meetings and by submitting written comments.

September 27, 2002
M. C. Selecky
Secretary

WSR 02-20-075

PREPROPOSAL STATEMENT OF INQUIRY STATE BOARD OF HEALTH

[Filed September 30, 2002, 1:39 p.m.]

Subject of Possible Rule Making: WAC 246-217-010 Food worker card definitions and WAC 246-217-015 Food worker card applicability. The State Board of Health is considering revising these two rule sections in order to make the food worker card rule applicable to the providers and resident managers, rather than all food handlers, in adult family homes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 69.06 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adult family homes are

licensed by the Department of Social and Health Services (DSHS) to serve six or less residents. Currently, all food handlers in adult family homes are required to have food worker cards. Since activities in adult family homes are performed or closely monitored by the providers and resident managers, the adult family home industry has requested that the Department of Health consider whether limiting the requirement for food worker cards to providers and resident managers would be appropriate and make a recommendation to the State Board of Health (SBOH).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Department of Social and Health Services licenses and inspects adult family homes to assure a safe and healthful environment for residents. The SBOH and DOH will be working with DSHS to coordinate the rule making process and determine if corresponding rule changes should be made to chapter 366-76 WAC. There are no applicable federal rules.

Process for Developing New Rule: Stakeholder meetings.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting David Gifford, Manager, Food Safety Program, Washington State Department of Health, P.O. Box 47824, Olympia, WA 98504-7824, (360) 236-3074, david.gifford@doh.wa.gov; and Marianne Seifert, State Board of Health, P.O. Box 47990, Olympia, WA 98504-7990, (360) 236-4103, marianne.seifert@doh.wa.gov.

September 27, 2002
Don Sloma
Executive Director

WSR 02-20-080

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF ECOLOGY

[Order 02-12—Filed September 30, 2002, 3:41 p.m.]

Subject of Possible Rule Making: Amendments to the Department of Ecology's State Environmental Policy Act (SEPA) rules, chapter 197-11 WAC, providing that proposed actions statutorily exempt from SEPA review under chapter 43.21C RCW are not subject to the provisions of WAC 197-11-305.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.21C.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed amendments are necessary to make the Department of Ecology's SEPA rules consistent with legislation set forth in chapter 43.21C RCW exempting specific proposed actions from SEPA review.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: State agencies must comply with ecology's SEPA rules as required by chapter 197-11 WAC. Ecology will provide state agencies with a copy of this notice and inform them of

any rules proposed or final rules adopted by ecology amending chapter 197-11 WAC.

Process for Developing New Rule: Department of Ecology staff will draft proposed amendments to ecology's SEPA rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The Department of Ecology invites the public to review and provide input on the draft proposed amendments to ecology's SEPA rules. A copy of the proposed amendments can be obtained by contacting Barbara Ritchie, Department of Ecology, P.O. Box 47703, Olympia, WA 98504-7600, (360) 407-6922, fax 407-6904, e-mail sepaunit@ecy.wa.gov.

September 30, 2002
Gordon White, Program Manager
Shorelands and Environmental
Assistance Program

WSR 02-20-081

PREPROPOSAL STATEMENT OF INQUIRY PUBLIC EMPLOYMENT RELATIONS COMMISSION

[Filed September 30, 2002, 3:46 p.m.]

Subject of Possible Rule Making: To implement legislation taking effect in 2001 and 2002: (1) Chapter 3, Laws of 2002 (Initiative Measure No. 775); (2) chapter 34, Laws of 2002 (Teaching and Research Assistants); (3) chapter 354, Laws of 2002 (Personnel System Reform Act - PSRA); and (4) chapter 356, Laws of 2002 (Faculty Collective Bargaining - FCBA).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.52.080, 41.06.340, 41.56.090, 41.58.-050, 41.59.110, and 41.76.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules needed to make Public Employment Relations Commission general rules applicable to FCBA and PSRA. Special rules provided under: (1) FCBA for lists of employees, institution-wide units, confidential employees, and administrators; and (2) PSRA for window and protected periods, employer representation petitions, lists of employees, directed cross-checks, six-month cards for cross-checks, absentee ballots, separation and perfection of units until July 1, 2004, confidential employees, and supervisors.

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

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. A clientele input meeting will be held at 1:00 p.m. on November 6, 2002, at First Floor Conference Room, Office of the Attorney General, Building #1 - Rowe Six, 4224 6th Avenue S.E., Lacey, WA.

Written comments may be sent to Mark S. Downing, Rules Coordinator, Public Employment Relations Commis-

sion, P.O. Box 40919, Olympia, WA 98504-0919, phone (360) 570-7305, fax (360) 570-7334, info@perc.wa.gov.

September 30, 2002
Marvin L. Schurke
Executive Director

WSR 02-20-086

PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed October 1, 2002, 10:17 a.m.]

Subject of Possible Rule Making: To require aliens to provide proof of their alien firearms licenses when they submit original or renewal armed private investigator applications and to require that private investigator company principals maintain annual shooting requirements for armed private investigators in the private investigator company training files, or employee's files.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.165 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department needs to plug the gap in current law by passing a rule that will require aliens to produce their alien licenses when applying for their armed private investigator licenses. The department issues aliens armed private investigator licenses and by doing so it implies that the alien is legal to be armed which is not true because if the alien carries a firearm with an alien firearm license. An alien commits a felony by carrying or possessing a firearm without an alien firearm license. The department needs to enact measures to ensure that it is not granting a private investigator license to an applicant who is committing a felony. Maintaining the annual shooting requirements at the private investigator company level will streamline and reduce workloads for armed private investigator licensing renewals without compromising public safety.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary Haglund, Department of Licensing, P.O. Box 9649, Olympia, WA 98506-9649, phone (360) 664-6624, fax (360) 570-7888.

October 1, 2002
Mary Haglund
Program Manager

WSR 02-20-095

PREPROPOSAL STATEMENT OF INQUIRY EMPLOYMENT SECURITY DEPARTMENT

[Filed October 1, 2002, 2:50 p.m.]

Subject of Possible Rule Making: Amend WAC 192-180-010 and 192-180-015 to clarify job search requirements

for claimants who leave work because of domestic violence. Add a section to chapter 192-170 WAC clarifying suitable work and availability work requirements of individuals who leave work as a result of domestic violence. Add a section to chapter 192-150 WAC listing the factors the department will use to determine whether an individual left work with good cause as a result of domestic violence or stalking.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010 and 50.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: During the 2002 legislative session, the legislature passed HB 1248, allowing victims of domestic violence or stalking to receive unemployment benefits. Such individuals are exempt from the job search monitoring program under RCW 50.20.240. A revision to RCW 50.20.100 requires the department to consider an individual's need to address issues related to domestic violence when determining if work is suitable. Individuals who leave work because of domestic violence or stalking remain subject to RCW 50.20.010, which requires claimants to actively seek work and be able to accept suitable work. Rules will clarify the job search and availability requirements for claimants who leave work due to domestic violence or stalking. The rules will also clarify the factors the department will consider in determining whether an individual has established good cause for leaving work under RCW 50.20.050 (2)(d).

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

Process for Developing New Rule: The department intends to hold informal meetings with stakeholders and interested parties to obtain input on the proposed rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Persons interested in attending meetings to discuss the proposed rules should contact Karen Malo, Unemployment Insurance Division, Policy Unit, Employment Security Department, P.O. Box 9046, Olympia, WA 98507-9046, phone (360) 902-0918, fax (360) 902-9799, e-mail kmalo@esd.wa.gov.

September 19, 2002
Dr. Sylvia P. Mundy
Commissioner

WSR 02-20-096
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF REVENUE

[Filed October 1, 2002, 2:59 p.m.]

Subject of Possible Rule Making: WAC 458-20-251
Sewerage collection business.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: WAC 458-20-251 describes the application of the B&O, retail sales, and use taxes to sewerage collection businesses. A recent court decision *City of Spokane v. Department of Revenue*, 145 Wn.2d 445, 38 P.3d 1010 (2002), overturned the department's definition of "sewerage collection" as provided in the rule. The rule needs to be amended to reflect the Washington Supreme Court's decision. In addition, the department anticipates updating and restructuring the information in the rule. The result will be a more easily understood rule that accurately reflects current law.

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

Process for Developing New Rule: Modified negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments may be submitted by mail, e-mail, fax, or at the public meeting. Oral comments will be accepted at the public meeting. A preliminary discussion draft of a possible new or revised rule(s) is available upon request. Written comments on and/or requests for copies of the draft may be directed to Gilbert Brewer, Tax Policy Specialist, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504-7467, phone (360) 570-6133, e-mail gilb@dor.wa.gov, fax (360) 664-0693.

Date and Location of Public Meeting: Capital Plaza Building, 4th Floor Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on November 7, 2002, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TTY 1-800-451-7985 or (360) 570-6175.

October 1, 2002

Alan R. Lynn

Rules Coordinator

Legislation and Policy Division

WSR 02-20-098
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed October 1, 2002, 4:03 p.m.]

Subject of Possible Rule Making: Portable power tools.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.17.010, [49.17].040, [49.17].050, [49.17].060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Department of Labor and Industries is proposing to clarify requirements relating to portable power tools. We propose to rewrite and reorganize

the rule for clarity, while eliminating unnecessary requirements and outdated terminology.

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

Process for Developing New Rule: The department must adopt rules identical to or at-least-as-effective-as OSHA rules are required by the OSHA/WISHA state plan agreement. Parties interested in the formulation of these rules for proposal may contact the individuals listed below. The public may also participate by commenting after amendments are proposed by providing written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Jim Hughes, Project Manager, Department of Labor and Industries, WISHA Services Division, P.O. Box 44620, Olympia, WA 98504-4620, phone (360) 902-4504, e-mail hugw235@lni.wa.gov, fax (360) 902-5529.

October 1, 2002

Gary Moore
Director

WSR 02-20-099

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

[Filed October 1, 2002, 4:05 p.m.]

Subject of Possible Rule Making: General occupational health standards, chapter 296-62 WAC; Emergency response, chapter 296-824 WAC; Safety and health core rules, chapter 296-800 WAC; Safety standards for agriculture, chapter 296-307 WAC; Safety standards for firefighters, chapter 296-305 WAC; and Recordkeeping and reporting, chapter 296-27 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 49.17.010, [49.17].040, [49.17].050, [49.17].060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rewrite is intended to make this rule easy to read, understand, and comply with. The requirements from chapter 296-62 WAC, General occupational health standards—Bloodborne pathogens (WAC 296-62-08001), will be renumbered into chapter 296-823 WAC, Occupational exposure to bloodborne pathogens. There is no increase in requirements.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other state or federal agencies (other than the Occupational Safety and Health Administration (OSHA)) are known that regulate this subject.

Process for Developing New Rule: Parties interested in the formulation of these rules for proposal may contact the individuals listed below. The public may also participate by commenting after amendments are proposed by providing

written comments or giving oral testimony during the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Christine Swanson, Department of Labor and Industries, WISHA Services Division, P.O. Box 44620, Olympia, WA 98504-4620, phone (360) 902-4568, fax (360) 902-5529, e-mail copc235@lni.wa.gov.

October 1, 2002

Gary Moore
Director

WSR 02-20-104

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING**

[Filed October 2, 2002, 9:17 a.m.]

Subject of Possible Rule Making: Chapter 308-99 WAC, Vehicle reciprocity, including, but not limited to WAC 308-99-040.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.85.060.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Vehicle trip permits are required to be purchased by certain out-of-state commercial vehicles upon entrance into Washington. The intent of these rules is to facilitate the flow of commerce into the state of Washington by waiving the trip permit requirement for out-of-state registered vehicles entering Washington for purposes of vehicle repair.

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 Art Farley, Motor Carrier Services Manager, Washington State Department of Licensing, 2424 Bristol Court S.W., Olympia, WA 98504, (360) 664-1820, e-mail afarley@dol.wa.gov.

October 1, 2002

Thao Manikhoth
Administrator

WSR 02-20-105

**PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION**

[Docket No. A-021178—Filed October 2, 2002, 9:24 a.m.]

Subject of Possible Rule Making: This rule making would consider establishing rules relating to reporting of transactions between regulated utility and transportation companies and their subsidiaries to the commission. Industries that may be affected include household goods carriers,

commercial ferries, auto transportation companies, solid waste and collection companies, petroleum pipeline companies, gas companies, low level radioactive waste, electric companies, water companies, telecommunications companies. Rules that may be affected include chapter 480-15 WAC, Household goods carriers; chapter 480-51 WAC, Commercial ferries; chapter 480-70 WAC, Solid waste; chapter 480-75 WAC, Petroleum pipeline companies; chapter 480-90 WAC, Gas operations; chapter 480-92 WAC, Low level radioactive waste; chapter 480-100 WAC, Electric operations; chapter 480-110 WAC, Water companies; chapter 480-120 WAC, Telecommunications operations; chapter 480-140 WAC, Budgets; and chapter 480-146 WAC, Securities and affiliated interests.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040 and 80.04.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The regulated transportation and utility business environments have undergone a number of significant developments that include corporate and industry restructuring, competition, bankruptcy, financial rating downgrades, volatile commodity supply and demand, volatile pricing, and concern with the accuracy of corporate financial statements and reports. In this new environment, transactions between regulated companies and their affiliates and subsidiaries may significantly impact ratepayers. Transactions with affiliated interests are covered by existing law, but there are no rules covering some types of subsidiaries. Establishing reporting requirements regarding transactions between regulated companies and their subsidiaries would provide the commission with more timely identification and disclosure of intercompany transactions that pose difficult regulatory issues. Establishing rules applicable to regulated companies may include, but not be limited to, the following:

1. Require regulated companies to prefile the following transactions with subsidiaries:
 - a. Management or service contracts (to be defined).
 - b. Maintenance, operation and construction contracts.
 - c. Construction, maintenance, or use of a telecommunications line or service contracts.
 - d. Issuance of evidence of ownership or indebtedness or creation of liens on regulated company property.
2. Require regulated companies to file periodic reports detailing transactions that have already occurred with subsidiaries.
3. Require regulated companies to immediately post-file significant transactions/arrangements with subsidiaries.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: FERC, FCC, SEC.

Process for Developing New Rule: Agency study; and the commission will ask for initial written comments, and will provide the opportunity or additional comments.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may contact the Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, phone (360) 664-1174, fax (360) 586-1150.

Interested persons may file written comments on the CR-101 by **October 30, 2002**. For specific information regarding opportunities for written comment and to ensure receipt of further information concerning this rule making, please see below.

A stakeholder workshop will be held **Tuesday, November 5, 2002**, in Room 206 at the commission's headquarters, beginning at 9:30 a.m. until 4:30 p.m.

WRITTEN COMMENTS AND STAKEHOLDER WORKSHOP: Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than **Wednesday, October 30, 2002**, for consideration at the **November 5, 2002, stakeholder workshop**.

Electronic copies. The commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted by electronic mail to the Commission's Records Center at records@wutc.wa.gov. Please include:

- The docket number of this proceeding (A-021178)
- The commenting party's name
- The title and date of the comment or comments

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a 3 1/2 inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The commission will post on the commission's website all comments that are provided in electronic format. The website is located at <http://www.wutc.wa.gov/021178>. If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's website as it becomes available. If you wish to receive further information on this rule making you may: (1) Call the Commission's Records Center at 360-664-1234; (2) e-mail the commission at records@wutc.wa.gov; or (3) mail written comments to the address above to the attention of Carole J. Washburn, Secretary. When contacting the commission, please refer to Docket No. A-021178 to ensure that you are placed on the appropriate service list. Questions may be addressed to Fred Ottavelli, (360) 664-1297 or e-mail at fottavelli@wutc.wa.gov, or Sharyn Bate, (360) 664-1295, or e-mail at sbate@wutc.wa.gov.

NOTICE

TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING — The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. ANY PERSON WHO COMMENTS will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the Records Center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mail-

ing label), and telephone and fax numbers referencing Docket No. A-021178, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket No. A-021178, and the words "Please keep me on the mailing list" to records@wutc.wa.gov. Please note that all information in the mailings will be accessible through the commission's Internet website at <http://www.wutc.wa.gov/021178>. **THOSE PARTIES WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

October 2, 2002

Paul Curl

for Carole J. Washburn

Secretary

WSR 02-20-106

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

[Filed October 2, 2002, 9:42 a.m.]

Subject of Possible Rule Making: Adding socially and economically disadvantaged business enterprises to the state minority and women's business enterprise program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 39.19 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Since 1983, the state has had a minority and women's business program. In 1987, the legislature expanded the office's certification authority to include socially and economically disadvantaged business enterprises (DBEs). Currently, the office certifies businesses in the latter category only for projects involving United States Department of Transportation (USDOT) funding in Washington state. A joint memorial passed by the legislature in 2000, requested the office to consider certifying businesses owned and controlled by persons with disabilities for the state program. The DBE designation, unlike the minority or women's designation, allows for certification without regard to race or gender; provided, the disadvantage is the result of the individual's condition e.g., disability or culture.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The office has exclusive authority to certify firms as socially and economically disadvantaged business enterprises in the state of Washington. RCW 39.19.120, the USDOT has rules governing determinations of eligibility for this status at the federal level. These rules are based on guidance from the U.S. Small Business Administration. The office currently certifies firms for the federal program using the approach set forth in the federal regulations. The state program will substantially adopt these regulations as well.

Process for Developing New Rule: This is a rule that will govern the actions of the office and is not subject to violation by a nongovernment party.

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 Clarence Gillis,

Business and Policy Development Manager, Office of Minority and Women's Business Enterprises, P.O. Box 41160, Olympia, WA 98504-1160, fax (360) 586-7079.

October 2, 2002

Juan Huey-Ray

Acting Director

WSR 02-20-107

PREPROPOSAL STATEMENT OF INQUIRY SOUTH PUGET SOUND COMMUNITY COLLEGE

[Filed October 2, 2002, 10:48 a.m.]

Subject of Possible Rule Making: WAC 132X-60-065 Distribution and posting of materials.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.50.140(13).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Identifies appropriate college staff and clarifies the designated areas relevant to distribution and posting of materials; updates title change; and for general housekeeping changes.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. This topic will be included in the regular meeting of the college's board of trustees scheduled on January 9, 2003. For questions, contact Diana Toledo, South Puget Sound Community College, 2011 Mottman Road S.W., Olympia, WA 98512-6292, phone (360) 596-5206, fax (360) 586-3570.

October 1, 2002

Kenneth J. Minnaert

College President

WSR 02-19-088
PROPOSED RULES
BOARD OF INDUSTRIAL
INSURANCE APPEALS

[Filed September 17, 2002, 10:15 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-11-144.

Title of Rule: Chapter 263-12 WAC, Practice and procedure before the board of Industrial Insurance Appeals.

Purpose: To revise the board's rules of practice and procedure by amending WAC 263-12-045, 263-12-050, 263-12-059, 263-12-060, 263-12-065, 263-12-093, 263-12-115, 263-12-150; and adding new sections WAC 263-12-117, and 263-12-156.

Statutory Authority for Adoption: RCW 51.52.020.

Summary: The proposed revisions make a number of housekeeping changes by clarifying and simplifying language and punctuation; clarifying duties and powers of industrial appeals judges regarding the closing of the record; clarifies limitation of time for filing appeals under the special death benefit provision of the law enforcement officers' and fire fighters' retirement system (chapter 41.26 RCW); clarifies denial of appeals based on the department record. Creates two new sections, WAC 263-12-117, regarding evidence by deposition and procedure at deposition; and WAC 263-12-156, which defines board review of a final order.

Reasons Supporting Proposal: Rules are being modified to meet the WAC migration and clear writing mandates.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: David E. Threedy, 2430 Chandler Court S.W., Olympia, WA, (360) 753-6823.

Name of Proponent: Board of Industrial Insurance Appeals, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 263-12-045, the rule clarifies the duties and powers of industrial appeals judges by allowing the judge to close the record in the event the parties do not confirm witnesses or present evidence within the timelines prescribed by the judge.

WAC 263-12-050, to clarify the language and punctuation used in the rule.

WAC 263-12-059, to clarify the language used in the rule.

WAC 263-12-060, to clarify the language regarding time limitations for filing of appeals under the special death benefit provision of the law enforcement officers' and fire fighters' retirement system (chapter 41.26 RCW).

WAC 263-12-065, clarifies the language regarding the denial of appeals based on the department record.

WAC 263-12-093, clarifies the language used in the rule by making reference to the appropriate WAC.

WAC 263-12-115, to simplify the language used in the rule regarding depositions. The rule change eliminates language that is included in a separate rule regarding evidence by deposition and procedure at deposition (WAC 263-12-117).

WAC 263-12-150, clarifies the language used in the rule by referring to the appropriate WAC.

New section WAC 263-12-117, creates new section regarding evidence by deposition and procedure at deposition.

New section WAC 263-12-156, creates a new section regarding board review of a final order.

Proposal Changes the Following Existing Rules: See Purpose, Summary, and Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. There is no impact on financial issues in the amendments being made. They are basically clarification of procedural rules relating to administrative hearings.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. These rule changes are not legislative; they relate to procedures related to agency hearings or clarify language of a rule without changing its effect.

Hearing Location: Board of Industrial Insurance Appeals, Main Conference Room, 2430 Chandler Court S.W., Olympia, WA, on November 19, 2002, at 11:00 a.m.

Assistance for Persons with Disabilities: Contact Donalda Ball by November 7, 2002, (360) 753-6823 ext. 183.

Submit Written Comments to: David E. Threedy, P.O. Box 42401, Olympia, WA 98504-2401, fax (360) 586-5611, by November 18, 2002.

Date of Intended Adoption: November 19, 2002.

September 16, 2002

David E. Threedy

Executive Secretary

AMENDATORY SECTION (Amending WSR 00-23-021, filed 11/7/00, effective 12/8/00)

WAC 263-12-045 Industrial appeals judges. (1) **Definition.** Whenever used in these rules, the term "industrial appeals judge" shall include any member of the board, the executive secretary, as well as any duly authorized industrial appeals judge assigned to conduct a conference or hearing.

(2) **Duties and powers.** It shall be the duty of the industrial appeals judge to conduct conferences or hearings in cases assigned to him or her in an impartial and orderly manner. The industrial appeals judge shall have the authority, subject to the other provisions of these rules:

(a) To administer oaths and affirmations;

(b) To issue subpoenas on request of any party or on his or her motion. Subpoenas may be issued to compel:

(i) The attendance and testimony of witnesses at hearing and/or deposition, or

(ii) The production of books, papers, documents, and other evidence for discovery requests or proceedings before the board;

(c) To rule on all objections and motions including those pertaining to matters of discovery or procedure;

(d) To rule on all offers of proof and receive relevant evidence;

(e) To interrogate witnesses called by the parties in an impartial manner to develop any facts deemed necessary to fairly and adequately decide the appeal;

(f) To secure and present in an impartial manner such evidence, in addition to that presented by the parties, as he or she deems necessary to fairly and equitably decide the appeal, including the obtaining of physical, mental, or vocational examinations or evaluations of workers;

(g) To take appropriate disciplinary action with respect to representatives of parties appearing before the board;

(h) To issue orders joining other parties, on motion of any party, or on his or her own motion when it appears that such other parties may have an interest in or may be affected by the proceedings;

(i) To consolidate appeals for hearing when such consolidation will expedite disposition of the appeals and avoid duplication of testimony and when the rights of the parties will not be prejudiced thereby;

(j) To schedule the presentation of evidence and the filing of pleadings, including the filing of perpetuation depositions;

(k) To close the record on the completion of the taking of all evidence and the filing of pleadings and perpetuation depositions. In the event that the parties do not confirm witnesses or present their evidence within the timelines prescribed by the judge, the judge may close the record and issue a proposed decision and order;

(l) To take any other action necessary and authorized by these rules and the law.

(3) **Interlocutory review.** A party may request interlocutory review pursuant to WAC 263-12-115(6) of any exercise of authority by the industrial appeals judge under this rule.

(4) **Substitution of industrial appeals judge.** At any time the board or a chief industrial appeals judge or designee may substitute one industrial appeals judge for another in any given appeal.

AMENDATORY SECTION (Amending WSR 01-09-031, filed 4/11/01, effective 5/12/01)

WAC 263-12-050 Contents of notice of appeal. The board's jurisdiction shall be invoked by filing a written notice of appeal.

(1) **General Rule.** In all appeals, the notice of appeal shall contain where applicable:

(a) The name and address of the appealing party and of the party's representative, if any;

(b) A statement identifying the date and content of the department order, decision or award being appealed. This requirement may be satisfied by attaching a copy of the order, decision or award;

(c) The reason why the appealing party considers such order, decision or award to be unjust or unlawful;

(d) A statement of facts in full detail in support of each stated reason;

(e) The specific nature and extent of the relief sought;

(f) The place, most convenient to the appealing party and that party's witnesses, where board proceedings are requested to be held;

(g) A statement that the person signing the notice of appeal has read it and that to the best of his or her knowledge the contents are true((-);

(h) The signature of the appealing party or the party's representative.

(2) **Industrial Insurance Appeals.** In appeals arising under the Industrial Insurance Act (Title 51 RCW), the notice of appeal shall also contain:

(a) The name and address of the injured worker;

(b) The name and address of the worker's employer at the time the injury occurred;

(c) In the case of occupational disease, the name and address of all employers in whose employment the worker was allegedly exposed to conditions that gave rise to the occupational disease;

(d) The nature of the injury or occupational disease((-);

(e) The time when and the place where the injury occurred or the occupational disease arose((-);

(3) **Crime Victims' Compensation Act.** In appeals arising under the Crime Victims' Compensation Act (chapter 7.68 RCW), the notice of appeal shall also contain:

(a) The time when and the place where the criminal act occurred;

(b) The name and address of the alleged perpetrator of the crime; and

(c) The nature of the injury.

(4) **Assessment Appeals.** In appeals from a notice of assessment arising under chapter 51.48 RCW or in cases arising from an assessment under the Worker and Community Right to Know Act (chapter 49.70 RCW), the notice of appeal shall also contain:

(a) A statement setting forth with particularity the reason for the appeal; and

(b) The amounts, if any, that the party admits are due((-);

(5) **LEOFF Appeals.** In appeals arising under the special death benefit provision of the Law Enforcement Officers' and Fire Fighters' Retirement System (chapter 41.26 RCW), the notice of appeal shall also contain:

(a) The time when and the place where the death occurred; and

(b) ((t)) The name and address of the decedent's employer at the time the injury occurred((-);

(6) **Asbestos Certification Appeals.** In appeals arising under chapter 49.26 RCW concerning the denial, suspension or revocation of certificates involving asbestos projects, the notice of appeal shall also contain:

(a) A statement identifying the certification decision appealed from;

(b) The reason why the appealing party considers such certification decision to be incorrect.

(7) **WISHA Appeals.** In appeals arising under the Washington Industrial Safety and Health Act (chapter 49.17 RCW), the appeal shall also contain:

(a) A statement identifying the citation, penalty assessment, or notice of abatement date appealed from;

(b) The name and address of the representative of any labor union representing any employee who was or who may be affected by the alleged safety violation(s);

(c) A statement certifying compliance with WAC 263-12-059(4).

(8) **Other Safety Appeals.** In appeals arising under chapter 49.22 RCW concerning alleged violations of safety procedures in late night retail establishments, chapter 70.74 RCW concerning alleged violations of the Washington State Explosives Act, or chapter 88.04 RCW concerning alleged violations of the Charter Boat Safety Act, the notice of appeal shall also contain:

(a) A statement identifying the citation, penalty assessment, or notice of abatement date appealed from;

(b) The name and address of the representative of any labor union representing any employee who was or who may be affected by the alleged safety violation or violations;

(c) ~~(A)~~ If applicable, a statement certifying compliance with WAC 263-12-059.

AMENDATORY SECTION (Amending WSR 01-09-032, filed 4/11/01, effective 5/12/01)

WAC 263-12-059 Appeals arising under the Washington Industrial Safety and Health Act—Notice to interested employees. In the case of any appeal by an employer concerning an alleged violation of the Washington Industrial Safety and Health Act, the employer shall give notice of such appeal to its employees by either: (1) providing copies of the appeal to each employee member of the employer's safety committee; or (2) by posting a copy of the appeal in a conspicuous place at the work site at which the alleged violation occurred. Any posting shall remain during the pendency of the appeal.

The employer shall also provide notice advising interested employees that an appeal has been filed with the board and that any employee or group of employees who wish to participate in the appeal may do so by contacting the board. Such notice shall include the address of the board.

The employer shall file with the board a certificate of proof of compliance with this section within fourteen days of receipt of the board's notice acknowledging receipt of the appeal. If notice as required by this section is not possible the employer shall advise the board or its designee of the reasons why notice cannot be accomplished. If the board, or its designee, accepts the impossibility of the required notice it will prescribe the terms and conditions of a substitute notice procedure reasonably calculated to give notice to affected employees.

AMENDATORY SECTION (Amending WSR 00-23-021, filed 11/7/00, effective 12/8/00)

WAC 263-12-060 Filing appeals—Limitation of time. (1) In cases arising under the Industrial Insurance Act, or the Worker and Community Right to Know Act, the notice of appeal shall be filed within sixty days from the date the copy of the order, decision or award of the department was received by the appealing party, except an appeal from an order or decision making demand for repayment of sums paid to a provider of medical, dental, vocational or other health

services shall be filed within twenty days from the date the order or decision was received by the provider.

(2) In appeals arising under the Crime Victims Compensation Act (chapter 7.68 RCW), the notice of appeal shall be filed within ninety days from the date the copy of the order, decision or award of the department was received by the appealing party.

(3) In appeals from a notice of assessment arising under chapter 51.48 RCW, the notice of appeal shall be filed within thirty days from the date the notice of assessment was served.

(4) In appeals arising under the Washington Industrial Safety and Health Act (chapter 49.17 RCW), the appeal shall be initiated by giving the director of the department of labor and industries notice of intent to appeal within fifteen working days from the date of notification of such citation, abatement period or penalty assessment. If the director does not reassume jurisdiction over the matter to which notice of intent to appeal is given, the department shall promptly transmit the notice of intent to appeal together with the department's record in the matter to the board, whereupon the matter shall be deemed an appeal before the board. If the director reassumes jurisdiction pursuant to a notice of intent to appeal, there shall be, within thirty working days of such reassumption or within the extended redetermination period up to an additional fifteen working days upon agreement of all parties to the appeal, a further determinative order issued in the matter. Any appeal from such further determinative order must be made directly to the board, with a copy filed with the director of the department, within fifteen working days from the date of notification of such further determinative order.

(5) In appeals arising under chapter 49.26 RCW concerning the denial, suspension or revocation of certificates involving asbestos projects or in appeals arising under chapter 49.22 RCW concerning alleged violations of safety procedures in late night retail establishments, chapter 70.74 RCW concerning alleged violations of the Washington State Explosives Act, or chapter 88.04 RCW concerning alleged violations of the Charter Boat Safety Act, the notice of appeal shall be filed in the manner and within the time allowed for filing appeals under RCW 49.17.140 and WAC 263-12-060 ~~((3))~~(4).

(6) In appeals arising under the special death benefit provision of the Law Enforcement Officers' and Fire Fighters' Retirement System (chapter 41.26 RCW), the notice of appeal shall be filed within sixty days from the date the copy of the order, decision or award of the department was received by the appealing party.

(7) The board shall forthwith acknowledge receipt of any appeal filed with the board and the board's stamp placed thereon shall be prima facie evidence of the date of receipt. The board may thereafter require additional copies to be filed.

AMENDATORY SECTION (Amending WSR 91-13-038, filed 6/14/91, effective 7/15/91)

WAC 263-12-065 Disposition on department record. In cases arising under the Industrial Insurance Act, the Worker and Community Right to Know Act, and the Crime Victims Compensation Act, the board may, within the times

prescribed by RCW 51.52.090, enter an order making final disposition of an appeal, without prejudice to any party's right to appeal from any subsequent order, decision or award issued by the department, based solely upon review of the notice of appeal and the record of the department in the case, as follows:

(1) If the notice of appeal raises no issue or issues of fact and the board finds that the department properly and lawfully decided all matters raised therein, the board may deny the appeal and affirm the department's decision or award; or

(2) If the department's record sustains the contention of the appealing party, the board may allow the relief asked in such appeal((-);

(3) If the appeal is brought prior to the taking of appealable action or issuance of an appealable order, decision or award by the department, the board may deny the appeal ~~((and return the matter to the department without prejudice to the right of any party to appeal from any further order, decision or award of the department.))~~;

(4) If the department has (a) held the order, decision or award under appeal in abeyance or modified, reversed or changed the order, decision or award under appeal within the time limited for appeal or within thirty days after receiving a notice of appeal, or (b) directed the submission of further evidence within the time limited for filing a notice of appeal, the board may deny the appeal on the basis that the appealing party is no longer aggrieved by the order, decision or award under appeal; or

(5) If an employer has filed an appeal from a notice of assessment, and the department, within thirty days after receiving a notice of appeal, modifies, reverses or changes any notice of assessment or holds any such notice of assessment in abeyance pending further investigation the board may deny the appeal.

AMENDATORY SECTION (Amending WSR 00-23-021, filed 11/7/00, effective 12/8/00)

WAC 263-12-093 Conferences—Disposition of appeals by agreement. (1) If an agreement concerning final disposition of any appeal is reached by all the parties present or represented at a conference, an order shall be issued in conformity with their agreement, providing the board finds the agreement is in accordance with the law and the facts.

(a) In industrial insurance cases, if an agreement concerning final disposition of the appeal is reached by the employer and worker or beneficiary at a conference at which the department is represented, and no objection is interposed by the department, an order shall be issued in conformity with their agreement, providing the board finds that the agreement is in accordance with the law and the facts. If an objection is interposed by the department on the ground that the agreement is not in accordance with the law or the facts, a hearing shall be scheduled.

(b) In cases involving the Washington Industrial Safety and Health Act, an agreement concerning final disposition of the appeal among the parties must include regardless of other substantive provisions covered by the agreement: (i) A statement reciting the abatement date for the violations involved,

and (ii) A statement confirming that the penalty assessment for contested and noncontested violations has or will be paid.

(c) Where all parties concur in the disposition of an appeal but the industrial appeals judge is not satisfied that the agreement is in conformity with the facts and the law or that the board has jurisdiction or authority to order the relief sought, the industrial appeals judge may require such evidence or documentation necessary to adequately support the agreement in fact and/or in law.

(2) All agreements reached at a conference concerning final disposition of the appeal shall be stated on the record by the industrial appeals judge and the parties shall indicate their concurrence on the record. The record may either be transcribed by a court reporter or recorded and certified by the industrial appeals judge conducting the conference.

The industrial appeals judge may, in his or her discretion accept an agreement for submission to the board in the absence of one or more of the parties from the conference, or without holding a conference.

(a) In such cases the agreement may be confirmed in writing by the parties to the agreement not in attendance at a conference, except that the written confirmation of a party to the agreement not in attendance at a conference will not be required where the industrial appeals judge is satisfied of the concurrence of the party or that the party received notice of the conference and did not appear.

(b) In cases where no conference has been held but the parties have informed the judge of their agreement, yet no written confirmation has been received, the judge may submit a judge's report of proceedings which encompasses the agreement. The judge will submit copies of the report to the parties and, if no objection is received within ten days, the agreement may be submitted to the board for approval.

(3) In the event concurrence of all affected employees or employee groups cannot be obtained in cases involving agreements for final disposition of appeals under the Washington Industrial Safety and Health Act, a copy of the proposed agreement shall be posted by the employer at each establishment to which the agreement applies in a conspicuous place or places where notices to employees are customarily posted. The agreement shall be posted for ten days before it is submitted to the board for entry of the final order. The manner of posting shall be in accordance with ~~((WAC 296-350-400 (4) and (5)))~~ WAC 263-12-059. If an objection to the agreement is interposed by affected employees or employee groups prior to entry of the final order of the board, further proceedings shall be scheduled.

(4) The parties present at a conference may agree to a vocational evaluation or a further medical examination of a worker or crime victim, including further evaluative or diagnostic tests, except such as require hospitalization, by medical or vocational experts acceptable to them, or to be selected by the industrial appeals judge. In the event the parties agree that an order on agreement of parties or proposed decision and order may be issued based on the report of vocational evaluation or medical examination, the industrial appeals judge may arrange for evaluation or examination and the board will pay reasonable and necessary expenses involved. Upon receipt by the board, copies of the report of such examination or evaluation will be distributed to all parties repre-

mented at the conference and further appropriate proceedings will be scheduled or an order on agreement of parties or proposed decision and order issued. If the worker or crime victim fails to appear at the evaluation or examination, the party or their representative may be required to reimburse the Board for any fee charged for their failure to attend.

AMENDATORY SECTION (Amending WSR 00-23-021, filed 11/7/00, effective 12/8/00)

WAC 263-12-115 Procedures at hearings. (1) **Industrial appeals judge.** All hearings shall be conducted by an industrial appeals judge who shall conduct the hearing in an orderly manner and rule on all procedural matters, objections and motions.

(2) **Order of presentation of evidence.**

(a) In any appeal under either the Industrial Insurance Act, the Worker and Community Right to Know Act or the Crime Victims Compensation Act, the appealing party shall initially introduce all evidence in his or her case-in-chief except that in an appeal from an order of the department that alleges fraud the department or self-insured employer shall initially introduce all evidence in its case-in-chief.

(b) In all appeals subject to the provisions of the Washington Industrial Safety and Health Act, the department shall initially introduce all evidence in its case-in-chief.

(c) After the party with the initial burden has presented his or her case-in-chief, the other parties may then introduce the evidence necessary to their cases-in-chief. In the event there is more than one other party, they may either present their cases-in-chief successively or may join in their presentation. Rebuttal evidence shall be received in the same order. Witnesses may be called out of turn in contravention of this rule only by agreement of all parties.

(3) **Objections and motions to strike.** Objections to the admission or exclusion of evidence shall be in short form, stating the legal grounds of objection relied upon. Extended argument or debate shall not be permitted.

(4) **Rulings.** The industrial appeals judge on objection or on his or her own motion shall exclude all irrelevant or unduly repetitious evidence and statements that are inadmissible pursuant to WAC 263-12-095(5). All rulings upon objections to the admissibility of evidence shall be made in accordance with rules of evidence applicable in the superior courts of this state.

(5) **Interlocutory appeals to the board - Confidentiality of trade secrets.** A direct appeal to the board shall be allowed as a matter of right from any ruling of an industrial appeals judge adverse to the employer concerning the confidentiality of trade secrets in appeals under the Washington Industrial Safety and Health Act.

(6) **Interlocutory review by a chief industrial appeals judge.** (a) Except as provided in subsection (5) of this section interlocutory rulings of the industrial appeals judge are not subject to direct review by the board. A party to an appeal or a witness who has made a motion to quash a subpoena to appear at board related proceedings, may within five working days of receiving an adverse ruling from an industrial appeals judge request a review by a chief industrial appeals judge or

his or her designee. Such request for review shall be in writing and shall be accompanied by an affidavit in support of the request and setting forth the grounds for the request, including the reasons for the necessity of an immediate review during the course of conference or hearing proceedings. Within ten working days of receipt of the written request, the chief industrial appeals judge, or designee, may decline to review the ruling based upon the written request and supporting affidavit; or, after such review as he or she deems appropriate, may either affirm or reverse the ruling, or refer the matter to the industrial appeals judge for further consideration.

(b) Failure to request review of an interlocutory ruling shall not constitute a waiver of the party's objection, nor shall an unfavorable response to the request preclude a party from subsequently renewing the objection whenever appropriate.

(c) No conference or hearing shall be interrupted for the purpose of filing a request for review of the industrial appeals judge's rulings; nor shall any scheduled proceedings be canceled pending a response to the request.

(7) **Recessed hearings.** Where, for good cause, all parties to an appeal are unable to present all their evidence at the time and place originally set for hearing, the industrial appeals judge may recess the hearing to the same or a different location so as to insure that all parties have reasonable opportunity to present their respective cases. No written "notice of hearing" shall be required as to any recessed hearing.

(8) **Failure to present evidence when due.** If any party is due to present certain evidence at a hearing or recessed hearing and, for any reason on its part, fails to appear and present such evidence, the industrial appeals judge may conclude the hearing and issue a proposed decision and order on the record, or recess or set over the proceedings for further hearing for the receipt of such evidence.

(9) ~~((Evidence by deposition. When a hearing is recessed or set over pursuant to subsection (7) or (8) of this section, or if a party volunteers or desires to take the testimony of any witness in a proceeding by deposition, or if the admission of evidence cannot otherwise be accomplished in a reasonably timely manner, the industrial appeals judge may permit or require the perpetuation of testimony by deposition regardless of the witness' availability to testify at the hearing or at a future recessed hearing. Such ruling may only be given after the industrial appeals judge gives due consideration to: (a) The complexity of the issues raised by the appeal, (b) the desirability of having the witness' testimony presented at a hearing, (c) the costs incurred by the parties in complying with the ruling, and (d) the fairness to the parties in complying with the ruling. The industrial appeals judge may require that depositions be taken and published within prescribed time limits, which time limits may be extended by the industrial appeals judge for good cause. Each party shall bear its own costs, except when appropriate and requested by a party the industrial appeals judge may allocate costs to parties or their representatives. The deposition must be transcribed in a reproducible format or it may be excluded from the record.~~

(10) **Procedure at deposition.** Unless the parties stipulate or the industrial appeals judge determines otherwise, all depositions permitted to be taken for the perpetuation of testi-

mony shall be taken subject to the following conditions: (a) That all motions and objections, whether to form or otherwise, shall be raised at the time of the deposition, and if not raised at such time shall be deemed waived; (b) that all exhibits shall be marked and identified at the time of the deposition and, if offered into evidence, appended to the deposition; (c) that the deposition be published, without necessity of further conference or hearing, at the time it is received by the industrial appeals judge; (d) that all motions and objections raised at the time of the deposition shall be ruled upon by the industrial appeals judge in the proposed decision and order; and (e) that the deposition may be appended to the record as part of the transcript, and not as an exhibit, without the necessity of being re-typed into the record.

(H)) **Offers of proof in colloquy.** When an objection to a question is sustained an offer of proof in question and answer form shall be permitted unless the question is clearly objectionable on any theory of the case.

AMENDATORY SECTION (Amending WSR 01-13-038 [91-13-038], filed 6/14/91, effective 7/15/91)

WAC 263-12-150 Finality of proposed decisions and orders. (1) Where no petition for review is filed. In the event no petition for review is filed as provided herein by any party, the proposed decision and order of the industrial appeals judge shall be adopted by the board and become the decision and order of the board, and no appeal may be taken therefrom to the courts.

(2) Proposed decision and order deemed adopted without formal action. If an order adopting the proposed decision and order is not formally signed by the board on the day following the date the petition for review of the proposed decision and order is due, said proposed decision and order shall be deemed adopted by the board and become the decision and order of the board, and no appeal may be taken therefrom to the courts.

(3) Order adopting proposed decision and order — delay in mailing to parties. To permit adequate time for postal delivery of petitions for review or requests for extension of time to file petitions for review which have been filed by mail pursuant to RCW 51.52.104 and WAC 263-12-01501(((3))) (b)(ii), the board will delay the mailing of its order adopting the proposed decision and order to all parties until three days after the date the petition is due. Notwithstanding the date of mailing of the order adopting the proposed decision and order, such order shall be effective immediately following the last day permitted for filing a petition for review.

(4) Setting aside final order due to delayed postal delivery. If, after entry or mailing of the order adopting proposed decision and order, a petition for review or a request for extension of time to file a petition for review is received which bears evidence of mailing within the time permitted for filing such petition or request for extension, the board will set aside the order adopting the proposed decision and order and consider the petition or request for extension as one timely filed.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

NEW SECTION

WAC 263-12-117 Perpetuation depositions. (1) **Evidence by deposition.** The industrial appeals judge may permit or require the perpetuation of testimony by deposition. Such ruling may only be given after the industrial appeals judge gives due consideration to: (a) The complexity of the issues raised by the appeal; (b) The desirability of having the witness's testimony presented at a hearing; (c) The costs incurred by the parties in complying with the ruling; and (d) The fairness to the parties in complying with the ruling. The industrial appeals judge may require that depositions be taken and published within prescribed time limits, which time limits may be extended by the industrial appeals judge for good cause. Each party shall bear its own costs except when appropriate and requested by a party, the industrial appeals judge may allocate costs to parties or their representatives. If the deposition is not transcribed in a reproducible format it may be excluded from the record.

(2) **Procedure at deposition.** Unless the parties stipulate or the industrial appeals judge determines otherwise all depositions permitted to be taken for the perpetuation of testimony shall be taken subject to the following conditions: (a) That all motions and objections, whether to form or otherwise, shall be raised at the time of the deposition and if not raised at such time shall be deemed waived; (b) that all exhibits shall be marked and identified at the time of the deposition and, if offered into evidence, appended to the deposition; (c) that the deposition be published without necessity of further conference or hearing at the time it is received by the industrial appeals judge; (d) that all motions, including offers to admit exhibits and objections raised at the time of the deposition, shall be ruled upon by the industrial appeals judge in the proposed decision and order; and (e) that the deposition may be appended to the record as part of the transcript, and not as an exhibit, without the necessity of being re-typed into the record.

NEW SECTION

WAC 263-12-156 Board review of final order. The board will consider motions to reconsider and motions to vacate final board orders. The procedure for review of final orders is as defined in CR 59 and CR 60 of the Washington Court Rules except that hearings on the motion will be held solely at the discretion of the board. After receipt of the motion the board will acknowledge receipt of the motion and direct the time frames for opposing parties to respond to the motion and for the moving party to reply.

WSR 02-20-039
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)
 [Filed September 24, 2002, 3:16 p.m.]

Original Notice.

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

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

Purpose: Need standards for cash assistance programs represent the amount of income required by individuals and families to maintain a minimum and adequate standard of living. Need standards are based on assistance unit size and include basic requirements for food, clothing, shelter, energy costs, transportation, household maintenance and operations, personal maintenance, and necessary incidentals. This rule specifies the need standards for cash assistance based on assistance unit size.

Other Identifying Information: This rule sets need standard rates pursuant to legislative standards in RCW 74.04.-770, and therefore is exempt from filing a preproposal statement of inquiry per RCW 34.05.310 (4)(f).

Statutory Authority for Adoption: RCW 74.08.090 and 74.04.510.

Statute Being Implemented: RCW 74.08.090, 74.04.510, and 74.04.770.

Summary: This WAC is being amended to comply with the statutory requirement to update the need standard each year.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Veronica Barnes, 1009 College S.E., Lacey, WA 98504, (360) 413-3071.

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

Purpose and Effect: This rule specifies the need standards for cash assistance based on assistance unit size.

Proposal Changes the Following Existing Rules: This rule is being changed to update the standards based on the current consumer price index.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposed rule does not have an economic impact on small businesses, it only affects DSHS clients.

RCW 34.05.328 does not apply to this rule adoption. These amendments are exempt as allowed under RCW 34.05.328 (5)(b)(vii) which states in part, "[t]his section does not apply to...rules of the department of social and health services relating only to client medical or financial eligibility and rules concerning liability for care of dependents." This rule adopts the standards mandated in RCW 74.04.770.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 5, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by November 1, 2002, phone (360) 664-6094, TTY (360) 664-6178, e-mail FernAX@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, e-mail fernaax@dshs.wa.gov, by 5:00 p.m., November 5, 2002.

Date of Intended Adoption: Not earlier than November 6, 2002.

September 20, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 01-11-108, filed 5/21/01, effective 7/1/01)

WAC 388-478-0015 Need standards for cash assistance. The need standards for cash assistance units are:

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

Assistance Unit Size	Need Standard
1	\$ ((797)) <u>944</u>
2	((1,008)) <u>1,194</u>
3	((1,247)) <u>1,474</u>
4	((1,467)) <u>1,740</u>
5	((1,690)) <u>2,005</u>
6	((1,918)) <u>2,271</u>
7	((2,215)) <u>2,624</u>
8	((2,452)) <u>2,905</u>
9	((2,693)) <u>3,185</u>
10 or more	((2,926)) <u>3,465</u>

(2) For assistance units with shelter provided at no cost:

Assistance Unit Size	Need Standard
1	\$ ((480)) <u>492</u>
2	((607)) <u>623</u>
3	((752)) <u>769</u>
4	((884)) <u>907</u>
5	((1,019)) <u>1,046</u>
6	((1,156)) <u>1,184</u>
7	((1,335)) <u>1,369</u>
8	((1,478)) <u>1,515</u>
9	((1,623)) <u>1,661</u>
10 or more	((1,764)) <u>1,807</u>

WSR 02-20-042
PROPOSED RULES
BUILDING CODE COUNCIL
[Filed September 25, 2002, 8:33 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-15-103.

Title of Rule: Amendment of chapter 51-40 WAC, 1997 Uniform Building Code Sections 403.7, 905.2.1, and 1004.3.4.5.

Purpose: To adopt provisions in chapter 51-40 WAC regarding elevator shaft pressurization when used as an alternate to providing elevator lobbies at each floor where an elevator opens into a corridor.

Statutory Authority for Adoption: RCW 19.27.031 and 19.27.074.

Statute Being Implemented: Chapters 19.27 and 34.05 RCW.

Summary: Chapter 51-40 WAC allows elevator shaft pressurization as an alternate to providing elevator lobbies at each floor where an elevator opens into a corridor. The proposed rule establishes technical design requirements for the elevator shaft pressurization system and specific criteria for using this alternate method.

Reasons Supporting Proposal: The proposed rule adds to the state building code specific technical guidance needed for designing an elevator shaft pressurization system which will assure equivalent fire-life safety when compared to constructing a fire-resistive elevator lobby at each floor.

Name of Agency Personnel Responsible for Drafting and Implementation: Al Rhoades, P.O. Box 48350, Olympia, WA 98504-8350, (360) 725-2970; and Enforcement: Local jurisdictions.

Name of Proponent: Washington State Building Code Council, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The council is seeking comments on the amendments proposed in the rules below.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule adds specific technical requirements in chapter 51-40 WAC for the design of elevator shaft pressurization systems. Currently chapter 51-40 WAC allows elevator shaft pressurization as an alternate to providing elevator lobbies at each floor where an elevator opens into a corridor. The proposed rule provides the design criteria needed to assure that utilizing the elevator shaft pressurization option will provide equivalent fire-life safety when compared to constructing a fire-resistive elevator lobby at each floor. Use of the pressurized elevator shaft option over the fire-resistive lobby design allows for improved aesthetics and increased rentable floor space in buildings.

Proposal Changes the Following Existing Rules: The proposed rule adds specific criteria and technical design requirements for using the elevator shaft pressurization option in the state building code.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Proposed rule does not have an economic impact.

RCW 34.05.328 does not apply to this rule adoption. The State Building Code Council is not listed in this section as one of the agencies required to comply with this regulation.

Hearing Location: WestCoast SeaTac Hotel, Seattle Room, 18220 International Boulevard South, SeaTac, WA, on November 26, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Patti Thorn by November 13, 2002, TDD (360) 753-2200 or (360) 725-2966.

Submit Written Comments to: Jim Lewis, Chairman, State Building Code Council, P.O. Box 48350, Olympia, WA 98504-8350, fax (360) 586-9383, received by November 24, 2002.

Date of Intended Adoption: November 26, 2002.

September 13, 2002

Tim Nogler
for Jim Lewis
Council Chair

AMENDATORY SECTION [(Amending WSR 98-02-054, filed 1/6/98)]

WAC 51-40-0403 Section 403—Special provisions for Group B office buildings and Group R, Division 1 occupancies.

403.6.1 General. A central control station room for fire department operations shall be provided. The location, size and arrangement of the central control station shall be approved by the authority having jurisdiction. The central control station room shall be separated from the remainder of the building by not less than a one-hour fire-resistive occupancy separation. It shall contain the following as a minimum:

1. The voice alarm and public address system panels.
2. The fire department communications panel.
3. Fire-detection and alarm systems annunciator panels.
4. Annunciator visually indicating the location of the elevators and whether they are operational.
5. Status indicators and controls for air-handling systems.
6. Controls for unlocking all stairway doors simultaneously.
7. Sprinkler valve and water-flow detector display panels.
8. Emergency and standby power status indicators.
9. A telephone for fire department use with controlled access to the public telephone system.
10. Fire pump status indicators.
11. Schematic building plans indicating the typical floor plan and detailing the building core, means of egress, fire-protection systems, fire fighting equipment and fire department access.
12. Work table.

403.7 Elevators. Elevators and elevator lobbies shall comply with the provisions of Chapter 30 and the following:

NOTE: A bank of elevators is a group of elevators or a single elevator controlled by a common operating sys-

tem; that is, all those elevators that respond to a single call button constitute a bank of elevators. There is no limit on the number of cars that may be in a bank or group, but there may not be more than four cars within a common hoistway.

1. Elevators on all floors shall open into elevator lobbies that are separated from the remainder of the building, including corridors and other means of egress, by walls extending from the floor to the underside of the fire-resistive floor or roof above. Such walls shall not be of less than one-hour fire-resistive construction. Openings through such walls shall conform to Section 1004.3.4.3.2.

EXCEPTIONS: 1. The main entrance-level elevator lobby in office buildings.

2. Elevator lobbies located within an atrium complying with the provisions of Section 402.

3. In fully sprinklered office buildings, corridors may lead through enclosed elevator lobbies if all areas of the building have access to at least one required means of egress without passing through the elevator lobby.

4. Where elevator shafts are pressurized in accordance with Section 905, elevator lobbies need not be provided.

2. Each elevator lobby shall be provided with approved smoke detector(s) installed in accordance with their listings. When the detector is activated, elevator doors shall not open and all cars serving that lobby are to return to the main floor and be under manual control only. If the main floor detector or a transfer floor detector is activated, all cars serving the main floor or transfer floor shall return to a location approved by the fire department and building official and be under manual control only. The detector may serve to close the lobby doors, additional doors at the hoistway opening allowed in Section 3007 and smoke dampers serving the lobby.

3. Elevator hoistways shall not be vented through an elevator machine room. Each elevator machine room shall be treated as a separate smoke-control zone.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

NEW SECTION

WAC 51-40-905 Section 905—Smoke control.

905.2.1 General. Buildings or portions thereof required by this code to have a smoke-control system shall have such systems designed in accordance with the requirements of this section.

EXCEPTIONS: 1. Smoke and heat venting required by Section 906.

2. Where elevator shaft pressurization is required to comply with Exception 4 of Section 403.7, 1 or Exception 4 of Section 1004.3.4.5, the pressurization system shall comply with the following:

- 2.1. Elevator shafts shall be pressurized to not less than 0.10 inch of water column relative to atmospheric pressure. Elevator pressurization shall be measured with elevator cars at the designated primary recall level with the doors in the open position. The test shall be conducted at the location of the calculated maximum positive stack effect in the elevator shaft. The measured pressure shall be sufficient to provide 0.10 inch of water column as well as accounting for the stack and wind effect expected on the mean low temperature January day.
- 2.2. The elevator shaft pressurization shall be activated by a fire alarm system which shall include smoke detectors or other approved detectors located near the elevator shaft on each floor as approved by the building official and the fire chief. If the building has a fire alarm panel, detectors shall be connected to, with power supplied by, the fire alarm panel.
- 2.3. Elevator shaft pressurization equipment and its ductwork located within the building shall be separated from other portions of the building by construction equal to that required for the elevator shaft.
- 2.4. Elevator shaft pressurization air intakes shall be located in accordance with Section 905.7.4. Such intakes shall be provided with smoke detectors which upon detection of smoke, shall deactivate the pressurization fan supplied by that air intake.
- 2.5. The power source for the fire alarm system and the elevator shaft pressurization system shall be in accordance with Section 905.8.
- 2.6. Hoistway venting required by Section 3004 need not be provided for pressurized elevator shafts.
- 2.7. Elevator machine rooms required to be pressurized by Section 3005.2 need not be pressurized where separated from the hoistway by shaft construction in accordance with Section 711.
- 2.8. Special inspection shall be required in accordance with Section 905.15.9 and Section 1701.

AMENDATORY SECTION [(Amending WSR 01-02-095, filed 1/3/01)]

WAC 51-04-1004 The exit access.

1004.3.2.3.1 Width. The clear width of aisles shall be based on the number of fixed seats served by the aisle. The required width of aisles serving fixed seats shall not be used for any other purpose.

The clear width of an aisle in inches shall not be less than the occupant load served by the aisle multiplied by 0.3 for aisles with slopes greater than 1 unit vertical to 8 units horizontal (12.5% slope) and not less than 0.2 for aisles with a slope of 1 unit vertical to 8 units horizontal (12.5% slope) or less. In addition, when the rise of steps in aisles exceeds 7 inches (178 mm), the aisle clear width shall be increased by 1

1/4 inches (32 mm) for each 100 occupants or fraction thereof served for each 1/4 inch (6.35 mm) of riser height above 7 inches (178 mm).

EXCEPTION: For buildings with smoke-protected assembly seating and for which an approved life-safety evaluation is conducted, the minimum clear width of aisles and other means of egress may be in accordance with Table 10-D. For Table 10-D, the number of seats specified must be within a single assembly area, and interpolation shall be permitted between the specified values shown. If Table 10-D is used the minimum clear widths shown shall be modified in accordance with the following:

1. Where risers exceed 7 inches (178 mm) in height, multiply the stairway width in the tables by factor A, where:

$$A = 1 + \frac{(\text{riser height} - 7.0 \text{ inches})}{5} \quad (4-1)$$

For SI:

$$A = 1 + \frac{(\text{riser height} - 178 \text{ mm})}{127}$$

Where risers do not exceed 7 inches (178 mm) in height, A = 1.

2. Stairways not having a handrail within a 30-inch (762 mm) horizontal distance shall be 25 percent wider than otherwise calculated, i.e., multiply by B = 1.25. For all other stairs, B = 1.

3. Ramps steeper than 1 unit vertical in 10 units horizontal (10% slope) where used in ascent shall have their width increased by 10 percent, i.e., multiply by C = 1.10. For ramps not steeper than 1 unit vertical in 10 units horizontal (10% slope), C = 1. Where fixed seats are arranged in rows, the clear width of aisles shall not be less than set forth above or less than the following minimum widths:

3.1 Forty-eight inches (1219 mm) for stairways having seating on both sides.

3.2 Thirty-six inches (914 mm) for stairways having seating on one side.

3.3 Twenty-three inches (584 mm) between a stairway handrail and seating where the aisles are subdivided by the handrail.

3.4 Forty-two inches (1067 mm) for level or ramped aisles having seating on both sides.

3.5 Thirty-six inches (914 mm) for level or ramped aisles having seating on one side.

3.6 Twenty-three inches (584 mm) between a stairway handrail and seating where an aisle does not serve more than five rows on one side.

Where exit access is possible in two directions, the width of such aisles shall be uniform throughout their length. Where aisles converge to form a single path of exit travel, the aisle width shall not be less than the combined required width of the converging aisles.

1004.3.2.5.2 Where required. Aisles with a slope steeper than 1 unit vertical in 8 units horizontal (12.5% slope) shall consist of a series of risers and treads extending across the entire width of the aisle, except as provided in Section 1004.3.2.6.

The height of risers shall not be more than 8 inches (203 mm) nor less than 4 inches (102 mm) and the tread run shall not be less than 11 inches (279 mm). The riser height shall be uniform within each flight and the tread run shall be uniform throughout the aisle. Variations in run or height between adjacent treads or risers shall not exceed 3/16 inch (4.8 mm).

EXCEPTION: Where the slope of aisle steps and the adjoining seating area is the same, the riser heights may be increased to a maximum of 9 inches (229 mm) and may be non-uniform, but only to the extent necessitated by changes in the slope of the adjoining seating area to maintain adequate sight lines. Variations may exceed 3/16 inch (4.8 mm) between adjacent risers, provided the exact location of such variations is identified with a marking stripe on each tread at the nosing or leading edge adjacent to the nonuniform riser. The marking stripe shall be distinctively different from the contrasting marking stripe.

A contrasting marking stripe or other approved marking shall be provided on each tread at the nosing or leading edge such that the location of each tread is readily apparent when viewed in descent. Such stripe shall be a minimum of 1 inch (25 mm) wide and a maximum of 2 inches (51 mm) wide.

EXCEPTION: The marking stripe may be omitted where tread surfaces are such that the location of each tread is readily apparent when viewed in descent.

1004.3.2.6 Ramp Slope. The slope of ramped aisles shall not be more than 1 unit vertical in 8 units horizontal (12.5% slope). Ramped aisles shall have a slip-resistant surface.

EXCEPTION: When provided with fixed seating, theaters may have a slope not steeper than 1 unit vertical in 5 units horizontal (20% slope).

1004.3.2.7 Handrails. Handrails shall comply with the height, size and shape dimensions set forth in Section 1003.3.3.6, and ends shall be returned or shall have rounded terminations or bends. Ramped aisles having a slope steeper than 1 unit vertical in 10 units horizontal (6.7% slope) and aisle stairs (two or more adjacent steps) shall have handrails located either at the side or within the aisle width. Handrails may project into the required aisle width a distance of 3-1/2 inches (89 mm).

EXCEPTIONS:

1. Handrails may be omitted on ramped aisles having a slope not steeper than 1 unit vertical in 5 units horizontal (20% slope) and having fixed seats on both sides of the aisle.
2. Handrails may be omitted where a guardrail is at the side of an aisle that conforms to the size and shape requirements for handrails.

Handrails located within the aisle width shall be discontinuous with gaps or breaks not to exceed five rows. These gaps or breaks shall have a clear width of not less than 22 inches (559 mm) not more than 36 inches (914 mm) measured horizontally.

1004.3.4.5 Elevators. Elevators opening into a corridor shall be provided with an elevator lobby at each floor containing such a corridor. The lobby shall completely separate the elevators from the corridor by construction conforming to Section 1004.3.4.3.1 and all openings into the lobby wall contiguous with the corridor shall be protected as required by Section 1004.3.4.3.2.

EXCEPTIONS:

1. In office buildings, separations need not be provided from a street floor lobby, provided the entire street floor is protected with an automatic sprinkler system.
2. Elevators not required to meet the shaft enclosure requirements of Section 711.

PROPOSED

3. When additional doors are provided in accordance with Section 3007.

4. In fully sprinklered buildings, where elevator and stair shafts are pressurized in accordance with Section 905, elevator lobbies need not be provided.

Elevator lobbies shall comply with Section 3002.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

Reviser's note: The section above was filed by the agency as WAC 51-04-1004. However, the other rules for the Building Code Council are found in chapter 51-40 WAC. The section above appears to be WAC 51-40-1004, but pursuant to the requirements of RCW 34.08.040, it is published in the same form as filed by the agency.

WSR 02-20-043

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Health and Rehabilitative Services Administration)

[Filed September 25, 2002, 9:30 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-01-131.

Title of Rule: New chapter 388-891 WAC, Vocational rehabilitation services for individuals with disabilities.

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

Purpose: To repeal old rehabilitation rules and adopt new rules to comply with the August 1998 amendments to the Rehabilitation Act of 1973, the United States Department of Education regulations including 34 C.F.R. Part 361 State Vocational Rehabilitation Services Program, 34 C.F.R. Part 363 State Supported Employment Services Program, chapter 74.29 RCW for rehabilitation services for individuals with disabilities, chapter 43.19 RCW for purchasing and loaning equipment, RCW 43.43.832 for background check requirements for in-home or relative child care providers, and RCW 4.24.550, 71.09.340, 9A.44.130 and chapter 26.44 RCW regarding sex offenders. These rules are written to comply with the Governor's Executive Order 97-02 regulatory improvement.

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

Statutory Authority for Adoption: RCW 74.29.020, 74.08.090.

Statute Being Implemented: August 1998 amendments to the Rehabilitation Act of 1973, 34 C.F.R. Part 361 and 34 C.F.R. Part 363, chapters 74.29, 43.19 RCW, RCW 43.43.-832, 4.24.550, 71.09.340, 9A.44.130, chapter 26.44 RCW.

Summary: The rules inform the public about the rehabilitation services and/or benefits provided by the Division of Vocational Rehabilitation (DVR) and the conditions under which DVR provides them.

Reasons Supporting Proposal: To comply with the statutes and federal rules as indicated in Title of Rule and Statutory Authority for Adoption above.

Name of Agency Personnel Responsible for Drafting: Phyllis Hansen, Program Administrator, Division of Vocational Rehabilitation, P.O. Box 45340, Olympia, WA 98504-5340, (360) 438-8047/VTTY; **Implementation and Enforcement:** Mike O'Brien, Director, Division of Vocational Rehabilitation, P.O. Box 45340, Olympia, WA 98504-5340, (360) 438-8008.

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

Rule is necessary because of federal law, United States Department of Education, Code of Federal Regulations including 34 C.F.R. Part 361 and 34 C.F.R. Part 363.

Explanation of Rule, its Purpose, and Anticipated Effects: The rules inform the public what rehabilitation services and/or benefits are provided by DSHS, Division of Vocational Rehabilitation (DVR) and under what conditions DVR provides the services and/or benefits. Major areas covered include: Protection and use of confidential information, customer rights, paying for VR services, informed choice, order of selection, vocational rehabilitation services, supported employment, applying for VR services, eligibility, individualized plan for employment development, loaning equipment, and case closure.

The rules are intended to clarify the rights and responsibilities of DVR applicants and eligible individuals with disabilities, clarify the order of selection process, clarify presumptive eligibility for SSI and SSDI recipients, clarify the development of individualized plans for employment and support DVR's mission to help people with disabilities go to work. The new rules are organized for ease in customer use and simplified for clear understanding.

Proposal Changes the Following Existing Rules: DVR is repealing about two-thirds of the old program rules in chapter 388-890 WAC and replacing them with new rules in chapter 388-891 WAC. The subject matter remaining in chapter 388-890 WAC will all be on the DVR independent living services program.

The new vocational rehabilitation rules are reorganized in a different sequence according to customer interest and use. Major content changes include: Adding and changing definitions, changes to the rights and responsibilities of DVR applicants and eligible individuals with disabilities including disclosure of a history of violent or predatory behavior and criminal history, changes in documentation requirements in case service records, new presumptive eligibility for SSI and SSDI recipients, the addition of extended evaluation as a tool to determine eligibility, changes in the use of comparable services and benefits, changes in selection of services and service providers, and changes to the scope of VR services and the conditions under which some VR services are provided.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rules do not regulate any businesses. The proposed rules regulate the provision of vocational rehabilitation services and anyone interested in receiving vocational rehabilitation services from DVR and provide information to anyone interested.

PROPOSED

PROPOSED

RCW 34.05.328 applies to this rule adoption. The rules meet the definition of a "significant legislative rule" and a cost benefit analysis has been prepared. To obtain a copy, contact Phyllis Hansen, DVR Program Administrator, P.O. Box 45340, Olympia, WA 98504-5340, phone (360) 438-8047 V/TTY, e-mail hansepa@dshs.wa.gov.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 26, 2002, at 1:00 p.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by November 12, 2002, phone (360) 664-6094, TTY (360) 664-6178, e-mail fernaa@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, e-mail fernaa@dshs.wa.gov, by 5:00 p.m., November 26, 2002.

Date of Intended Adoption: Not earlier than November 27, 2002.

September 20, 2002
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

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

WSR 02-20-046
PROPOSED RULES
DEPARTMENT OF
LABOR AND INDUSTRIES
[Filed September 25, 2002, 4:23 p.m.]

Supplemental Notice to WSR 02-19-101.

Preproposal statement of inquiry was filed as WSR 02-13-117.

Title of Rule: Chapter 296-17 WAC, General reporting rules, classifications, audit and recordkeeping, rates and rating system for Washington workers' compensation insurance.

Purpose: Three additional public hearings will be held in Washington on October 31st in Yakima, November 4th in Tacoma, and November 6th in Vancouver.

Name of Agency Personnel Responsible for Drafting: Bill Vasek/Ken Woehl, Tumwater, Washington, (360) 902-5015/902-4775; Implementation: Doug Connell/Kathy Kimbel, Tumwater, Washington, (360) 902-4209/902-4739; and Enforcement: Kathy Kimbel/Doug Mathers, Tumwater, Washington, (360) 902-4739/902-4750.

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: Not applicable. This is a supplemental rule filing to add additional hearings.

Proposal does not change existing rules.

RCW 34.05.328 does not apply to this rule adoption. Not applicable. This is a supplemental rule filing to add additional hearings.

Hearing Location: Yakima Labor and Industries Office, 15 West Yakima Avenue, Suite 100, Yakima, WA, on October 31, 2002, at 10 a.m.; at the Tacoma Labor and Industries Office, 950 Broadway, Suite 503 (Vashon Room), Tacoma, WA, on November 4, 2002, at 10 a.m.; and at the Vancouver Labor and Industries Office, 312 S.E. Stonemill Drive, Suite 120, Vancouver, WA, on November 6, 2002, at 10 a.m.

Assistance for Persons with Disabilities: Contact Office of Information and Assistance by November 6, 2002, TDD (360) 902-5797.

Submit Written Comments to: Department of Labor and Industries, Douglas Connell, Assistant Director for Insurance Services, P.O. Box 4100, Olympia, WA 98504, fax (360) 902-4729 or e-mail GUNT235@LNI.WA.GOV, by November 6, 2002.

Date of Intended Adoption: November 20, 2002.
September 25, 2002
Gary Moore
Director

WSR 02-20-052
WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed September 27, 2002, 11:21 a.m.]

The Medical Assistance Administration would like to withdraw the CR-102 proposed rule-making notice, filed as WSR 02-17-083, on August 19, 2002. The Medical Assistance Administration no longer intends to amend WAC 388-526-2610 or add new WAC 388-526-2620.

Brian Lindgren, Manager
Rules and Policies Assistance Unit

WSR 02-20-066
PROPOSED RULES
WHATCOM COMMUNITY COLLEGE
[Filed September 30, 2002, 9:07 a.m.]

Continuance of WSR 02-19-056.
Preproposal statement of inquiry was filed as WSR 02-06-103.

Title of Rule: Student rights and responsibilities, chapter 132U-120 WAC.

Purpose: Changing the time of the hearing from 4:00 p.m. to 2:00 p.m.

Statutory Authority for Adoption: RCW 28B.50.130 and 28B.50.140.

Summary: Updates and clarifies the process for student complaints. Updates and clarifies the process regarding student rights and responsibilities.

Name of Agency Personnel Responsible for Drafting: Jennifer Dixon, Laidlaw Center Room 116, (360) 676-2170;

and Implementation and Enforcement: Patricia Onion, Laidlaw Center Room 116, (360) 676-2170.

Name of Proponent: Whatcom Community College, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: Updates and clarifies the process for student complaints. Updates and clarifies the process regarding student rights and responsibilities.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No monetary implications are attached to this policy. No costs imposed on small business through adoption of this rule amendment.

RCW 34.05.328 does not apply to this rule adoption. Rules relate to internal government operations.

Hearing Location: Syre Student Center, Room 107/108, Whatcom Community College, 237 West Kellogg Road, Bellingham, WA 98226, on October 24, 2002, at 2:00 p.m.

Assistance for Persons with Disabilities: Contact Bill Culwell by October 15, 2002, TTY (360) 647-3279 or (360) 2170 ext. 3220.

Submit Written Comments to: Jennifer Dixon, Whatcom Community College, 237 West Kellogg Road, Bellingham, WA 98226, fax (260) 676-2171, by October 15, 2002.

Date of Intended Adoption: November 12, 2002.

September 25, 2002

Jennifer Dixon

Rules Coordinator

WSR 02-20-067

PROPOSED RULES

WHATCOM COMMUNITY COLLEGE

[Filed September 30, 2002, 9:08 a.m.]

Continuance of WSR 02-19-057.

Preproposal statement of inquiry was filed as WSR 02-06-104.

Title of Rule: Control of dogs, chapter 132U-52 WAC.

Purpose: To change the time of the hearing from 4:00 p.m. to 2:00 p.m.

Statutory Authority for Adoption: RCW 28B.50.130.

Summary: Updates and clarifies wording that the use of service animals (dogs) included assisting persons with mental and physical disabilities.

Name of Agency Personnel Responsible for Drafting: Jennifer Dixon, Laidlaw Center Room 116, (360) 676-2170; Implementation and Enforcement: Patricia Onion, Laidlaw Center Room 116, (360) 676-2170.

Name of Proponent: Whatcom Community College, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: Clarifies wording that the use of dogs includes assisting persons with mental and physical disabilities.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No monetary implications are attached to this policy. No costs imposed on small business through adoption of this rule amendment.

RCW 34.05.328 does not apply to this rule adoption. Rules relate to internal government operations.

Hearing Location: Syre Student Center Room 107/108, Whatcom Community College, 237 West Kellogg Road, Bellingham, WA 98226, on October 24, 2002, at 4:00 p.m.

Assistance for Persons with Disabilities: Contact Bill Culwell by October 15, 2002, TTY (360) 647-3279 or (360) 676-2170 ext. 3220.

Submit Written Comments to: Jennifer Dixon, Whatcom Community College, 237 West Kellogg Road, Bellingham, WA 98226, fax (360) 676-2170 ext. 3275, by October 15, 2002.

Date of Intended Adoption: November 12, 2002.

September 25, 2002

Jennifer Dixon

Rules Coordinator

WSR 02-20-085

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed October 1, 2002, 10:16 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-07-069.

Title of Rule: Preassignment training and examination requirements, WAC 308-17-310 Private investigator agency principal examination requirements and 308-17-320 Certification of preassignment training trainers.

Purpose: The WAC needs to be updated to match the newly revised private investigator company principal and certified trainer examination.

Other Identifying Information: The private investigator company principal and certified trainer examination was rewritten in 2002. The new exam has different study guide sources and the required minimum passing exam score as stated in the current WAC are no longer accurate.

Statutory Authority for Adoption: Chapter 18.165 RCW.

Summary: The program developed a credible examination for private investigator company principals and certified trainers. The new exam changes the study guide and passing score information in the WAC and is being revised to reflect the new examination.

Reasons Supporting Proposal: The amended language reflects the changes necessary to update the WAC to match the newly revised examination.

Name of Agency Personnel Responsible for Drafting and Implementation: Nancy Varnum, Olympia, (360) 664-6609; and Enforcement: Pat Brown, Olympia, (360) 664-6608.

PROPOSED

Name of Proponent: Department of Licensing, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The Department of Licensing revised the private investigator company principal and certified trainer examination. The newly revised exam changes the study guide list and the passing score information currently in the WAC. Changing the WAC will better identify the new examination requirements.

Proposal Changes the Following Existing Rules: WAC 308-17-310 Private investigator agency principal examination requirements, this section of the rule lists the areas of information from which an applicant would be able to study for the private investigator examination. The changes add more detailed and clear information of study resources.

WAC 308-17-320 Certification of preassignment training trainers, the WAC revision in this section changes the statement that the minimum passing score is 85% to the language, "achieve a passing score." Also, the number of questions in the examination changes from the number fifty to the number seventy-five.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The rule does not have any economic impact to the licenses or stakeholders.

RCW 34.05.328 applies to this rule adoption. The proposed amended rules are following all rule-making requirements.

Hearing Location: Department of Licensing, 405 Black Lake Boulevard, Building #2, Conference Room #206, Olympia, WA 98507, on November 5, 2002, at 11:00 a.m.

Assistance for Persons with Disabilities: Contact Mary Haglund by November 4, 2002, TDD (360) 586-2788.

Submit Written Comments to: Mary Haglund, Department of Licensing, Public Protection Unit, P.O. Box 9649, Olympia, WA 98507-9649, (360) 664-6624.

Date of Intended Adoption: November 5, 2002.

October 1, 2002

Pat Brown

Administrator

AMENDATORY SECTION (Amending WSR 97-17-051, filed 8/15/97)

WAC 308-17-310 Private investigative agency principal examination requirements. (1) All principals of an agency who do not meet the experience requirements required by RCW 18.165.050, must pass an examination demonstrating their knowledge and proficiency in the following areas:

~~((a) All topics contained in the private investigator pre-assignment training course.~~

~~(b) Washington state law as it applies to private investigator licensing and regulation.~~

~~(c) Legal liability for employee actions pertaining to the private investigative industry.~~

~~(d) The Federal Freedom of Information Act (5 U.S.C. 552).~~

~~(e) The Federal Privacy Act (5 U.S.C. 522A).~~

~~(f) The Washington state Public Disclosure Act (chapter 42.17 RCW).~~

~~(g) Communication skills.))~~

A. Washington State Laws (45% of test)

I. Private Investigators Law - 18.165 RCW and 308-17 WAC

II. All topics contained in the private investigator pre-assignment training course (WAC 308-17-300)

III. Chapter 9.73 RCW Privacy, Violating Right of Privacy (e.g. Surveillance and Wiretapping)

IV. Chapter 42.17 RCW - Public Disclosure

V. Title 9A RCW - Washington State Criminal Code

VI. Other Resources:

- Title 2 RCW - Courts of Record

- Title 3 RCW - District Courts/Courts of Limited Jurisdictions

- Title 26 RCW - Domestic Relations (e.g. marriage, dissolution, adoption)

- Title 36 RCW - Counties

- Title 46 RCW - Motor Vehicles (e.g. accidents, forms)

B. Federal Law (30% of test)

I. Federal Privacy Act (5 U.S.C. 522A)

II. Freedom of Information Act (5 U.S.C. 522)

III. Fair Credit Reporting Act (15 U.S.C. 1681)

IV. Federal Wiretapping Act (18 U.S.C.)

V. Gramm-Leach-Bliley Act

VI. United States Code

C. Court Systems (7% of test)

I. Federal Courts

II. Title 28 of the U.S. Code

III. Public Law 101-650

D. State Courts

I. Chapter 35.20 RCW - Municipal Courts

II. Title 2 RCW - Courts of Records

III. Title 3 RCW - District Courts/Courts of Limited Jurisdictions

IV. Title 4 RCW - Civil Procedures

V. Title 5 RCW - Evidence

VI. Title 6 RCW - Enforcement of Judgments

E. Legal Procedures and Definitions (10% of test)

I. Terminology and Definitions

II. Title 9A RCW - Washington State Criminal Code

III. Title 2 RCW - Courts of Record

IV. Title 3 RCW - District Courts/Courts of Limited

Jurisdictions

V. Title 4 RCW - Civil Procedures

VI. Title 5 RCW - Evidence

VII. Title 6 RCW - Enforcement of Judgments

IX. Black's Law Dictionary

F. Other resources of public information (7.5% of test)

I. County Recorders Office

II. World Wide Locator

III. Secretary of State and State Recordings

IV. Computer Databases

V. Federal and State Laws and Acts can be found on the Internet.

(2) The examination shall consist of ~~((a minimum of fifty))~~ 75 questions based on information in the above required areas. ~~((A score of eighty five percent must be~~

achieved in order to pass the examination-)) Applicants who fail to achieve ((an eighty-five percent)) a passing score will be required to wait a minimum of seven days before reexamination.

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.

AMENDATORY SECTION (Amending WSR 97-17-051, filed 8/15/97)

WAC 308-17-320 Certification of preassignment training trainers. An individual must successfully ((score at least ninety percent on)) pass the agency principal examination and have three years investigative experience to become a certified trainer. Individuals who fail ((to obtain a ninety percent score)) the exam will be required to wait a minimum of seven days before reexamination. There is no limit on the number of certified trainers an individual private investigative agency may have certified.

WSR 02-20-091

WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed October 1, 2002, 1:47 p.m.]

WAC 296-835-12030, proposed by the Department of Labor and Industries in WSR 02-07-100 appearing in issue 02-07 of the State Register, which was distributed on April 3, 2002, 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.

Jennifer Meas, Assistant Editor
Washington State Register

WSR 02-20-093

PROPOSED RULES DEPARTMENT OF LICENSING

[Filed October 1, 2002, 2:41 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-13-139.

Title of Rule: Amend chapter 36-12 WAC, Professional boxing, WAC 36-12-170 Officials compensation fees to be paid by promoter.

Amend chapter 36-14 WAC, Professional martial arts, new WAC 36-14-120 Officials compensation fees to be paid by promoter.

Purpose: To set officials compensation fees to be paid by the promoter. To amend, repeal, or retain current rules, which may no longer be needed or need further written clarification as per the governor's directive on state rules review.

Statutory Authority for Adoption: RCW 67.08.017, 67.08.105, 43.24.023.

Statute Being Implemented: RCW 67.08.017, 67.08.-105.

Summary: To set officials compensation fees to be paid by promoter.

Reasons Supporting Proposal: Amending, repealing and adding new rules for clarification to ensure the health, safety and welfare of the participants.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Randy Renfrow, 405 Black Lake Boulevard, Building 2, Olympia, WA 98502, (360) 664-6644.

Name of Proponent: Department of Licensing, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Rules to become effective on January 1, 2003.

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

Explanation of Rule, its Purpose, and Anticipated Effects: To set officials compensation fees to be paid by the promoter. To amend, repeal and add new sections or retain current rules, which may no longer be needed or need further written clarification as per the governor's directive on state rules review.

Proposed rules will help to ensure the health, safety and welfare of the participant.

Proposal Changes the Following Existing Rules: Proposed rules have been changed to set compensation fees to be paid to officials by the promoter. Proposed rules have been amended and a new section added.

No small business economic impact statement has been prepared under chapter 19.85 RCW. There will not be a burden on the industry due to increased fees or increased workloads.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Department of Licensing, Business and Professions Division, 405 Black Lake Boulevard, Building 2, Conference Room 102, Olympia, WA 98502, on November 6, 2002, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Jim Hood by November 5, 2002, TDD (360) 586-2788 or (360) 664-6644.

Submit Written Comments to: Randy Renfrow, Professional Athletic Section, P.O. Box 9026, Olympia, WA 98507-9026, fax (360) 570-4956, by November 5, 2002.

Date of Intended Adoption: November 8, 2002.

October 1, 2002

Alan E. Rathbun

Assistant Director

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-170 Officials compensation fees to be paid by promoter. (1) The following minimum fees shall be paid by the promoter of the event to the event officials for nontitle, nontelevision bouts:

PROPOSED

Judge	\$75.00	Judge	\$75.00
Timekeeper	\$75.00	Timekeeper	\$75.00
Referee (preliminary)	\$110.00	Referee (preliminary)	\$110.00
Referee (main event)	\$125.00	Referee (main event)	\$125.00
Physician	\$250.00	Physician	\$250.00
<u>Event chiropractor</u>	<u>\$200.00</u>	Event chiropractor	\$200.00

(2) The following minimum fees shall be paid by the promoter of the event to event officials for nontitle, local televised bouts:

Judges	\$100.00
Timekeepers	\$100.00
Referee (preliminary)	\$135.00
Referee (main event)	\$200.00
Physician	\$250.00
<u>Event chiropractor</u>	<u>\$200.00</u>

(3) In the event of a local, state or regional championship, or title fight, ~~((or nationally televised fight,))~~ event officials shall be paid by the promoter at the respective and prevailing scale of the ~~((sponsoring))~~ sanctioning organization. The event officials pay rate shall not be lower than the televised rate established in subsection (2) of this section.

(4) In the event of a championship, title fight, or nationally televised fight, event officials shall be paid by the promoter at the respective and prevailing scale of the sanctioning organization but shall not be lower than the rates established below:

<u>Judges</u>	<u>\$150.00</u>
<u>Timekeepers</u>	<u>\$150.00</u>
<u>Referee (preliminary)</u>	<u>\$175.00</u>
<u>Referee (main event)</u>	<u>\$225.00</u>
<u>Physician</u>	<u>\$250.00</u>
<u>Event chiropractor</u>	<u>\$200.00</u>

(5) In the event of a "world" title bout, event officials shall be paid by the promoter at the respective and prevailing scale of the sanctioning organization but shall not be lower than the rates established in subsection (4) of this section. If the "world" title bout is televised, an additional \$200.00 fee per official will be assessed for each judge, timekeeper and referee if the fees listed in subsection (4) of this section are used.

(6) Travel mileage shall be paid to event officials at the rate listed on schedule A, chapter 10.90.10.b of the *State Administrative and Accounting Manual* as published by the office of financial management.

(2) The following minimum fees shall be paid by the promoter of the event to event officials for nontitle, televised bouts:

Judges	\$100.00
Timekeepers	\$100.00
Referee (preliminary)	\$135.00
Referee (main event)	\$200.00
Physician	\$250.00
Event chiropractor	\$200.00

(3) In the event of a local, state or regional championship, title fight, or local televised fight, event officials shall be paid by the promoter at the respective and prevailing scale of the sanctioning organization. The event officials pay rate shall not be lower than the televised rate established in subsection (2) of this section.

(4) In the event of a championship, title fight, or nationally televised fight, event officials shall be paid by the promoter at the respective and prevailing scale of the sanctioning organization but shall not be lower than the rates established below:

Judges	\$150.00
Timekeepers	\$150.00
Referee (preliminary)	\$175.00
Referee (main event)	\$225.00
Physician	\$250.00
Event chiropractor	\$200.00

(5) In the event of a "world" title bout, event officials shall be paid by the promoter at the respective and prevailing scale of the sanctioning organization but shall not be lower than the rates established in subsection (4) of this section. If the "world" title bout is televised, an additional \$200.00 fee per official will be assessed for each judge, timekeeper and referee if the fees listed in subsection (4) of this section are used.

(6) Travel mileage shall be paid to event officials at the rate listed on schedule A, chapter 10.90.10.b of the *State Administrative and Accounting Manual* as published by the office of financial management.

NEW SECTION

WAC 36-14-120 Officials compensation fees to be paid by promoter. (1) The following minimum fees shall be paid by the promoter of the event to the event officials for nontitle, nontelevision bouts:

WSR 02-20-100
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
 [Filed October 2, 2002, 8:32 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-01-118.

Title of Rule: Chapter 16-89 WAC, Sheep and goat scrapie disease control.

Purpose: United States Department of Agriculture, Animal and Plant Health Inspection Services, recently (August 21, 2001) adopted as final rule amendments to 9 C.F.R. Parts 54 and 79, "Scrapie in Sheep and Goats, Interstate Movement Restrictions and Indemnity Program." In order for Washington state to maintain its status as a compliant state the state scrapie rule, chapter 16-89 WAC, Sheep and goat scrapie disease control, must be amended by January 1, 2003, to remain in compliance with the federal rules.

Statutory Authority for Adoption: Chapter 16.36 RCW.

Statute Being Implemented: RCW 16.36.010, [16.36.]020, [16.36.]040, [16.36.]050, [16.36.]090, [16.36.]096 and [16.36.]100.

Summary: Washington's sheep identification rule originally targeted blackfaced sheep breeds only. New federal rules target all sheep and goats and in order to remain a compliant state we need to have state rules conform to federal rules by January 1, 2003. The federal rules are adopted by reference as the basic standards for scrapie control and eradication program.

Reasons Supporting Proposal: Sheep and goats not identified as per federal rules will not be allowed to move interstate or participate in shows or fairs that are considered interstate in nature after January 1, 2003, from noncompliant states. In order to protect Washington's sheep and goat industries from the restrictions, we need to have our rules conform by that date.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Robert W. Mead, DVM, 1111 Washington Street, Olympia, WA 98504-2577, (360) 902-1881.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Scrapie control has been preempted by federal regulations.

Rule is necessary because of federal law, 9 C.F.R. Parts 54 and 79.

Explanation of Rule, its Purpose, and Anticipated Effects: Washington's sheep identification rule originally targeted blackfaced sheep breeds only. New federal rules target all sheep and goats. In order to remain a compliant state, we need to have state rules conform to federal rules by January 1, 2003. Sheep and goats not identified as per federal rules will not be allowed to move interstate or participate in shows or fairs that are considered interstate in nature after January 1, 2003, from noncompliant states. In order to protect Washington's sheep and goat industries from such restrictions, we need to have our rules conform by that date.

Proposal Changes the Following Existing Rules: Changes will cover all sheep and goats instead of the original blackfaced sheep breeds only. The purpose section of the WAC is changed to conform with federal rules. Clarifies the definition of blackfaced sheep in more detail. Repeals the section on identification of blackfaced breeding stock and

adds two new sections on identification on sheep and goats and record keeping. Also modernizes the language and makes technical corrections in terminology.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The overall impact of these changes is fiscally neutral or positive. The regulatory burden on small agricultural businesses stays the same or is being reduced slightly because USDA-APHIS is offering the identification tags for free.

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

Hearing Location: Natural Resources Building, 1st Floor, Cafeteria Conference Room, 1111 Washington Street, Olympia, WA 98504, on November 5, 2002, at 2:00 p.m.

Assistance for Persons with Disabilities: Contact Laurie Crose by November 4, 2002, TDD (360) 902-1996.

Submit Written Comments to: Dr. Robert W. Mead, State Veterinarian, P.O. Box 42577, Olympia, WA 98504-2577, fax (360) 902-2087, by November 4, 2002.

Date of Intended Adoption: December 3, 2002.

September 25, 2002

Kathy Kravit-Smith

Assistant Director

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-005 Purpose. (1) Scrapie is an insidious, fatal neurological disease of sheep and goats. The disease agent has not been definitively characterized. The incubation period is very long, usually over eighteen months. There is no treatment, and the disease is always fatal. Currently there is no live animal diagnostic test for the presence of the disease. Diagnosis is made by observation of characteristic signs in the live animal and is confirmed by post-mortem examination of brain tissue.

(2) The United States Department of Agriculture (USDA) (~~Voluntary~~) Scrapie Flock Certification Program (SFCP) is designed to monitor flocks and certify the scrapie status of the animals that are enrolled in the program. Any sheep or goat owner may apply to the USDA Veterinary Services area office in Olympia, Washington to participate in this program. It requires individual animal identification, keeping of good records, the reporting of acquisitions and deaths of animals to the USDA, Animal and Plant Health Inspection Service (APHIS) veterinary representative and annual inspections by the APHIS veterinary representative. At the end of five years, if all criteria have been met, the flock may be certified as being free of scrapie, as long as the flock remains on the USDA Voluntary Scrapie Flock Certification Program.

(3) The Washington state scrapie program requires that every (~~blackface or blackface crossbred breeding~~) sheep (~~which is one year or older~~) or goat unless otherwise exempted be identified with a (~~Washington~~) state or federal flock identification number and an individual identification upon change of ownership, possession, intrastate or interstate transport. Animals over eighteen months of age as evidenced

by eruption of the second incisor in slaughter channels must be identified such that the animal may be traced to its flock of birth. Ewes that have lambed or are pregnant in slaughter channels must be so identified regardless of age. Ninety seven percent of all diagnosed scrapie cases in the United States have occurred in blackfaced breeds or crosses although whitefaced individuals can occasionally be susceptible. ~~((Blackface or blackface crossbred breeding stock of any age must be identified before transfer of ownership or possession.))~~ A few records need to be maintained ~~((:))~~ to meet federal regulations. No reports to the state of deaths or new acquisitions are required under the Washington state program. The program is strictly a control and eradication program and does not lead to flock certification.

Enrollment in the USDA ~~((Voluntary))~~ Scrapie Flock Certification Program will fulfill the requirements of the Washington state program.

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-010 Definitions. For the purposes of this chapter:

(1) "Director" means the director of agriculture of the state of Washington or his or her duly authorized representative.

(2) "Department" means the Washington state department of agriculture.

(3) "Blackface ~~((breeding stock))~~ sheep" means ~~((intact male or female sheep of blackface breeds and intact male or female sheep that are crosses of blackface and other breeds of))~~ any purebred Suffolk, Hampshire, Shropshire purebred sheep of unknown ancestry with a black face, except for hair sheep.

(4) "Flock" means a number of animals of sheep or goat species which are kept, fed and herded together having single or multiple ownership. The term "flock" shall be interchangeable with the term "herd" and shall apply to purebred and commercial sheep.

(5) "Washington flock identification number" means a unique flock identification number assigned to the owner or owners of each flock of blackface breeding sheep in the state of Washington.

(6) "Official individual identification" means the unique identification of individual animals with an alphanumeric number applied as a tamper proof tag, tattoo, electronic device, or other tag approved by USDA or the director. The Washington flock identification number can serve as the official individual identification number if it contains a unique individual animal number in addition to the flock number.

(7) "Scrapie" means a transmissible spongiform encephalopathy that is a nonfebrile, transmissible, insidious, degenerative disease affecting the central nervous system of sheep and goats.

(8) "Scrapie exposed animal" means any animal, which has been in the same flock at the same time within the previous sixty months as a scrapie positive animal excluding limited contacts. Limited contacts are contacts between animals that occur off the premises of the flock and do not occur during or up to sixty days after parturition for any of the animals

involved. Limited contacts do not include commingling or transportation to other flocks for the purposes of breeding. Examples of limited contacts include incidental contact in the show/sales ring. (See Appendix III of USDA's Voluntary Scrapie Flock Certification Program.)

(9) "Scrapie high risk animal" means an animal determined by epidemiologic investigation to be a high risk for developing clinical scrapie because the animal was the progeny of a scrapie-positive dam, was born in the same contemporary lambing group as a scrapie-positive animal or was born in the same contemporary lambing group as progeny of a scrapie-positive dam. Based upon evidence from the latest research information available and upon recommendation of the state scrapie certification board, animals that fit the criteria for high risk animals may be exempted by the director as high risk animals if they are determined by genetic testing to be QR or RR at the 171 codon or are determined by other recognized testing procedures to pose no risk.

(10) "Scrapie infected flock" means any flock in which a scrapie-positive animal has been identified by a state or federal animal health official.

(11) "Scrapie positive animal" means an animal for which a diagnosis of scrapie has been made by the National Veterinary Services Laboratories, USDA, laboratories accredited by the American Association of Veterinary Laboratory Diagnosticians (AAVLD) or another laboratory authorized by state or federal officials to conduct scrapie tests through histological examinations of central nervous system or by other diagnostic procedures approved for scrapie diagnosis by USDA. Animals diagnosed by experimental tests for abnormal prion will not be considered infected animals for the purposes of this rule.

(12) "Scrapie source flock" means a flock in which an animal was born and subsequently diagnosed as scrapie-positive at less than fifty-four months of age.

(13) "~~((Voluntary))~~ Scrapie Flock Certification Program" means a national voluntary program for classification of flocks relative to scrapie.

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-015 Scrapie program standards. ~~((The USDA Voluntary Scrapie Flock Certification Program Standards, dated October 1, 1992, as amended October 17, 1997))~~ Scrapie Eradication, State-Federal-Industry, Uniform Methods and Rules dated October, 2001, and Scrapie in Sheep and Goats, Title 9, Code of Federal Regulations, Parts 54 and 79 as revised ~~((January 1, 1997))~~ August 21, 2001, are adopted by reference as the basic standards for the scrapie control and eradication program in Washington state. Copies of these documents are on file at the Washington Department of Agriculture, Division of Food Safety/Animal Health, 1111 Washington Street, Olympia, Washington 98504 and are available on request.

NEW SECTION

WAC 16-89-022 Identification of sheep and goats. (1) Effective January 1, 2003, all sheep and goats of any age not

in slaughter channels upon any change of ownership or intrastate movement must be officially identified as defined in 9 CFR Parts 54 and 79 and any sheep or goat over eighteen months of age as evidenced by eruption of the second incisor identified such that the animal may be traced to its flock of birth except:

(a) Commercial goats in intrastate commerce that have not been in contact with sheep as there has been no case of scrapie in a commercial goat in the past ten years that originated in the state of Washington or attributed to exposure to infected sheep and there are no exposed commercial goat herds in the state of Washington.

(b) Commercial whitefaced sheep or commercial hair sheep under eighteen months of age in intrastate commerce as there has been no case of scrapie in this exempted class that originated in the state of Washington in the last ten years and there are no exposed commercial whitefaced or hair sheep flocks in the state that have been exposed by a female animal.

(2) The exemptions granted in subsection (1)(a) and (b) of this section will be void after ninety days if the conditions in subsection (1)(a) and (b) of this section no longer exist.

NEW SECTION

WAC 16-89-025 Recordkeeping. Persons assigned serial numbers of the United States Department of Agriculture backtags, official sheep and goat tattoos, official eartags, and state or federal premises identification numbers must:

(1) If the person assigned the numbers is a flock owner, so that the assigned numbers are directly linked to the flock of origin in the nation scrapie data base, record the following information on a document:

(a) The premises identification number or serial numbers;

(b) The number of animals so identified;

(c) The date the animals were identified;

(d) For animals born after January 1, 2002, that were not identified to the previous flock of origin, the individual identification number applied and the name, street address, including the city and state, or the township, county, and state, and the telephone number, if the telephone number is available, of the flock of birth if known.

(2) If the person assigned the numbers is a veterinarian, extension agent, auction market operator, dealer, or any person other than the owner of the flock of origin, record the following information on a document:

(a) All serial numbers applied to a sheep or goat;

(b) Any other serial numbers and approved identification appearing on the sheep or goat;

(c) The street address, including the city and state, or the township, county and state, of the premises where the approved means of identification was applied;

(d) The date the identification was applied;

(e) The name, street address, including the city and state, or the township, county, and state, and the telephone number if the telephone number is available, of the owner of the flock of origin and, if different, the person who owns or possesses the sheep or goat;

(f) For animals born after January 1, 2002, that were not born in the flock of origin and that are not identified to the previous flock of origin, the individual identification number applied and the name, street address, including the city and state, or the township, county, and state, and the telephone number if the telephone number is available, of the flock of birth if known; and

(g) The serial numbers, the manufacturer, and the type and color of all official tags received. Usually maintaining the tag invoice will meet this requirement.

(3) Maintain these records for five years; and

(4) Make these records available for inspection and copying during ordinary business hours (8:00 a.m. to 5:30 p.m., Monday through Friday) or any regular shift upon request by any authorized employee of the United States Department of Agriculture or the state, and presentation of his or her official credentials.

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-030 Quarantine. Infected and source flocks or flocks that have received high risk animals must be placed and held under quarantine until the infected or high risk animals have been depopulated or the flock has qualified for and has been enrolled in the ((voluntary)) Scrapie Flock Certification Program (9 CFR Part 54, Subpart B). Flocks not participating in the certification program will remain under quarantine until the entire flock has been slaughtered or depopulated. Infected or high risk animals must be destroyed by means other than by slaughter under the direction of the state veterinarian.

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-050 Scrapie source flocks. A single trace to a flock must meet the following criteria to designate the flock as a source flock:

The scrapie positive animal must:

(1) Be identified with a Washington state flock identification number on a tamper proof tag; or an official federal eartag, electronic device, ear tattoo, or flank tattoo which is correlated to the Washington state or federal flock identification number on flock records; or

(2) Be identified by genetic testing; or

(3) Possess the original registry eartag or individual identification ear tag along with the movement, production, and registry records indicating birth in the source flock; or

(4) Be traced to the flock by a veterinary epidemiologist through a thorough epidemiological investigation of records and all other available evidence.

AMENDATORY SECTION (Amending WSR 99-09-026, filed 4/15/99, effective 5/16/99)

WAC 16-89-100 Indemnification. (1) Owners, individuals, partnerships, corporations or other legal entities whose animals or flocks have been destroyed or otherwise disposed of by order of the director may be eligible for

PROPOSED

indemnification in the form of cash payment for part of the value of the animals destroyed or otherwise disposed of and for reasonable actual costs for burial or disposal of animal carcasses.

(2) Indemnity payments will be paid only to an owner of sheep or goats that were born in the state of Washington or were imported into the state in compliance with existing Washington state statutes and rules. Payment of indemnity does not apply to animals belonging to the federal government or any of its agencies, this state or any of its agencies, or any municipal corporation. Indemnity may not be paid on animals eligible for federal indemnity payments.

(3) The amount of indemnity to be paid for each animal will be determined by the state veterinarian and will not exceed seventy-five percent of the appraised value of the animal up to the following maximum amounts:

(a) Ewes or does one year of age or older - three hundred dollars per head.

(b) Rams or ((~~billies~~)) bucks one year of age or older - six hundred dollars per head.

(c) Lambs or kids under one year of age - one hundred twenty-five dollars per head.

(4) In addition to the indemnity payments authorized in subsection (3) of this section, owners who voluntarily destroy rams found to be genetically prone to scrapie will be paid up to twenty-five dollars of the laboratory diagnostic fee.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-89-020	Identification of blackface breeding stock.
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WSR 02-20-103
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Aging and Adult Services Administration)

[Filed October 2, 2002, 9:13 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 02-11-066.

Title of Rule: Chapter 388-97 WAC, Nursing homes.

Purpose: Adding new WAC 388-97-143 to incorporate new legislation (chapter 256, Laws of 2002) regarding immunizations for influenza virus and pneumococcal disease. Amending WAC 388-97-650 in order to correct references. Amending WAC 388-97-570 (1)(i) and (3)(c) by reference in order to clarify language regarding criminal convictions and protection proceedings per new legislation (chapter 219, Laws of 2002).

Statutory Authority for Adoption: RCW 18.51.070, 74.42.620.

Statute Being Implemented: Chapters 74.42 and 9A.42 RCW, chapters 256 and 219, Laws of 2002.

Summary: It is the intent of the legislature to ensure that nursing homes are safe by reducing the occurrence and severity of the influenza virus and pneumococcal disease by educating residents about the benefits of immunizations. Other amendments are included to clarify requirements and update an incorrect reference.

Reasons Supporting Proposal: To be in compliance with existing statute and regulations.

Name of Agency Personnel Responsible for Drafting: Sherri Wills-Green, P.O. Box 45600, Lacey, WA 98504, (360) 725-2348; and Implementation and Enforcement: Joyce Stockwell, NHQA, P.O. Box 45600, Lacey, WA 98504, (360) 725-2348.

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 new section has been proposed in order to bring chapter 388-97 WAC, Nursing homes into compliance with recently revised chapter 74.42 RCW, Nursing homes as well as update incorrect reference in WAC 388-97-650(1). Minor changes have also been made to WAC 388-97-570 in order to clarify current regulations.

Proposal Changes the Following Existing Rules: The rule change has been proposed to bring chapter 388-97 WAC into compliance with recently revised chapter 74.42 RCW. The department is also correcting or clarifying the language in WAC 388-97-570 and 388-97-650.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule is amended solely to conform to existing statute and is exempt from filing a small business economic impact statement according to RCW 19.85.025(3), which exempts rules described in RCW 34.05.310(4). The proposed rule adopts and incorporates by reference and without material change Washington state statute. See RCW 34.05.310 (4)(c).

RCW 34.05.328 does not apply to this rule adoption. Under RCW 34.05.328, these rules (WAC 388-97-143, 388-97-650 and 388-97-570) are considered a "significant legislative rule" however, under RCW 34.05.328 (5)(b) these rules are exempt from completing a cost benefit analysis because:

- WAC 388-97-650(1) is correcting a typographical error, exempt per RCW 34.05.328 (5)(b)(iv).
- WAC 388-97-143 is adopting without material change a new section (chapter 74.42 RCW), exempt per RCW 34.05.328 (5)(b)(iii).
- WAC 388-97-570 (1)(i) and(3)(c) are incorporating by reference RCW 74.39A.050(8), exempt per RCW 34.05.328 (5)(b)(iii).

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 5, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by November 1, 2002, phone (360) 664-6094, TTY (360) 664-6178, e-mail fernaax@dshs.wa.gov.

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

PROPOSED

Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m., November 5, 2002.

Date of Intended Adoption: Not earlier than November 6, 2002.

September 27, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-14-063, filed 6/27/02, effective 7/28/02)

WAC 388-97-570 Reasons for denial, suspension, modification, revocation of, or refusal to renew a nursing home license. (1) The department may deny, suspend, modify, revoke, or refuse to renew a nursing home license when the department finds the proposed or current licensee, or any partner, officer, director, managing employee, owner of five percent or more of the proposed or current licensee of the nursing home, owner of five percent or more of the assets of the nursing home, proposed or current administrator, or employee or individual providing nursing home care or services has:

(a) Failed or refused to comply with the:

(i) Requirements established by chapters 18.51, 74.42, or 74.46 RCW and regulations adopted under these chapters; or
(ii) Medicaid requirements of Title XIX of the Social Security Act and Medicaid regulations.

(b) A history of significant noncompliance with federal or state regulations in providing nursing home care;

(c) No credit history or a poor credit history;

(d) Engaged in the illegal use of drugs or the excessive use of alcohol or been convicted of "crimes relating to drugs" as defined in RCW 43.43.830;

(e) Unlawfully operated a nursing home, or long term care facility as defined in RCW 70.129.010, without a license or under a revoked or suspended license;

(f) Previously held a license to operate a hospital or any facility for the care of children or vulnerable adults, and that license has been revoked, or suspended, or the licensee did not seek renewal of the license following written notification of the licensing agency's initiation of revocation or suspension of the license;

(g) Obtained or attempted to obtain a license by fraudulent means or misrepresentation;

(h) Permitted, aided, or abetted the commission of any illegal act on the nursing home premises;

(i) Been convicted of a felony(;;) or other ((~~than a felony that is a "crime against children or other persons," or a "crime relating to financial exploitation" as defined in RCW 43.43.830, if the~~)) crime that would be prohibited under RCW 74.39A.050(8), if it reasonably relates to the competency of the individual to own or operate a nursing home;

(j) Failed to:

(i) Provide any authorization, documentation, or information the department requires in order to verify information contained in the application;

(ii) Meet financial obligations as the obligations fall due in the normal course of business;

(iii) Verify additional information the department determines relevant to the application;

(iv) Report abandonment, abuse, neglect or financial exploitation in violation of chapter 74.34 RCW; or in the case of a skilled nursing facility or nursing facilities, failure to report as required by 42 C.F.R. 483.13; or

(v) Pay a civil fine the department assesses under this chapter within ten days after assessment becomes final(;;).

(k) Been certified pursuant to RCW 74.20A.320 as a person who is not in compliance with a child support order (license suspension only);

(l) Knowingly or with reason to know makes a false statement of a material fact in the application for a license or license renewal, in attached data, or in matters under department investigation;

(m) Refused to allow department representatives or agents to inspect required books, records, and files or portions of the nursing home premises;

(n) Willfully prevented, interfered with, or attempted to impede the work of authorized department representatives in the:

(i) Lawful enforcement of provisions under this chapter or chapters 18.51 or 74.42 RCW; or

(ii) Preservation of evidence of violations of provisions under this chapter or chapters 18.51 or 74.42 RCW.

(o) Retaliated against a resident or employee initiating or participating in proceedings specified under RCW 18.51.220; or

(p) Discriminated against Medicaid recipients as prohibited under RCW 74.42.055.

(2) In determining whether there is a history of significant noncompliance with federal or state regulations under subsection (1)(b), the department may, at a minimum, consider:

(a) Whether the violation resulted in a significant harm or a serious and immediate threat to the health, safety, or welfare of any resident;

(b) Whether the proposed or current licensee promptly investigated the circumstances surrounding any violation and took steps to correct and prevent a recurrence of a violation;

(c) The history of surveys and complaint investigation findings and any resulting enforcement actions;

(d) Repeated failure to comply with regulations;

(e) Inability to attain compliance with cited deficiencies within a reasonable period of time; and

(f) The number of violations relative to the number of facilities the proposed or current licensee, or any partner, officer, director, managing employee, employee or individual providing nursing home care or services has been affiliated within the past ten years, or owner of five percent or more of the proposed or current licensee or of the assets of the nursing home.

(3) The department must deny, suspend, revoke, or refuse to renew a proposed or current licensee's nursing home license if the proposed or current licensee or any partner, officer, director, managing employee, owner of five percent or more of the proposed or current licensee of the nursing home or owner of five percent or more of the assets of the nursing home, proposed or current administrator, or

employee or individual providing nursing home care or services has been:

(a) Convicted of a "crime against children or other persons" as defined under RCW 43.43.830;

(b) Convicted of a "crime relating to financial exploitation" as defined under RCW 43.43.830;

(c) Found by a court in a criminal proceeding or a protection proceeding under chapter 74.34 RCW, or any comparable state or federal law, to have abandoned, abused, neglected or financially exploited a vulnerable adult;

(d) Found in any final decision issued by a disciplinary board to have sexually or physically abused or exploited any minor or an individual with a developmental disability or to have abused, neglected, abandoned, or financially exploited any vulnerable adult;

(e) Found in any dependency action to have sexually assaulted or exploited any minor or to have physically abused any minor;

(f) Found by a court in a domestic relations proceeding under Title 26 RCW, or any comparable state or federal law, to have sexually abused or exploited any minor or to have physically abused any minor; or

(g) Found to have abused, neglected, abandoned or financially exploited or mistreated residents or misappropriated their property, and that finding has been entered on a nursing assistant registry.

AMENDATORY SECTION (Amending WSR 02-14-063, filed 6/27/02, effective 7/28/02)

WAC 388-97-650 Stop placement. (1) The department must impose a stop placement order when required by RCW 18.51.060(5) and WAC ((388-97-650)) 388-97-630(1) and may impose a stop placement order as an optional remedy in accordance with WAC 388-97-635. The department's stop placement order becomes effective upon verbal or written notice.

(2) The nursing home has the right to an informal department review to refute the federal or state deficiencies, or both, cited as the basis for the stop placement and must request such review in accordance with WAC 388-97-620(3).

(3) The department will not delay or suspend a stop placement order because the nursing home requests an administrative hearing or informal department review.

(4) The stop placement order must remain in effect until:

(a) The department terminates the stop placement order; or

(b) The stop placement order is terminated by a final agency order following appeal conducted in accordance with chapter 34.05 RCW.

(5) The department must terminate the stop placement when:

(a) The nursing home states in writing that the deficiencies necessitating the stop placement action have been corrected; and

(b) Within fifteen working days of the nursing home's notification, department staff confirm by on-site revisit of the nursing home that:

(i) The deficiencies that necessitated the stop placement action have been corrected; and

(ii) The nursing home exhibits the capacity to maintain adequate care and services and correction of deficiencies.

(6) After lifting the stop placement, the department may continue to perform on site monitoring to verify that the nursing home has maintained correction of deficiencies.

(7) While a stop placement order is in effect, the department may approve a readmission to the nursing home from the hospital in accordance with RCW 18.51.060 (5)(b) and department guidelines for readmission decisions.

NEW SECTION

WAC 388-97-143 Influenza and pneumococcal immunizations. (1) The nursing home shall provide residents access on-site or make available elsewhere, the ability to obtain the influenza virus immunization on an annual basis.

(2) Upon admission, the nursing home shall inform residents or the resident's representative, verbally and in writing, of the benefits of receiving the influenza virus immunization and the pneumococcal disease immunization.

(3) Nursing homes who rely exclusively upon treatment by nonmedical religious healing methods, including prayer, are exempt from the above rules.

WSR 02-20-108

PROPOSED RULES

PERSONNEL RESOURCES BOARD

[Filed October 2, 2002, 11:05 a.m.]

Original Notice.

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

Title of Rule: New sections WAC 356-05-072 Child, 356-05-148 Emergency health condition, 356-05-234 Parent, 251-01-056 Child, 251-01-129 Emergency health condition and 251-01-268 Parent; and amendatory sections WAC 356-18-025 Holidays—Selected personal holiday—Regulations governing, 356-18-060 Paid sick leave—Use, 356-18-110 Vacation leave—Allowance, 356-14-260 Compensatory time—Liquidation, 251-09-030 Overtime, 251-22-045 Personal holiday, 251-22-070 Vacation leave—Use, and 251-22-110 Sick leave—Use.

Purpose: These rules pertain to leave for general government and higher education employees.

Statutory Authority for Adoption: Chapter 41.06 RCW. Statute Being Implemented: RCW 41.06.150.

Summary: These modifications are necessary due to the passage of SSB 6426.

Name of Agency Personnel Responsible for Drafting: Sharon Whitehead, 521 Capitol Way South, Olympia, WA, (360) 664-6348; Implementation and Enforcement: Department of Personnel.

Name of Proponent: Department of Personnel, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These proposed new rules and proposed modifications are due to the passage of SSB 6426. This bill allows employees to use any or all of the employees paid time off to care for a child with a health condition that requires treatment or supervision or a spouse, parent, parent-in-law or grandparent who has a serious health condition or an emergency condition.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not required.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on November 14, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Department of Personnel by November 7, 2002, TDD (360) 753-4107 or (360) 586-8260.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694, by November 7, 2002.

Date of Intended Adoption: November 14, 2002.

October 2, 2002

E. C. Matt

Secretary

NEW SECTION

WAC 356-05-072 Child. For the purposes of WAC 356-18-025, 356-18-060, 356-18-110, and 356-14-260, a biological, adopted, or foster child, a stepchild, a legal ward, or a child of a person standing in loco parentis who is (a) under eighteen years of age; or (b) eighteen years of age or older and incapable of self-care because of a mental or physical disability. Persons who are *in loco parentis* includes those with day-to-day responsibilities to care for and financially support a child.

NEW SECTION

WAC 356-05-148 Emergency health condition. For the purposes of WAC 356-18-025, 356-18-060, 356-18-110, and 356-14-260, a sudden, generally unexpected occurrence or set of circumstances related to one's health, which requires immediate action and is typically short-term in nature.

NEW SECTION

WAC 356-05-234 Parent. For the purposes of WAC 356-18-025, 356-18-060, 356-18-110, and 356-14-260, a biological parent of an employee or an individual who stood in loco parentis to an employee when the employee was a child. A person who had day-to-day responsibilities to care for and financially support the employee when he or she was a child is considered to have stood *in loco parentis* to the employee.

AMENDATORY SECTION (Amending WSR 96-21-037, filed 10/10/96, effective 11/10/96)

WAC 356-18-025 Holidays—Selected personal holiday—Regulations governing. (1) An employee may select one workday as a personal holiday each calendar year provided:

(a) The employee has been continuously employed by the state for more than four months, or is scheduled to be continuously employed by the state for more than four months, and

(b) The employee who is scheduled to work less than six continuous months over a period covering two calendar years shall receive only one personal holiday during this period.

(2) The agency shall release the employee from work on the day selected as the personal holiday provided:

(a) The employee has given not less than fourteen calendar days' written notice to the supervisor, provided, however, the employee and the supervisor may agree upon an earlier date, and

(b) The number of employees selecting a particular day off does not prevent an agency from providing continued public service.

(3) The personal holiday must be taken during the calendar year or entitlement to the day will lapse, except that the entitlement shall carry over to the following year when an otherwise qualified employee has requested a personal holiday and the request has been denied.

(4) Agencies may also establish qualifying policies for determining which of the requests for a particular day will or will not be granted when the number of requests for a personal holiday would impair operational necessity.

(5) Part-time employees who were employed during the month in which the personal holiday is taken will be compensated for the personal holiday in an amount proportionate to the time in pay status during the month to that required for full-time employment.

(6) A personal holiday for full-time employees shall be equivalent to their workshift on the day selected for personal holiday absence.

(7) For purposes of shared leave donation, part or all of a personal holiday may be donated to another employee in accordance with WAC 356-18-112.

~~((a) Any portion of the personal holiday that remains after donation to shared leave shall be taken by the donating employee in one absence, not to exceed the workshift on the day of the absence. Such absence is subject to request and approval as described in this section.))~~

((+)) (a) For part-time employees, the amount of time an employee is entitled to for a personal holiday is calculated proportionate to full time as provided in (5) of this section. The amount of personal holiday remaining after donation is determined based on the proportionate hours earned minus any personal holiday hours donated.

((+++)) (b) For full-time employees, the amount of personal holiday remaining after donation is determined based on the employee's regular assigned workshift originally selected by that employee minus any personal holiday hours donated.

~~((b) An employee shall be allowed to split the personal holiday only when donating a portion of the personal holiday to the shared leave program.))~~

(8) If eligible, an employee shall be granted use of part or all of the personal holiday for the following reasons:

(a) To care for a child with a health condition that requires treatment or supervision.

(b) To care for a spouse, parent, parent-in-law or grandparent of the employee who has a serious health condition or an emergency health condition.

(9) An employee shall be allowed to split the personal holiday only when donating a portion of the personal holiday to the shared leave program as provided in subsection (7) of this section or using a portion of the personal holiday to provide care as provided in subsection (8) of this section. Any portion of the personnel holiday that remains and is not being used for the purposes specified in subsection (7) or (8) of this section shall be taken by the employee in one absence not to exceed the workshift on the day of the absence. Such absence is subject to request and approval as described in this section.

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.

AMENDATORY SECTION (Amending WSR 96-13-076, filed 6/18/96, effective 8/1/96)

WAC 356-18-060 Paid sick leave—Use. (1) Personal illness: Accumulated sick leave shall be granted when an employee is required to be absent from work for any of the following reasons:

(a) Illness or injury of the employee or for preventative health care.

(b) Exposure of the employee to contagious disease when attendance at work would jeopardize the health of others.

(c) Disability of the employee due to pregnancy or child-birth.

(d) The serious health condition of an eligible employee as provided in WAC 356-18-145.

(2) Illness of ~~((children))~~ a child: Accumulated sick leave shall be granted when an employee is required to be absent from work to provide care to a child ~~((under the age of eighteen))~~ with a health condition requiring treatment or supervision. ~~((For the purpose of this subsection, "children" shall be limited to the son or daughter of the employee or the employee's spouse.))~~

(3) Illness of relatives or household members: For purposes other than serious health condition as provided in subsection (4) of this section, up to five days of accumulated sick leave shall be granted for each occurrence or as extended by the agency when an employee is required to be absent from work to provide care to members of the employee's household or relatives of the employee or the employee's spouse who experience an illness or injury. For purposes of this subsection, "relatives" shall be limited to:

(a) Spouse.

(b) Son or daughter, eighteen years of age or over, grandchild, or foster child.

(c) Grandparent or parent.

~~(4) ((Serious health condition of spouse, child or parent.))~~ Accumulated sick leave shall be granted when an eligible employee is required to be absent from work to provide care to the employee's spouse, child, ~~((or))~~ parent, parent-in-law, or grandparent with a serious health condition ~~((as provided in WAC 356-18-145))~~ or an emergency health condition.

(5) Preventative health care of relatives or household members: Up to one day of sick leave shall be granted for each occurrence or as extended by the agency when an employee is required to be absent to provide care or transportation for a relative of the employee or the employee's spouse or for a member of the employee's household obtaining preventative health care. For the purposes of this subsection "relatives" shall be limited to:

(a) Spouse.

(b) Son, daughter, grandchild, or foster child.

(c) Grandparent or parent.

(6) For purposes of the provisions of subsections (3), (5), and (7)(a) of this section: Members of household means "persons who reside in same home, who have reciprocal and natural and/or moral duties to and do provide support for one another. The term does not include persons sharing the same general house when the living style is primarily that of a dormitory or commune."

(7) Bereavement: Accumulated sick leave shall be granted up to three days for each occurrence or as extended by the agency for reasons of travel when an employee is required to be absent from work for any of the following reasons:

(a) Death of members of the employee's household or relatives of the employee or the employee's spouse.

(b) For purposes of the provisions of subsection (7)(a) of this section, "relatives" shall be limited to:

(i) Spouse.

(ii) Son, daughter, grandchild, foster child, son-in-law, or daughter-in-law.

(iii) Grandparent, parent, brother, sister, niece, nephew, aunt, uncle, first cousin, brother-in-law, or sister-in-law.

(8) Inclement weather: Up to three days of accumulated sick leave shall be granted when the employee is unable to report for scheduled work because of severe inclement weather. (Such use of sick leave shall be limited to three days in any calendar year and shall be used only as specified in WAC 356-18-115.)

(9) Unforeseen family care requirements: Such use of sick leave shall normally be limited to a maximum of one day per incident, and to three days in any calendar year, unless extended by the appointing authority, and shall be used only as specified in WAC 356-18-116.

(10) When a condition listed under subsection (1)(a) or (c) of this section arises while the employee is on vacation leave, the employee shall be granted accrued sick leave as provided above for the condition (in lieu of the approved vacation leave) provided that the employee requests such sick leave within fourteen days after return to work. Such conversion rights shall not extend to vacation leave taken prior to an employee's separation as provided in WAC 356-18-100(2).

AMENDATORY SECTION (Amending WSR 96-13-076, filed 6/18/96, effective 8/1/96)

WAC 356-18-110 Vacation leave—Allowance. (1) Full-time employees shall not use or be compensated for vacation leave credits until completion of six months continuous state service. Employees whose payroll hours are usually less than 40 hours a week shall not use nor be compensated for vacation leave credits until completion of twelve continuous months of state service.

(2) All requests for vacation leave shall be ~~((in writing and must be approved in advance of the effective date unless used))~~ made in accordance with the agency's leave policy, except that any requirement that requested leave must be approved in advance of the effective date is waived when the leave is being requested in lieu of sick leave or to respond to unforeseen child care requirements, or the supervisor chooses to approve the vacation leave on a retrospective basis, or for an emergency health condition as provided in subsection (3) of this section.

(3) Accumulated vacation leave shall be approved for the serious health condition or emergency health condition of the eligible employee, or the eligible employee's spouse, child, ~~((or))~~ parent, ((as provided in WAC 356-18-145)) parent-in-law, or grandparent or to care for a child with a health condition that requires treatment or supervision.

(4) Accumulated vacation leave shall be approved for newborn, adoptive or foster child care as provided in WAC 356-18-150 and 356-18-145.

(5) Vacation leave shall be charged in half-hour increments or in smaller increments as set by the employing agency.

(6) When considering requests for vacation leave the employing agency shall give due regard to the needs of the employee but may require that leave be taken when it will least interfere with the work of the agency.

(7) Vacation leave for religious observances should be granted to the extent agency or program requirements permit.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending WSR 96-13-076, filed 6/18/96, effective 8/1/96)

WAC 356-14-260 Compensatory time—Liquidation. Agencies may require that compensatory time off shall be scheduled as soon as possible after accrual and with due regard for the employee's needs, insofar as this can be accomplished without detracting from sound and orderly administration. Accumulated compensatory time shall be granted for the following purposes: ~~((of WAC 356-18-145, Family and Medical Leave Act of 1993, or WAC 356-18-150, Newborn, adoptive, or foster child care. Compensatory time taken for the situations described in WAC 356-18-145(2) shall not be counted as part of the 12-weeks total absence granted for Family and Medical Leave Act.))~~

(a) Purpose of WAC 356-18-145, Family and Medical Leave Act of 1993. Compensatory time taken for the situations described in WAC 356-18-145(2) shall not be counted

as part of the 12 weeks total absence granted for Family and Medical Leave Act.

(b) Purpose of WAC 356-18-150, Newborn, adoptive, or foster child care.

(c) To care for a child with a health condition that requires treatment or supervision.

(d) To care for a spouse, parent, parent-in-law or grandparent of the employee who has a serious health condition or an emergency health condition.

Agencies may require that accumulated compensatory time be liquidated before vacation leave is granted except in those instances where this procedure would result in loss of accumulated vacation leave.

NEW SECTION

WAC 251-01-056 Child. For the purposes of WAC 251-09-030, 251-22-045, 251-22-070, and 251-22-110, a biological, adopted, or foster child, a stepchild, a legal ward, or a child of a person standing in loco parentis who is under eighteen years of age or eighteen years of age or older and incapable of self-care because of a mental or physical disability. Persons who are *in loco parentis* includes those with day-to-day responsibilities to care for and financially support a child.

NEW SECTION

WAC 251-01-129 Emergency health condition. For the purposes of WAC 251-09-030, 251-22-045, 251-22-070, and 251-22-110, a sudden, generally unexpected occurrence or set of circumstances related to one's health, which requires immediate action and is typically short-term in nature.

NEW SECTION

WAC 251-01-268 Parent. For the purposes of WAC 251-09-030, 251-22-045, 251-22-070, and 251-22-110, a biological parent of an employee or an individual who stood in loco parentis to an employee when the employee was a child. A person who had day-to-day responsibilities to care for and financially support the employee when he or she was a child is considered to have stood *in loco parentis* to the employee.

AMENDATORY SECTION (Amending WSR 92-05-034, filed 2/11/92, effective 4/1/92)

WAC 251-09-030 Overtime. (1) Any one of the following constitutes overtime:

(a) Work in excess of the daily work shift for full-time employees assigned to scheduled work period positions;

(b) Work in excess of forty hours in one work week for employees assigned to scheduled or nonscheduled work period positions; or

(c) For hospital personnel assigned to a fourteen-day schedule, work in excess of eight hours in a twenty-four hour period or eighty hours in a fourteen-day period.

(2) Overtime worked by employees assigned to scheduled or nonscheduled work period positions shall be compen-

sated at a rate of one and one-half times the employee's base rate plus any additional payment(s) required to be included by the Fair Labor Standards Act, such as shift differential, and other applicable state/federal law.

(3) Employees assigned to scheduled or nonscheduled work period positions shall receive monetary payment as compensation for overtime worked; however, at the employee's request compensatory time off at one and one-half times the overtime hours worked may be granted in lieu of monetary payment, except that agricultural employees shall receive compensatory time off or monetary payment at the option of the institution. The accumulation of unused compensatory time that exceeds two hundred forty hours (four hundred eighty for employees engaged in public safety or emergency response activity) must be paid in cash.

(4) If compensation is paid to an employee for accrued compensatory time, such compensation shall be paid at the regular rate earned by the employee at the time the employee receives such payment. Upon termination of employment, an employee will be paid for any unused compensatory time in accordance with the Fair Labor Standards Act.

(5) Use of accrued compensatory time shall be approved by the employing official with consideration being given to the work requirements of the department and the wishes of the employee. Compensatory time off shall be granted by the employing official at the request of employee to care for a spouse, parent, parent-in-law, or grandparent of the employee who has a serious health condition or an emergency health condition, or to care for a child with a health condition that requires treatment or supervision. Compensatory time off may be scheduled by the employing official during the final sixty days of a biennium.

(6) Employees assigned to excepted work period positions normally do not qualify for overtime pay. Under circumstances in which the employee is directed to work an excessive amount of overtime, the personnel officer may authorize additional compensation in cash or time off not to exceed one and one-half times the employee's regular rate. The employee may petition the personnel officer for compensation of the directed overtime.

(7) For purposes of computing overtime compensation, holidays or leave with pay during the employee's regular work schedule shall be considered as time worked.

AMENDATORY SECTION (Amending WSR 96-21-036, filed 10/10/96, effective 11/10/96)

WAC 251-22-045 Personal holiday. (1) Each employee may select one personal holiday each calendar year, as indicated in WAC 251-22-040(10) and the institution/related board must grant the day, provided:

(a) The employee has been continuously employed by the institution for more than four months.

(b) The employee has given not less than fourteen calendar days written notice to the supervisor; provided, however, the employee and the supervisor may agree upon an earlier date; and

(c) The number of employees selecting a particular day off does not prevent providing continued public service.

(2) Entitlement to the holiday will not lapse when denied under (1)(c) above.

(3) Full-time alternate work schedule employees shall receive eight hours of regular holiday pay for the personal holiday. Any differences between the scheduled shift for the day and eight hours may be adjusted by use of vacation leave, use or accumulation of compensatory time as appropriate, or leave without pay.

(4) Part-time classified employees shall be entitled to the number of paid hours on a personal holiday that their monthly schedule bears to a full time schedule.

(5) Part or all of a personal holiday may be donated to another employee for shared leave as provided in WAC 251-22-250 and WAC 251-22-280.

~~((a) Any portion of the personal holiday that remains after donation to shared leave shall be taken by the donating employee in one absence subject to request and approval as described in subsection (1) and (2) of this section.))~~

~~((b))~~ That portion of a personal holiday that is accrued, donated as shared leave, and then returned during the same calendar year to the donating employee, may be taken by the donating employee.

~~((c) An employee shall be allowed to split the personal holiday only when donating a portion of the personal holiday to the shared leave program.))~~

(6) If continuously employed by the institution for four months, an employee shall be granted part or all of the personal holiday to care for a spouse, parent, parent-in-law, or grandparent of the employee who has a serious health condition or emergency health condition or to care for a child with a health condition that requires treatment or supervision.

(7) An employee shall be allowed to split the personal holiday only when donating a portion of the personal holiday to the shared leave program as provided in subsection (5) of this section or using a portion of the personal holiday to provide care as provided in subsection (6) of this section. Any portion of the personal holiday that remains and is not being used for the purposes specified in subsection (5) or (6) of this section shall be taken by the employee in one absence subject to request and approval as described in subsection (1) and (2) of this section.

AMENDATORY SECTION (Amending Order 156, filed 7/1/87, effective 8/1/87)

WAC 251-22-070 Vacation leave—Use. (1) Vacation leave may not be taken until an employee has completed six months of continuous employment. An employee bringing an accrued balance from another state agency may use the previously accrued vacation leave during the institutional probationary or trial service period.

(2) All requests for vacation leave must be ~~((approved by the employing official or designee in advance of the effective date unless used for emergency child care as provided in WAC 251-22-117))~~ made and approved in accordance with the applicable institution and/or employing unit leave procedures. Leave procedures must make provisions for emergency health conditions as provided in subsection (4) of this section and emergency child care as provided in WAC 251-22-117 in which it is not possible for the employee to provide

advance notice of the need to take leave and to obtain advance approval for the use of leave.

(3) Vacation leave shall be scheduled by the employing department at a time most convenient to the work of the department, the determination of which shall rest with the employing official. As far as possible, leave will be scheduled in accordance with the wishes of the employee in any amount up to the total of his/her earned leave credits.

(4) Consistent with the provisions of subsection (1) of this section, vacation leave shall be granted at the employee's request to care for a spouse, parent, parent-in-law, or grandparent of the employee who has a serious health condition or an emergency health condition, or to care for a child with a health condition that requires treatment or supervision.

~~((4))~~ (5) Paid vacation leave may not be used in advance of its accrual.

AMENDATORY SECTION (Amending Order 171, filed 8/5/88, effective 9/5/88)

WAC 251-22-110 Sick leave—Use. (1) Sick leave shall be allowed an employee under the following conditions:

(a) Because of and during illness, disability or injury which has incapacitated the employee from performing required duties.

(b) By reason of exposure of the employee to a contagious disease during such period as attendance on duty would jeopardize the health of fellow employees or the public.

(c) To care for a spouse, parent, parent-in-law, or grandparent of the employee who has a serious health condition or emergency health condition.

~~((c))~~ (d) Except as provided in subsection (1)(c) of this section, ((B)) because of emergencies caused by serious illness or injury of a family member fifteen years of age and over that require the presence of the employee to provide immediate necessary care of the patient or to make arrangements for extended care. The personnel officer may authorize sick leave use as provided in this subsection for other than family members. The applicability of "emergency," "necessary care" and "extended care" shall be made by the personnel officer.

~~((d))~~ (e) To care for a child (as identified in WAC 251-01-172) under the age of eighteen with a health condition that requires treatment or supervision, or to make arrangements for extended care.

~~((e))~~ (f) Because of illness or injury of a family member who is a person of disability and requires the employee's presence to provide short-term care or to make arrangements for extended care.

~~((f))~~ (g) To provide emergency child care for the employee's child (as identified in WAC 251-01-172). Such use of sick leave is limited to three days in any calendar year, unless extended by the personnel officer, and shall be used only as specified in WAC 251-22-117.

~~((g))~~ (h) Because of a family member's death that requires the assistance of the employee in making arrangements for interment of the deceased.

~~((h))~~ (i) For personal medical, dental, or optical appointments or for family members' appointments when the

presence of the employee is required, if arranged in advance with the employing official or designee.

(2) Sick leave may be granted for condolence or bereavement.

WSR 02-20-109
PROPOSED RULES
PERSONNEL RESOURCES BOARD

[Filed October 2, 2002, 11:08 a.m.]

Original Notice.

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

Title of Rule: See below.

Purpose: These rules pertain to public records, affirmative action, eligible lists and referrals, human resources training and development, layoff and state internship program.

Statutory Authority for Adoption: Chapter 41.06 RCW.

Statute Being Implemented: RCW 41.06.150.

Summary: The effective date of these rules is January 1, 2003. This repeal will keep these rules from becoming effective.

Name of Agency Personnel Responsible for Drafting: Sharon Whitehead, 521 Capitol Way South, Olympia, WA, (360) 664-6348; Implementation and Enforcement: Department of Personnel.

Name of Proponent: Department of Personnel, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Due to the passage of the civil service reform bill (SHB 1268) we will not be proceeding with merging Title 251 WAC and Title 356 WAC. This proposal will repeal these rules which had an effective date of January 1, 2003.

Proposal Changes the Following Existing Rules: See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not required.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on November 14, 2002, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Department of Personnel by November 7, 2002, TDD (360) 753-4107 or (360) 586-8260.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694, by November 7, 2002.

Date of Intended Adoption: November 14, 2002.

October 2, 2002

E. C. Matt

Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-07-010	Purpose.
WAC 359-07-020	Public records—Writings—Defined.
WAC 359-07-030	Description and location of departmental organization.
WAC 359-07-040	General method of operation.
WAC 359-07-050	Office hours.
WAC 359-07-055	Records index.
WAC 359-07-060	Records availability—Copies obtained.
WAC 359-07-070	Exemptions—Public records.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-09-010	Purpose.
WAC 359-09-012	Guidelines.
WAC 359-09-015	Governor's affirmative action policy committee.
WAC 359-09-020	Required submissions.
WAC 359-09-030	Reasonable accommodation.
WAC 359-09-040	Department of personnel.
WAC 359-09-050	Testing—Supplemental certification.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-14-010	Maintenance of eligible lists.
WAC 359-14-020	Name removal.
WAC 359-14-030	Referrals.
WAC 359-14-050	Noncompetitive eligible list.
WAC 359-14-070	Combined eligible lists.
WAC 359-14-080	Specialized qualifications.
WAC 359-14-100	Eligible list designations.
WAC 359-14-130	Internal procedure for transfer, lateral moves, and voluntary demotion.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-39-010	Purpose.
WAC 359-39-020	Definitions.
WAC 359-39-030	Assignment of responsibilities.
WAC 359-39-040	Assignments for career development purposes.
WAC 359-39-050	Human resource training and development plan—Criteria—Availability.
WAC 359-39-090	Required entry-level management/supervisory training—Agency.
WAC 359-39-140	Employee attendance at training.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-40-010	Reasons for layoff.
WAC 359-40-020	Seniority.
WAC 359-40-050	Layoff procedure.
WAC 359-40-060	Alternate review period.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 359-48-010	State internship program—Purpose.
WAC 359-48-020	State internship program—Application of rules.
WAC 359-48-030	State internship program—General provisions.
WAC 359-48-040	State internship program—Eligibility—Duration of internship.
WAC 359-48-050	State internship program—Return rights—Benefits.
WAC 359-48-060	State internship program—Completion of internship.

WSR 02-20-014
EXPEDITED RULES
LAKE WASHINGTON
TECHNICAL COLLEGE

[Filed September 20, 2002, 10:45 a.m.]

Title of Rule: Implementation of State Environmental Policy Act.

Purpose: This rule was effective August 16, 1992. Subsequent to that time an error in one of the WAC references in the rule was noted. This amendment corrects the typographical error and replaces the incorrect WAC cite with the correct one.

Other Identifying Information: WAC 495D-325-010.

Statutory Authority for Adoption: RCW 28B.50.140.

Statute Being Implemented: RCW 43.21C.120.

Summary: Amends RCW, chapters 197-11 and 131-24 WAC.

Reasons Supporting Proposal: Current reference is incorrect and directs readers to the wrong WAC.

Name of Agency Personnel Responsible for Drafting: Charles H. McWilliams, Lake Washington Technical College, (425) 739-8201; Implementation and Enforcement: L. Michael Metke, Lake Washington Technical College.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendment corrects a typographical error in WAC 495D-325-010 by changing the reference from chapter 132-24 WAC to chapter 131-24 WAC. No other portions of the rule are impacted.

Proposal Changes the Following Existing Rules: Corrects a typographical error.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO L. Michael Metke, Lake Washington Technical College, 11605 132nd Avenue N.E., Kirkland, WA 98034, AND RECEIVED BY December 2, 2002.

September 11, 2002

L. Mike Metke
 President

AMENDATORY SECTION (Amending WSR 92-15-081, filed 7/16/92, effective 8/16/92)

WAC 495D-325-010 Implementation of State Environmental Policy Act. (1) It shall be the policy of Lake Washington Technical College District 26 that all actions taken by the district shall comply with the provisions of chap-

ter 43.21C RCW (the State Environmental Policy Act), chapters 197-11 and (~~132-24~~) 131-24 WAC.

(2) The president of the district or his or her designee shall be responsible for administering and implementing this policy.

WSR 02-20-097
EXPEDITED RULES
DEPARTMENT OF REVENUE

[Filed October 1, 2002, 3:01 p.m.]

Title of Rule: Amendatory section WAC 458-30-590 Rate of inflation—Publication—Interest rate—Calculation.

Purpose: To provide information about the rate of inflation that is used by county officials to calculate interest on deferred special benefit assessments when farm and agricultural or timber land is removed or withdrawn from classification under chapter 84.34 RCW, the open space program.

Statutory Authority for Adoption: RCW 84.34.360.

Statute Being Implemented: RCW 84.34.310.

Summary: Special benefit assessments for certain local improvements to farm and agricultural or timber land classified under chapter 84.34 RCW may be deferred by the land owner. If a land owner has chosen to defer these assessments, when the land is subsequently removed or withdrawn from classification the deferred special benefit assessments become due and payable with interest. WAC 458-30-590 provides the rate of inflation used in calculating the interest that is added to the deferred amount of special benefit assessments.

Reasons Supporting Proposal: RCW 84.34.310(6) authorizes the department to determine the rate of inflation and to publish this rate no later than January 1 each year for use in that assessment year.

Name of Agency Personnel Responsible for Drafting: Kim M. Qually, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6113; Implementation and Enforcement: Sandy Guilfoil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: No comments or recommendations are submitted.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-30-590 explains the department's duty to determine and publish an annual rate of inflation, the basis for the inflation rate, how the rates of inflation are used to calculate the rate of interest, and the rate of inflation. The rate of inflation is used when farm and agricultural or timber land classified under chapter 84.34 RCW is removed or withdrawn from classification. When land is removed or withdrawn, the deferred amounts of special benefit assessments and/or property taxes plus interest are due and payable. This

EXPEDITED

rate of inflation is used to calculate the rate of interest applied.

Proposal Changes the Following Existing Rules: The rule being proposed amends the current version of WAC 458-30-590. It provides the rate of inflation for 2002 that will be used to calculate the amount of interest due when farm and agricultural or timber land is removed or withdrawn from classification under chapter 84.34 RCW during assessment year 2003.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THE USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Kim M. Qually, Counsel, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail kimq@dor.wa.gov, AND RECEIVED BY December 2, 2002.

October 1, 2002

Alan R. Lynn

Rules Coordinator

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 02-03-041, filed 1/8/02, effective 2/8/02)

WAC 458-30-590 Rate of inflation—Publication—Interest rate—Calculation. (1) **Introduction.** This section sets forth the rates of inflation discussed in WAC 458-30-550. It also explains the department of revenue's obligation to annually publish a rate of inflation and the manner in which this rate is determined.

(2) **General duty of department—Basis for inflation rate.** Each year the department determines and publishes a rule establishing an annual rate of inflation. This rate of inflation is used in computing the interest that is assessed when farm and agricultural or timber land, which are exempt from special benefit assessments, is withdrawn or removed from current use classification.

(a) The rate of inflation is based upon the implicit price deflator for personal consumption expenditures calculated by the United States Department of Commerce. This rate is used to calculate the rate of interest collected on exempt special benefit assessments.

(b) The rate is published by December 31st of each year and applies to all withdrawals or removals from farm and agricultural or timber land classification that occur the following year.

(3) **Assessment of rate of interest.** An owner of classified farm and agricultural or timber land is liable for interest on the exempt special benefit assessment. Interest accrues from the date the local improvement district is created until the land is withdrawn or removed from classification. Interest

accrues and is assessed in accordance with WAC 458-30-550.

(a) Interest is assessed only for the time (years and months) the land remains classified under RCW 84.34.020 (2) or (3).

(b) If the classified land is exempt from the special benefit assessment for more than one year, the annual inflation rates are used to calculate an average rate of interest. This average is determined by adding the inflation rate for each year the classified land was exempt from the special benefit assessment after the local improvement district was created. The sum of the inflation rates is then divided by the number of years involved to determine the applicable rate of interest.

(c) Example. A local improvement district for a domestic water supply system was created in January 1990 and the owner used the statutory exemption provided in RCW 84.34.320. On July 1, 1997, the land was removed from the farm and agricultural classification. An average interest rate was calculated using the inflation rates for 1990 through 1997. The owner was then notified of the amount of previously exempt special benefit assessment, plus the average interest rate.

(4) **Rates of inflation.** The rates of inflation used to calculate the interest as required by WAC 458-30-550 are as follows:

YEAR	PERCENT	YEAR	PERCENT
1976	5.6	1977	6.5
1978	7.6	1979	11.3
1980	13.5	1981	10.3
1982	6.2	1983	3.2
1984	4.3	1985	3.5
1986	1.9	1987	3.7
1988	4.1	1989	4.8
1990	5.4	1991	4.2
1992	3.3	1993	2.7
1994	2.2	1995	2.3
1996	2.2	1997	2.1
1998	0.85	1999	1.42
2000	2.61	2001	1.89
<u>2002</u>	<u>1.16</u>		

EXPEDITED

WSR 02-20-004
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Aging and Adult Services Administration)
[Filed September 18, 2002, 3:27 p.m.]

Date of Adoption: September 11, 2002.

Purpose: The department is adopting new WAC 388-76-76505, 388-76-76510, 388-76-76515 and 388-76-76520; and repealing outdated WAC 388-76-765. This adoption incorporates changes in the Washington State Building Code, WAC 51-40-0310.14 and updates emergency evacuation and safety requirements to ensure resident health and safety.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-76-765.

Statutory Authority for Adoption: RCW 70.128.040, 70.128.130, and 70.128.140.

Adopted under notice filed as WSR 02-15-135 on July 22, 2002.

Changes Other than Editing from Proposed to Adopted Version: At WAC 388-76-76515(9), deleted the entire proposed text and replaced with, "The location of the adult family home must be accessible at all times for emergency vehicles." All other requirements of this subsection were dropped as the proposed language duplicated existing requirements in chapter 388-76 WAC.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 4, 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 4, Amended 0, Repealed 1.

Effective Date of Rule: Thirty-one days after filing,
September 11, 2002.

Brian Lindgren, Manager
Rules and Policies Assistance Unit

**EMERGENCY EVACUATION AND SAFETY
REQUIREMENTS**

NEW SECTION

WAC 388-76-76505 What physical structure requirements must the provider ensure that the home meets? (1) Each adult family home must meet applicable local licensing, zoning, building, and housing codes, and state and local fire safety regulations as they pertain to a single-family dwelling.

(2) It is the responsibility of the provider to check with local authorities to ensure all local codes are met.

(3) Effective July 1, 2001, the following must meet requirements in WAC 51-40-0310.14 Requirements for group R occupancies, adult family homes as established by the Washington state building code council:

(a) Any single-family dwelling that has been newly constructed meeting all current applicable building codes, that has never been occupied, and that has a pending adult family home license application with the department;

(b) Any single-family dwelling being converted for use as an adult family home.

(4) WAC 51-40-0310 does not apply to adult family homes licensed before July 1, 2001, that are being sold or transferred for the purpose continuing the operation of a licensed adult family home under new ownership.

(5) Windows in every room used by residents must be free of obstructions.

(6) When resident bedroom windows are fitted with storm windows, the provider must equip the storm windows with release mechanisms that are easily opened from the inside without the use of a key or special knowledge or effort.

(7) The provider must ensure that every occupied area used by residents receiving care and services has access to one or more exit and must not pass through a room, garage, or other space subject to being locked or blocked from the opposite side.

(8) Every occupied area used by residents must not be accessible only by ladder, folding stairs, or trap door.

(9) The provider must ensure that every bathroom door lock opens from the outside in an emergency.

(10) The provider must ensure that every closet door opens from the inside and outside.

(11) The provider must ensure that exit doors leading to the outside will open from the inside without the use of a key or any special knowledge or effort.

NEW SECTION

WAC 388-76-76510 What are the resident emergency evacuation requirements that providers must address? (1) Before a resident is admitted, the provider must disclose in writing and in a language understood by the prospective resident and/or their representative the following information:

(a) Whether or not the resident bedrooms in the home comply with current building code including evacuation standards;

(b) The source of and plan for on-site fire protection if the home is located outside a public fire district;

(c) All residents must participate in at least one household emergency evacuation drill per year involving a full evacuation from the home to a safe location.

(2) The resident's preliminary service plan (WAC 388-76-61030) and negotiated care plan (WAC 388-76-61500) must identify the resident's level of evacuation capability as defined by the following:

(a) Level 1: The resident is physically and mentally capable of self-preservation and walking or traversing a nor-

mal path to safety, including the ascent and descent of stairs, without the physical assistance of another person.

(b) Level 2: The resident is physically and mentally capable of traversing a normal path to safety with the use of mobility aids, but unable to ascend or descend stairs without the physical assistance of another person.

(c) Level 3: The resident physically or mentally is unable to walk or traverse a normal path to safety without the physical assistance of another person.

(3) The provider must ensure that residents who have an evacuation capability of Level 2 or Level 3 have their bedroom located on a grade level floor of the home. This grade level floor must have no less than two means of egress that do not require the use of stairs, elevator, or platform lift to exit.

(4) The provider must not admit or retain any residents who cannot be safely evacuated according to the provider's evacuation plan required under WAC 388-76-76520.

(5) For residents who are hearing and/or visually impaired, the provider must ensure that alternative emergency evacuation protections appropriate for hearing and/or visually impaired are installed as needed.

NEW SECTION

WAC 388-76-76515 What fire safety and emergency requirements must the provider have in the home? (1) The provider must provide and have readily available an approved 2-A:10-B:C rated (five pound) fire extinguisher in proper operating condition on each floor of living space of the adult family home. Where local fire authorities require installation of a different type or size of fire extinguisher, the requirement of the local authority shall prevail.

(2) The provider must ensure that each required fire extinguisher is inspected and serviced annually by a qualified inspector.

(3) If the home is not located in a public fire district, the provider must have written verification of adequate fire protection from the county fire authority.

(4) Every adult family home must have an approved automatic smoke detector in the following locations of the home:

- (a) Every bedroom used by a resident;
- (b) In proximity to the area where any resident or caregiver sleeps; and
- (c) On every level of a home that is multi-level.

(5) Smoke detectors must be installed in such a manner so that the fire warning may be audible in all parts of the home upon activation of a single detector.

(6) The provider must ensure that all smoke detectors are maintained and in working condition at all times.

(7) The provider must not locate a stove or heater where the stove or heater blocks a resident's escape.

(8) Portable oil, gas, kerosene, and electric space heaters must not be used in the home except in the case of a power outage and the portable space heater is the home's only safe source of heat.

(9) The location of the adult family home must be accessible at all times for emergency vehicles.

(10) The provider must report to the department any fire and/or emergency evacuation in the adult family home in accordance with WAC 388-76-675 (4)(a).

NEW SECTION

WAC 388-76-76520 What is required of the provider for emergency evacuation drills? (1) The provider must develop a plan for emergency evacuation that reasonably ensures safe evacuation of all residents. The provider will determine the length of time necessary to safely evacuate all residents; however, the length of time shall not exceed five minutes. This emergency plan shall be written and posted and be operational at all times.

(2) All staff, caregivers and residents must be instructed in emergency evacuation procedures at the time of hire or admission.

(3) The provider must ensure that all residents participate in at least one household emergency evacuation drill every calendar year involving full evacuation from the home to a safe location.

(4) The provider must ensure that emergency evacuation drills are conducted at least every two months.

(5) The provider must document emergency evacuation drills recording the following information:

- (a) Names of residents and staff involved including the person conducting the drill;
- (b) Date and time of the drill; and
- (c) The length of time required for evacuating all residents.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-76-765 Fire safety.

WSR 02-20-005

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Adult Services Administration)

[Filed September 18, 2002, 3:33 p.m.]

Date of Adoption: September 11, 2002.

Purpose: The department is adopting new WAC 388-76-64005, 388-76-64010, 388-76-64015, 388-76-64020, 388-76-64025, 388-76-64030, 388-76-64035, 388-76-64040, 388-76-64045, 388-76-64050, and 388-76-64055; and repealing WAC 388-76-640. These new medication rules incorporate chapter 246-888 WAC, Medication assistance, promulgated by the Board of Pharmacy in 1999 allowing more flexibility in providing medication assistance by non-practitioners in community-based care settings including adult family homes. In addition, there have been refinement and incorporation of best practice standards related to the management of medications in an adult family home. These

new medication rules are the result of over two years of stakeholder input and the filing of a supplemental CR-102 to accurately reflect desired standards and rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-76-640.

Statutory Authority for Adoption: RCW 70.128.040, 69.41.085.

Adopted under notice filed as WSR 02-03-117 on January 22, 2002, and supplemental notice filed as WSR 02-14-161 on July 3, 2002.

Changes Other than Editing from Proposed to Adopted Version:

The following changes have been made in response to public comments.

Rules as Proposed	Changes (additions underlined, deletions struck through)	Explanation of changes
388-76-64015(2)	(2) Independent with self-administration is when the resident is independent able to directly apply prescribed and OTC medications by ingestion, inhalation, injection or other means <u>and no assistance is required.</u>	The word "independent" was redundant in context. The added phrase clarified.
388-76-64015(4)	(4) Medication administration is required when a resident cannot safely perform independent self-administration or self-administration with assistance. Medication administration must be performed by a practitioner as defined in chapter 69.41 RCW or by nurse delegation (WAC 246-840-910 through 246-840-970) unless performed by a family member or surrogate decision maker <u>as defined in RCW 7.70.065.</u>	To provide clarification and reference.
388-76-64020	WAC 388-76-64020 What must the provider's house policies address <u>include in the Negotiated Care Plan for residents who are independent with self-administration?</u>	Keeping the requirement focused on the resident's negotiated care plan versus the provider's house policies.
388-76-64020 (1)(b)	(b) May keep their prescribed and OTC medications securely locked in <u>either their room or in a different an</u> area otherwise agreed upon and documented in their negotiated care plan.	Clarifying.
388-76-64025(3)	(3) While no additional separate assessment or documentation of the resident's needs is required for initiating self-administration with assistance, the provider must amend the resident's negotiated care plan to reflect this service, documenting the decision-making process.	Eliminating a requirement not found in chapter 246-888 WAC.
388-76-64025(4)	(4) The provider must ensure that <u>contact</u> the practitioner re-assesses who will determine if a re-assessment is required when the resident if there is <u>has</u> a change in the health status, medications, physical or mental limitations, or environment.	Clarification and keeping within the intent of chapter 246-888 WAC.
388-76-64035 (1)(2)(3)	(1) The resident is able to independently self-administer through <u>The prescription is written as an oral medication via the "g-tube"; and</u> (2) The prescription is written as an oral medication via "g-tube"; <u>The resident meets the criteria for self-administration with assistance referenced in WAC 388-76-64015(3).</u> (3) The practitioner has determined that the prescribed or OTC medication can be altered, if necessary, for use via "g-tube."	Clarification and keeping within the intent of chapter 246-888 WAC.
388-76-64040(1)	(1) If the prescribed or OTC medication is altered, the provider must have documentation for <u>the appropriateness of the alteration by the approving practitioner on the prescription container or in the resident's record. or pharmacist including date, time, and name of who provided the consultation.</u>	Provide clarification within the intent of chapter 246-888 WAC and require documentation of the decision and verifying the consultation for altering a resident's medication.

PERMANENT

<p>388-76-64050 (4)(d)(5)(6)</p>	<p>(4) Medication organizers must carry a label that clearly identifies the following information: (a) Name of the resident; (b) Name of the medication(s); (c) Dosage and dosage frequency. (d) The name and phone number of the prescribing practitioner when it is a prescribed medication. Must be available when the resident takes a medication organizer out of the adult family home. (5) (6) When a resident has a change in medications by the prescribing practitioner, the person filling the medication organizers must replace labels with required updated information immediately.</p>	<p>The original container already has this information and available in the adult family home, however, when a medication organizer is taken out of the house, this information is not readily available and generally does not fit onto the medication organizer.</p>
<p>388-76-64055</p>	<p>(1) The provider must ensure that every resident (unless WAC 388-76-64015(2) applies) has a daily medication log that includes the following information: (a) A listing of all prescribed and OTC medications, the frequency, and the dosage; <u>and</u> (b) The time the medication was <u>is scheduled to be</u> taken by the resident; (c) The time of medication refusal if the resident refused to take a prescribed medication. (2) The provider must ensure that the person (including family members) who assisted or administered prescribed or OTC medication to the resident initials the daily medication log within one hour after the medication was taken <u>or refused</u>. <u>(3) The provider must ensure that if the prescribed or OTC medication is taken outside the scheduled time, the time the medication was taken must be recorded on the medication log.</u> (3 4) If a resident refuses to take prescribed medications, the requirements in subsection (2) of this section apply including a note indicating the resident's refusal. (4 5) When the prescribing practitioner makes a change to any current medications, the provider must: (a) Ensure that the change and the date of the change are immediately documented on the daily medication log; (b) Request from the prescribing practitioner written verification of the change by mail, facsimile, other electronic means, or a new original labeled container from the pharmacy; (c) Coordinate with the resident's pharmacy service to <u>The provider must ensure that the changed medication is received from the pharmacy to begin the change consistent with the new order.</u></p>	<p>To clarify and establish documentation requirements for safeguarding resident's health and safety when medications are not taken at scheduled times.</p>

PERMANENT

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 11, 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 11, Amended 0, Repealed 1.

Effective Date of Rule: Thirty-one days after filing.
September 11, 2002
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

RESIDENT MEDICATIONS

NEW SECTION

WAC 388-76-64005 Definitions. For purposes of this chapter, these definitions apply:

"Enablers" means a physical device used to facilitate a resident's self-administration of a prescribed or over-the-counter medication. Physical devices include, but are not limited to a medicine cup, glass, cup, spoons, bowl, pre-filled syringes, syringes used to measure oral liquids, specially adapted table surfaces, drinking straw, piece of cloth, and the resident's hand.

"Prescribed medication" refers to any medication (legend drug, controlled substance, and over-the-counter) that is prescribed by an authorized practitioner.

"Medication organizer" is a container with separate compartments for storing oral medications organized in daily doses.

"Over-the-counter (OTC) medication" is any medication that can be purchased without a prescriptive order, including but not limited to vitamin, mineral, or herbal preparations.

"Practitioner" includes a physician, osteopathic physician, podiatric physician, pharmacist, licensed practical nurse, registered nurse, advanced registered nurse practitioner, dentist, and physician assistant. Refer to chapter 69.41 RCW for a complete listing of practitioners.

NEW SECTION

WAC 388-76-64010 What are the rules the provider must follow in all situations involving resident medications? (1) The provider must ensure that all prescribed and OTC medications are kept in locked storage.

(2) The provider must ensure that all prescribed and OTC medications are stored in the original containers with legible and original labels. When medication organizers are used, refer to WAC 388-76-64050.

(3) The resident always has the right to refuse any medications.

(4) When a resident who is receiving medication assistance or administration refuses or does not receive a prescribed medication, the provider must notify the prescribing practitioner unless the provider, acting within their scope of practice, is able to make a judgment about the significance of the resident's refusal.

(5) If a provider becomes aware that a resident who self-administers is refusing a prescribed medication, the provider must notify the prescribing practitioner unless the provider, acting within their scope of practice, is able to make a judgment about the significance of the resident's refusal.

(6) The provider must ensure that the negotiated care plan addresses how residents will get their medications when

they are absent from the adult family home or when a family member assisting with medications is not available.

(7) The provider must have a policy addressing the disposition of resident prescribed medications that are unused, leftover, or remaining after the resident leaves the adult family home.

NEW SECTION

WAC 388-76-64015 What defines the type of help a resident may need when taking their medication? (1) The resident assessment must identify the individual's functional level related to the management of medications as referenced in WAC 388-76-61020(9).

(2) Independent with self-administration is when the resident is able to directly apply prescribed and OTC medications by ingestion, inhalation, injection or other means and no assistance is required.

(3) Self-administration with assistance (as described in chapter 246-888 WAC, Medication assistance) is when a resident is independent with self-administration but requires assistance from a non-practitioner when taking prescribed or OTC medications. This assistance does not include injectable or intravenous medications as defined in WAC 246-888-020.

(4) Medication administration is required when a resident cannot safely perform independent self-administration or self-administration with assistance. Medication administration must be performed by a practitioner as defined in chapter 69.41 RCW or by nurse delegation (WAC 246-840-910 through 246-840-970), unless performed by a family member or surrogate decision maker as defined in RCW 7.70.065.

(5) If a resident's circumstances require a combination of independent with self-administration, self-administration with assistance, or medication administration, the reason(s) for this combination must be explained in the resident's negotiated care plan.

NEW SECTION

WAC 388-76-64020 What must the provider include in the negotiated care plan for residents who are independent with self-administration? (1) Residents who are independent with self-administration:

(a) May administer their own prescribed and OTC medications unless otherwise stipulated in their negotiated care plan.

(b) May keep their prescribed and OTC medications securely locked in either their room or in a different area otherwise agreed upon and documented in their negotiated care plan.

(2) Residents who are independent with self-administration are not required to keep a daily medication log unless otherwise stipulated in their negotiated care plan.

(3) For purposes of emergency situations, the provider must maintain a current list of prescribed and OTC medications including name, dosage, frequency, and the name and phone number of the prescribing practitioner as needed. The

provider must coordinate with the resident when there is a medication change or new order(s) and must document the changes in the resident's negotiated care plan.

NEW SECTION

WAC 388-76-64025 How do a resident and provider initiate self-administration with assistance? (1) A resident or their representative and the provider consult with a practitioner to determine the appropriateness for self-administration with assistance.

(2) The practitioner, in consultation with the resident or their representative and the provider, considers such factors as the physical and mental limitations of the resident and the setting or environment where the resident lives.

(3) While no additional separate assessment or documentation of the resident's needs is required for initiating self-administration with assistance, the provider must amend the resident's negotiated care plan to reflect this service.

(4) The provider must contact the practitioner who will determine if a re-assessment is required when the resident has a change in the health status, medications, physical or mental limitations, or environment.

NEW SECTION

WAC 388-76-64030 What must the provider monitor when implementing self-administration with assistance?

(1) The provider must ensure that self-administration with assistance is occurring when a resident needs assistance from a non-practitioner to safely facilitate self-administration of a medication.

(2) The resident must be able to put the prescribed or OTC medication into their own mouth or apply or instill the medications.

(3) The resident must be aware that they are receiving a prescribed or OTC medication, but does not necessarily need to be able to state the name of the medication, intended effects or side effects.

(4) Self-administration with assistance must occur immediately prior to the ingestion or application of a prescribed or OTC medication.

(5) Self-administration with assistance may include steadying or guiding a resident's hand while applying or instilling prescribed or OTC medications such as ointments, eye, ear and nasal preparations, but does not include the practice of "hand-over-hand" (total physical assistance) administration.

(6) Self-administration with assistance does not include direct assistance with intravenous and injectable medications, however, delivering a pre-filled syringe to the resident is allowed providing that the resident independently self-administers the injection per WAC 246-888-020.

NEW SECTION

WAC 388-76-64035 What other situations must the provider monitor when self-administration with assistance occurs for a resident? A nonpractitioner may assist

the resident to self-administer a prescribed or OTC medication through a gastrostomy or "g-tube" provided that:

(1) The prescription is written as an oral medication via "g-tube"; and

(2) The resident meets the criteria for self-administration with assistance referenced in WAC 388-76-64015(3).

NEW SECTION

WAC 388-76-64040 What must the provider do when there is a need to alter medications during self-administration with assistance?

(1) If the prescribed or OTC medication is altered, the provider must have documentation for the appropriateness of the alteration by the approving practitioner or pharmacist including date, time, and name of who provided the consultation.

(2) Alteration of a prescribed or OTC medication for self-administration with assistance includes, but is not limited to, crushing tablets, cutting tablets in half, opening capsules, mixing powdered medications with food or liquids.

(3) Residents must be aware that the prescribed or OTC medication is being altered and/or added to their food.

NEW SECTION

WAC 388-76-64045 What other types of assistance can a nonpractitioner provide?

Prescribed or OTC medication can be transferred from one container to another for the purpose of an individual dose such as pouring a liquid medication from the medication container to a calibrated spoon or medication cup.

NEW SECTION

WAC 388-76-64050 Who can fill medication organizers and what is required?

(1) A registered nurse (RN), licensed practical nurse (LPN), the resident, or the resident's family members may fill medication organizers.

(2) Prescribed medications being placed into an organizer for the resident must have already been dispensed by a pharmacist and are being removed from an original container that has been labeled for the resident by a pharmacist or pharmacy service.

(3) The medication organizer must allow prescribed and OTC medications to be readily identifiable by residents, caregivers, and the RN and LPN.

(4) Medication organizers must carry a label that clearly identifies the following information:

(a) Name of the resident;

(b) Name of the medication(s);

(c) Dosage and dosage frequency.

(5) The name and phone number of the prescribing practitioner must be available when the resident takes a medication organizer out of the adult family home.

(6) When a resident has a change in medications by the prescribing practitioner, the person filling the medication organizers must replace labels with required updated information immediately.

NEW SECTION

WAC 388-76-64055 What documentation is the provider required to include in the resident's daily medication log? (1) The provider must ensure that every resident (unless WAC 388-76-64015(2) applies) has a daily medication log that includes the following information:

(a) A listing of all prescribed and OTC medications, the frequency, and the dosage; and

(b) The time the medication is scheduled to be taken by the resident.

(2) The provider must ensure that the person who assisted or administered prescribed or OTC medication to the resident initials the daily medication log within one hour after the medication was taken or refused.

(3) The provider must ensure that if the prescribed or OTC medication is taken outside the scheduled time, the time the medication was taken must be recorded on the medication log.

(4) If a resident refuses to take prescribed medications, the requirements in subsection (2) of this section apply including a note indicating the resident's refusal.

(5) When the prescribing practitioner makes a change to any current medications, the provider must:

(a) Ensure that the change and the date of the change are immediately documented on the daily medication log;

(b) Request from the prescribing practitioner written verification of the change by mail, facsimile, other electronic means, or a new original labeled container from the pharmacy;

(c) The provider must ensure that the changed medication is received from the pharmacy to begin the change consistent with the new order.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-76-640 Resident medications.

WSR 02-20-013**PERMANENT RULES****STATE BOARD FOR****COMMUNITY AND TECHNICAL COLLEGES**

[Filed September 20, 2002, 10:09 a.m.]

Date of Adoption: September 19, 2002.

Purpose: Update rules regarding interdistrict/concurrent enrollment.

Citation of Existing Rules Affected by this Order: Amending WAC 131-12-041.

Statutory Authority for Adoption: Chapter 28B.50 RCW.

Adopted under notice filed as WSR 02-15-133 on July 22, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 19, 2002

DeiRae Oderman

Executive Assistant

Agency Rules Coordinator

AMENDATORY SECTION (Amending WSR 98-15-011, filed 7/2/98, effective 8/2/98)

WAC 131-12-041 Interdistrict registration of students. ~~((Pursuant to authority granted in chapter 28B.50 RCW, the following regulations shall be observed by the community college districts in the interdistrict enrollment of students without the payment of additional tuition and fees as required by RCW 28B.15.500.))~~ Under the authority of RCW 28B.50.095 the following rule applies to the interdistrict enrollment of students at community colleges. The purpose of this rule is to allow students to concurrently enroll at more than one community college, but pay no more tuition and fees than if the student was enrolled at a single college.

(1) Interdistrict registration shall mean the concurrent enrollment of a student in community colleges operated by two or more community college districts.

(2) Interdistrict registration shall occur only on the basis of a specific agreement between the two or more colleges and shall be used only to accommodate students when courses will not be offered in a manner that will enable the timely completion of the student's program of study. Agreements may also include tuition and fee revenue sharing.

(3) ~~((If the student registers and pays (including loans, grants, waivers, and other forms of financial aid) the maximum tuition and fees in one college, a second college may allow such student to register for additional courses without payment of additional fees provided that the courses will not be offered by the first college in a manner that will enable the student to complete his or her program in a timely manner.))~~ Students shall enroll and pay tuition and fees at the first college. The second college in which the student is enrolled shall charge and collect tuition and fees for those additional credits as if the student was taking all of their credits at the second college.

(4) ~~((If the student so enrolled under this interdistrict registration provision has paid less than the maximum amount of tuition and fees required by RCW 28B.15.500, the second college shall assess tuition and fees at the standard rate for the~~

PERMANENT

~~course registrations in that college up to that maximum.)~~ Withdrawal from the college or reduction of course load in the college of initial registration shall invalidate any ~~((cost-free))~~ reduced tuition and fee registration at a second college unless the appropriate additional tuition and fees are paid.

(5) Students enrolled in a second college under the provisions of this regulation shall be required to comply with the regular registration procedure of such second college and shall be required to pay any additional special fees—such as laboratory, supply, use or records fees normally charged to students enrolled at that college.

WSR 02-20-015

PERMANENT RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Docket No. TO-000712, General Order No. R-502—Filed September 20, 2002, 1:37 p.m.]

In the matter of correcting reference error in WAC 480-75-430 relating to welding procedures.

1 On August 26, 2002, the Washington Utilities and Transportation Commission filed with the code reviser an order amending, adopting and repealing rules permanently for chapter 480-75 WAC, relating to Hazardous liquid, gas, oil and petroleum pipeline companies—Safety. The adoption order is filed at WSR 02-18-032.

2 On September 9, 2002, commission staff discovered that a correction to a section reference to the ASME Boiler and Pressure Vessel Code in WAC 480-75-430 Welding procedures, made subsequent to the CR-102, had not been corrected in the rules submitted to the code reviser with the adoption order.

3 Upon investigation, the commission found that the section reference correction was included in the rules adopted by the commission during the July 26, 2002, adoption hearing. The correction replaces a nonexistent section reference to the ASME Boiler and Pressure Vessel Code with an actual section. Failure to make the section reference correction in the rules submitted to the code reviser with the adoption order constitutes an oversight.

4 Accordingly, the commission enters this order to correct the section reference to the ASME Boiler and Pressure Vessel Code in the first sentence of subsection (1) of WAC 480-75-430. The reference should read **Section IX** of the AMSE Boiler and Pressure Vessel Code, not section 2001. A copy of the corrected rule is attached to this order as Appendix A.

5 THE COMMISSION ORDERS That the section reference to the ASME Boiler and Pressure Vessel Code in the first sentence of subsection (1) of WAC 480-75-430 is corrected to read as described in paragraph 4 above and set forth in Appendix A, to take effect pursuant to RCW 34.05.380(2) on the thirty-first day after filing with the code reviser.

DATED at Olympia, Washington, this 19th day of September, 2002.

Marilyn Showalter, Chairwoman
Richard Hemstad, Commissioner
Patrick J. Oshie, Commissioner

APPENDIX A

NEW SECTION

WAC 480-75-430 Welding procedures. (1) For new and existing pipelines, all welding procedures and welders must be qualified to the API Standard 1104 or Section IX of the ASME Boiler and Pressure Vessel Code. Information about the API standards and the ASME edition adopted, and where to obtain them, are set out in WAC 480-75-999, Adoption by reference. Each welder qualification test result must be recorded and kept for a period of five years, and:

(a) Operators must use testing equipment necessary to measure the essential variables during welder qualification or requalification, and also for procedure qualification or requalification. All essential variables must be recorded as performed during the welding qualification.

(b) Qualified welding procedures must be on-site where welding is being performed.

(2) Welders must carry appropriate identification and qualification cards showing the name of welder, their qualifications, date of qualification expiration, and the company whose procedures were followed for the qualification. Welders' qualification cards will be subject to commission inspection at all times when personnel are working on facilities subject to commission jurisdiction.

WSR 02-20-024

PERMANENT RULES

TOBACCO SETTLEMENT AUTHORITY

[Filed September 23, 2002, 1:16 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Description of organization—Public records policy, the rule implements the rule-making requirements of RCW 34.05.220 (1)(b) and the public records provisions of chapter 42.17 RCW.

Statutory Authority for Adoption: RCW 43.340.030 [(1)](h).

Other Authority: RCW 34.05.220 (1)(b).

Adopted under notice filed as WSR 02-13-092 on June 18, 2002.

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 11, 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.

September 18, 2002

Paul Edwards

Deputy Director

Title 465 WAC Tobacco Settlement Authority

Chapter 465-10 WAC

Description of organization—Public records policy

NEW SECTION

WAC 465-10-010 Purpose. The purpose of this chapter is to implement the rule-making requirements of RCW 34.05.220 (1)(b) and the public records provisions of chapter 42.17 RCW.

NEW SECTION

WAC 465-10-020 Definitions. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise:

(1) "Act" means chapter 365, Laws of 2002.

(2) "Authority" means the Tobacco Settlement Authority established pursuant to the act. Where appropriate, the term "authority" also refers to the staff and employees of the authority.

(3) "Public Records Act" means chapter 42.17 RCW.

(4) "State" means the state of Washington.

(5) The terms defined in the act and the Public Records Act shall have the same meaning when used in these rules.

NEW SECTION

WAC 465-10-030 Description of organization and operations. The following is a description of the authority's organization and the general course and method by which the authority's operations are conducted.

(1) The authority is a state agency and public instrumentality created by the act.

(2) The authority is created to assist in securitizing the revenue stream from the master settlement agreement between the state and tobacco product manufacturers in order to provide a current and reliable source of revenue for the state. To this end, the authority is authorized to enter into sales agreements with the state for purchase of a portion of the amounts due under the master settlement agreement and to issue bonds secured by revenues derived under any sales agreement.

(3) The authority's powers and duties are described in the act.

(4) Pursuant to the act, the staff of the Washington State Housing Finance Commission under chapter 43.180 RCW provides administrative and staff support to the authority.

(5) The authority's office is located at the offices of the Washington State Housing Finance Commission at 1000 Second Avenue, Suite 2700, Seattle, WA 98104-1046.

(6) The authority's telephone number is (206) 464-7139.

(7) The authority's fax number is (206) 587-5113.

(8) The authority's website is at www.tsa-wa.org and e-mails may be sent to the authority by accessing that site. The authority shall accept public records requests only at the locations and through the means described in WAC 465-10-040.

(9) The executive director of the authority is the executive director of the Washington State Housing Finance Commission. As the chief administrative officer of the authority, the executive director is delegated authority over matters affecting the operation of the authority.

(10) The authority conducts its meetings in compliance with the Open Public Meetings Act, chapter 42.30 RCW and chapter 465-20 WAC.

(11) The authority's generally applicable statements of procedure are adopted as authorized by the act and contained in chapter 465-20 WAC.

NEW SECTION

WAC 465-10-040 Where and when public records may be obtained. (1) The authority's hours of operation are from 9:00 a.m. until 12:00 noon, and from 1:00 p.m. until 4:00 p.m., Monday through Friday, excluding legal holidays.

(2) The public may obtain public records during these hours of operation, as follows:

(a) Mail. The public may mail public records requests to the authority at any time. Requests by mail shall be addressed to the authority's mailing address: Tobacco Settlement Authority, c/o Public Records Officer, 1000 Second Avenue, Suite 2700, Seattle, WA 98104-1046. The front of the envelope shall conspicuously state: "Public Records Request."

(b) Fax. The authority will accept public disclosure requests by fax. Fax requests shall be addressed to the "Tobacco Settlement Authority, c/o Public Records Officer" with the subject line "Public Records Request" and sent to (206) 587-5113.

(c) In person. In person requests shall be made during the authority's hours of operation, at the authority's office.

(d) Telephone. Requests may not be made by telephone.

(e) E-mail. Requests may not be made by e-mail.

NEW SECTION

WAC 465-10-050 Public records available. (1) The public may obtain public records of the authority under these rules, in accordance with chapter 42.17 RCW, and except as otherwise provided by law.

(2) Public records are available for public inspection and copying during the hours of operation of the authority (unless the requesting party and the authority agree on a different time) at the authority's offices in accordance with the procedures set forth herein.

NEW SECTION

WAC 465-10-060 Public records officer. The authority shall designate a public records officer to have charge of its public records. The public records officer shall be responsible for implementing the authority's public disclosure rules and for coordinating staff and employees in this regard. The public records officer may choose such designees as may be appropriate.

NEW SECTION

WAC 465-10-070 Requests for public records. Chapter 42.17 RCW requires the authority to prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions and unreasonable disruptions of operations. Accordingly, the public may inspect, copy, or obtain copies of public records upon compliance with the following procedures:

(1) A member of the public who seeks a public record shall make a written request. No particular form of writing is required so long as the request contains the following information:

(a) The name, mailing address, and telephone number of the person requesting the record.

(b) The calendar date on which the request is made.

(c) Identification of the record requested with sufficient particularity that the authority can identify the requested record and make it available. Such identifying information might include the title, subject matter, and date of the record.

(d) A signed statement that the records will not be used for commercial purposes if a list of individuals is being requested, or for any other use prohibited by law.

(2) To facilitate processing the request, the person requesting the record may also include:

(a) A fax number.

(b) A reference to the record as it is described in the current public record index maintained by the authority.

(3) The public may make written public records requests to the authority, by mail or fax in accordance with WAC 465-10-040. Members of the public making public records requests in person who have not reduced their request to writing shall be asked to complete a short form with the needed information. The purpose of requiring written requests is to assist the authority in tracking, managing, and responding to requests in a timely and orderly fashion.

(4) The authority shall assist persons making public records requests to appropriately identify the public records being sought. The authority may ask the requesting party to clarify what information is being sought.

NEW SECTION

WAC 465-10-080 Copying and fees. (1) Copying.

(a) The authority shall make copies on the authority's copy equipment when doing so will not unreasonably disrupt the operations of the authority or cause excessive interference with other essential functions.

(b) Persons requesting public records may use their own copying equipment and paper without charge when the use of such equipment does not cause damage or disorganization to the public records, unreasonably impede the operations of the authority or cause excessive interference with other essential functions. The authority may supervise such copying at all times.

(2) Fees.

(a) The authority shall not charge a fee for locating documents, for making them available, or for inspection of public records by the public.

(b) The authority will charge a fee of 25c per page for providing copies of public records and for use of the authority's equipment. The authority may impose a reasonable fee for mailing costs, postage, delivery costs, and other costs directly incident to copying the records. The authority shall not charge fees that exceed the amount necessary to reimburse the authority for its actual costs.

(c) The authority shall not provide copies to requesting parties unless associated fees have been paid in full by cash, check, or money order. To ensure that copies requested and made are actually paid for, the authority may require payment prior to making the copies.

(d) The authority may agree to provide copies without fee to federal, state, local, or tribal governments, or to others, when doing so is in the best interest of the authority.

NEW SECTION

WAC 465-10-090 Disclosure procedure. (1) The authority shall review the requested public records prior to disclosure.

(2) If the records do not contain materials exempt from public disclosure, the authority shall disclose the records.

(3) If the records contain materials exempt from public disclosure, the authority shall deny disclosure of the exempt materials and disclose any remaining, nonexempt materials. At the time of the denial, the authority shall clearly specify in writing the reasons for the denial, including a statement of the specific exemptions or reason for denial of disclosure.

NEW SECTION

WAC 465-10-100 Review of denials of requests for public records. For the purpose of judicial review, final agency action is deemed to have occurred at the end of the second business day after the requesting party receives notification of a denial of inspection.

NEW SECTION

WAC 465-10-110 Records index. (1) Availability. The authority shall maintain and make available for public inspection and copying an index that provides identifying information for public records falling within the requirements of RCW 42.17.260.

(2) Form and content. The index shall be maintained in electronic form with copies available on paper. The index shall contain topic and subtopic headings.

(3) Location and availability. The index shall be available to the public under the same rules and on the same conditions as are applied to other public records.

(4) Schedule for revisions and updates. The authority will revise and update the index biennially.

WSR 02-20-025

PERMANENT RULES

TOBACCO SETTLEMENT AUTHORITY

[Filed September 23, 2002, 1:18 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Public meetings policy—Rules of procedure, the rule adopts public meeting procedures for the authority.

Statutory Authority for Adoption: RCW 43.340.030 [(1)](h).

Adopted under notice filed as WSR 02-13-093 on June 18, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 3, Amended 0, Repealed 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.

September 18, 2002

Paul Edwards

Deputy Director

Chapter 465-20 WAC

Public meetings policy—Rules of procedure

NEW SECTION

WAC 465-20-010 Definitions. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise:

(1) "Chair" means the chair of the authority.

(2) "Authority" means the Tobacco Settlement Authority established pursuant to chapter 365, Laws of 2002. Where appropriate, the term "authority" also refers to the staff and employees of the authority.

NEW SECTION

WAC 465-20-020 Meetings. (1) Other than executive sessions, the authority's meetings are open to the general public.

(2) Meetings. The meetings of the authority shall be "special meetings" as defined in chapter 42.30 RCW, the Open Public Meetings Act.

(3) Notice of meetings. The chair or a majority of Authority board members may call a special meeting at any time in accordance with RCW 42.30.080. The authority shall maintain a public notice mailing list and provide notice of its meetings by mail to those parties on such list. Any party may have its name placed on such list by request to the authority in writing, delivered by mail or fax.

(4) Executive sessions. The chair or a majority of Authority board members may call an executive session at any time in accordance with RCW 42.30.110.

(5) Meetings of the authority board may be held at any location within or out of the state, and members of the authority board may participate in a meeting of the board by means of a conference telephone or similar communication equipment under RCW 23B.08.200.

(6) The authority shall maintain records of proceedings as minutes of the meetings, duly recorded, and maintained at the authority's office.

NEW SECTION

WAC 465-20-030 Conduct of meetings and order of business. (1) All authority meeting business shall be transacted by motion. Motions may be made by any authority board member and shall require a second.

(2) Voting on all motions shall be by voice vote unless a division is called for in which case the executive director shall call the roll in alphabetical order and record the vote of each member present, "yea" or "nay."

(3) The order of authority board meeting business shall be conducted as prescribed by the agenda.

(4) The executive director shall prepare each meeting's agenda in consultation with the chair.

(5) The authority board shall approve the minutes of the preceding meeting as the first act of each meeting.

(6) The chair or any authority board member may modify a meeting's agenda by motion.

(7) Public hearings. The authority seeks to foster public comment on its operations through its public hearing process. The authority will, whenever possible, allow any person an opportunity to present written or oral testimony at its public hearings, upon compliance with reasonable procedures. Such procedures include, but may not be limited to, the following:

(a) Those wishing to present oral testimony shall sign the public testimony roster. The authority will call for public comments in the order appearing on the roster. Elected officials and expert witnesses may be scheduled first because their testimony may help answer pending questions from the public.

(b) To ensure that everyone attending the hearing can hear all oral testimony and questions, commenters shall speak using the microphone, if any, provided for the public, after being recognized by the presiding member of the authority board. The presiding member of the authority board is generally the chair.

(c) Oral testimony and questions should be addressed to the presiding member of the authority board.

(d) Because the authority wants to hear from as many people as possible, the authority board may place reasonable limits on the time allowed for oral testimony. Time for testimony is generally limited to five minutes per person. Answers to questions from the authority board is generally limited to three minutes.

(e) Persons testifying, whether orally or in writing, shall state their name and identify whether they represent an organization. If they represent an organization, they shall identify the organization. At their option, they may also state their address.

(f) Commenters shall briefly describe the identity and nature of any documents referenced in their comments, and indicating where the document can be reviewed or obtained.

authority concludes that all actions that the authority is authorized to undertake under chapter 365, Laws of 2002 are exempt from SEPA pursuant to WAC 197-11-904(4). The authority is an administrative agency created to issue bonds securitizing revenues from the master settlement agreement between the state and tobacco product manufacturers. The authority's operations will consist of activities in support of and related to this bond issuance responsibility. The issuance of bonds and activities with respect to related financing agreements and approvals constitute administrative, fiscal or personnel activities exempt under WAC 197-11-800 (15)(d).

(2) In accordance with WAC 197-11-904(4), the authority adopts this statement regarding the adoption of rules in compliance with SEPA.

WSR 02-20-026
PERMANENT RULES
TOBACCO SETTLEMENT AUTHORITY

[Filed September 23, 2002, 1:19 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Environmental policy, the rule assists the authority in complying with the State Environmental Policy Act (SEPA).

Statutory Authority for Adoption: RCW 43.340.030 [(1)](h).

Adopted under notice filed as WSR 02-13-094 on June 18, 2002.

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: Thirty-one days after filing.

September 18, 2002

Paul Edwards

Deputy Director

Chapter 465-30 WAC
Environmental policy

NEW SECTION

WAC 465-30-010 Environmental policy. (1) The authority recognizes its responsibilities to adopt rules pertaining to the State Environmental Policy Act (SEPA). The authority has reviewed SEPA and its own operations. The

WSR 02-20-027
PERMANENT RULES
TOBACCO SETTLEMENT AUTHORITY

[Filed September 23, 2002, 1:20 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Ethics policy, the rule adopts ethics standards for the authority, its members and employees in accordance with chapter 42.52 RCW.

Statutory Authority for Adoption: RCW 43.340.030 [(1)](h).

Adopted under notice filed as WSR 02-13-095 on June 18, 2002.

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: Thirty-one days after filing.

September 18, 2002

Paul Edwards

Deputy Director

Chapter 465-40 WAC
Ethics policy

NEW SECTION

WAC 465-40-010 Ethics policy. The authority hereby adopts the declaration of the legislature found in RCW 42.52.900 that ethics in government are the foundation on which the structure of government rests and that state offi-

PERMANENT

cial and employees of government hold a public trust that obligates them, in a special way, to honesty and integrity in fulfilling the responsibilities to which they are appointed. Paramount in that trust is the principal that public office may not be used for personal gain or private advantage. The authority acknowledges that it is an agency as defined in RCW 42.52.010(1) and its members and employees are subject to the applicable terms and conditions of chapter 42.52 RCW with respect to ethics in public service.

WSR 02-20-031
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Filed September 23, 2002, 4:08 p.m.]

Date of Adoption: September 12, 2002.

Purpose: The amendment will update the WAC to reflect new legislative requirements, and amend the specification requirements on school buses related to sign and markings, exterior and interior. These changes will also be reflected in the school bus specifications manual.

Citation of Existing Rules Affected by this Order:
Amending WAC 392-143-080.

Statutory Authority for Adoption: RCW 46.61.380.

Adopted under notice filed as WSR 02-16-041 on July 30, 2002.

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 1, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 18, 2002

Tom J. Kelly

for Dr. Terry Bergeson

Superintendent of

Public Instruction

AMENDATORY SECTION (Amending Order 22, filed 11/19/91, effective 11/19/91)

WAC 392-143-080 Signs and markings for school buses—Exterior—Interior. Signs and markings on the exterior of any school bus shall be limited to the requirements of RCW 46.61.380, the Washington state minimum speci-

fications manual for school buses addressing "identification" and "color," the minimum requirements of "Highway Safety Program Standard No. 17," and any applicable Federal Motor Vehicle Safety Standard (FMVSS). In addition, the district name may be placed on the front and/or back of the bus below the window line in letters no larger than three inches in height and equipment identification numbers may be placed on the front and/or rear of school bus and/or on or near one or more of the four corners of the bus.

Signs and markings on the interior of any bus shall be limited to necessary and/or required manufacturers' equipment and/or component identification and instruction, the requirements of the Washington state minimum specification manual for school buses addressing "emergency equipment cabinet" and "permit holder" and FMVSS 217 addressing "emergency exit identification." In addition, WAC rules and/or district policy addressing student conduct and safety related issues may be displayed in the driver's compartment in an area which will not obstruct the driver's view. ~~((Also a sign for route identification may be displayed in the first right side passenger window. The sign shall be no larger than seventy five square inches in total area, and numbers, letters or characters shall be mounted on transparent material.))~~

WSR 02-20-034
PERMANENT RULES
DEPARTMENT OF
LABOR AND INDUSTRIES

[Filed September 24, 2002, 8:04 a.m., effective October 1, 2002]

Date of Adoption: September 24, 2002.

Purpose: Emergency response, chapter 296-824 WAC. The adoption corrects errors in the numbering sequence of chapter 296-824 WAC, Emergency response, to be consistent with other Innovative rules and updated reference in chapter 296-67 WAC, Management of highly hazardous chemicals, and chapter 296-305 WAC, Safety standards for firefighters.

New Sections:

WAC 296-824-200 Planning.

- Proposing to create new section for clarity.

WAC 296-824-20005 Develop an emergency response plan.

- Proposing to renumber the section from WAC 296-824-11010 to 296-824-20005.
- Proposing to correct references due to new numbering sequence.

WAC 296-824-300 Training.

- Proposing to create new section for clarity.

WAC 296-824-30005 Train your employees.

- Proposing to renumber the section from WAC 296-824-11020 to 296-824-30005.
- Proposing to correct references due to new numbering sequence.
- Changed the note to reference tables 3 through 6, instead of tables 3, 4, and 5.

WAC 296-824-400 Medical surveillance.

- Proposing to create new section for clarity.

WAC 296-824-40005 Provide medical surveillance to employees.

- Proposing to renumber the section from WAC 296-824-11050 to 296-824-40005.

WAC 296-824-40010 Keep records.

- Proposing to renumber the section from WAC 296-824-11060 to 296-824-40010.

WAC 296-824-500 Incident requirements.

- Proposing to create new section for clarity.

WAC 296-824-50005 Recognize emergencies and initiate a response.

- Proposing to renumber the section from WAC 296-824-12010 to 296-824-50005.

WAC 296-824-50010 Implement and maintain an incident command system (ICS).

- Proposing to renumber the section from WAC 296-824-12020 to 296-824-50010.
- Proposing to correct references due to new numbering sequence.

WAC 296-824-50015 Prepare skilled support personnel.

- Proposing to renumber the section from WAC 296-824-12030 to 296-824-50015.

WAC 296-824-50020 Make sure the incident commander oversees activities during the response.

- Proposing to renumber the section from WAC 296-824-12040 to 296-824-50020.

WAC 296-824-50025 Use the buddy system in danger areas.

- Proposing to renumber the section from WAC 296-824-12050 to 296-824-50025.

WAC 296-824-50030 Provide rescue and medical assistance.

- Proposing to renumber the section from WAC 296-824-12060 to 296-824-50030.
- Proposing to correct references due to new numbering sequence.

WAC 296-824-600 Personal protective equipment.

- Proposing to create new section for clarity.

WAC 296-824-60005 Personal protective equipment.

- Proposing to renumber the section from WAC 296-824-13010 to 296-824-60005.

WAC 296-824-60010 Control hazards created by personal protective equipment (PPE).

- Proposing to renumber the section from WAC 296-824-13020 to 296-824-60010.

WAC 296-824-60015 Use personal protective equipment (PPE).

- Proposing to renumber the section from WAC 296-824-13030 to 296-824-60015.

WAC 296-824-700 Post-emergency response.

- Proposing to create new section for clarity.

WAC 296-824-70005 Follow the appropriate post-emergency response requirements.

- Proposing to renumber the section from WAC 296-824-14010 to 296-824-70005.
- Proposing to correct references due to new numbering sequence.

WAC 296-824-800 Definitions.

- Proposing to renumber the section from WAC 296-824-15010 to 296-824-800.

Amended Sections:

WAC 296-824-100 Scope.

- Proposing to delete "What is the purpose of chapter 296-824 WAC, Emergency response to hazardous substance releases?"
- Proposing to delete "Does this chapter apply to your workplace?"
- Proposing to move wording from WAC 296-824-110 into a note.
- Proposing to correct references due to new numbering sequence.

WAC 296-824-110 Summary.

- Proposing to delete wording and moving to the appropriate section due to the new numbering sequence.

WAC 296-824-11010 Planning.

- Proposing to delete wording and move it to WAC 296-824-20005.

WAC 296-824-11020 Training.

- Proposing to delete wording and move it to WAC 296-824-30005.

WAC 296-824-11050 Medical surveillance.

- Proposing to delete wording and move it to WAC 296-824-40005.

WAC 296-824-11060 Keep records.

- Proposing to delete wording and move it to WAC 296-824-40010.

WAC 296-824-12010 Incident requirements.

- Proposing to delete wording and move it to WAC 296-824-50005.

WAC 296-824-12020 Implement and maintain an incident command system (ICS).

- Proposing to delete wording and move it to WAC 296-824-50010.

WAC 296-824-12030 Prepare skilled support personnel.

- Proposing to delete wording and move it to WAC 296-824-50015.

WAC 296-824-12040 Make sure the incident commander oversees activities during the response.

- Proposing to delete wording and move it to WAC 296-824-50020.

WAC 296-824-12050 Use the buddy system in danger areas.

- Proposing to delete wording and move it to WAC 296-824-50025.

WAC 296-824-12060 Provide rescue and medical assistance.

- Proposing to delete wording and move it to WAC 296-824-50030.

WAC 296-824-13010 Personal protective equipment.

- Proposing to delete wording and move it to WAC 296-824-60005.

WAC 296-824-13020 Control hazards created by personal protective equipment (PPE).

- Proposing to delete wording and move it to WAC 296-824-60010.

WAC 296-824-13030 Use personal protective equipment (PPE).

- Proposing to delete wording and move it to WAC 296-824-60015.

WAC 296-824-14010 Post-emergency response.

- Proposing to delete wording and move it to WAC 296-824-70005.

WAC 296-824-15010 Definitions.

- Proposing to delete wording and move it to WAC 296-824-800.

WAC 296-67-053 Emergency planning and response.

- The proposal updates a reference due to the adoption of chapter 296-824 WAC, Emergency response.

WAC 296-67-291 Appendix C—Compliance guidelines and recommendations for process safety management (nonmandatory).

- The proposal updates a reference due to the adoption of chapter 296-824 WAC, Emergency response.

WAC 296-305-05011 Hazardous materials operations.

- The proposal updates a reference due to the adoption of chapter 296-824 WAC, Emergency response.

296-824-12040 Make sure the incident commander oversees activities during the response, 296-824-12050 Use the buddy system in danger areas, 296-824-12060 Provide rescue and medical assistance, 296-824-13010 Personal protective equipment, 296-824-13020 Control hazards created by personal protective equipment (PPE), 296-824-13030 Use personal protective equipment (PPE), 296-824-14010 Post-emergency response, 296-824-15010 Definitions, 296-67-053 Emergency planning and response, 296-67-291 Appendix C—Compliance guidelines and recommendations for process safety management (nonmandatory), and 296-305-05011 Hazardous materials operations.

Statutory Authority for Adoption: RCW 49.17.010, [49.17].040, [49.17].050, and [49.17].060.

Adopted under notice filed as WSR 02-15-166 on July 23, 2002.

Changes Other than Editing from Proposed to Adopted Version:

WAC 296-824-100 Scope.

- Corrected terminology in the flowchart to be consistent with the rule.

WAC 296-824-30005 Train your employees.

- Corrected the note originally referred to tables 3, 4, and 5. It should have referenced tables 3, 4, 5, and 6. Changed the note to reference tables 3 through 6.

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 21, Amended 20, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 21, 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 21, Amended 20, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: On May 22, 2002, the Department of Labor and Industries (L&I) adopted chapter 296-824 WAC, Emergency response. After the adoption, we discovered the numbering sequence was not consistent with our other Innovated rules. Therefore this adoption corrects the errors in the numbering sequence. L&I would like these numbering changes corrected and effective at the same time as the original adoption. As a result, the effective date for these rules will be October 1, 2002, which is less than the required thirty-one day time period normally followed, RCW 34.05.380. The department believes the earlier effective date is necessary because of imminent peril to the public health, safety, or welfare and to ensure continued protection for the agriculture industry.

Citation of Existing Rules Affected by this Order:
Amended Sections: Chapter 296-824 WAC, Emergency response: WAC 296-824-100 Scope, 296-824-110 Summary, 296-824-11010 Planning, 296-824-11020 Training, 296-824-11050 Medical surveillance, 296-824-11060 Keep records, 296-824-12010 Incident requirements, 296-824-12020 Implement and maintain an incident command system (ICS), 296-824-12030 Prepare skilled support personnel,

Effective Date of Rule: October 1, 2002.
 September 24, 2002
 Gary Moore
 Director

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-100 Scope. ~~((What is the purpose of chapter 296-824 WAC, Emergency response to hazardous substance releases?~~

⊕) **This chapter** states the minimum requirements that help you protect the safety and health of your employees during a response to a *hazardous substance releases* in your *workplace* or any other location.

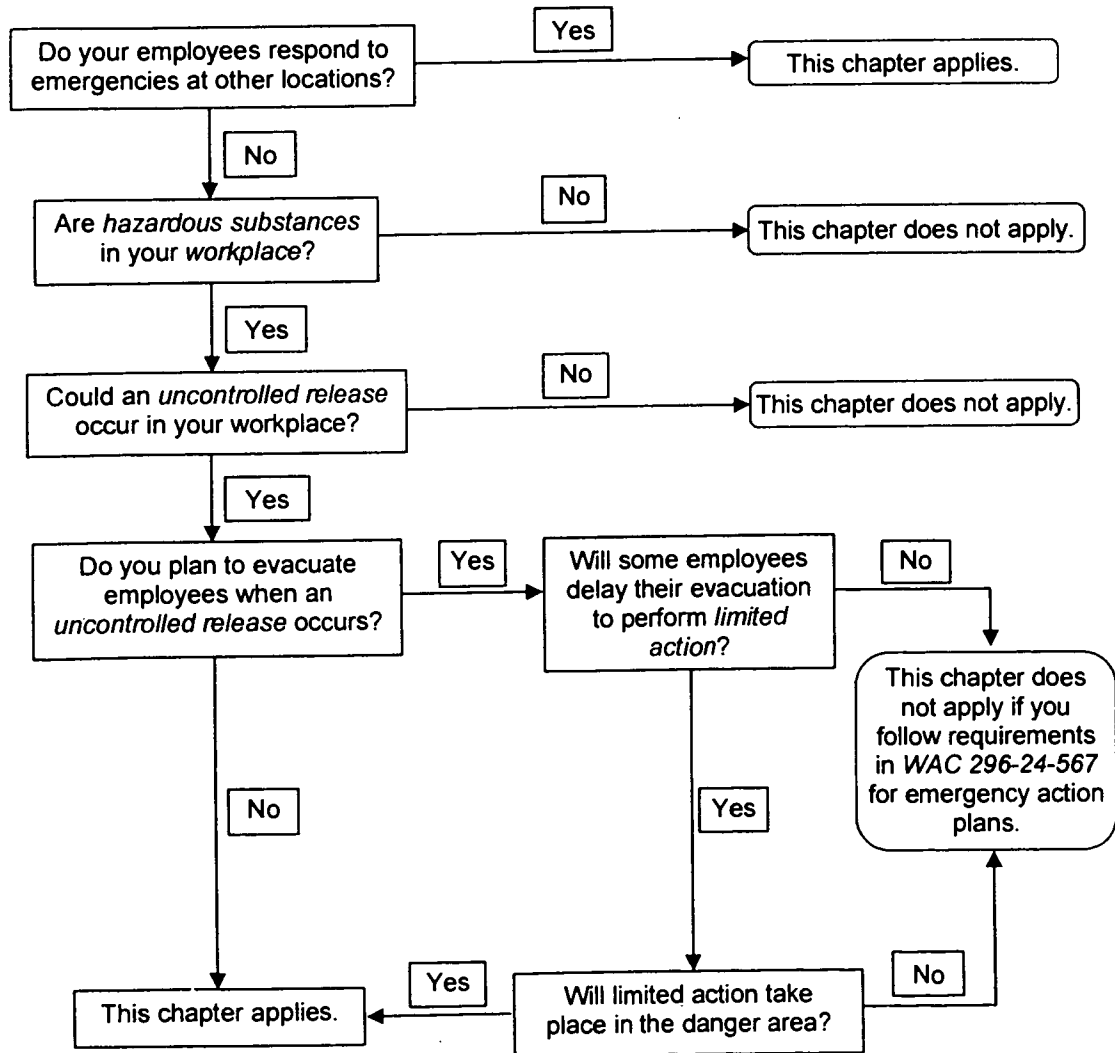
~~((Does this chapter apply to your workplace?))~~

This chapter applies if your employees are, or could become, involved in responding to uncontrolled releases of

hazardous substances in your workplace or any other location. Use the scope flow chart, and definitions that follow, to determine if this chapter applies to your workplace(s). Defined words are italicized in the flow chart.

- EXEMPTION:**
- This chapter does not apply to you if your workplace is a hazardous waste site. If you are not sure about your site classification, see chapter 296-62 WAC, Part P, Hazardous waste operations and treatment, storage, and disposal facilities.
 - If your workplace is a treatment, storage, and disposal site this chapter may apply.

Note: Requirements in other chapters may also apply to your workplace. You will find some safety and health requirements (for example, personal protective equipment) are addressed on a general level in the WISHA Safety and Health Core Rules, chapter 296-800 WAC, while being addressed for a specific application in this rule. When this happens, both requirements apply and should not conflict. If you are uncertain which requirements to follow, you must comply with the more protective requirement. Contact your local L&I office if you need assistance in making this determination.



PERMANENT

~~((The flow chart references other chapters applicable to your workplace depending on conditions and hazards. Examples include:~~

- ~~• WAC 296-800-140, Accident prevention program~~
- ~~• WAC 296-800-160, Personal protective equipment (PPE)~~
- ~~• WAC 296-800-170, Employer chemical hazard communication~~
- ~~• WAC 296-62-400, Hazardous chemicals in laboratories~~
- ~~• WAC 296-62-071, Respiratory protection~~
- ~~• WAC 296-24-567, Employee emergency plans and fire prevention plans))~~

Definitions applicable to the flow chart. (See WAC ~~((296-824-15010))~~ 296-824-800 for additional definitions used in the chapter):

Danger area

Areas where conditions pose a serious danger to employees, such as areas where:

- Immediately dangerous to life or health (IDLH) conditions could exist

OR

- High levels of exposure to toxic substances could exist

OR

- There is a potential for exceeding the lower explosive limit (LEL), also known as the lower flammability limit (LFL), of a substance.

Emergency response

A response to an anticipated release of a hazardous substance that is, or could become, an *uncontrolled release*.

Hazardous substance

Any biological, radiological, or chemical substance that can have adverse effects on humans. (See WAC ~~((296-824-15010))~~ 296-824-800 for a more specific definition.)

Immediately dangerous to life or health (IDLH)

Any atmospheric condition that would:

- Cause an immediate threat to life
- Cause permanent or delayed adverse health effects
- Interfere with an employee's ability to escape

Incidental release

A release that can be safely controlled at the time of the release and does not have the potential to become an *uncontrolled release*.

Example of a situation that results in an incidental release:

A tanker truck is receiving a load of hazardous liquid when a leak occurs. The driver knows the only hazard from the liquid is minor skin irritation. The employer has trained the driver on procedures and provided equipment to use for a release of this quantity. The driver puts on skin protection and stops the leak. A spill kit is used to contain, absorb, and pick up the spilled material for disposal.

Limited action

Action necessary to:

- Secure an operation during emergency responses,

OR

- Prevent an incident from increasing in severity.

Examples include shutting down processes and closing emergency valves.

Release

A spill, leak, or other type of hazardous substance discharge.

Uncontrolled release

A release where significant safety and health risks could be created. Releases of hazardous substances that are either incidental or could not create a safety or health hazard (i.e., fire, explosion or chemical exposure) are not considered to be uncontrolled releases.

Examples of conditions that could create a significant safety and health risk:

- Large-quantity releases
- Small-releases that could be highly toxic
- Potentially contaminated individuals arriving at hospitals
- Airborne exposures that could exceed a WISHA permissible exposure limit or a published exposure limit and employees are not adequately trained or equipped to control the release.

Example of an uncontrolled release:

A forklift driver knocks over a container of a solvent-based liquid, releasing the contents onto the warehouse floor. The driver has been trained to recognize the vapor is flammable and moderately toxic when inhaled. The driver has not been trained or provided appropriate equipment to address this type of spill. In this situation, it is not safe for the driver to attempt a response. The driver needs to notify someone of the release so an emergency response can be initiated.

Workplace

- A fixed facility

OR

- A temporary location (such as a traffic corridor)

OR

- Locations where employees respond to emergencies.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-110 ~~((Summary))~~

~~((Your responsibility:~~

~~To anticipate, plan for, and manage emergency response operations so employees are protected from hazardous substances and conditions.~~

Note:

Other chapters may apply to your workplace, such as:

- Chapter 296-800 WAC, Safety and health core rules
- Chapter 296-62 WAC, General occupational health standards
- Chapter 296-24 WAC, General safety and health standards
- Chapter 296-155 WAC, Safety standards for construction work

You will find some safety and health requirements (for example, personal protective equipment) are addressed on a general level in the core rules, while being addressed for a specific application in this rule. When this happens, both requirements apply and should not conflict.

If you are uncertain which requirements to follow, you must comply with the more protective requirement. Contact your local L&I office if you need assistance in making this determination.

You must:

Planning

Develop an emergency response plan

WAC 296-824-11010

Training

Train your employees

WAC 296-824-11020

Medical surveillance

Provide medical surveillance to employees

WAC 296-824-11050

Keep records

WAC 296-824-11060

Incident requirements

Recognize emergencies and initiate a response

WAC 296-824-12010

Implement and maintain an incident command system

WAC 296-824-12020

Prepare skilled support personnel

WAC 296-824-12030

Make sure the incident commander oversees activities

during the response

WAC 296-824-12040

Use the buddy system in danger areas

WAC 296-824-12050

Provide rescue and medical assistance

WAC 296-824-12060

Personal protective equipment (PPE)

Use appropriate PPE

WAC 296-824-13010

Control hazards created by PPE

WAC 296-824-13020

Use PPE properly

WAC 296-824-13030

Postemergency response

WAC 296-824-14010

Definitions

WAC 296-824-15010.))

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-11010 ((Planning-)) ((Develop an emergency response plan-

Note: ~~You may already have an emergency response plan, such as required by chapter 296-62 WAC, Part P, Hazardous waste operations and treatment, storage and disposal facilities or by state and locally coordinated response efforts (Section 303 of Superfund Amendments and Reauthorization Act (SARA), Title III). You may use those plans to comply with this section, if they include the items listed below.~~

~~Before a written emergency response plan can be developed, you will need to anticipate the types of uncontrolled releases that employees could encounter in your workplace(s).~~

You must:

~~(1) Make sure your plan is written and adequately addresses, as a minimum, all of the following:~~

~~• Preemergency planning and coordination with additional responders (including personnel from other employers such as: Fire departments, law enforcement agencies, emergency medical services, and state or federal agencies):~~

~~• Personnel roles, (See Table 1) and lines of authority and communications for all affected parties including responders~~

~~• Employee training (see WAC 296-824-11020 for more detail):~~

Note: ~~• Responders' level of training depends on the duties or roles the employer assigns.
• Training for the employees' role should address the competencies specified in Tables 3 through 6.
• Training on specific substances may be appropriate depending on the number and characteristics of hazardous substances expected to be encountered. For example, if employees may only respond to one substance, you could provide training (covering the knowledge and skills specified in Tables 3 through 6) on that single substance. If employees might respond to a range of hazardous substances, training may be required to cover categories of hazardous substances.
• Videos and automated training methods (for example: Interactive computer-based programs) may be used in training; however, instructors must be readily available to:
— Encourage and provide responses to questions for the benefit of the group.
— Evaluate employee understanding of the material.
— Provide other instructional interaction to the group.~~

~~• Emergency recognition~~

~~• Immediate emergency procedures including:~~

~~— Methods of alerting employees (see WAC 296-800-310, exit routes and employee alarm systems) and outside responders~~

~~— Procedures for limited action (emergency prevention)~~

Note: ~~Limited action includes shutting down processes, closing emergency valves and other critical actions to secure the operation, or prevent the incident from increasing in severity.~~

Limited Action and Employee Roles	
If...	Then employees involved would be:
Limited action could be conducted in the danger area	Considered emergency responders
Limited action will not be conducted in the danger area	Considered evacuees, not emergency responders

~~— Details of who will evacuate immediately and who will remain behind for limited action~~

~~— Evacuation routes and procedures~~

~~— How to establish safe distances and places of refuge (for example, during emergency response the incident commander (IC) decides to make changes based on new developments, i.e., changes in the wind direction):~~

~~• Methods of securing and controlling access to the site~~

PERMANENT

- ▲ Emergency medical treatment and first aid
- ▲ A complete personal protective equipment (PPE) program that addresses:
 - Selection of PPE including selection criteria to be used and the identification, specified use and limitations of the PPE selected.
 - Training on proper use of PPE (including maintenance). Hazards created by wearing PPE including heat stress during temperature extremes, and/or other appropriate medical considerations.
 - Criteria used for determining the proper fit of PPE.
 - Procedures covering proper use of PPE including procedures for inspection, putting it on (donning) and removing it (doffing).
 - Maintenance of PPE including procedures for decontamination, disposal and storage.
 - Methods used to evaluate the effectiveness of your PPE program.

Note: ▲ If a manufacturer's printed information or WISHA rule adequately addresses procedural requirements (such as donning or doffing for PPE), it is not necessary to rewrite

this into your program; simply attach the printed information.

▲ You may use written procedures provided by the equipment manufacturer when they meet the requirements of other chapters, including chapter 296-62 WAC, Part E, Respiratory protection.

- ▲ Emergency equipment
 - ▲ Emergency response procedures
 - ▲ Decontamination procedures determined by a hazardous materials specialist or other qualified individual
 - ▲ Methods to critically assess the response and conduct appropriate follow-up
- You must:
- (2) Make your written emergency response plan available to employees, their representatives, and WISHA personnel for inspecting or copying.

Note: In situations where multiple employers could respond to an incident, all plans should consistently address:

- ▲ Who will be designated as the incident commander (IC) AND
- ▲ If, when, and how transfer of the incident commander (IC) position will take place.

PERMANENT

**Table 1
Roles and Duties of Emergency Responders**

If the employee's role is:	Then all of the following apply. They:
First responder at the awareness level	<ul style="list-style-type: none"> ▲ Are likely to witness or discover a hazardous substance release ▲ Are trained to initiate an emergency response by notifying the proper authorities of the release ▲ Take no further action beyond notifying the authorities
First responder at the operations level	<ul style="list-style-type: none"> ▲ Respond to actual or potential releases in order to protect nearby persons, property, and/or the environment from the effects of the release ▲ Are trained to respond defensively, without trying to stop the release ▲ May try to: <ul style="list-style-type: none"> — Confine the release from a safe distance — Keep it from spreading — Protect others from hazardous exposures
Hazardous materials technician	<ul style="list-style-type: none"> ▲ Respond to releases or potential releases, with the intent of stopping the release ▲ Are trained to approach the point of release offensively in order to, either: <ul style="list-style-type: none"> — Plug — Patch — Stop the release using other methods
Hazardous materials specialist	<ul style="list-style-type: none"> ▲ Respond along with, and provide support to, hazardous materials technicians ▲ Are required to have more specific knowledge of hazardous substances than a hazardous materials technician ▲ Act as the site activity liaison when federal, state, local, and other government authorities participate
Incident commander	<ul style="list-style-type: none"> ▲ Have ultimate responsibility for: <ul style="list-style-type: none"> — Direction — Control — Coordination of the response effort — Will assume control of the incident beyond the first responder awareness level

PERMANENT

Table 1 Roles and Duties of Emergency Responders	
If the employee's role is:	Then all of the following apply. They:
Specialist employee	<ul style="list-style-type: none"> • Are a technical, medical, environmental, or other type of expert • May represent a hazardous substance manufacturer, shipper, or a government agency • May be present at the scene or may assist from an off-site location • Regularly work with specific hazardous substances • Are trained in the hazards of specific substances • Are expected to give technical advice or assistance to the incident commander or incident safety officer, when requested
Skilled support personnel	<ul style="list-style-type: none"> • Are needed to perform an immediate, specific emergency support task at the site • Are skilled in the operation of equipment including: <ul style="list-style-type: none"> – Earth moving equipment – Cranes – Hoisting equipment
Incident safety officer	<ul style="list-style-type: none"> • Are designated by the incident commander • Are knowledgeable in operations being implemented at the site • Have specific responsibility to: <ul style="list-style-type: none"> – Identify and evaluate hazards – Provide direction on employee safety matters))

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-11020 ((Training:))

((Train your employees

- Note:
- Use Tables 3 through 6 to identify your employees' training competencies.
 - You may conduct training internally, or use outside training services to comply with this section.
 - When outside trainers are hired, you are still responsible for making sure the requirements of this section are met. For example, employers may compare the course outline to the competencies listed in Tables 3, 4 and 5.

~~You must:~~

~~• Make sure employees are appropriately trained for their assigned roles and duties as follows:~~

~~EXEMPTION: Skilled support employees are not covered by the training requirements in this section. (See WAC 296-824-12030.)~~

~~– Initial training:~~

~~• Provide initial training before the employee is allowed to participate in an actual emergency response operation.~~

Note: ~~When first responders at the awareness or operations level have sufficient experience to objectively demonstrate competencies specified in Table 3, you may accept experience instead of training.~~

~~• Make sure initial training adequately addresses the competencies in Tables 3 through 6 and the minimum training durations in Table 2.~~

~~• Certify that employees objectively demonstrate competencies specified in Tables 3, 4 and 5 (except for employees trained as first responders at the awareness level).~~

~~– Retraining (refresher) training:~~

- ~~• Provide retraining annually~~
- ~~• Make sure retraining covers necessary content~~
- ~~• Document training or demonstrated competency~~

Note: ~~Retraining is not required when employees demonstrate competencies annually and a record is kept of the demonstration methodology used.~~

~~– Trainer qualifications:~~

~~• Verify trainers have satisfactorily completed an instructors' training course for the subjects they teach. For example, courses offered by the United States National Academy, or equivalent courses are acceptable.~~

~~or~~

~~• Have the educational and instructional experience necessary for training.~~

~~– Specialist employees:~~

~~• Specialist employees who have been sent to the scene to advise or assist must receive training or demonstrate competency in their specialty, annually.~~

**Table 2
Minimum Training Durations for All Responders**

If you are a:	Then:
First responder at the awareness level	Training duration needs to be sufficient to provide the required competencies
First responder at the operations level	You need a minimum of 8 hours training (see Table 3)
Hazardous materials technician	You need a minimum of 24 hours training (see Table 4)
Hazardous materials specialist	You need a minimum of 24 hours training (see Table 4)
Incident commander	You need a minimum of 24 hours training (see Table 5)

**Table 3
Competencies for First Responders at the Awareness Level and Operations Level**

Employees must be able to show they:	When they are designated as First Responders at the:	
	Awareness Level	Operations Level
Understand what hazardous substances are and their associated risks.	X	X
Recognize the presence of hazardous substances in an emergency.	X	X
Can identify the hazardous substances, when possible.	X	X
Understand the potential consequences of hazardous substances in an emergency.	X	X
Understand the role of a first responder at the awareness level as described in: <ul style="list-style-type: none"> • The employer's emergency response plan, including site security and control. • The United States Department of Transportation's Emergency Response Guidebook. (search at: http://www.dot.gov). 	X	X
Can use The United States Department of Transportation's Emergency Response Guidebook.	X	X
Recognize the need for additional resources and the need to notify the incident's communication center accordingly.	X	X
Know basic hazard and risk assessment techniques.		X
Can select and use personal protective equipment (PPE) appropriate for first responder operations level.		X
Understand basic hazardous materials terms.		X
Can perform basic control, containment, and/or confinement operations within the capabilities of the resources and PPE available.		X
Can implement decontamination procedures to their level training.		X
Understand relevant standard operating and termination procedures.		X

**Table 4
Competencies for Hazardous Materials Technicians and Hazardous Materials Specialist**

Employees must be able to show they:	When they are designated as a Hazardous Materials:	
	Technician	Specialist
Have the competencies specified for the first responder operations level. (See Table 3)	X	X
Can implement an employer's emergency response plan.	X	X
Can function within their assigned role in the incident command system.	X	X
Understand hazard and risk assessment techniques.	X	X
Understand basic chemical and toxicological terminology and behavior.	X	X

PERMANENT

**Table 4
Competencies for Hazardous Materials Technicians and Hazardous Materials Specialist**

Can use field survey instruments and equipment to classify, identify, and verify materials at the incident.	X	X
Can select and use personal protective equipment (PPE) appropriate for hazardous materials technicians.	X	X
Can perform advance control, containment, and/or confinement operations within the capabilities of the resources and PPE available.	X	X
Can implement decontamination procedures to their level of training.	X	X
Understand termination procedures.	X	X
Can implement the local emergency response plan.		X
Know of the state emergency response plan.		X
Can develop a site safety and control plan.		X
Understand chemical, radiological, and toxicological terminology and behavior.		X
Understand in-depth hazard and risk techniques.		X
Can use advanced survey instruments and equipment to classify, identify and verify materials at the incident.		X
Can select and use proper specialized chemical PPE given to hazardous materials specialists.		X
Can perform specialized control, containment, and/or confinement operations within the capabilities of the resources and PPE available.		X
Can determine decontamination procedures.		X

**Table 5
Competencies for Incident Commanders**

Employees designated as Incident Commanders must be able to show they:
<ul style="list-style-type: none"> • Have competencies specified for the First Responder Operations Level. (See Table 3.) • Know of the state emergency response plan and the Federal Regional Response Team. • Can implement the local emergency response plan. • Can implement the employer's emergency response plan. • Have knowledge of the incident command system (ICS) and understand how they relate to it. • Can implement the employer's ICS. • Understand the hazards and risks associated with employees working in chemical protective clothing. • Understand the importance of decontamination procedures.
Note: If the first employee arriving at the scene is not trained as an IC, they may take control of the incident within their designated role and training level.

**Table 6
Competencies for Specialist Employees**

Employees designated as Specialist Employees must be able to show they:
<ul style="list-style-type: none"> • Have current knowledge in their field regarding safety and health practices relating to the specific hazardous substances. • Have the knowledge of the ICS and understand how they relate to it. • Understand the care and use of personal protective equipment (PPE.)

Reserved.

PERMANENT

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-11050 ((Medical surveillance.)) ((Provide medical surveillance to employees.

You must:

(1) Provide medical surveillance for employees to comply with Tables 7 and 8, and the following:

▲ Make medical surveillance available at:

— Reasonable times and places.

— No cost to employees, including travel associated costs such as mileage, gas or bus fare if the employee is required to travel off site

and

— Wages for additional time spent outside of employees normal work hours.

▲ Make sure a licensed physician performs or supervises exams and procedures:

▲ Give complete information to the examining physician including:

— A copy of this chapter.

— A description of the employee's duties that relate to hazardous substance exposure.

— The hazardous substance exposure levels anticipated for the employee.

— A description of the personal protective equipment (PPE) the employee could use.

— Information available from previous medical examinations:

— The medical evaluation information required by chapter 296-62 WAC, Part E, Respiratory protection:

▲ Medical exams must include, at a minimum:

— A medical history

— A work history (or updated history if on file)

— A special emphasis on:

■ Assessment of symptoms related to handling hazardous substances

■ Health hazards

■ Evaluation of fitness for duty (including the ability to wear any personal protective equipment (PPE) or other conditions that may be expected at the workplace)

— Other content as determined by the examining physician.

Note: The physician should consult the Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities and the Medical Management Guidelines for Acute Chemical Exposure (search OSHA website: <http://www.osha.gov>).

(2) Obtain the physician's written opinion and give a copy to the employee that includes:

▲ A statement of whether or not medical conditions were found which would increase the employee's risk for impairment during emergency response work or respirator use.

— Do not include specific findings or diagnoses unrelated to occupational exposures.

▲ Limitations recommended to the employee's assigned work, if any.

▲ Exam and test results if the employee requests this information.

▲ A statement that affirms the employee has been confidentially informed of medical exam results (including medical conditions requiring follow up).

PERMANENT

**Table 7
Medical Surveillance for Employee Categories**

If the employee is covered by this chapter and is:	Then you must:
<ul style="list-style-type: none"> ▲ Exposed for at least 30 days a year to health hazards or hazardous substances at or above the permissible exposure limit or published exposure levels (even when respirators are used), OR ▲ Required to wear a respirator for at least 30 days a year.* 	<ul style="list-style-type: none"> ▲ Offer standard medical surveillance as specified in Table 8.*
<ul style="list-style-type: none"> ▲ A hazardous materials (HAZMAT) team member ▲ A hazardous materials specialist 	<ul style="list-style-type: none"> ▲ Provide standard medical surveillance as specified in Table 8.
<ul style="list-style-type: none"> ▲ An emergency responder who shows immediate or delayed signs or symptoms possibly resulting from exposure to hazardous substances during an incident. 	<ul style="list-style-type: none"> ▲ Provide incident specific medical surveillance as specified in Table 8.
<ul style="list-style-type: none"> ▲ Not an emergency responder and: <ul style="list-style-type: none"> — May be injured — Shows immediate or delayed signs or symptoms possibly resulting from exposure to hazardous substances — May have been exposed to hazardous substances at concentrations above the permissible exposure limits (PELs) or the published exposure levels without appropriate PPE. 	<ul style="list-style-type: none"> ▲ Offer incident specific medical surveillance as specified in Table 8.

*Note: A medical evaluation for respirator use is required by chapter 296-62 WAC, Part E, Respiratory protection, for those employees who have not been cleared for respirator use during medical surveillance activities.

PERMANENT

Table 8 Frequency of Exams and Consultations	
If the employee is covered by:	Then medical surveillance must include:
<p>▲ Standard medical surveillance</p>	<p>▲ Exams and consultations:</p> <ul style="list-style-type: none"> — Before assignment. Note: If the employee is a hazardous materials (HAZMAT) team member or a hazardous materials specialist, the employee must receive a baseline physical examination. — At least once every 12 months after their initial assignment unless the physician believes a shorter, or longer interval (but no more than 24 months) is appropriate. — Whenever employees are reassigned to an area where they will no longer be covered by medical surveillance and they have not been examined within the past 6 months. — As soon as possible after an employee reports: <ul style="list-style-type: none"> ◆ Signs or symptoms of possible overexposure to hazardous substances or health hazards ◆ Injury ◆ Exposure above the permissible exposure limits or published exposure levels — At the termination of their employment unless they were examined within the past 6 months.
<p>▲ Incident specific medical surveillance</p>	<p>▲ Medical consultations and exams:</p> <ul style="list-style-type: none"> — As soon as possible following the incident or development of signs or symptoms. — At additional times, if the physician determines follow-up is medically necessary:))

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-11060 ((Keep records.))

((You must:

▲ Keep a record of:

- Name and Social Security number of the employee receiving medical surveillance
- Physicians' written opinions, recommended limitations, and results of examinations and tests
- Any employee medical complaints regarding hazardous substance exposures
- A copy of all information given to the examining physician (except a copy of this chapter)

Note: Keep records meeting the criteria specified in chapter 296-62 WAC, Part B, Access to records, for the length of time specified in that chapter:))

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12010 ((Incident requirements.))

((Recognize emergencies and initiate a response

You must:

- ▲ Make sure employees follow procedures in your emergency response plan to:

- Recognize when an emergency response must be initiated
- Notify employees, and others designated in your plan, of the release
- Follow immediate emergency procedures
- Prevent the incident from increasing in severity or to secure the operation:)) Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12020 ((Implement and maintain an incident command system (ICS).))

((You must:

- (1) Make sure a single individual, acting as the incident commander (IC), is in charge of the site specific incident command system (ICS) and acts within their designated role and training level:

- Note:
 - ▲ For multiemployer worksites:
 - The IC has responsibility for controlling emergency response operations at the site for all employers.
 - Emergency response plans should be consistent in designating who assumes the IC position.
 - ▲ If the first employee arriving at the scene is not trained as an IC (see Table 5, Training Requirements for Incident Commanders and Specialist Employees, WAC 296-824-11020), they may take control of the incident within their designated role and training level.

(2) ~~Make sure all employers' emergency responders and their communications are coordinated and controlled by the IC.~~

Note: ~~The IC may delegate tasks to subordinates (within their training level).~~

(3) ~~Make sure each employer at the scene has designated a representative to assist the IC.~~

(4) ~~Establish security and control of the site as specified in your written emergency response plan.~~) Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12030 ((Prepare skilled support personnel.))

Note: ~~The duties of skilled support personnel are described in Table 1, Roles and Duties of Emergency Responders.~~

You must:

(1) ~~Make sure that your skilled support personnel (including those employees who are not regularly employed by you) who could be exposed to on-scene hazards are given an initial briefing at the site before they participate in any emergency response. The initial briefing must include:~~

- ~~▲ What chemical hazards are involved~~
- ~~▲ What duties are to be performed~~
- ~~▲ Instruction in the wearing of appropriate personal protective equipment~~

Note: ~~Skilled support personnel do not need to comply with the other training requirements of this chapter.~~

(2) ~~Make sure the safety and health precautions given to your employees are also given to skilled support personnel.~~) Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12040 ((Make sure the incident commander oversees activities during the response.))

((The employer of the incident commander (IC) must:

(1) ~~Identify all hazardous substances and conditions present, within their training level, using site analysis and maximum exposure limits, when appropriate.~~

(2) ~~Implement emergency response procedures appropriate to the hazardous substances and conditions present, such as:~~

- ~~▲ Procedures that address the use of engineering controls, hazardous substance handling, and new technologies~~
- ~~▲ Procedures that address decontamination~~
- ~~▲ Procedures that address PPE~~
- ~~▲ Procedures that limit the number of personnel to those who are actively performing emergency response operations, in areas where exposure could exist.~~

(3) ~~Designate an incident safety officer (ISO).~~

~~▲ Make sure the ISO demonstrates knowledge about operations being implemented at the emergency response site. They must:~~

- ~~—Identify and evaluate hazards~~

~~—Communicate with the IC about hazards, immediately informing the IC of corrective actions that must be taken when conditions are judged to be:~~

~~◆ An imminent danger~~

~~or~~

~~◆ Immediately dangerous to life or health (IDLH).~~

~~—Provide direction about the safety of operations.))~~

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12050 ((Use the buddy system in danger areas.))

((You must:

~~▲ Make sure operations and tasks (including limited actions) in danger areas are conducted using the buddy system in teams of two or more.~~

Definition:

~~Danger areas are areas where conditions pose a serious danger to employees, such as areas where:~~

~~▲ Immediately dangerous to life or health (IDLH) conditions could exist.~~

~~OR~~

~~▲ High levels of exposure to toxic substances could exist.~~

~~or~~

~~▲ There is a potential for exceeding the lower explosive limit (LEL), also known as the lower flammability limit (LFL), of a hazardous substance.))~~ Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-12060 ((Provide rescue and medical assistance.))

((You must:

(1) ~~Provide stand-by employees equipped with the same level of personal protective equipment (PPE) as the entrants, for assistance or rescue.~~

Note: ~~▲ The buddy system applies to stand-by employees (see WAC 296-824-12050).~~

~~▲ One of the two stand-by employees can be assigned to another task provided it does not interfere with the performance of the stand-by role.~~

~~▲ Rescue equipment should be selected and provided based on the types of rescue situations that could occur.~~

You must:

(2) ~~Make sure employees trained in first aid are readily available with necessary medical equipment and have a way to transport the injured.~~

Note: ~~▲ Employee training is covered by WAC 296-800-150, first aid. This rule requires training on the eighteen subjects listed in addition to any subjects that are specific to your workplace emergency hazards (for example: If exposure to corrosive substances could occur, training would need to include first aid procedures for treating chemical burns).~~

~~▲ Employers who designate and train their employees to provide first aid are covered by WAC 296-62-08001 through 296-62-08005, bloodborne pathogens.))~~

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-13010 ((Personal protective equipment.)) ((Use appropriate personal protective equipment (PPE).))

- Note:
- ▲ Only properly trained employees should select PPE. Hazardous materials technicians and hazardous materials specialists can select PPE within the competencies specified in Table 4.
 - ▲ Selection requirements in other PPE rules also apply, including:
 - WAC 296-800-160, Personal protective equipment.
 - Chapter 296-62 WAC, Part E, Respiratory protection.
 - WAC 296-24-58505, Fire brigades.
 - Chapter 296-305 WAC, Safety standards for fire fighting.

You must:

- ▲ Provide employees with appropriate PPE and make sure it is used if hazards could be present.

— Select PPE (such as respirators, gloves, protective suits and other PPE) based on:

- ◆ An evaluation of the performance characteristics (such as breakthrough time and hazardous substance specificity of the material or item) relevant to the requirements and limitations of the site.

- ◆ Task specific conditions and durations.

- ◆ The hazards and potential hazards of the site (see Table 9, Selecting PPE for Specific Hazards).

— Select totally encapsulating chemical protective (TECP) suits, as specified in Table 9, that:

- ◆ Maintain positive air pressure.

- ◆ Prevent inward test gas leakage of more than 0.5 percent.

Note: Follow the manufacturer's recommended procedure for testing a TECP suit's ability to maintain positive air pressure and prevent inward gas leakage. Other established test protocols for these suits, for example NFPA 1991 and ASTM F1052-97, may also be used.

PERMANENT

If:	Then:
<ul style="list-style-type: none"> ▲ Inhalation hazards could be present. 	<ul style="list-style-type: none"> ▲ Positive pressure (pressure demand) self-contained breathing apparatus (SCBA) OR ▲ A decreased level of respiratory protection only when the incident commander determines, from air monitoring results, that employees will be adequately protected.
Chemical exposure levels will create a substantial possibility of: <ul style="list-style-type: none"> ▲ Immediate death. ▲ Immediate serious illness or injury. ▲ Reduced ability to escape. 	Either positive pressure (pressure demand): <ul style="list-style-type: none"> ▲ SCBA ▲ Air line respirators equipped with an escape air supply.
Skin absorption of a hazardous substance may result in a substantial possibility of: <ul style="list-style-type: none"> ▲ Immediate death. ▲ Immediate serious illness or injury. ▲ Reduced ability to escape. 	Protection equivalent to Level A including a totally encapsulating chemical protective (TECP) suit.))

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-13020 ((Control hazards created by personal protective equipment (PPE).))

((You must:

- ▲ Control hazards created by the use of PPE, including:
 - Heat stress due to extremely high temperatures.
 - Any other employee health hazard and consideration.)) Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-13030 ((Use personal protective equipment (PPE) properly.))

((You must:

(1) Make sure employees inspect PPE before, during and after use, following your plan's procedures.

(2) Make sure employees put on (don) and remove (doff) PPE following your plan's procedures.

(3) Make sure employees do not interchange self-contained breathing apparatus (SCBA) air cylinders from different manufacturers, unless all of the following apply:

- ▲ There is a life-saving emergency
- ▲ You need a supplemental air supply
- ▲ The cylinders are of the same capacity and pressure rating.

(4) Make sure compressed air cylinders used with SCBAs meet the testing and service life requirements of the United States Department of Transportation (USDOT). Search at: <http://www.dot.gov>.

Note: You can also check with the cylinder manufacturers to obtain USDOT test and service life specifications.

You must:

- (5) ~~Make sure PPE is maintained in a safe and reliable condition using your plan's procedures.~~
- ~~PPE maintenance includes:~~
 - ~~Decontamination~~
 - ~~Cleaning~~
 - ~~Inspection~~
 - ~~Identification of damage or defects~~
 - ~~Parts repair or replacement~~
 - ~~Storage or disposal.~~) Reserved.

• ~~Postemergency response is the stage of the emergency response where the immediate threat from the release has been stabilized or eliminated, and cleanup of the site has started.~~

• ~~When cleanup is done by the employees who were part of the initial emergency response, the employees are not covered by this section (however, training, PPE and other requirements in WAC 296 824 11010 through 296 824 13030 apply to these employees).~~

You must:

(1) ~~Follow Table 10 to determine which requirements apply to your postemergency response activities.~~

(2) ~~Maintain clean up equipment as specified in Table 10.~~

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-14010 ((Postemergency response.))
 ((Important:

Table 10 Rules that Apply to Postemergency Response Activities	
When postemergency response cleanup is performed by employees who were not part of the initial emergency response and:	The following rules or requirements apply:
It is necessary to remove hazardous substances, health hazards and contaminated materials (example: Soil) from the site	Chapter 296 62 WAC, Part P, Hazardous waste operations and treatment, storage and disposal facilities.
Cleanup is done on plant property using plant or workplace employees and It is not necessary to remove hazardous substances, health hazards and contaminated materials from the site.	For training: • WAC 296 24 567(1), Employee emergency action plans • Chapter 296 62 WAC, Part E, Respiratory protection • WAC 296 800 170, Employer chemical hazard communication • Other appropriate training requirements relevant to personal protective equipment (PPE) and decontamination For equipment: • Make sure that all equipment used for clean up work is serviced and inspected before use.)

Reserved.

AMENDATORY SECTION (Amending WSR 02-11-141, filed 5/22/02, effective 10/1/02)

WAC 296-824-15010 ((Definitions.)) ((The following definitions are specific to this chapter:

- Annually
- Any twelve month cycle.
- Buddy system
- A system of organizing employees (who enter or stand by danger areas) into work groups, so each employee can be observed by at least one other member of the group. The purpose of this system is to provide rapid assistance to employees in an emergency.
- Clean up operation(s)
- An operation where hazardous substances are removed, contained, incinerated, neutralized, stabilized, cleared up or, in any other manner, processed or handled with the goal of making the site safer for people or the environment.
- Danger area
- Areas where conditions pose a serious danger to employees, such as areas where:

• ~~Immediately dangerous to life or health (IDLH) conditions could exist~~

OR

• ~~High levels of exposure to toxic substances could exist~~

OR

• ~~There is a potential for exceeding the lower explosive limit (LEL), also known as the lower flammability limit (LFL), of a substance.~~

Decontamination

Removing hazardous substances from employees and their equipment so potential adverse health effects will not occur. Emergency response

An organized response to an anticipated release of a hazardous substance that is, or could become an uncontrolled release.

Emergency response plan

A written plan that requires coordination between emergency response participants, and contains procedures, criteria, and other information that will be applied to emergency

PERMANENT

response operations. Each employer's plan should be compatible with local and state plans:

Engineering controls

Methods of controlling employee exposures by modifying the source or reducing the quantity of contaminants.

Hazardous materials team (HAZMAT team)

A group of employees who are expected to perform responses to releases, or possible releases, of hazardous substances for the purpose of control and stabilization. As a result of their duties, HAZMAT team members may have close contact with hazardous substances.

Note: A HAZMAT team may be a separate component of a fire brigade or fire department.

Hazardous substance

Any of the following substances that could adversely affect an exposed employee's health or safety:

- ▲ Substances defined under section 101(14) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA) or "Superfund" Act (visit: <http://www.epa.gov>)

- ▲ Biological or other disease-causing agents released that could reasonably be expected to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in a person or their offspring when the person:
 - Is directly exposed to the agent in the environment
 - Directly ingests, inhales, or assimilates the agent from the environment
 - Indirectly ingests the agent through a food chain

- ▲ Substances listed by the United States Department of Transportation as hazardous materials under Title 49 (Transportation) in the Code of Federal Regulations (CFR), Part 172, section 101 and appendices (visit: <http://www.nara.gov> and search for "List of CFR subjects")
- ▲ Hazardous wastes as defined in this chapter.

Hazardous waste

A substance designated by chapter 173-303 WAC, Dangerous waste regulations, department of ecology, as a dangerous waste or an extremely hazardous waste and any waste fitting the definition of "health hazard" in this chapter.

Note: For department of ecology regulations, visit: <http://www.ecy.wa.gov>

Health hazard

A chemical, a mixture of chemicals, or a pathogen for which there is statistically significant evidence, based on at least one study conducted according to established scientific principles, that acute or chronic health effects may occur in exposed employees.

The term "health hazard" includes stress due to temperature extremes and chemicals that are:

- ▲ Carcinogens
- ▲ Toxic or highly toxic agents
- ▲ Reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, or neurotoxins
- ▲ Agents acting on the hematopoietic system agents that damage lungs, skin, eyes, or mucous membranes. (Detailed definitions of these chemical terms can be found in the Safety

and health core rules, WAC 296-800-170, chemical hazard communication.)

Incident command system (ICS)

An organized approach to control and manage operations at an emergency response incident.

Incidental release

A release that can be safely controlled at the time of the release and does not have the potential to become an uncontrolled release.

Note:

Example of a situation that results in an incidental release:

A tanker truck is receiving a load of hazardous liquid when a leak occurs. The driver knows the only hazard from the liquid is minor skin irritation. The employer has trained the driver on procedures and provided equipment to use for a release of this quantity. The driver puts on skin protection and stops the leak. A spill kit is used to contain, absorb, and pick up the spilled material for disposal.

Immediately dangerous to life or health (IDLH)

Any atmospheric condition that would:

- ▲ Cause an immediate threat to life

OR

- ▲ Cause permanent or delayed adverse health effects

OR

- ▲ Interfere with an employee's ability to escape

Limited action

Action necessary to:

- ▲ Secure an operation during emergency responses,

or

- ▲ Prevent an incident from increasing in severity.

Examples include shutting down processes and closing emergency valves.

Lines of authority

A preestablished ranking of individuals, qualified to assume a commanding role during an emergency response, noted in an emergency response plan and implemented during a response. This is most important when responders from multiple employers could participate in an emergency response.

Lower explosive limit (LEL)

See lower flammable limit (LFL).

Lower Flammable limit (LFL)

The lowest concentration of a material that will propagate a flame. The LFL is usually expressed as a percent (by volume) of the material in air (or other oxidant).

Must

Must means mandatory.

Permissible exposure limit (PEL)

Means the established time weighted average (TWA) concentration or ceiling concentration of a contaminant that must not be exceeded. The exposure, inhalation, or dermal permissible limit specified in chapter 296-62 WAC, Part H, Air contaminants.

Personal protective equipment (PPE)

Protective items designed to be worn by the user to protect them against airborne, skin contact and other hazards.

This includes items such as respiratory protection, protective suits, gloves, eye protection, etc.

Postemergency response

The stage of the emergency response where the immediate threat from the release has been stabilized or eliminated, and cleanup of the site has started.

Published exposure level

Exposure limits published in "National Institute for Occupational Safety and Health (NIOSH) Recommendations for Occupational Safety and Health" (DHHS publication #92-100, 1992).

If an exposure limit is not published by NIOSH, then "published exposure level" means the exposure limits published by the American Conference of Governmental Industrial Hygienists (ACGIH) in "TLVs and BEIs Threshold Limit Values for Chemical Substances and Physical Agents" (1999 edition).

Note: Additional exposure levels published by recognized organizations such as the American Industrial Hygiene Association are not required to be observed by this rule; however, they may be a useful resource when a hazardous substance is not covered by NIOSH and ACGIH publications.

Release

A spill, leak, or other type of hazardous substance discharge.

Uncontrolled release

A release where significant safety and health risks could be created. Releases of hazardous substances that are either incidental or could not create a safety or health hazard (i.e., fire, explosion or chemical exposure) are not considered to be uncontrolled releases.

Examples of conditions that could create a significant safety and health risk:

- Large quantity releases
- Small releases that could be highly toxic
- Potentially contaminated individuals arriving at hospitals
- Airborne exposures that could exceed a WISHA permissible exposure limit or a published exposure limit and employees are not adequately trained or equipped to control the release.

Example of an uncontrolled release:

A forklift driver knocks over a container of a solvent-based liquid, releasing the contents onto the warehouse floor. The driver has been trained to recognize the vapor is flammable and moderately toxic when inhaled. The driver has not been trained or provided appropriate equipment to address this type of spill. In this situation, it is not safe for the driver to attempt a response. The driver needs to notify someone of the release so an emergency response can be initiated.

Workplace

- A fixed facility
- OR
- A temporary location (such as a traffic corridor)
- OR

- Locations where employees respond to emergencies.

You

The employer. For a complete definition of "employer" see Safety and health core rules, chapter 296-800 WAC.)
Reserved.

NEW SECTION

WAC 296-824-200 Planning.

Your Responsibility:

To anticipate and plan for emergency response operations.

NEW SECTION

WAC 296-824-20005 Develop an emergency response plan.

- Note:**
- You may already have an emergency response plan, such as required by chapter 296-62 WAC, Part P, Hazardous waste operations and treatment, storage and disposal facilities or by state and locally coordinated response efforts (Section 303 of Superfund Amendments and Reauthorization Act (SARA), Title III). You may use those plans to comply with this section, if they include the items listed below.
 - Before a written emergency response plan can be developed, you will need to anticipate the types of uncontrolled releases that employees could encounter in your workplace(s).

You must:

(1) Make sure your plan is written and adequately addresses, as a minimum, all of the following:

- Preemergency planning and coordination with additional responders (including personnel from other employers such as: Fire departments, law enforcement agencies, emergency medical services, and state or federal agencies).
- Personnel roles, (See Table 1) and lines of authority and communications for all affected parties including responders
- Employee training (see WAC 296-824-30005 for more detail):

- Note:**
- Responders' level of training depends on the duties or roles the employer assigns.
 - Training for the employees' role should address the competencies specified in Tables 3 through 6.
 - Training on specific substances may be appropriate depending on the number and characteristics of hazardous substances expected to be encountered. For example, if employees may only respond to one substance, you could provide training (covering the knowledge and skills specified in Tables 3 through 6) on that single substance. If employees might respond to a range of hazardous substances, training may be required to cover categories of hazardous substances.
 - Videos and automated training methods (for example: Interactive computer-based programs) may be used in training; however, instructors must be readily available to:
 - Encourage and provide responses to questions for the benefit of the group.
 - Evaluate employee understanding of the material.
 - Provide other instructional interaction to the group.

- Emergency recognition
- Immediate emergency procedures including:

- Methods of alerting employees (see WAC 296-800-310, exit routes and employee alarm systems) and outside responders

- Procedures for limited action (emergency prevention)

Note: *Limited action* includes shutting down processes, closing emergency valves and other critical actions to secure the operation, or prevent the incident from increasing in severity.

Limited Action and Employee Roles	
If . . .	Then employees involved would be:
Limited action could be conducted in the danger area	Considered emergency responders
Limited action will not be conducted in the danger area	Considered evacuees, not emergency responders

- Details of who will evacuate immediately and who will remain behind for limited action

- Evacuation routes and procedures
- How to establish safe distances and places of refuge (for example, during emergency response the incident commander (IC) decides to make changes based on new developments, i.e., changes in the wind direction).

- Methods of securing and controlling access to the site
- Emergency medical treatment and first aid
- A complete personal protective equipment (PPE) program that addresses:

- Selection of PPE including selection criteria to be used and the identification, specified use and limitations of the PPE selected.

- Training on proper use of PPE (including maintenance).

- Hazards created by wearing PPE including heat stress

during temperature extremes, and/or other appropriate medical considerations.

- Criteria used for determining the proper fit of PPE.

- Procedures covering proper use of PPE including procedures for inspection, putting it on (donning) and removing it (doffing).

- Maintenance of PPE including procedures for decontamination, disposal and storage.

- Methods used to evaluate the effectiveness of your PPE program.

- Note:**
- If a manufacturer's printed information or WISHA rule adequately addresses procedural requirements (such as donning or doffing for PPE), it is not necessary to rewrite this into your program; simply attach the printed information.
 - You may use written procedures provided by the equipment manufacturer when they meet the requirements of other chapters, including chapter 296-62 WAC, Part E, Respiratory protection.

- Emergency equipment
- Emergency response procedures
- Decontamination procedures determined by a hazardous materials specialist or other qualified individual
- Methods to critically assess the response and conduct appropriate follow-up

You must:

(2) Make your written emergency response plan available to employees, their representatives, and WISHA personnel for inspecting or copying.

- Note:** In situations where multiple employers could respond to an incident, all plans should consistently address:
- Who will be designated as the incident commander (IC)
 - AND
 - If, when, and how transfer of the incident commander (IC) position will take place.

PERMANENT

Table 1 Roles and Duties of Emergency Responders	
If the employee's role is:	Then all of the following apply. They:
First responder at the awareness level	<ul style="list-style-type: none"> • Are likely to witness or discover a hazardous substance release • Are trained to initiate an emergency response by notifying the proper authorities of the release • Take no further action beyond notifying the authorities
First responder at the operations level	<ul style="list-style-type: none"> • Respond to actual or potential releases in order to protect nearby persons, property, and/or the environment from the effects of the release • Are trained to respond defensively, without trying to stop the release • May try to: <ul style="list-style-type: none"> - Confine the release from a safe distance - Keep it from spreading - Protect others from hazardous exposures
Hazardous materials technician	<ul style="list-style-type: none"> • Respond to releases or potential releases, with the intent of stopping the release • Are trained to approach the point of release offensively in order to, either: <ul style="list-style-type: none"> - Plug - Patch

Table 1 Roles and Duties of Emergency Responders	
If the employee's role is:	Then all of the following apply. They:
	<ul style="list-style-type: none"> - Stop the release using other methods
Hazardous materials specialist	<ul style="list-style-type: none"> • Respond along with, and provide support to, hazardous materials technicians • Are required to have more specific knowledge of hazardous substances than a hazardous materials technician • Act as the site activity liaison when federal, state, local, and other government authorities participate
Incident commander	<ul style="list-style-type: none"> • Have ultimate responsibility for: <ul style="list-style-type: none"> - Direction - Control - Coordination of the response effort - Will assume control of the incident beyond the first responder awareness level
Specialist employee	<ul style="list-style-type: none"> • Are a technical, medical, environmental, or other type of expert • May represent a hazardous substance manufacturer, shipper, or a government agency • May be present at the scene or may assist from an off-site location • Regularly work with specific hazardous substances • Are trained in the hazards of specific substances • Are expected to give technical advice or assistance to the incident commander or incident safety officer, when requested
Skilled support personnel	<ul style="list-style-type: none"> • Are needed to perform an immediate, specific emergency support task at the site • Are skilled in the operation of equipment including: <ul style="list-style-type: none"> - Earth moving equipment - Cranes - Hoisting equipment
Incident safety officer	<ul style="list-style-type: none"> • Are designated by the incident commander • Are knowledgeable in operations being implemented at the site • Have specific responsibility to: <ul style="list-style-type: none"> - Identify and evaluate hazards - Provide direction on employee safety matters

PERMANENT

NEW SECTION

WAC 296-824-300 Training.

Your responsibility:

To make sure employees participating in emergency response operations are appropriately trained for their assigned roles and duties.

NEW SECTION

WAC 296-824-30005 Train your employees.

Note:

- Use Tables 3 through 6 to identify your employees' training competencies.
- You may conduct training internally, or use outside training services to comply with this section.
- When outside trainers are hired, you are still responsible for making sure the requirements of this section are met. For example, employers may compare the course outline to the competencies listed in Tables 3 through 6.

You must:

- Make sure employees are appropriately trained for their assigned roles and duties as follows:

EXEMPTION: Skilled support employees are not covered by the training requirements in this section. (See WAC 296-824-50015.)

- Initial training:

- Provide initial training before the employee is allowed to participate in an actual emergency response operation.

Note: When first responders at the awareness or operations level have sufficient experience to objectively demonstrate competencies specified in Table 3, you may accept experience instead of training.

- Make sure initial training adequately addresses the competencies in Tables 3 through 6 and the minimum training durations in Table 2.

- Certify that employees objectively demonstrate competencies specified in Tables 3, 4 and 5 (except for employees trained as first responders at the awareness level).

– Retraining (refresher) training:

- Provide retraining annually
- Make sure retraining covers necessary content
- Document training or demonstrated competency

Note: Retraining is not required when employees demonstrate competencies annually and a record is kept of the demonstration methodology used.

– Trainer qualifications:

- Verify trainers have satisfactorily completed an instructors' training course for the subjects they teach. For

example, courses offered by the United States National Academy, or equivalent courses are acceptable.

OR

- Have the educational and instructional experience necessary for training.

– Specialist employees:

- Specialist employees who have been sent to the scene to advise or assist must receive training or demonstrate competency in their specialty, annually.

PERMANENT

Table 2 Minimum Training Durations for All Responders	
If you are a:	Then:
First responder at the awareness level	Training duration needs to be sufficient to provide the required competencies
First responder at the operations level	You need a minimum of 8 hours training (see Table 3)
Hazardous materials technician	You need a minimum of 24 hours training (see Table 4)
Hazardous materials specialist	You need a minimum of 24 hours training (see Table 4)
Incident commander	You need a minimum of 24 hours training (see Table 5)

Table 3 Competencies for First Responders at the Awareness Level and Operations Level		
Employees must be able to show they:	When they are designated as First Responders at the:	
	Awareness Level	Operations Level
Understand what hazardous substances are and their associated risks.	X	X
Recognize the presence of hazardous substances in an emergency.	X	X
Can identify the hazardous substances, when possible.	X	X
Understand the potential consequences of hazardous substances in an emergency.	X	X
Understand the role of a first responder at the awareness level as described in: <ul style="list-style-type: none"> • The employer's emergency response plan, including site security and control. • The United States Department of Transportation's Emergency Response Guidebook. (<i>search at: http://www.dot.gov</i>). 	X	X
Can use The United States Department of Transportation's Emergency Response Guidebook.	X	X
Recognize the need for additional resources and the need to notify the incident's communication center accordingly.	X	X
Know basic hazard and risk assessment techniques.		X
Can select and use personal protective equipment (PPE) appropriate for first responder operations level.		X
Understand basic hazardous materials terms.		X
Can perform basic control, containment, and/or confinement operations within the capabilities of the resources and PPE available.		X
Can implement decontamination procedures to their level training.		X
Understand relevant standard operating and termination procedures.		X

Table 4		
Competencies for Hazardous Materials Technicians and Hazardous Materials Specialist		
Employees must be able to show they:	When they are designated as a Hazardous Materials:	
	Technician	Specialist
Have the competencies specified for the first responder operations level. (See Table 3)	X	X
Can implement an employer's emergency response plan.	X	X
Can function within their assigned role in the incident command system.	X	X
Understand hazard and risk assessment techniques.	X	X
Understand basic chemical and toxicological terminology and behavior.	X	X
Can use field survey instruments and equipment to classify, identify, and verify materials at the incident.	X	X
Can select and use personal protective equipment (PPE) appropriate for hazardous materials technicians.	X	X
Can perform advance control, containment, and/or confinement operations within the capabilities of the resources and PPE available.	X	X
Can implement decontamination procedures to their level of training.	X	X
Understand termination procedures.	X	X
Can implement the local emergency response plan.		X
Know of the state emergency response plan.		X
Can develop a site safety and control plan.		X
Understand chemical, radiological, and toxicological terminology and behavior.		X
Understand in-depth hazard and risk techniques.		X
Can use advanced survey instruments and equipment to classify, identify and verify materials at the incident.		X
Can select and use proper specialized chemical PPE given to hazardous materials specialists.		X
Can perform specialized control, containment, and/or confinement operations within the capabilities of the resources and PPE available.		X
Can determine decontamination procedures.		X

Table 5
Competencies for Incident Commanders
Employees designated as Incident Commanders must be able to show they:
<ul style="list-style-type: none"> • Have competencies specified for the First Responder Operations Level. (See Table 3.) • Know of the state emergency response plan and the Federal Regional Response Team. • Can implement the local emergency response plan. • Can implement the employer's emergency response plan. • Have knowledge of the incident command system (ICS) and understand how they relate to it. • Can implement the employer's ICS. • Understand the hazards and risks associated with employees working in chemical protective clothing. • Understand the importance of decontamination procedures.
Note: If the first employee arriving at the scene is not trained as an IC, they may take control of the incident within their designated role and training level.

PERMANENT

Table 6 Competencies for Specialist Employees	
Employees designated as Specialist Employees must be able to show they:	
<ul style="list-style-type: none"> • Have current knowledge in their field regarding safety and health practices relating to the specific hazardous substances. 	
<ul style="list-style-type: none"> • Have the knowledge of the ICS and understand how they relate to it. 	
<ul style="list-style-type: none"> • Understand the care and use of personal protective equipment (PPE). 	

NEW SECTION

WAC 296-824-400 Medical surveillance. Summary.

Your responsibility:

To provide and document medical surveillance for your employees.

You must:

Provide medical surveillance to employees

WAC 296-824-40005

Keep records

WAC 296-824-40010.

NEW SECTION

WAC 296-824-40005 Provide medical surveillance to employees. You must:

(1) Provide medical surveillance for employees to comply with Tables 7 and 8, and the following:

- Make medical surveillance available at:

- Reasonable times and places.

- No cost to employees, including travel associated costs such as mileage, gas or bus fare if the employee is required to travel off site

AND

- Wages for additional time spent outside of employees normal work hours.

- Make sure a licensed physician performs or supervises exams and procedures.

- Give complete information to the examining physician including:

- A copy of this chapter.

- A description of the employee's duties that relate to hazardous substance exposure.

- The hazardous substance exposure levels anticipated for the employee.

- A description of the personal protective equipment (PPE) the employee could use.

- Information available from previous medical examinations.

- The medical evaluation information required by chapter 296-62 WAC, Part E, Respiratory protection.

- Medical exams must include, at a minimum:

- A medical history

- A work history (or updated history if on file)

- A special emphasis on:

- Assessment of symptoms related to handling hazardous substances

- Health hazards

- Evaluation of fitness for duty (including the ability to wear any personal protective equipment (PPE) or other conditions that may be expected at the workplace)

- Other content as determined by the examining physician.

Note: The physician should consult the *Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities* and the *Medical Management Guidelines for Acute Chemical Exposure* (search OSHA website: <http://www.osha.gov>).

(2) Obtain the physician's written opinion and give a copy to the employee that includes:

- A statement of whether or not medical conditions were found which would increase the employee's risk for impairment during emergency response work or respirator use.

- Do not include specific findings or diagnoses unrelated to occupational exposures.

- Limitations recommended to the employee's assigned work, if any.

- Exam and test results if the employee requests this information.

- A statement that affirms the employee has been confidentially informed of medical exam results (including medical conditions requiring follow-up).

Table 7 Medical Surveillance for Employee Categories	
If the employee is covered by this chapter and is:	Then you must:
<ul style="list-style-type: none"> • Exposed for at least 30 days a year to health hazards or hazardous substances at or above the permissible exposure limit or published exposure levels (even when respirators are used), <p>OR</p> <ul style="list-style-type: none"> • Required to wear a respirator for at least 30 days a year.* 	<ul style="list-style-type: none"> • Offer standard medical surveillance as specified in Table 8.*
<ul style="list-style-type: none"> • A hazardous materials (HAZMAT) team member • A hazardous materials specialist 	<ul style="list-style-type: none"> • Provide standard medical surveillance as specified in Table 8.

PERMANENT

Table 7 Medical Surveillance for Employee Categories	
If the employee is covered by this chapter and is:	Then you must:
<ul style="list-style-type: none"> • An emergency responder who shows immediate or delayed signs or symptoms possibly resulting from exposure to hazardous substances during an incident. 	<ul style="list-style-type: none"> • Provide incident-specific medical surveillance as specified in Table 8.
<ul style="list-style-type: none"> • Not an emergency responder and: <ul style="list-style-type: none"> – May be injured – Shows immediate or delayed signs or symptoms possibly resulting from exposure to hazardous substances – May have been exposed to hazardous substances at concentrations above the permissible exposure limits (PELs) or the published exposure levels without appropriate PPE. 	<ul style="list-style-type: none"> • Offer incident-specific medical surveillance as specified in Table 8.

***Note:** A medical evaluation for respirator use is required by chapter 296-62 WAC, Part E, Respiratory protection, for those employees who have not been cleared for respirator use during medical surveillance activities.

Table 8 Frequency of Exams and Consultations	
If the employee is covered by:	Then medical surveillance must include:
<ul style="list-style-type: none"> • Standard medical surveillance 	<ul style="list-style-type: none"> • Exams and consultations: <ul style="list-style-type: none"> – Before assignment. <p>Note: If the employee is a hazardous materials (HAZMAT) team member or a hazardous materials specialist, the employee must receive a baseline physical examination.</p> <ul style="list-style-type: none"> – At least once every 12 months after their initial assignment unless the physician believes a shorter, or longer interval (but no more than 24 months) is appropriate. – Whenever employees are reassigned to an area where they will no longer be covered by medical surveillance and they have not been examined within the past 6 months. – As soon as possible after an employee reports: <ul style="list-style-type: none"> ◆ Signs or symptoms of possible overexposure to hazardous substances or health hazards ◆ Injury ◆ Exposure above the permissible exposure limits or published exposure levels – At the termination of their employment unless they were examined within the past 6 months.
<ul style="list-style-type: none"> • Incident-specific medical surveillance 	<ul style="list-style-type: none"> • Medical consultations and exams: <ul style="list-style-type: none"> – As soon as possible following the incident or development of signs or symptoms. – At additional times, if the physician determines follow-up is medically necessary.

PERMANENT

NEW SECTION

WAC 296-824-40010 Keep records.

You must:

- Keep a record of:
 - Name and Social Security number of the employee receiving medical surveillance
 - Physicians' written opinions, recommended limitations, and results of examinations and tests

- Any employee medical complaints regarding hazardous substance exposures
- A copy of all information given to the examining physician (except a copy of this chapter)

Note: Keep records meeting the criteria specified in chapter 296-62 WAC, Part B, Access to records, for the length of time specified in that chapter.

NEW SECTION**WAC 296-824-500 Incident requirements. Summary.****Your responsibility:**

To conduct and manage emergency response operations so employees are protected from hazardous substances and conditions.

You must:

Recognize emergencies and initiate a response

WAC 296-824-50005

Implement and maintain an incident command system (ICS)

WAC 296-824-50010

Prepare skilled support personnel

WAC 296-824-50015

Make sure the incident commander oversees activities during the response

WAC 296-824-50020

Use the buddy system in danger areas

WAC 296-824-50025

Provide rescue and medical assistance

WAC 296-824-50030.

NEW SECTION**WAC 296-824-50005 Recognize emergencies and initiate a response.****You must:**

- Make sure employees follow procedures in your emergency response plan to:
 - Recognize when an emergency response must be initiated
 - Notify employees, and others designated in your plan, of the release
 - Follow immediate emergency procedures
 - Prevent the incident from increasing in severity or to secure the operation.

NEW SECTION**WAC 296-824-50010 Implement and maintain an incident command system (ICS).****You must:**

(1) Make sure a single individual, acting as the incident commander (IC), is in charge of the site-specific incident command system (ICS) and acts within their designated role and training level.

- Note:**
- For multiemployer worksites:
 - The IC has responsibility for controlling emergency response operations at the site for all employers.
 - Emergency response plans should be consistent in designating who assumes the IC position.
 - If the first employee arriving at the scene is not trained as an IC (see Table 5, Competencies for Incident Commanders, WAC 296-824-30005), they may take control of the incident within their designated role and training level.

(2) Make sure all employers' emergency responders and their communications are coordinated and controlled by the IC.

- Note:** The IC may delegate tasks to subordinates (within their training level).

(3) Make sure each employer at the scene has designated a representative to assist the IC.

(4) Establish security and control of the site as specified in your written emergency response plan.

NEW SECTION**WAC 296-824-50015 Prepare skilled support personnel.**

Note: The duties of skilled support personnel are described in Table 1, Roles and Duties of Emergency Responders.

You must:

(1) Make sure that your skilled support personnel (including those employees who are not regularly employed by you) who could be exposed to on-scene hazards are given an initial briefing at the site before they participate in any emergency response. The initial briefing must include:

- What chemical hazards are involved
- What duties are to be performed
- Instruction in the wearing of appropriate personal protective equipment

Note: Skilled support personnel do not need to comply with the other training requirements of this chapter.

(2) Make sure the safety and health precautions given to your employees are also given to skilled support personnel.

NEW SECTION**WAC 296-824-50020 Make sure the incident commander oversees activities during the response.****The employer of the incident commander (IC) must:**

(1) Identify all hazardous substances and conditions present, within their training level, using site analysis and maximum exposure limits, when appropriate.

(2) Implement emergency response procedures appropriate to the hazardous substances and conditions present, such as:

- Procedures that address the use of engineering controls, hazardous substance handling, and new technologies
- Procedures that address decontamination
- Procedures that address PPE
- Procedures that limit the number of personnel to those who are actively performing emergency response operations, in areas where exposure could exist.

(3) Designate an incident safety officer (ISO).

• Make sure the ISO demonstrates knowledge about operations being implemented at the emergency response site. They must:

- Identify and evaluate hazards
- Communicate with the IC about hazards, immediately informing the IC of corrective actions that must be taken when conditions are judged to be:

◆ An imminent danger

OR

◆ Immediately dangerous to life or health (IDLH).

– Provide direction about the safety of operations.

NEW SECTION

WAC 296-824-50025 Use the buddy system in danger areas.

You must:

- Make sure operations and tasks (including limited actions) in danger areas are conducted using the buddy system in teams of two or more.

Definition:

Danger areas are areas where conditions pose a serious danger to employees, such as areas where:

- Immediately dangerous to life or health (IDLH) conditions could exist.

OR

- High levels of exposure to toxic substances could exist.

OR

- There is a potential for exceeding the lower explosive limit (LEL), also known as the lower flammability limit (LFL), of a hazardous substance.

NEW SECTION

WAC 296-824-50030 Provide rescue and medical assistance.

You must:

- (1) Provide stand-by employees equipped with the same level of personal protective equipment (PPE) as the entrants, for assistance or rescue.

- Note:**
- The buddy system applies to stand-by employees (see WAC 296-824-50025).
 - One of the two stand-by employees can be assigned to another task provided it does not interfere with the performance of the stand-by role.
 - Rescue equipment should be selected and provided based on the types of rescue situations that could occur.

You must:

- (2) Make sure employees trained in first aid are readily available with necessary medical equipment and have a way to transport the injured.

- Note:**
- Employee training is covered by WAC 296-800-150, first aid. This rule requires training on the eighteen subjects listed in addition to any subjects that are specific to your workplace emergency hazards (for example: If exposure to corrosive substances could occur, training would need to include first-aid procedures for treating chemical burns).
 - Employers who designate and train their employees to provide first aid are covered by WAC 296-62-08001 through 296-62-08005, bloodborne pathogens.

NEW SECTION

WAC 296-824-600 Personal protective equipment. Summary.

Your responsibility:

To provide appropriate personal protective equipment (PPE) and make sure it is used properly.

You must:

- Use appropriate personal protective equipment
- WAC 296-824-60005
- Control hazards created by PPE
- WAC 296-824-60010
- Use PPE properly
- WAC 296-824-60015.

NEW SECTION

WAC 296-824-60005 Personal protective equipment. Use appropriate personal protective equipment (PPE).

- Note:**
- Only properly trained employees should select PPE. Hazardous materials technicians and hazardous materials specialists can select PPE within the competencies specified in Table 4.
 - Selection requirements in other PPE rules also apply, including:
 - WAC 296-800-160, Personal protective equipment.
 - Chapter 296-62 WAC, Part E, Respiratory protection.
 - WAC 296-24-58505, Fire brigades.
 - Chapter 296-305 WAC, Safety standards for fire fighting.

You must:

- Provide employees with appropriate PPE and make sure it is used if hazards could be present.
 - Select PPE (such as respirators, gloves, protective suits and other PPE) based on:
 - ◆ An evaluation of the performance characteristics (such as breakthrough time and hazardous substance-specificity of the material or item) relevant to the requirements and limitations of the site.
 - ◆ Task-specific conditions and durations.
 - ◆ The hazards and potential hazards of the site (see Table 9, Selecting PPE for Specific Hazards).
 - Select totally encapsulating chemical protective (TECP) suits, as specified in Table 9, that:
 - ◆ Maintain positive air pressure.
 - ◆ Prevent inward test gas leakage of more than 0.5 percent.

- Note:**
- Follow the manufacturer's recommended procedure for testing a TECP suit's ability to maintain positive air pressure and prevent inward gas leakage. Other established test protocols for these suits, for example NFPA 1991 and ASTM F1052-97, may also be used.

PERMANENT

**Table 9
Selecting PPE for Specific Hazards**

If:	Then:
<ul style="list-style-type: none"> • Inhalation hazards could be present. 	<ul style="list-style-type: none"> • Positive-pressure (pressure-demand) self-contained breathing apparatus (SCBA) <p>OR</p> <ul style="list-style-type: none"> • A decreased level of respiratory protection only when the incident commander determines, from air monitoring results, that employees will be adequately protected.

Table 9 Selecting PPE for Specific Hazards	
If:	Then:
Chemical exposure levels will create a substantial possibility of: <ul style="list-style-type: none"> • Immediate death. • Immediate serious illness or injury. • Reduced ability to escape. 	Either positive-pressure (pressure-demand): <ul style="list-style-type: none"> • SCBA • Air-line respirators equipped with an escape air supply.
Skin absorption of a hazardous substance may result in a substantial possibility of: <ul style="list-style-type: none"> • Immediate death. • Immediate serious illness or injury. • Reduced ability to escape. 	Protection equivalent to Level A including a totally encapsulating chemical protective (TECP) suit.

NEW SECTION

WAC 296-824-60010 Control hazards created by personal protective equipment (PPE).

You must:

- Control hazards created by the use of PPE, including:
 - Heat stress due to extremely high temperatures.
 - Any other employee health hazard and consideration.

NEW SECTION

WAC 296-824-60015 Use personal protective equipment (PPE) properly.

You must:

- (1) Make sure employees inspect PPE before, during and after use, following your plan's procedures.
- (2) Make sure employees put on (don) and remove (doff) PPE following your plan's procedures.
- (3) Make sure employees do not interchange self-contained breathing apparatus (SCBA) air cylinders from different manufacturers, unless all of the following apply:
 - There is a life-saving emergency
 - You need a supplemental air supply
 - The cylinders are of the same capacity and pressure rating.
- (4) Make sure compressed air cylinders used with SCBAs meet the testing and service life requirements of the United States Department of Transportation (USDOT). Search at: <http://www.dot.gov>.

Note: You can also check with the cylinder manufacturers to obtain USDOT test and service life specifications.

You must:

- (5) Make sure PPE is maintained in a safe and reliable condition using your plan's procedures. PPE maintenance includes:
 - Decontamination
 - Cleaning
 - Inspection
 - Identification of damage or defects
 - Parts repair or replacement
 - Storage or disposal.

NEW SECTION

WAC 296-824-700 Postemergency response.

Your responsibility:

To protect employees during postemergency response activities by following appropriate work practices, training and other requirements.

NEW SECTION

WAC 296-824-70005 Follow the appropriate post-emergency response requirements.

Important:

- Postemergency response is the stage of the emergency response where the immediate threat from the release has been stabilized or eliminated, and cleanup of the site has started.
- When cleanup is done by the employees who were part of the initial emergency response, the employees are not covered by this section (however, training, PPE and other requirements in WAC 296-824-20005 through 296-824-60015 apply to these employees).

You must:

- (1) Follow Table 10 to determine which requirements apply to your postemergency response activities.
- (2) Maintain clean-up equipment as specified in Table 10.

PERMANENT

Table 10
Rules that Apply to Postemergency Response Activities

When postemergency response cleanup is performed by employees who were not part of the initial emergency response and:	The following rules or requirements apply:
It is necessary to remove hazardous substances, health hazards and contaminated materials (example: Soil) from the site	Chapter 296-62 WAC, Part P, Hazardous waste operations and treatment, storage and disposal facilities.
Cleanup is done on plant property using plant or workplace employees AND It is not necessary to remove hazardous substances, health hazards and contaminated materials from the site.	For training: <ul style="list-style-type: none"> • WAC 296-24-567(1), Employee emergency action plans • Chapter 296-62 WAC, Part E, Respiratory protection • WAC 296-800-170, Employer chemical hazard communication • Other appropriate training requirements relevant to personal protective equipment (PPE) and decontamination For equipment: <ul style="list-style-type: none"> • Make sure that all equipment used for clean-up work is serviced and inspected before use.

NEW SECTION

WAC 296-824-800 Definitions. The following definitions are specific to this chapter:

Annually

Any twelve-month cycle.

Buddy system

A system of organizing employees (who enter or stand by danger areas) into work groups, so each employee can be observed by at least one other member of the group. The purpose of this system is to provide rapid assistance to employees in an emergency.

Clean-up operation(s)

An operation where hazardous substances are removed, contained, incinerated, neutralized, stabilized, cleared up or, in any other manner, processed or handled with the goal of making the site safer for people or the environment.

Danger area

Areas where conditions pose a serious danger to employees, such as areas where:

- Immediately dangerous to life or health (IDLH) conditions could exist

OR

- High levels of exposure to toxic substances could exist

OR

- There is a potential for exceeding the lower explosive limit (LEL), also known as the lower flammability limit (LFL), of a substance.

Decontamination

Removing hazardous substances from employees and their equipment so potential adverse health effects will not occur.

Emergency response

An organized response to an anticipated release of a hazardous substance that is, or could become an uncontrolled release.

Emergency response plan

A written plan that requires coordination between emergency response participants, and contains procedures, criteria, and other information that will be applied to emergency response operations. Each employer's plan should be compatible with local and state plans.

Engineering controls

Methods of controlling employee exposures by modifying the source or reducing the quantity of contaminants.

Hazardous materials team (HAZMAT team)

A group of employees who are expected to perform responses to releases, or possible releases, of hazardous substances for the purpose of control and stabilization. As a result of their duties, HAZMAT team members may have close contact with hazardous substances.

Note: A HAZMAT team may be a separate component of a fire brigade or fire department.

Hazardous substance

Any of the following substances that could adversely affect an exposed employee's health or safety:

- Substances defined under section 101(14) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA) or "Superfund" Act (visit: <http://www.epa.gov>)
- Biological or other disease-causing agents released that could reasonably be expected to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in a person or their offspring when the person:
 - Is directly exposed to the agent in the environment
 - Directly ingests, inhales, or assimilates the agent from the environment
 - Indirectly ingests the agent through a food chain
- Substances listed by the United States Department of Transportation as hazardous materials under Title 49 (Transportation) in the Code of Federal Regulations (CFR), Part

PERMANENT

172, section 101 and appendices (visit: <http://www.nara.gov> and search for "List of CFR subjects")

- Hazardous wastes as defined in this chapter.

Hazardous waste

A substance designated by chapter 173-303 WAC, Dangerous waste regulations, department of ecology, as a dangerous waste or an extremely hazardous waste and any waste fitting the definition of "health hazard" in this chapter.

Note: For department of ecology regulations, visit: <http://www.ecy.wa.gov>

Health hazard

A chemical, a mixture of chemicals, or a pathogen for which there is statistically significant evidence, based on at least one study conducted according to established scientific principles, that acute or chronic health effects may occur in exposed employees.

The term "health hazard" includes stress due to temperature extremes and chemicals that are:

- Carcinogens
- Toxic or highly toxic agents
- Reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, or neurotoxins
- Agents acting on the hematopoietic system agents that damage lungs, skin, eyes, or mucous membranes. (Detailed definitions of these chemical terms can be found in the Safety and health core rules, WAC 296-800-170, chemical hazard communication.)

Incident command system (ICS)

An organized approach to control and manage operations at an emergency response incident.

Incidental release

A release that can be safely controlled at the time of the release and does not have the potential to become an uncontrolled release.

Note:

Example of a situation that results in an incidental release:

A tanker truck is receiving a load of hazardous liquid when a leak occurs. The driver knows the only hazard from the liquid is minor skin irritation. The employer has trained the driver on procedures and provided equipment to use for a release of this quantity. The driver puts on skin protection and stops the leak. A spill kit is used to contain, absorb, and pick up the spilled material for disposal.

Immediately dangerous to life or health (IDLH)

Any atmospheric condition that would:

- Cause an immediate threat to life

OR

- Cause permanent or delayed adverse health effects

OR

- Interfere with an employee's ability to escape

Limited action

Action necessary to:

- Secure an operation during emergency responses,

OR

- Prevent an incident from increasing in severity.

Examples include shutting down processes and closing emergency valves.

Lines of authority

A preestablished ranking of individuals, qualified to assume a commanding role during an emergency response, noted in an emergency response plan and implemented during a response. This is most important when responders from multiple employers could participate in an emergency response.

Lower explosive limit (LEL)

See lower flammable limit (LFL).

Lower Flammable limit (LFL)

The lowest concentration of a material that will propagate a flame. The LFL is usually expressed as a percent (by volume) of the material in air (or other oxidant).

Must

Must means mandatory.

Permissible exposure limit (PEL)

Means the established time-weighted-average (TWA) concentration or ceiling concentration of a contaminant that must not be exceeded. The exposure, inhalation, or dermal permissible limit specified in chapter 296-62 WAC, Part H, Air contaminants.

Personal protective equipment (PPE)

Protective items designed to be worn by the user to protect them against airborne, skin contact and other hazards. This includes items such as respiratory protection, protective suits, gloves, eye protection, etc.

Postemergency response

The stage of the emergency response where the immediate threat from the release has been stabilized or eliminated, and cleanup of the site has started.

Published exposure level

Exposure limits published in "*National Institute for Occupational Safety and Health (NIOSH) Recommendations for Occupational Safety and Health*" (DHHS publication #92-100, 1992).

If an exposure limit is not published by NIOSH, then "published exposure level" means the exposure limits published by the American Conference of Governmental Industrial Hygienists (ACGIH) in "*TLVs and BEIs-Threshold Limit Values for Chemical Substances and Physical Agents*" (1999 edition).

Note: Additional exposure levels published by recognized organizations such as the American Industrial Hygiene Association are not required to be observed by this rule; however, they may be a useful resource when a hazardous substance is not covered by NIOSH and ACGIH publications.

Release

A spill, leak, or other type of hazardous substance discharge.

Uncontrolled release

A release where significant safety and health risks could be created. Releases of hazardous substances that are either incidental or could not create a safety or health hazard (i.e., fire, explosion or chemical exposure) are not considered to be uncontrolled releases.

Examples of conditions that could create a significant safety and health risk:

- Large-quantity releases
- Small releases that could be highly toxic
- Potentially contaminated individuals arriving at hospitals
- Airborne exposures that could exceed a WISHA permissible exposure limit or a published exposure limit and employees are not adequately trained or equipped to control the release.

Example of an uncontrolled release:

A forklift driver knocks over a container of a solvent-based liquid, releasing the contents onto the warehouse floor. The driver has been trained to recognize the vapor is flammable and moderately toxic when inhaled. The driver has not been trained or provided appropriate equipment to address this type of spill. In this situation, it is not safe for the driver to attempt a response. The driver needs to notify someone of the release so an emergency response can be initiated.

Workplace

- A fixed facility

OR

- A temporary location (such as a traffic corridor)

OR

- Locations where employees respond to emergencies.

You

The employer. For a complete definition of "employer" see Safety and health core rules, chapter 296-800 WAC.

AMENDATORY SECTION (Amending WSR 01-11-038, filed 5/9/01, effective 9/1/01)

WAC 296-67-053 Emergency planning and response.

The employer shall establish and implement an emergency action plan for the entire plant in accordance with the provisions of WAC 296-24-567. In addition, the emergency action plan shall include procedures for handling small releases. Employers covered under this standard may also be subject to the ((hazardous waste and)) emergency response provisions contained in ((WAC 296-800-170)) chapter 296-824 WAC, Emergency response to hazardous substance releases.

AMENDATORY SECTION (Amending WSR 01-11-038, filed 5/9/01, effective 9/1/01)

WAC 296-67-291 Appendix C—Compliance guidelines and recommendations for process safety management (nonmandatory). This appendix serves as a nonmandatory guideline to assist employers and employees in complying with the requirements of this section, as well as provides other helpful recommendations and information. Examples presented in this appendix are not the only means of achieving the performance goals in the standard. This appendix neither adds nor detracts from the requirements of the standard.

(1) Introduction to process safety management. The major objective of process safety management of highly hazardous chemicals is to prevent unwanted releases of hazardous chemicals especially into locations which could expose employees and others to serious hazards. An effective process safety management program requires a systematic approach to evaluating the whole process. Using this approach the process design, process technology, operational and maintenance activities and procedures, nonroutine activities and procedures, emergency preparedness plans and procedures, training programs, and other elements which impact the process are all considered in the evaluation. The various lines of defense that have been incorporated into the design and operation of the process to prevent or mitigate the release of hazardous chemicals need to be evaluated and strengthened to assure their effectiveness at each level. Process safety management is the proactive identification, evaluation and mitigation or prevention of chemical releases that could occur as a result of failures in process, procedures, or equipment. The process safety management standard targets highly hazardous chemicals that have the potential to cause a catastrophic incident. This standard as a whole is to aid employers in their efforts to prevent or mitigate episodic chemical releases that could lead to a catastrophe in the workplace and possibly to the surrounding community. To control these types of hazards, employers need to develop the necessary expertise, experiences, judgment, and proactive initiative within their workforce to properly implement and maintain an effective process safety management program as envisioned in the WISHA standard. This WISHA standard is required by the Clean Air Act amendments as is the Environmental Protection Agency's Risk Management Plan. Employers, who merge the two sets of requirements into their process safety management program, will better assure full compliance with each as well as enhancing their relationship with the local community. While WISHA believes process safety management will have a positive effect on the safety of employees in workplaces and also offers other potential benefits to employers (increased productivity), smaller businesses which may have limited resources available to them at this time, might consider alternative avenues of decreasing the risks associated with highly hazardous chemicals at their workplaces. One method which might be considered is the reduction in the inventory of the highly hazardous chemical. This reduction in inventory will result in a reduction of the risk or potential for a catastrophic incident. Also, employers including small employers may be able to establish more efficient inventory control by reducing the quantities of highly hazardous chemicals on site below the established threshold quantities. This reduction can be accomplished by ordering smaller shipments and maintaining the minimum inventory necessary for efficient and safe operation. When reduced inventory is not feasible, then the employer might consider dispersing inventory to several locations on site. Dispersing storage into locations where a release in one location will not cause a release in another location is a practical method to also reduce the risk or potential for catastrophic incidents.

(2) Employee involvement in process safety management. Section 304 of the Clean Air Act amendments states that employers are to consult with their employees and their

representatives regarding the employers efforts in the development and implementation of the process safety management program elements and hazard assessments. Section 304 also requires employers to train and educate their employees and to inform affected employees of the findings from incident investigations required by the process safety management program. Many employers, under their safety and health programs, have already established means and methods to keep employees and their representatives informed about relevant safety and health issues and employers may be able to adapt these practices and procedures to meet their obligations under this standard. Employers who have not implemented an occupational safety and health program may wish to form a safety and health committee of employees and management representatives to help the employer meet the obligations specified by this standard. These committees can become a significant ally in helping the employer to implement and maintain an effective process safety management program for all employees.

(3) Process safety information. Complete and accurate written information concerning process chemicals, process technology, and process equipment is essential to an effective process safety management program and to a process hazards analysis. The compiled information will be a necessary resource to a variety of users including the team that will perform the process hazards analysis as required under WAC 296-67-017; those developing the training programs and the operating procedures; contractors whose employees will be working with the process; those conducting the prestart-up reviews; local emergency preparedness planners; and incurrence and enforcement officials. The information to be compiled about the chemicals, including process intermediates, needs to be comprehensive enough for an accurate assessment of the fire and explosion characteristics, reactivity hazards, the safety and health hazards to workers, and the corrosion and erosion effects on the process equipment and monitoring tools. Current material safety data sheet (MSDS) information can be used to help meet this requirement which must be supplemented with process chemistry information including runaway reaction and over pressure hazards if applicable. Process technology information will be a part of the process safety information package and it is expected that it will include diagrams of the type shown in WAC 296-67-289, Appendix B of this part as well as employer established criteria for maximum inventory levels for process chemicals; limits beyond which would be considered upset conditions; and a qualitative estimate of the consequences or results of deviation that could occur if operating beyond the established process limits. Employers are encouraged to use diagrams which will help users understand the process. A block flow diagram is used to show the major process equipment and interconnecting process flow lines and show flow rates, stream composition, temperatures, and pressures when necessary for clarity. The block flow diagram is a simplified diagram. Process flow diagrams are more complex and will show all main flow streams including valves to enhance the understanding of the process, as well as pressures and temperatures on all feed and product lines within all major vessels, in and out of headers and heat exchangers, and points of pressure and temperature control. Also, materials of con-

struction information, pump capacities and pressure heads, compressor horsepower and vessel design pressures and temperatures are shown when necessary for clarity. In addition, major components of control loops are usually shown along with key utilities on process flow diagrams. Piping and instrument diagrams (P&IDs) may be the more appropriate type of diagrams to show some of the above details and to display the information for the piping designer and engineering staff. The P&IDs are to be used to describe the relationships between equipment and instrumentation as well as other relevant information that will enhance clarity. Computer software programs which do P&IDs or other diagrams useful to the information package, may be used to help meet this requirement. The information pertaining to process equipment design must be documented. In other words, what were the codes and standards relied on to establish good engineering practice. These codes and standards are published by such organizations as the American Society of Mechanical Engineers, American Petroleum Institute, American National Standards Institute, National Fire Protection Association, American Society for Testing and Materials, National Board of Boiler and Pressure Vessel Inspectors, National Association of Corrosion Engineers, American Society of Exchange Manufacturers Association, and model building code groups. In addition, various engineering societies issue technical reports which impact process design. For example, the American Institute of Chemical Engineers has published technical reports on topics such as two phase flow for venting devices. This type of technically recognized report would constitute good engineering practice. For existing equipment designed and constructed many years ago in accordance with the codes and standards available at that time and no longer in general use today, the employer must document which codes and standards were used and that the design and construction along with the testing, inspection and operation are still suitable for the intended use. Where the process technology requires a design which departs from the applicable codes and standards, the employer must document that the design and construction is suitable for the intended purpose.

(4) Process hazard analysis. A process hazard analysis (PHA), sometimes called a process hazard evaluation, is one of the most important elements of the process safety management program. A PHA is an organized and systematic effort to identify and analyze the significance of potential hazards associated with the processing or handling of highly hazardous chemicals. A PHA provides information which will assist employers and employees in making decisions for improving safety and reducing the consequences of unwanted or unplanned releases of hazardous chemicals. A PHA is directed toward analyzing potential causes and consequences of fires, explosions, releases of toxic or flammable chemicals and major spills of hazardous chemicals. The PHA focuses on equipment, instrumentation, utilities, human actions (routine and nonroutine), and external factors that might impact the process. These considerations assist in determining the hazards and potential failure points or failure modes in a process. The selection of a PHA methodology or technique will be influenced by many factors including the amount of existing knowledge about the process. Is it a process that has been operated for a long period of time with little or no innovation

and extensive experience has been generated with its use? Or, is it a new process or one which has been changed frequently by the inclusion of innovative features? Also, the size and complexity of the process will influence the decision as to the appropriate PHA methodology to use. All PHA methodologies are subject to certain limitations. For example, the checklist methodology works well when the process is very stable and no changes are made, but it is not as effective when the process has undergone extensive change. The checklist may miss the most recent changes and consequently the changes would not be evaluated. Another limitation to be considered concerns the assumptions made by the team or analyst. The PHA is dependent on good judgment and the assumptions made during the study need to be documented and understood by the team and reviewer and kept for a future PHA. The team conducting the PHA need to understand the methodology that is going to be used. A PHA team can vary in size from two people to a number of people with varied operational and technical backgrounds. Some team members may only be a part of the team for a limited time. The team leader needs to be fully knowledgeable in the proper implementation of the PHA methodology that is to be used and should be impartial in the evaluation. The other full or part time team members need to provide the team with expertise in areas such as process technology, process design, operating procedures and practices, including how the work is actually performed, alarms, emergency procedures, instrumentation, maintenance procedures, both routine and non-routine tasks, including how the tasks are authorized, procurement of parts and supplies, safety and health, and any other relevant subject as the need dictates. At least one team member must be familiar with the process. The ideal team will have an intimate knowledge of the standards, codes, specifications and regulations applicable to the process being studied. The selected team members need to be compatible and the team leader needs to be able to manage the team, and the PHA study. The team needs to be able to work together while benefiting from the expertise of others on the team or outside the team, to resolve issues, and to forge a consensus on the findings of the study and recommendations. The application of a PHA to a process may involve the use of different methodologies for various parts of the process. For example, a process involving a series of unit operations of varying sizes, complexities, and ages may use different methodologies and team members for each operation. Then the conclusions can be integrated into one final study and evaluation. A more specific example is the use of a checklist PHA for a standard boiler or heat exchanger and the use of a hazard and operability PHA for the overall process. Also, for batch type processes like custom batch operations, a generic PHA of a representative batch may be used where there are only small changes of monomer or other ingredient ratios and the chemistry is documented for the full range and ratio of batch ingredients. Another process that might consider using a generic type of PHA is a gas plant. Often these plants are simply moved from site to site and therefore, a generic PHA may be used for these movable plants. Also, when an employer has several similar size gas plants and no sour gas is being processed at the site, then a generic PHA is feasible as long as the variations of the individual sites are accounted for in the

PHA. Finally, when an employer has a large continuous process which has several control rooms for different portions of the process such as for a distillation tower and a blending operation, the employer may wish to do each segment separately and then integrate the final results. Additionally, small businesses which are covered by this rule, will often have processes that have less storage volume, less capacity, and less complicated than processes at a large facility. Therefore, WISHA would anticipate that the less complex methodologies would be used to meet the process hazard analysis criteria in the standard. These process hazard analyses can be done in less time and with a few people being involved. A less complex process generally means that less data, P&IDs, and process information is needed to perform a process hazard analysis. Many small businesses have processes that are not unique, such as cold storage lockers or water treatment facilities. Where employer associations have a number of members with such facilities, a generic PHA, evolved from a checklist or what-if questions, could be developed and used by each employer effectively to reflect his/her particular process; this would simplify compliance for them. When the employer has a number of processes which require a PHA, the employer must set up a priority system of which PHAs to conduct first. A preliminary or gross hazard analysis may be useful in prioritizing the processes that the employer has determined are subject to coverage by the process safety management standard. Consideration should first be given to those processes with the potential of adversely affecting the largest number of employees. This prioritizing should consider the potential severity of a chemical release, the number of potentially affected employees, the operating history of the process such as the frequency of chemical releases, the age of the process and any other relevant factors. These factors would suggest a ranking order and would suggest either using a weighing factor system or a systematic ranking method. The use of a preliminary hazard analysis would assist an employer in determining which process should be of the highest priority and thereby the employer would obtain the greatest improvement in safety at the facility. Detailed guidance on the content and application of process hazard analysis methodologies is available from the American Institute of Chemical Engineers' Center for Chemical Process Safety (see WAC 296-67-293, Appendix D).

(5) Operating procedures and practices. Operating procedures describe tasks to be performed, data to be recorded, operating conditions to be maintained, samples to be collected, and safety and health precautions to be taken. The procedures need to be technically accurate, understandable to employees, and revised periodically to ensure that they reflect current operations. The process safety information package is to be used as a resource to better assure that the operating procedures and practices are consistent with the known hazards of the chemicals in the process and that the operating parameters are accurate. Operating procedures should be reviewed by engineering staff and operating personnel to ensure that they are accurate and provide practical instructions on how to actually carry out job duties safely. Operating procedures will include specific instructions or details on what steps are to be taken or followed in carrying out the stated procedures. These operating instructions for

each procedure should include the applicable safety precautions and should contain appropriate information on safety implications. For example, the operating procedures addressing operating parameters will contain operating instructions about pressure limits, temperature ranges, flow rates, what to do when an upset condition occurs, what alarms and instruments are pertinent if an upset condition occurs, and other subjects. Another example of using operating instructions to properly implement operating procedures is in starting up or shutting down the process. In these cases, different parameters will be required from those of normal operation. These operating instructions need to clearly indicate the distinctions between startup and normal operations such as the appropriate allowances for heating up a unit to reach the normal operating parameters. Also the operating instructions need to describe the proper method for increasing the temperature of the unit until the normal operating temperature parameters are achieved. Computerized process control systems add complexity to operating instructions. These operating instructions need to describe the logic of the software as well as the relationship between the equipment and the control system; otherwise, it may not be apparent to the operator. Operating procedures and instructions are important for training operating personnel. The operating procedures are often viewed as the standard operating practices (SOPs) for operations. Control room personnel and operating staff, in general, need to have a full understanding of operating procedures. If workers are not fluent in English then procedures and instructions need to be prepared in a second language understood by the workers. In addition, operating procedures need to be changed when there is a change in the process as a result of the management of change procedures. The consequences of operating procedure changes need to be fully evaluated and the information conveyed to the personnel. For example, mechanical changes to the process made by the maintenance department (like changing a valve from steel to brass or other subtle changes) need to be evaluated to determine if operating procedures and practices also need to be changed. All management of change actions must be coordinated and integrated with current operating procedures and operating personnel must be oriented to the changes in procedures before the change is made. When the process is shut down in order to make a change, then the operating procedures must be updated before startup of the process. Training in how to handle upset conditions must be accomplished as well as what operating personnel are to do in emergencies such as when a pump seal fails or a pipeline ruptures. Communication between operating personnel and workers performing work within the process area, such as nonroutine tasks, also must be maintained. The hazards of the tasks are to be conveyed to operating personnel in accordance with established procedures and to those performing the actual tasks. When the work is completed, operating personnel should be informed to provide closure on the job.

(6) Employee training. All employees, including maintenance and contractor employees, involved with highly hazardous chemicals need to fully understand the safety and health hazards of the chemicals and processes they work with for the protection of themselves, their fellow employees and the citizens of nearby communities. Training conducted in

compliance with WAC 296-800-170, chemical hazard communication program standard, will help employees to be more knowledgeable about the chemicals they work with as well as familiarize them with reading and understanding MSDS. However, additional training in subjects such as operating procedures and safety work practices, emergency evacuation and response, safety procedures, routine and non-routine work authorization activities, and other areas pertinent to process safety and health will need to be covered by an employer's training program. In establishing their training programs, employers must clearly define the employees to be trained and what subjects are to be covered in their training. Employers in setting up their training program will need to clearly establish the goals and objectives they wish to achieve with the training that they provide to their employees. The learning goals or objectives should be written in clear measurable terms before the training begins. These goals and objectives need to be tailored to each of the specific training modules or segments. Employers should describe the important actions and conditions under which the employee will demonstrate competence or knowledge as well as what is acceptable performance. Hands-on-training where employees are able to use their senses beyond listening, will enhance learning. For example, operating personnel, who will work in a control room or at control panels, would benefit by being trained at a simulated control panel or panels. Upset conditions of various types could be displayed on the simulator, and then the employee could go through the proper operating procedures to bring the simulator panel back to the normal operating parameters. A training environment could be created to help the trainee feel the full reality of the situation but, of course, under controlled conditions. This realistic type of training can be very effective in teaching employees correct procedures while allowing them to also see the consequences of what might happen if they do not follow established operating procedures. Other training techniques using videos or on-the-job training can also be very effective for teaching other job tasks, duties, or other important information. An effective training program will allow the employee to fully participate in the training process and to practice their skill or knowledge. Employers need to periodically evaluate their training programs to see if the necessary skills, knowledge, and routines are being properly understood and implemented by their trained employees. The means or methods for evaluating the training should be developed along with the training program goals and objectives. Training program evaluation will help employers to determine the amount of training their employees understood, and whether the desired results were obtained. If, after the evaluation, it appears that the trained employees are not at the level of knowledge and skill that was expected, the employer will need to revise the training program, provide retraining, or provide more frequent refresher training sessions until the deficiency is resolved. Those who conducted the training and those who received the training should also be consulted as to how best to improve the training process. If there is a language barrier, the language known to the trainees should be used to reinforce the training messages and information. Careful consideration must be given to assure that employees including maintenance and contract employees receive current and updated training. For

example, if changes are made to a process, impacted employees must be trained in the changes and understand the effects of the changes on their job tasks (e.g., any new operating procedures pertinent to their tasks). Additionally, as already discussed the evaluation of the employee's absorption of training will certainly influence the need for training.

(7) Contractors. Employers who use contractors to perform work in and around processes that involve highly hazardous chemicals, will need to establish a screening process so that they hire and use contractors who accomplish the desired job tasks without compromising the safety and health of employees at a facility. For contractors, whose safety performance on the job is not known to the hiring employer, the employer will need to obtain information on injury and illness rates and experience and should obtain contractor references. Additionally, the employer must assure that the contractor has the appropriate job skills, knowledge and certifications (such as for pressure vessel welders). Contractor work methods and experiences should be evaluated. For example, does the contractor conducting demolition work swing loads over operating processes or does the contractor avoid such hazards? Maintaining a site injury and illness log for contractors is another method employers must use to track and maintain current knowledge of work activities involving contract employees working on or adjacent to covered processes. Injury and illness logs of both the employer's employees and contract employees allow an employer to have full knowledge of process injury and illness experience. This log will also contain information which will be of use to those auditing process safety management compliance and those involved in incident investigations. Contract employees must perform their work safely. Considering that contractors often perform very specialized and potentially hazardous tasks such as confined space entry activities and nonroutine repair activities it is quite important that their activities be controlled while they are working on or near a covered process. A permit system or work authorization system for these activities would also be helpful to all affected employers. The use of a work authorization system keeps an employer informed of contract employee activities, and as a benefit the employer will have better coordination and more management control over the work being performed in the process area. A well run and well maintained process where employee safety is fully recognized will benefit all of those who work in the facility whether they be contract employees or employees of the owner.

(8) Prestartup safety. For new processes, the employer will find a PHA helpful in improving the design and construction of the process from a reliability and quality point of view. The safe operation of the new process will be enhanced by making use of the PHA recommendations before final installations are completed. P&IDs are to be completed along with having the operating procedures in place and the operating staff trained to run the process before startup. The initial startup procedures and normal operating procedures need to be fully evaluated as part of the prestartup review to assure a safe transfer into the normal operating mode for meeting the process parameters. For existing processes that have been shutdown for turnaround, or modification, etc., the employer must assure that any changes other than "replacement in

kind" made to the process during shutdown go through the management of change procedures. P&IDs will need to be updated as necessary, as well as operating procedures and instructions. If the changes made to the process during shutdown are significant and impact the training program, then operating personnel as well as employees engaged in routine and nonroutine work in the process area may need some refresher or additional training in light of the changes. Any incident investigation recommendations, compliance audits or PHA recommendations need to be reviewed as well to see what impacts they may have on the process before beginning the startup.

(9) Mechanical integrity. Employers will need to review their maintenance programs and schedules to see if there are areas where "breakdown" maintenance is used rather than an ongoing mechanical integrity program. Equipment used to process, store, or handle highly hazardous chemicals needs to be designed, constructed, installed, and maintained to minimize the risk of releases of such chemicals. This requires that a mechanical integrity program be in place to assure the continued integrity of process equipment. Elements of a mechanical integrity program include the identification and categorization of equipment and instrumentation, inspections and tests, testing and inspection frequencies, development of maintenance procedures, training of maintenance personnel, the establishment of criteria for acceptable test results, documentation of test and inspection results, and documentation of manufacturer recommendations as to meantime to failure for equipment and instrumentation. The first line of defense an employer has available is to operate and maintain the process as designed, and to keep the chemicals contained. This line of defense is backed up by the next line of defense which is the controlled release of chemicals through venting to scrubbers or flares, or to surge or overflow tanks which are designed to receive such chemicals, etc. These lines of defense are the primary lines of defense or means to prevent unwanted releases. The secondary lines of defense would include fixed fire protection systems like sprinklers, water spray, or deluge systems, monitor guns, etc., dikes, designed drainage systems, and other systems which would control or mitigate hazardous chemicals once an unwanted release occurs. These primary and secondary lines of defense are what the mechanical integrity program needs to protect and strengthen these primary and secondary lines of defenses where appropriate. The first step of an effective mechanical integrity program is to compile and categorize a list of process equipment and instrumentation for inclusion in the program. This list would include pressure vessels, storage tanks, process piping, relief and vent systems, fire protection system components, emergency shutdown systems, and alarms and interlocks and pumps. For the categorization of instrumentation and the listed equipment the employer would prioritize which pieces of equipment require closer scrutiny than others. Meantime to failure of various instrumentation and equipment parts would be known from the manufacturer's data or the employer's experience with the parts, which would then influence the inspection and testing frequency and associated procedures. Also, applicable codes and standards such as the National Board Inspection Code, or those from the American Society for Testing and Material, American Petro-

leum Institute, National Fire Protection Association, American National Standards Institute, American Society of Mechanical Engineers, and other groups, provide information to help establish an effective testing and inspection frequency, as well as appropriate methodologies. The applicable codes and standards provide criteria for external inspections for such items as foundation and supports, anchor bolts, concrete or steel supports, guy wires, nozzles and sprinklers, pipe hangers, grounding connections, protective coatings and insulation, and external metal surfaces of piping and vessels, etc. These codes and standards also provide information on methodologies for internal inspection, and a frequency formula based on the corrosion rate of the materials of construction. Also, erosion both internal and external needs to be considered along with corrosion effects for piping and valves. Where the corrosion rate is not known, a maximum inspection frequency is recommended, and methods of developing the corrosion rate are available in the codes. Internal inspections need to cover items such as vessel shell, bottom and head; metallic linings; nonmetallic linings; thickness measurements for vessels and piping; inspection for erosion, corrosion, cracking and bulges; internal equipment like trays, baffles, sensors, and screens for erosion, corrosion or cracking and other deficiencies. Some of these inspections may be performed by state or local government inspectors under state and local statutes. However, each employer needs to develop procedures to ensure that tests and inspections are conducted properly and that consistency is maintained even where different employees may be involved. Appropriate training is to be provided to maintenance personnel to ensure that they understand the preventive maintenance program procedures, safe practices, and the proper use and application of special equipment or unique tools that may be required. This training is part of the overall training program called for in the standard. A quality assurance system is needed to help ensure that the proper materials of construction are used, that fabrication and inspection procedures are proper, and that installation procedures recognize field installation concerns. The quality assurance program is an essential part of the mechanical integrity program and will help to maintain the primary and secondary lines of defense that have been designed into the process to prevent unwanted chemical releases or those which control or mitigate a release. "As built" drawings, together with certifications of coded vessels and other equipment, and materials of construction need to be verified and retained in the quality assurance documentation. Equipment installation jobs need to be properly inspected in the field for use of proper materials and procedures and to assure that qualified craftsmen are used to do the job. The use of appropriate gaskets, packing, bolts, valves, lubricants, and welding rods need to be verified in the field. Also procedures for installation of safety devices need to be verified, such as the torque on the bolts on ruptured disc installations, uniform torque on flange bolts, proper installation of pump seals, etc. If the quality of parts is a problem, it may be appropriate to conduct audits of the equipment supplier's facilities to better assure proper purchases of required equipment which is suitable for its intended service. Any changes in equipment that may become necessary will need to go through the management of change procedures.

(10) Nonroutine work authorizations. Nonroutine work which is conducted in process areas needs to be controlled by the employer in a consistent manner. The hazards identified involving the work that is to be accomplished must be communicated to those doing the work, but also to those operating personnel whose work could affect the safety of the process. A work authorization notice or permit must have a procedure that describes the steps the maintenance supervisor, contractor representative or other person needs to follow to obtain the necessary clearance to get the job started. The work authorization procedures need to reference and coordinate, as applicable, lockout/tagout procedures, line breaking procedures, confined space entry procedures and hot work authorizations. This procedure also needs to provide clear steps to follow once the job is completed in order to provide closure for those that need to know the job is now completed and equipment can be returned to normal.

(11) Managing change. To properly manage changes to process chemicals, technology, equipment and facilities, one must define what is meant by change. In this process safety management standard, change includes all modifications to equipment, procedures, raw materials and processing conditions other than "replacement in kind." These changes need to be properly managed by identifying and reviewing them prior to implementation of the change. For example, the operating procedures contain the operating parameters (pressure limits, temperature ranges, flow rates, etc.) and the importance of operating within these limits. While the operator must have the flexibility to maintain safe operation within the established parameters, any operation outside of these parameters requires review and approval by a written management of change procedure. Management of change covers such as changes in process technology and changes to equipment and instrumentation. Changes in process technology can result from changes in production rates, raw materials, experimentation, equipment unavailability, new equipment, new product development, change in catalyst and changes in operating conditions to improve yield or quality. Equipment changes include among others change in materials of construction, equipment specifications, piping prearrangements, experimental equipment, computer program revisions and changes in alarms and interlocks. Employers need to establish means and methods to detect both technical changes and mechanical changes. Temporary changes have caused a number of catastrophes over the years, and employers need to establish ways to detect temporary changes as well as those that are permanent. It is important that a time limit for temporary changes be established and monitored since, without control, these changes may tend to become permanent. Temporary changes are subject to the management of change provisions. In addition, the management of change procedures are used to insure that the equipment and procedures are returned to their original or designed conditions at the end of the temporary change. Proper documentation and review of these changes is invaluable in assuring that the safety and health considerations are being incorporated into the operating procedures and the process. Employers may wish to develop a form or clearance sheet to facilitate the processing of changes through the management of change procedures. A typical change form may include a description and the purpose of the

change, the technical basis for the change, safety and health considerations, documentation of changes for the operating procedures, maintenance procedures, inspection and testing, P&IDs, electrical classification, training and communications, prestartup inspection, duration if a temporary change, approvals and authorization. Where the impact of the change is minor and well understood, a check list reviewed by an authorized person with proper communication to others who are affected may be sufficient. However, for a more complex or significant design change, a hazard evaluation procedure with approvals by operations, maintenance, and safety departments may be appropriate. Changes in documents such as P&IDs, raw materials, operating procedures, mechanical integrity programs, electrical classifications, etc., need to be noted so that these revisions can be made permanent when the drawings and procedure manuals are updated. Copies of process changes need to be kept in an accessible location to ensure that design changes are available to operating personnel as well as to PHA team members when a PHA is being done or one is being updated.

(12) Investigation of incidents. Incident investigation is the process of identifying the underlying causes of incidents and implementing steps to prevent similar events from occurring. The intent of an incident investigation is for employers to learn from past experiences and thus avoid repeating past mistakes. The incidents for which WISHA expects employers to become aware and to investigate are the types of events which result in or could reasonably have resulted in a catastrophic release. Some of the events are sometimes referred to as "near misses," meaning that a serious consequence did not occur, but could have. Employers need to develop in-house capability to investigate incidents that occur in their facilities. A team needs to be assembled by the employer and trained in the techniques of investigation including how to conduct interviews of witnesses, needed documentation and report writing. A multidisciplinary team is better able to gather the facts of the event and to analyze them and develop plausible scenarios as to what happened, and why. Team members should be selected on the basis of their training, knowledge and ability to contribute to a team effort to fully investigate the incident. Employees in the process area where the incident occurred should be consulted, interviewed, or made a member of the team. Their knowledge of the events form a significant set of facts about the incident which occurred. The report, its findings and recommendations are to be shared with those who can benefit from the information. The cooperation of employees is essential to an effective incident investigation. The focus of the investigation should be to obtain facts, and not to place blame. The team and the investigation process should clearly deal with all involved individuals in a fair, open, and consistent manner.

(13) Emergency preparedness. Each employer must address what actions employees are to take when there is an unwanted release of highly hazardous chemicals. Emergency preparedness or the employer's tertiary (third) lines of defense are those that will be relied on along with the secondary lines of defense when the primary lines of defense which are used to prevent an unwanted release fail to stop the release. Employers will need to decide if they want employees to handle and stop small or minor incidental releases.

Whether they wish to mobilize the available resources at the plant and have them brought to bear on a more significant release. Or whether employers want their employees to evacuate the danger area and promptly escape to a preplanned safe zone area, and allow the local community emergency response organizations to handle the release. Or whether the employer wants to use some combination of these actions. Employers will need to select how many different emergency preparedness or tertiary lines of defense they plan to have and then develop the necessary plans and procedures, and appropriately train employees in their emergency duties and responsibilities and then implement these lines of defense. Employers at a minimum must have an emergency action plan which will facilitate the prompt evacuation of employees due to an unwanted release of a highly hazardous chemical. This means that the employer will have a plan that will be activated by an alarm system to alert employees when to evacuate and, that employees who are physically impaired, will have the necessary support and assistance to get them to the safe zone as well. The intent of these requirements is to alert and move employees to a safe zone quickly. Delaying alarms or confusing alarms are to be avoided. The use of process control centers or similar process buildings in the process area as safe areas is discouraged. Recent catastrophes have shown that a large life loss has occurred in these structures because of where they have been sited and because they are not necessarily designed to withstand over-pressures from shockwaves resulting from explosions in the process area. Unwanted incidental releases of highly hazardous chemicals in the process area must be addressed by the employer as to what actions employees are to take. If the employer wants employees to evacuate the area, then the emergency action plan will be activated. For outdoor processes where wind direction is important for selecting the safe route to a refuge area, the employer should place a wind direction indicator such as a wind sock or pennant at the highest point that can be seen throughout the process area. Employees can move in the direction of cross wind to upwind to gain safe access to the refuge area by knowing the wind direction. If the employer wants specific employees in the release area to control or stop the minor emergency or incidental release, these actions must be planned for in advance and procedures developed and implemented. Preplanning for handling incidental releases for minor emergencies in the process area needs to be done, appropriate equipment for the hazards must be provided, and training conducted for those employees who will perform the emergency work before they respond to handle an actual release. The employer's training program, including the hazard communication standard training is to address the training needs for employees who are expected to handle incidental or minor releases. Preplanning for releases that are more serious than incidental releases is another important line of defense to be used by the employer. When a serious release of a highly hazardous chemical occurs, the employer through preplanning will have determined in advance what actions employees are to take. The evacuation of the immediate release area and other areas as necessary would be accomplished under the emergency action plan. If the employer wishes to use plant personnel such as a fire brigade, spill control team, a hazardous materials team, or use employees to

render aid to those in the immediate release area and control or mitigate the incident, these actions are covered by ~~((WAC 296-62-300, the hazardous waste operations and emergency response (HAZWOPER) standard))~~ chapter 296-824 WAC, Emergency response to hazardous substance releases. If outside assistance is necessary, such as through mutual aid agreements between employers or local government emergency response organizations, these emergency responders are also covered by ~~((HAZWOPER))~~ chapter 296-824 WAC. The safety and health protections required for emergency responders are the responsibility of their employers and of the on-scene incident commander. Responders may be working under very hazardous conditions and therefore the objective is to have them competently led by an on-scene incident commander and the commander's staff, properly equipped to do their assigned work safely, and fully trained to carry out their duties safely before they respond to an emergency. Drills, training exercises, or simulations with the local community emergency response planners and responder organizations is one means to obtain better preparedness. This close cooperation and coordination between plant and local community emergency preparedness managers will also aid the employer in complying with the Environmental Protection Agency's risk management plan criteria. One effective way for medium to large facilities to enhance coordination and communication during emergencies for on plant operations and with local community organizations is for employers to establish and equip an emergency control center. The emergency control center would be sited in a safe zone area so that it could be occupied throughout the duration of an emergency. The center would serve as the major communication link between the on-scene incident commander and plant or corporate management as well as with the local community officials. The communication equipment in the emergency control center should include a network to receive and transmit information by telephone, radio, or other means. It is important to have a backup communication network in case of power failure or one communication means fails. The center should also be equipped with the plant layout and community maps, utility drawings including fire water, emergency lighting, appropriate reference materials such as a government agency notification list, company personnel phone list, SARA Title III reports and material safety data sheets, emergency plans and procedures manual, a listing with the location of emergency response equipment, mutual aid information, and access to meteorological or weather condition data and any dispersion modeling data.

(14) Compliance audits. Employers need to select a trained individual or assemble a trained team of people to audit the process safety management system and program. A small process or plant may need only one knowledgeable person to conduct an audit. The audit is to include an evaluation of the design and effectiveness of the process safety management system and a field inspection of the safety and health conditions and practices to verify that the employer's systems are effectively implemented. The audit should be conducted or led by a person knowledgeable in audit techniques and who is impartial towards the facility or area being audited. The essential elements of an audit program include planning, staffing, conducting the audit, evaluation and corrective

action, follow-up and documentation. Planning in advance is essential to the success of the auditing process. Each employer needs to establish the format, staffing, scheduling, and verification methods prior to conducting the audit. The format should be designed to provide the lead auditor with a procedure or checklist which details the requirements of each section of the standard. The names of the audit team members should be listed as part of the format as well. The checklist, if properly designed, could serve as the verification sheet which provides the auditor with the necessary information to expedite the review and assure that no requirements of the standard are omitted. This verification sheet format could also identify those elements that will require evaluation or a response to correct deficiencies. This sheet could also be used for developing the follow-up and documentation requirements. The selection of effective audit team members is critical to the success of the program. Team members should be chosen for their experience, knowledge, and training and should be familiar with the processes and with auditing techniques, practices, and procedures. The size of the team will vary depending on the size and complexity of the process under consideration. For a large, complex, highly instrumented plant, it may be desirable to have team members with expertise in process engineering and design, process chemistry, instrumentation and computer controls, electrical hazards and classifications, safety and health disciplines, maintenance, emergency preparedness, warehousing or shipping, and process safety auditing. The team may use part-time members to provide for the depth of expertise required as well as for what is actually done or followed, compared to what is written. An effective audit includes a review of the relevant documentation and process safety information, inspection of the physical facilities, and interviews with all levels of plant personnel. Utilizing the audit procedure and checklist developed in the preplanning stage, the audit team can systematically analyze compliance with the provisions of the standard and any other corporate policies that are relevant. For example, the audit team will review all aspects of the training program as part of the overall audit. The team will review the written training program for adequacy of content, frequency of training, effectiveness of training in terms of its goals and objectives as well as to how it fits into meeting the standard's requirements, documentation, etc. Through interviews, the team can determine the employee's knowledge and awareness of the safety procedures, duties, rules, emergency response assignments, etc. During the inspection, the team can observe actual practices such as safety and health policies, procedures, and work authorization practices. This approach enables the team to identify deficiencies and determine where corrective actions or improvements are necessary. An audit is a technique used to gather sufficient facts and information, including statistical information, to verify compliance with standards. Auditors should select as part of their preplanning a sample size sufficient to give a degree of confidence that the audit reflects the level of compliance with the standard. The audit team, through this systematic analysis, should document areas which require corrective action as well as those areas where the process safety management system is effective and working in an effective manner. This provides a record of the audit procedures and findings, and

serves as a baseline of operation data for future audits. It will assist future auditors in determining changes or trends from previous audits. Corrective action is one of the most important parts of the audit. It includes not only addressing the identified deficiencies, but also planning, followup, and documentation. The corrective action process normally begins with a management review of the audit findings. The purpose of this review is to determine what actions are appropriate, and to establish priorities, timetables, resource allocations, and requirements and responsibilities. In some cases, corrective action may involve a simple change in procedure or minor maintenance effort to remedy the concern. Management of change procedures need to be used, as appropriate, even for what may seem to be a minor change. Many of the deficiencies can be acted on promptly, while some may require engineering studies or indepth review of actual procedures and practices. There may be instances where no action is necessary and this is a valid response to an audit finding. All actions taken, including an explanation where no action is taken on a finding, needs to be documented as to what was done and why. It is important to assure that each deficiency identified is addressed, the corrective action to be taken noted, and the audit person or team responsible be properly documented by the employer. To control the corrective action process, the employer should consider the use of a tracking system. This tracking system might include periodic status reports shared with affected levels of management, specific reports such as completion of an engineering study, and a final implementation report to provide closure for audit findings that have been through management of change, if appropriate, and then shared with affected employees and management. This type of tracking system provides the employer with the status of the corrective action. It also provides the documentation required to verify that appropriate corrective actions were taken on deficiencies identified in the audit.

AMENDATORY SECTION (Amending WSR 96-11-067, filed 5/10/96, effective 1/1/97)

WAC 296-305-05011 Hazardous materials operations. Fire departments engaged in emergency response to releases of hazardous substances shall comply with chapter ~~((296-62 WAC, Part P, Hazardous Waste Operations and Emergency Response))~~ 296-824 WAC, Emergency response to hazardous substance releases.

WSR 02-20-035

PERMANENT RULES

DEPARTMENT OF LICENSING

[Filed September 24, 2002, 10:03 a.m.]

Date of Adoption: September 24, 2002.

Purpose: Further review of current rules to ensure necessity, effectiveness, efficiency, clarity, intent, coordination with other jurisdictions and agencies, cost benefits and fairness in accordance with Governor's Executive Order 97-02.

Citation of Existing Rules Affected by this Order: Amending WAC 308-61-026, 308-61-105, 308-61-108, 308-

61-115, 308-61-125, 308-61-135, 308-61-145, 308-61-158, 308-61-168, 308-61-175, and 308-61-190.

Statutory Authority for Adoption: RCW 46.55.190.

Adopted under notice filed as WSR 02-16-067 on August 5, 2002.

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 11, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 11, 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.

September 24, 2002

Fred Stephens

Director

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-026 Definitions—Registered tow truck operator. (1) "Affidavit of sale" - that document prescribed by the department and given to the successful bidder by the operator. The affidavit (~~((shaH))~~) must state that the sale was conducted properly pursuant to chapter 46.55 RCW and must be notarized. The affidavit may be submitted to the department with an application for certificate of title or may be used as a title document by a licensed auto wrecker, hulk hauler or scrap processor.

(2) "Secure area" - a place of safety for vehicle storage and in an area completely enclosed by a fence of sufficient height and construction to prevent access by the general public, with a gate which can be locked. The fence (~~((shaH))~~) must be at least six feet high with at least two strands of barbed wire along the top, for a total combined height of eight feet or more (~~(, provided, however, that)~~). Concertina wire may be substituted for the two strands of barbed wire. The fencing requirement may be waived by the department where, due to the topography or zoning, a fence would be impracticable and the storage area is secure without a fence. Storage within an enclosed building will be considered secure and does not require a waiver. When a licensee has operator registrations under more than one name and owns or leases a common secure area, the areas for each operator registration must be segregated by a six-foot fence which will not require barbed wire. When two or more operators with different ownership share a secured area, those respective areas must be segregated by an eight-foot fence as described above.

Wherever practicable secure storage areas will be located on improved property which is graded and illuminated at night for the safe keeping of stored vehicles.

(3) "Abandoned vehicle report" - is that document, prescribed by the department, by which the operator is to report to the department (~~his/her~~) their possession of an abandoned vehicle.

(4) "Notice of custody and sale" - is that document, prescribed by the department, and sent by the operator to the registered owner, legal owner (lien holder), lessor and lessee giving notice of the amount of the operator's lien for services, place and time of public auction if the vehicle is not redeemed, and of the operator's right to seek a deficiency against the last registered owner.

(5) "Registered tow truck operator's business location" - is a location at which records and files necessary to conduct the business are kept, and where the operator can normally be contacted by the public.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-105 Application. What information must be included in an application for registration of a tow truck operator? The application for registration of a tow truck operator (~~shall~~) must include:

- (1) A statement as to whether the applicant has previously been registered as such, and if so, the previous registration number and business name.
- (2) A current listing of the towing and storage rates of the operator on a form prescribed by the department.
- (3) A certification from the zoning authority of jurisdiction that the licensee is in compliance with any land use ordinances.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-108 Miscellaneous licensing provisions.

- (1) Staggered licensing - the annual registration issued to tow truck operators shall expire on the date indicated by the director.
- (2) Additional secure areas for vehicle storage - additional storage locations may be operated under one registration. No additional bond or insurance will be required for such premises so long as each is covered by the bond and insurance.
- (3) If an operator has more than one registered business location, storage areas for each business location must be listed with the department under its registration.
- (4) (~~Change of name and/or address~~) The department (~~shall~~) must be notified immediately, on a form provided by the department, of any change of name and/or address of any business location or of the addition of any location.
- (5) (~~Changes of ownership~~) Any change of partners or of corporate officers (~~shall~~) or members of limited liability companies must be immediately reported to the department in writing. A complete change in ownership requires a new registration except in the case of a corporation or a limited liability company.

(6) An insurer (~~shall~~) must notify the department at least 10 days prior to cancellation of a policy. Following receipt of such notification the department (~~shall~~) must notify the registered tow truck operator by ordinary mail of the effective date of the insurance cancellation and that cancellation of the required insurance cancels the operator's registration pursuant to RCW 46.55.030 (3)(b). This notice to the operator shall not affect the cancellation of the registration.

(7) For purposes of RCW 46.55.220, it shall not be necessary to hold a hearing to refuse a registration unless such a hearing is requested.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-115 Identification of licensee's vehicles. How must a registered tow truck operator identify its vehicles?

(1) All tow vehicles to be used in the operator's business which are operated on the public highways, (~~shall~~) must display the licensee's operator number plus the truck number, name, city of address and current business telephone number. Such information (~~shall~~) must be painted or permanently affixed to both sides of the vehicle. Each letter and numeral (~~shall~~) must be made with at least a half-inch stroke for the width and (~~shall~~) must be at least three inches high. See sample:



(2) The annual tow truck permit will be a paper cab card identifying the tow truck as well as indicating the class of truck and the registered tow truck operator.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-125 Business hours. What business hours must a registered tow truck operator maintain?

- (1) Business hours, for purposes of inspection of business records, place of business or towing equipment, (~~shall~~) must be 8:00 a.m. to 5:00 p.m. except for weekends and holidays. Normal business hours (~~shall~~) must be posted at the operator's place of business.
- (2) Whenever an operator is not open for business and does not have personnel present at the licensed location, the operator (~~shall~~) must post a phone number at that location for purposes of public contact for release of vehicles and/or personal property. An operator (~~shall~~) must maintain personnel who can be contacted 24 hours a day to release impounded vehicles within a 60 minute period of time.
- (3) Personal property (~~shall~~) must be released without charge between the hours of 8:00 a.m. and 5:00 p.m., excepting weekends and holidays.

PERMANENT

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-135 Miscellaneous provisions. (1) The properly executed written authority to tow or other evidence of lawful possession shall suffice in lieu of current license plates or trip permits for unauthorized or abandoned vehicles.

(2) Billing invoices ((shall)) **must** indicate the time of day when an unauthorized or abandoned vehicle arrived at the secure storage area.

(3) A seller's report of sale properly filed with the department on a form prescribed by the department shall relieve a registered owner from liability for costs incurred in the removal and storage of an unauthorized/abandoned vehicle, in addition to relieving that person from other liability pursuant to RCW 46.12.101.

(4) The junk vehicle affidavit of sale as described in RCW 46.55.230 may be used to sell a vehicle to a licensed hulk hauler, scrap processor, vehicle wrecking yard or it may be used as a supporting document for issuance of a title.

(5) A stored vehicle may be redeemed any time before the start of auctioning of that particular vehicle.

(6) The notification to be sent by first-class mail within twenty-four hours after the impound must be sent to any lessor or lessee, as well as to the last known registered and legal owner (lien holder) of the vehicle.

(7) The written notice of the right of redemption and opportunity for a hearing to contest the validity of an impoundment, to be sent with the twenty-four hour impoundment notice on an unauthorized vehicle impoundment, ((shall)) **must** be separate and in addition to the notice of opportunity for a hearing given to those who redeem vehicles.

((7)) (8) As the record required in RCW 46.05.150(2) the registered tow truck operator must keep a copy of its twenty-four-hour impound notice to law enforcement.

(9) Information contained in the master log ((shall)) **must** include:

- (a) The dates of impound and release of vehicles;
- (b) Storage lot used if multiple lots;
- (c) If impound was from public or from private property and the location where the vehicle was impounded;
- (d) Identity of vehicle by year, make, model, license number, and vehicle identification number;
- (e) Dates of all required notices to law enforcement and to vehicle owners;
- (f) Date of auction advertisement and of auction;
- (g) Amount of towing and storage lien;
- (h) Amount of auction proceeds;
- (i) Amount of surplus funds.

Entries on the master log must be made within seventy-two hours following the activity being logged.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-145 Specifications and posting of signs. How is the posting of signs on private and public property handled?

(1) Signs ((shall)) **must** measure at least 15" by 24" and the lettering thereon ((shall)) **must** be clearly visible to all who park.

(2) Signs for publicly owned or controlled parking facilities need to disclose that unauthorized vehicles will be impounded and must also disclose a phone number for redeeming a vehicle. If a registered tow truck operator is used, the signs ((shall)) **must** meet the same requirements as in the posting of private nonresidential property.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-158 Storage of vehicles. How ((shall)) **must** the registered tow truck operator handle stored vehicles?

(1) Handling and returning vehicles in substantially the same condition means that vehicles are to be handled with care so that their value is not diminished. The operator ((shall)) **must** not remove parts or equipment which are affixed to the vehicle.

(2) A vehicle being held for storage by agreement or being held under police authority, other than a suspended license impound, or pursuant to a writ or court order shall not be considered abandoned, nor shall it be processed as such. Any storage fees accrued while under agreement or under police hold, other than a suspended license impound, or pursuant to a writ or court order, shall not be included in the abandoned vehicle lien. Upon the expiration of a storage agreement, the lifting of a police hold other than a suspended license impound, or when the writ or court order is no longer in effect, the operator ((shall)) **must** begin the unauthorized abandoned vehicle processing, including the notification to vehicle owners by first class mail within twenty-four hours.

(3) When vehicles are stored pursuant to a writ or court order, the operator ((shall)) **must** keep evidence of the inception and termination dates of the writ or court order in the vehicle transaction file.

(4) When a vehicle is being held pursuant to a suspended license impound, and the vehicle is not redeemed even after the payment of a security deposit, and upon expiration of the hold, the operator ((shall)) **must** send the notice provided in RCW 46.55.110(2) and schedule its auction accordingly.

(5) Vehicles in the custody of an operator ((shall)) **must** be kept entirely within a secure area owned or operated under that registration.

(6) An operator ((shall)) **must** not charge for relocating vehicles between separate secure storage areas which he/she owns or operates.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-168 Disputed impound. What should the registered tow truck operator do when a court hearing has been requested?

(1) Where a timely request has been made for a district or municipal court hearing and where the vehicle owner has failed to redeem the vehicle, the abandoned vehicle procedural requirements may be followed, but the sale of the vehi-

cle at public auction ((shall)) must not take place until after the court has disposed of the request.

(2) The administrative hearings officer, provided in RCW 46.55.240 (1)(d), shall mean a hearings officer authorized by ordinance or resolution of a city, town or county for the purpose of conducting hearings on disputed vehicle impound cases.

(3) Operators ((shall)) must maintain a trust account solely for the deposit of funds received pending the disposition of any district court hearing requests.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-175 Procedures for selling vehicles.

How should a registered tow truck operator properly identify a vehicle in its custody and prepare for a vehicle auction?

(1) For purposes of advertising the sale of abandoned vehicles the vehicle identification number ((shall)) must be used if no license plates are on the vehicle.

(2) A newspaper of general circulation in the county shall mean a newspaper which is one of three with the largest circulation in the county where the sale will be conducted. The publisher need not reside in that same county.

(3) If a vehicle in the custody of an operator is not identifiable, including no license plates or registration, the operator ((shall)) must conduct an examination of the vehicle only to determine its make, model, year and vehicle identification number which ((shall)) must be included on the abandoned vehicle report to the department.

(4) If the department cannot provide owner information on a vehicle after the operator submits an abandoned vehicle report, the operator may then inspect the vehicle as permitted in RCW 46.55.100(5) to determine whether owner information is within the vehicle.

(5) Upon inspection of the vehicle as provided in subsection (4) of this section the operator may return the original abandoned vehicle report with additional information from the inspection of the vehicle to assist the department in providing owner information.

(6) The department may require an inspection by the ((Washington state patrol)) appropriate law enforcement agency to verify the vehicle identification number of an unidentified vehicle. All such information ((shall)) must be reported to the department, which will communicate with such other states as may be necessary to determine whether the registered and legal owner information is available for the vehicle.

(7) After all reasonable efforts to obtain the owner information have proved unsuccessful, the vehicle may be disposed of in accordance with all procedures except that the notification to the registered and legal owners by certified or registered mail may be omitted. A record of all steps taken to locate the owner(s) of the vehicle ((shall)) must be kept by the operator for a period of three years.

(8) If the operator elects to bid at auction, that bid must be disclosed as such, and ((shall)) must not merely be an effort to set a minimum for other bids. If an operator is the successful bidder and the bid exceeds the lien for towing and storage, the surplus funds ((shall)) must be remitted to the

department just as in any other sale. The operator cannot elect to retain a vehicle at auction because the operator feels that the bidding is insufficient.

(9) The three-hour public viewing period required in RCW 46.55.130(1) ((shall)) must be held at all times during daylight hours.

(10) Auctions may be held on Saturdays or Sundays which are not legal holidays.

AMENDATORY SECTION (Amending WSR 00-01-058, filed 12/10/99, effective 1/10/00)

WAC 308-61-190 After sale. What documentation follows the abandoned vehicle auction and who may claim surplus auction funds?

(1) Following the auction of an abandoned vehicle the operator ((shall)) must give to the successful bidder an affidavit of sale, as defined, which ((shall)) must disclose the amount of the lien and the amount of the successful bid. The public auction shall terminate the ownership interest of prior owners, both registered owners and legal owners.

(2) The following guidelines shall apply in establishing a valid claim for surplus funds which have been remitted to the state as the result of the auctioning of abandoned vehicles pursuant to RCW 46.55.130 (2)(h):

(a) The claiming individual ((shall)) must show reasonable proof of ((his/her)) their identity and the claim ((shall)) must be in writing and ((shall)) must be notarized.

(b) The claimant must have been the registered owner of the vehicle as reflected in the records of the department of licensing at the time the vehicle was auctioned. The person indicated as purchaser on a seller's report of sale, pursuant to RCW 46.12.101, will be considered the registered owner of record for purposes of this section.

(c) Any person whose claim is denied by the state shall have the opportunity to request a departmental hearing as provided in chapter 34.05 RCW.

(3) The fifteen-day title transfer requirement provided for in RCW 46.55.130 (2)(f) shall not apply to properly licensed hulk haulers, scrap processors, and wreckers who have acquired the vehicle for salvage purposes in accordance with chapters 46.79 and 46.80 RCW.

WSR 02-20-036

PERMANENT RULES

PUBLIC DISCLOSURE COMMISSION

[Filed September 24, 2002, 1:57 p.m.]

Date of Adoption: September 24, 2002.

Purpose: Incorporate minor changes to personal financial affairs statement (PDC Forms F-1 and F-1A).

Citation of Existing Rules Affected by this Order: Amending 2, WAC 390-24-010 and 390-24-020.

Statutory Authority for Adoption: RCW 42.17.370.

Adopted under notice filed as WSR 02-15-171 on July 23, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 2, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 24, 2002

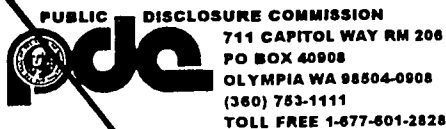
Vicki Rippie

Executive Director

AMENDATORY SECTION (Amending WSR 00-22-053, filed 10/27/00, effective 11/27/00)

WAC 390-24-010 Forms for statement of financial affairs. The official form for statements of financial affairs as required by RCW 42.17.240 is designated "F-1," revised (~~11/00~~) 9/02. Copies of this form are available at the Commission Office, 711 Capitol Way, Room 206, Evergreen Plaza Building, PO Box 40908, Olympia, Washington 98504-0908. Any paper attachments must be on 8-1/2" x 11" white paper.

PERMANENT



PDC FORM F-1 (11/00) PERSONAL FINANCIAL AFFAIRS STATEMENT

P M PDC OFFICE USE
O A
S R
T K

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I
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E
D

Refer to instruction manual for detailed assistance and examples

Deadlines: Incumbent elected and appointed officials - by April 15.
Candidates and others - within two weeks of becoming a candidate or being newly appointed to a position.

DOLLAR CODE	AMOUNT
A	\$1 to \$2,999
B	\$3,000 to \$14,999
C	\$15,000 to \$29,999
D	\$30,000 to \$74,999
E	\$75,000 or more

SEND REPORT TO PUBLIC DISCLOSURE COMMISSION

Last Name _____ First _____ Middle Initial _____

Mailing Address (Use PO Box or Work Address) _____

City _____ County _____ Zip + 4 _____

Names of immediate family members If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them Do identify your spouse See F-1 manual for details

Filing Status (Check only one box.)

An elected or state appointed official filing annual report

Final report as an elected official Term expired _____

Candidate running in an election month _____ year _____

Newly appointed to an elective office

Newly appointed to a state appointive office

Office Held or Sought

Office title _____

County, city, district or agency of the office, name and number _____

Position number _____

Term begins _____ ends _____

1

INCOME List each employer, or other source of income (pension, social security, legal judgment) from which you or a family member received \$1,500 or more during the period. (Report interest and dividends in Item 3 on reverse)

Show Self (S) Spouse (SP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount (Use Code)

Check Here if continued on attached sheet

2

REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$7,500 in which you or a family member held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)

Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received	
Property Purchased or Interest Acquired	Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current
All Other Property Entirely or Partially Owned				

Check here if continued on attached sheet

CONTINUE ON REVERSE

PERMANENT

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A Name and address of each bank or financial institution in which you or a family member had an account over \$15,000 any time during the report period	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$15,000 during the period			
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$1,500. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property.			

Check here If continued on attached sheet.

4 CREDITORS

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	Original	Present

Check here if continued on attached sheet.

5

All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. Were you, your spouse or dependents an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity at any time during the reporting period? ___ If yes, complete Supplement, Part A
- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ___ If yes, complete Supplement, Part A
- C. Did you, your spouse or dependents own a business at any time during the reporting period? ___ If yes, complete Supplement, Part A
- D. Did you, your spouse or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently held public office) at any time during the reporting period? ___ If yes, complete Supplement, Part B.
- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ___ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? ___ If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box

I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns

I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge

Signature _____ Date _____

Contact Telephone: () _____

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

PERMANENT



PDC FORM F-1 SUPPLEMENT (11/97)	SUPPLEMENT PAGE PERSONAL FINANCIAL AFFAIRS STATEMENT
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PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD

Last Name	First	Middle Initial	DATE
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A

OFFICE HELD, BUSINESS INTERESTS:

For each corporation, non-profit organization, association, union, partnership, joint venture or other entity in which you, your spouse or dependents are an officer, director, general partner, trustee, or 10 percent or more owner -- provide the following information:

- Legal Name: Report name used on legal documents establishing the entity.
- Trade or Operating Name: Report name used for business purposes if different from the legal name.
- Position or Percent of Ownership: The office, title and/or percent of ownership held.
- Brief Description of the Business/Organization: Report the purpose, product(s), and/or the service(s) rendered.
- Payments from Governmental Unit: If the governmental unit in which you hold or seek office made payments to the business entity concerning which you're reporting, show the purpose of each payment and the actual amount received.
- Payments from Business Customers and Other Government Agencies: List each corporation, partnership, joint venture, sole proprietorship, union, association, business or other commercial entity and each government agency (other than the one you seek/hold office) which paid compensation of \$5,000 or more during the period to the entity. Briefly say what property, goods, services or other consideration was given or performed for the compensation.
- Washington Real Estate: Identify real estate owned by the business entity if the qualifications referenced below are met.

PERMANENT

ENTITY NO. 1 Reporting For: Self Spouse Dependent

LEGAL NAME: POSITION OR PERCENT OF OWNERSHIP

TRADE OR OPERATING NAME:

ADDRESS:

BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:

PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:

Purpose of payments	Amount (actual dollars)
	\$

PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS AND OTHER GOVERNMENT AGENCIES OVER \$1,500:

Customer name:	Purpose of payment (amount not required)
----------------	--

WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$15,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here if continued on attached sheet

CONTINUE PARTS B AND C ON REVERSE

F-1 Supplement

Name: _____

ENTITY NO: 2 Reporting For: Self Spouse Dependent

LEGAL NAME: _____ POSITION OR PERCENT OF OWNERSHIP

TRADE OR OPERATING NAME: _____

ADDRESS: _____

BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION: _____

PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:

Purpose of payments: _____ Amount (actual dollars)

\$ _____

PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS AND OTHER GOVERNMENT AGENCIES OVER \$7,500:

Customer name: _____ Purpose of payment (amount not required)

WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$15,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here if continued on attached sheet

B LOBBYING: List persons for whom you or any immediate family member lobbied or prepared state legislation or state rules, rates or standards for current or deferred compensation. Do not list pay from government body in which you are an elected official or professional staff member.

Person to Whom Services Rendered	Description of Legislation, Rules, Etc.	Compensation (Use Code)

Check here if continued on attached sheet

C FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
			\$	

Check here if continued on attached sheet

PERMANENT



PDC FORM F-1 (9/02)	PERSONAL FINANCIAL AFFAIRS STATEMENT		P M PDC OFFICE USE O A S R T K
	DOLLAR CODE A \$1 to \$2,999 B \$3,000 to \$14,999 C \$15,000 to \$29,999 D \$30,000 to \$74,999 E \$75,000 or more	R E C E I V E D	

Refer to instruction manual for detailed assistance and examples.

Deadlines: Incumbent elected and appointed officials -- by April 15.
 Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.

SEND REPORT TO PUBLIC DISCLOSURE COMMISSION

Last Name	First	Middle Initial	Names of immediate family members. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details.
Mailing Address-(Use PO Box or Work Address)			
City	County	Zip + 4	
Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year ____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office			Office Held or Sought Office title: _____ County, city, district or agency of the office, name and number: _____ Position number: _____ Term begins: _____ ends: _____

PERMANENT

1 INCOME List each employer, or other source of income (pension, social security, legal judgment) from which you or a family member received \$1,500 or more during the period. (Report interest and dividends in Item 3 on reverse)

Show Self (S) Spouse (SP) Dependent (D)	Name and Address of Employer or Source of Compensation	Occupation or How Compensation Was Earned	Amount: (Use Code)

Check Here if continued on attached sheet

2 REAL ESTATE List street address, assessor's parcel number, or legal description AND county for each parcel of Washington real estate with value of over \$7,500 in which you or a family member held a personal financial interest during the reporting period. (Show partnership, company, etc. real estate on F-1 supplement.)

Property Sold or Interest Divested	Assessed Value (Use Code)	Name and Address of Purchaser	Nature and Amount (Use Code) of Payment or Consideration Received		
Property Purchased or Interest Acquired		Creditor's Name/Address	Payment Terms	Security Given	Mortgage Amount - (Use Code) Original Current
All Other Property Entirely or Partially Owned					

Check here if continued on attached sheet

CONTINUE ON REVERSE

3 ASSETS / INVESTMENTS - INTEREST / DIVIDENDS

List bank and savings accounts, insurance policies, stock, bonds and other intangible property held during the reporting period.

A. Name and address of each bank or financial institution in which you or a family member had an account over \$15,000 any time during the report period.	Type of Account or Description of Asset	Asset Value (Use Code)	Income Amount (Use Code)
B. Name and address of each insurance company where you or a family member had a policy with a cash or loan value over \$15,000 during the period.			
C. Name and address of each company, association, government agency, etc. in which you or a family member owned or had a financial interest worth over \$1,500. Include stocks, bonds, ownership, retirement plan, IRA, notes, and other intangible property.			

Check here if continued on attached sheet.

4 CREDITORS

List each creditor you or a family member owed \$1,500 or more any time during the period. Don't include retail charge accounts, credit cards, or mortgages or real estate reported in Item 2.

AMOUNT (USE CODE)

Creditor's Name and Address	Terms of Payment	Security Given	AMOUNT (USE CODE)	
			Original	Present

Check here if continued on attached sheet.

5 All filers answer questions A thru D below. If the answer is YES to any of these questions, the F-1 Supplement must also be completed as part of this report. If all answers are NO and you are a candidate for state or local office, an appointee to a vacant elective office, or a state executive officer filing your initial report, no F-1 Supplement is required.

Incumbent elected officials and state executive officers filing an annual financial affairs report also must answer question E. An F-1 Supplement is required of these officeholders unless all answers to questions A thru E are NO.

- A. Were you, your spouse or dependents an officer, director, general partner or trustee of any corporation, company, union, association, joint venture or other entity at any time during the reporting period? ___ If yes, complete Supplement, Part A.
- B. Did you, your spouse or dependents have an ownership of 10% or more in any company, corporation, partnership, joint venture or other business at any time during the reporting period? ___ If yes, complete Supplement, Part A.
- C. Did you, your spouse or dependents own a business at any time during the reporting period? ___ If yes, complete Supplement, Part A.
- D. Did you, your spouse or dependents prepare, promote or oppose state legislation, rules, rates or standards for current or deferred compensation (other than pay for a currently-held public office) at any time during the reporting period? ___ If yes, complete Supplement, Part B.
- E. Only for Persons Filing Annual Report. Regarding the receipt of items not provided or paid for by your governmental agency during the previous calendar year: 1) Did you, your spouse or dependents (or any combination thereof) accept a gift of food or beverages costing over \$50 per occasion? ___ or 2) Did any source other than your governmental agency provide or pay in whole or in part for you, your spouse and/or dependents to travel or to attend a seminar or other training? ___ If yes to either or both questions, complete Supplement, Part C.

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.

I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature _____ Date _____

Contact Telephone: () _____

Email: _____ (Work)

Email: _____ (Home)

REPORT NOT ACCEPTABLE WITHOUT FILER'S SIGNATURE

PERMANENT



PDC FORM F-1 SUPPLEMENT (9/02)	SUPPLEMENT PAGE PERSONAL FINANCIAL AFFAIRS STATEMENT
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PROVIDE INFORMATION FOR YOURSELF, SPOUSE, DEPENDENT CHILDREN AND OTHER DEPENDENTS IN YOUR HOUSEHOLD

Last Name	First	Middle Initial	DATE
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- A OFFICE HELD, BUSINESS INTERESTS:** For each corporation, non-profit organization, association, union, partnership, joint venture or other entity in which you, your spouse or dependents are an officer, director, general partner, trustee, or 10 percent or more owner -- provide the following information:
- Legal Name: Report name used on legal documents establishing the entity.
 - Trade or Operating Name: Report name used for business purposes if different from the legal name.
 - Position or Percent of Ownership: The office, title and/or percent of ownership held.
 - Brief Description of the Business/Organization: Report the purpose, product(s), and/or the service(s) rendered.
 - Payments from Governmental Unit: If the governmental unit in which you hold or seek office made payments to the business entity concerning which you're reporting, show the purpose of each payment and the actual amount received.
 - Payments from Business Customers and Other Government Agencies: List each corporation, partnership, joint venture, sole proprietorship, union, association, business or other commercial entity and each government agency (other than the one you seek/hold office) which paid compensation of \$7,500 or more during the period to the entity. Briefly say what property, goods, services or other consideration was given or performed for the compensation.
 - Washington Real Estate: Identify real estate owned by the business entity if the qualifications referenced below are met.

ENTITY NO. 1 Reporting For: Self Spouse Dependent

LEGAL NAME: POSITION OR PERCENT OF OWNERSHIP

TRADE OR OPERATING NAME:

ADDRESS:

BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:

PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:
 Purpose of payments Amount (actual dollars)
 \$

PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS AND OTHER GOVERNMENT AGENCIES OVER \$7,500:
 Customer name: Purpose of payment (amount not required)

WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$15,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here if continued on attached sheet

CONTINUE PARTS B AND C ON REVERSE

PERMANENT

Page 2

F-1 Supplement

Name

ENTITY NO. 2

Reporting For: Self Spouse Dependent

LEGAL NAME:

POSITION OR PERCENT OF OWNERSHIP

TRADE OR OPERATING NAME:

ADDRESS:

BRIEF DESCRIPTION OF THE BUSINESS/ORGANIZATION:

PAYMENTS ENTITY RECEIVED FROM GOVERNMENTAL UNIT IN WHICH YOU SEEK/HOLD OFFICE:

Purpose of payments

Amount (actual dollars)

\$

PAYMENTS ENTITY RECEIVED FROM BUSINESS CUSTOMERS AND OTHER GOVERNMENT AGENCIES OVER \$7,500:

Customer name:

Purpose of payment (amount not required)

WASHINGTON REAL ESTATE IN WHICH ENTITY HELD A DIRECT FINANCIAL INTEREST (Complete only if ownership in the ENTITY is 10% or more and assessed value of property is over \$15,000. List street address, assessor parcel number, or legal description and county for each parcel):

Check here if continued on attached sheet

B LOBBYING: List persons for whom you or any immediate family member lobbied or prepared state legislation or state rules, rates or standards for current or deferred compensation. Do not list pay from government body in which you are an elected official or professional staff member.

Person to Whom Services Rendered	Description of Legislation, Rules, Etc.	Compensation (Use Code)
Check here <input type="checkbox"/> if continued on attached sheet		

C FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)
Check here <input type="checkbox"/> if continued on attached sheet			\$	

PERMANENT

AMENDATORY SECTION (Amending WSR 00-22-052, filed 10/27/00, effective 11/27/00)

WAC 390-24-020 Forms for amending statement of financial affairs. (1) The official form for amending statements of financial affairs as required by RCW 42.17.240 for all persons who have previously filed the Form F-1 is designated Form "F-1A," revised ((11/00)) 9/02.

(2) No more than three F-1A forms may be filed to amend a previously submitted statement of financial affairs (Form F-1). The form can be used only to update information required on an F-1.

(3) The commission reserves the right to reject amendatory forms and require a new statement of financial affairs (Form F-1) at any time the amendments are confusing or create misunderstandings. Authority is delegated to the commission's executive director to make this determination.

(4) Copies of Form F-1A are available at the Commission Office, 711 Capitol Way, Room 206, Evergreen Plaza Building, PO Box 40908, Olympia, Washington 98504-0908. Any paper attachments must be on 8-1/2" x 11" white paper.

PERMANENT



PDC FORM F-1A (11/00)	PERSONAL FINANCIAL AFFAIRS STATEMENT Short Form	P M PDC OFFICE USE O A R S T K R E C E I V E D
The F-1A form is designed to simplify reporting for persons who have no changes or only minor changes to an F-1 report previously filed. A complete F-1 form must be filed at least every four years; an F-1A form may be used for no more than three consecutive reports. Deadlines: Incumbent elected and appointed officials -- by April 15. Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.		

Last Name	First	Middle Initial	Names of immediate family members. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do
Mailing Address (Use PO Box or Work Address)			
City	County	Zip + 4	

Filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office	Office Held or Sought Office title: _____ County, city, district or agency of the office, name and number: _____ Position number: _____ Term begins: _____ ends: _____
---	---

Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information.

NO CHANGE REPORT. I have reviewed my last complete F-1 report dated _____ and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period.

MINOR CHANGES REPORT. I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form Item numbers describing changes. Provide all information required on F-1 report.

FOOD TRAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date Received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)

Check here if continued on attached sheet

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.

I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature _____ Date _____

Contact Telephone: () _____

Report Not Acceptable Without Filer's Signature

PERMANENT



PDC FORM F-1A (9/02)	PERSONAL FINANCIAL AFFAIRS STATEMENT Short Form	P M PDC OFFICE USE O S R T K R E C E I V E D
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The F-1A form is designed to simplify reporting for persons who have no changes or only minor changes to an F-1 report previously filed.
A complete F-1 form must be filed at least every four years; an F-1A form may be used for no more than three consecutive reports.
Deadlines: Incumbent elected and appointed officials -- by April 15.
 Candidates and others -- within two weeks of becoming a candidate or being newly appointed to a position.

DOLLAR CODE	AMOUNT
A	\$1 to \$2,999
B	\$3,000 to \$14,999
C	\$15,000 to \$29,999
D	\$30,000 to \$74,999
E	\$75,000 or more

st Name First Middle Initial <hr/> mailing Address (Use PO Box or Work Address) <hr/> ty County Zip + 4	Names of immediate family members. If there is no reportable information to disclose for dependent children, or other dependents living in your household, do not identify them. Do identify your spouse. See F-1 manual for details.
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filing Status (Check only one box.) <input type="checkbox"/> An elected or state appointed official filing annual report <input type="checkbox"/> Final report as an elected official. Term expired: _____ <input type="checkbox"/> Candidate running in an election: month _____ year _____ <input type="checkbox"/> Newly appointed to an elective office <input type="checkbox"/> Newly appointed to a state appointive office	Office Held or Sought Office title: _____ County, city, district or agency of the office, name and number: _____ Position number: _____ Term begins: _____ ends: _____
--	--

Select either "No Change Report" or "Minor Change Report," whichever reflects your situation. Supply all the requested information.

NO CHANGE REPORT. I have reviewed my last complete F-1 report dated _____ and F-1A reports (if any) dated (1) _____ and (2) _____. The information disclosed on those reports is accurate for the current reporting period.

MINOR CHANGES REPORT. I have reviewed my last complete F-1 report dated _____. The changes listed below have occurred during the reporting period. Specify F-1 Form item numbers describing changes. Provide all information required on F-1 report.

FOOD RAVEL SEMINARS Complete this section if a source other than your own governmental agency paid for or otherwise provided all or a portion of the following items to you, your spouse or dependents, or a combination thereof: 1) Food and beverages costing over \$50 per occasion; 2) Travel occasions; or 3) Seminars, educational programs or other training.

Date received	Donor's Name, City and State	Brief Description	Actual Dollar Amount	Value (Use Code)

Check here if continued on attached sheet

ALL FILERS EXCEPT CANDIDATES. Check the appropriate box.

I hold a state elected office or am an executive state officer. I have read and am familiar with RCW 42.52.180 regarding the use of public resources in campaigns.

I hold a local elected office. I have read and am familiar with RCW 42.17.130 regarding the use of public facilities in campaigns.

CERTIFICATION: I certify under penalty of perjury that the information contained in this report is true and correct to the best of my knowledge.

Signature _____ Date _____
 Contact Telephone: (____) _____
 Email: _____ (Work)
 Email: _____ (Home)

Report Not Acceptable Without Filer's Signature

PERMANENT

WSR 02-20-037
PERMANENT RULES
SECRETARY OF STATE

[Filed September 24, 2002, 2:20 p.m.]

Date of Adoption: September 24, 2002.

Purpose: Delete a rule that is not necessary, out of date, and refers to another administrative code that no longer exists.

Citation of Existing Rules Affected by this Order: Amending WAC 434-240-010(5).

Statutory Authority for Adoption: RCW 29.04.080.

Adopted under notice filed as WSR 02-15-157 on July 23, 2002.

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: Thirty-one days after filing.

September 24, 2002

Steve Excell

Assistant Secretary of State

AMENDATORY SECTION (Amending WSR 02-07-028, filed 3/12/02, effective 4/12/02)

WAC 434-240-010 Definitions. As used in this chapter:

(1) An "elector" of the state of Washington is any person who qualifies under state or federal law as an overseas voter, service voter, or out-of-state voter and who:

(a) Is not currently a registered voter in Washington or any other state;

(b) Will be at least eighteen years of age at the time of the next election;

(c) Is a citizen of the United States;

(d) Is a legal resident of the state, county, and precinct for at least thirty days preceding the election at which he or she offers to vote;

(e) Is not currently being denied his or her civil rights by being convicted of a crime for which he or she could have been sentenced to the state penitentiary;

(2) "Out-of-state voters," "overseas voters," "protected records voters," and "service voters" are electors of the state of Washington and are **not** registered voters of Washington or any other state; electors of the state of Washington who are spouses or dependents of service voters shall be considered to be either out-of-state voters or overseas voters;

(3) "Service voters" are electors of the state of Washington who are outside the state during the period available for voter registration and who are members of the armed forces while in active service, are students or members of the faculty at a United States military academy, are members of the merchant marine of the United States, are members of a religious group or welfare agency officially attached to and serving with the armed forces of the United States, or are certified participants in the address confidentiality program authorized by chapter 40.24 RCW.

(4) "Canvassing" is that process of examining, in detail, a ballot, groups of ballots, election subtotals, or grand totals in order to determine the final official returns of a primary, special, or general election and in order to safeguard the integrity of the election process;

~~((6)) ("Canvassing board" or "county canvassing board" is that body charged by law with the duty of canvassing absentee ballots, of ruling on the validity of special or challenged ballots, of verifying all unofficial returns as listed in the auditor's abstract of votes, and of producing the official county canvass report; it shall be composed of the county auditor, prosecuting attorney, and chairperson of the board of the county legislative authority, or their representatives, designated pursuant to the provisions of WAC 434-240-210;~~

~~((6)))~~ "Territorial limits of the United States" means the fifty United States and the District of Columbia;

~~((7))~~ ~~((6))~~ "Ongoing absentee ballot" is a ballot provided to voters who have requested in writing to automatically receive an absentee ballot for each ensuing election for which he or she is entitled to vote, and provided to voters who are certified participants in the address confidentiality program, pursuant to the provisions of chapter 40.24 RCW;

~~((8))~~ ~~((7))~~ "Hospital absentee ballot" is that absentee ballot provided to voters confined to a health care facility on the day of a primary or election;

~~((9))~~ ~~((8))~~ "Special absentee ballot" is that ballot provided to registered voters and electors in state primary and general elections who indicate on their application that they believe they will be residing or stationed or working outside the continental United States at the time of the election and that they will be unable to vote and return a regular absentee ballot during the time period provided by law;

~~((10))~~ ~~((9))~~ "Regular absentee ballot" is that absentee ballot provided to voters or electors who request an absentee ballot and who do not either request or qualify for an ongoing absentee ballot, hospital absentee ballot, or special absentee ballot;

~~((11))~~ ~~((10))~~ "Secure storage" are those locations provided for the storage of all material connected with the absentee ballot process, including ballots, and shall be under the direct control of the county auditor. Secure storage shall employ the use of numbered seals and logs or any other security measures which will detect any inappropriate access to the secured materials when such materials are not being prepared or processed by the county auditor or persons authorized by the county canvassing board;

~~((12))~~ ~~((11))~~ "Challenged ballot" is that ballot issued to any voter whose registration has been challenged pursuant to the provisions of chapter 29.10 RCW and this chapter;

~~((13))~~ (12) "Special ballot" is that ballot issued to a voter by precinct election officers pursuant to WAC 434-253-043.

~~((14))~~ (13) "County auditor" shall be as defined by RCW 29.01.043, and with respect to the processing of absentee ballots and applications, the term includes any employee of the county auditor who is directed in writing to perform those duties on behalf of the county auditor.

~~((15))~~ (14) "Mail ballot precinct" is any precinct containing less than two hundred active registered voters at the closing of voter registration under RCW 29.07.160 in which the county auditor has determined to conduct the voting by mail ballot.

WSR 02-20-040

PERMANENT RULES

DEPARTMENT OF HEALTH

[Filed September 24, 2002, 3:55 p.m., effective November 1, 2002]

Date of Adoption: August 23, 2002.

Purpose: The proposed changes adjust the licensing fees for alcohol treatment facilities, adult residential rehabilitation centers and private adult treatment homes, and state institution survey programs by 55%. An exemption to I-601 was approved in the 2002 legislative budget.

Citation of Existing Rules Affected by this Order: Amending WAC 246-325-990, 246-326-990, and 246-380-990.

Statutory Authority for Adoption: RCW 43.70.250.

Other Authority: Chapter 371, Laws of 2002.

Adopted under notice filed as WSR 02-13-059 on June 14, 2002.

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 3, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 1, 2002.

September 24, 2002

M. C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 01-15-091, filed 7/18/01, effective 8/18/01)

WAC 246-325-990 Fees. Adult residential rehabilitation centers (ARRC) licensed under chapter 71.12 RCW shall:

- (1) Submit an annual fee of ~~((eighty-two dollars and seventy cents))~~ one hundred twenty-eight dollars for each bed space within the licensed bed capacity of the ARRC;
- (2) Include all bed spaces in rooms complying with physical plant and movable equipment requirements in this chapter for client sleeping rooms; and
- (3) Set up twenty-four-hour assigned client beds only within the licensed bed capacity approved by the department.

AMENDATORY SECTION (Amending WSR 01-15-091, filed 7/18/01, effective 8/18/01)

WAC 246-326-990 Fees. Alcoholism treatment facilities licensed under chapter 71.12 RCW shall:

- (1) Submit an annual fee of ~~((eighty-two dollars and seventy cents))~~ one hundred twenty-eight dollars for each bed space within the licensed bed capacity of the alcoholism treatment facility to the department;
- (2) Include all bed spaces in rooms complying with physical plant and movable equipment requirements for twenty-four-hour assigned patient rooms; and
- (3) Set up twenty-four-hour assigned patient beds only within the licensed bed capacity approved by the department.

AMENDATORY SECTION (Amending Order 204, filed 10/18/91, effective 11/18/91)

WAC 246-380-990 Fees. An annual health and sanitation survey fee for community colleges, ferries, and other state of Washington institutions and facilities shall be assessed as follows:

	Annual Fee Per Facility
(1) Food Service	
(a) As defined in WAC 246-215-009(12) food service establishments or concessions in community colleges, ferries, or any other state of Washington facility preparing potentially hazardous foods. This shall include dockside food establishments directly providing food for the Washington state ferry system.	\$ ((355)) <u>550</u>
(b) Food service establishments or concessions that do not prepare potentially hazardous foods.	\$ ((178)) <u>276</u>

PERMANENT

Annual Fee
Per Facility

- (c) The health and sanitation survey fee referenced in subsection (a) and (b) of this section may be waived provided there is an agreement between the department of health and the local jurisdictional health agency for the local health agency to conduct the food service establishments surveys.

(2) State institutions or facilities.

- (a) Institutions or facilities operating a food service: The annual fee shall be ~~((five))~~ nine dollars ~~((and fifty cents))~~ times the population count plus ~~((three))~~ five hundred ~~((fifty-five))~~ fifty dollars. The population count shall mean the average daily population for the past twelve months (January through December).
- (b) Institutions or facilities that do not operate a food service: The annual fee shall be ~~((five))~~ nine dollars ~~((and fifty cents))~~ times the population count.
- (c) The population count for a new institution shall mean the average projected daily population for the first twelve months of operation.

WSR 02-20-041

PERMANENT RULES

DEPARTMENT OF REVENUE

[Filed September 24, 2002, 4:07 p.m.]

Date of Adoption: September 24, 2002.

Purpose: Chapter 315, Laws of 2002, amended two statutes within chapter 84.34 RCW, the Open Space Taxation Act. When a landowner seeks classification or reclassification of his or her land as timber land under RCW 84.34.020(3), he or she will now be allowed up to sixty days to submit a timber management plan to the county legislative authority. A timber management plan describes how the land will be used to grow and harvest timber. WAC 458-30-210, 458-30-232, 458-30-275, 458-30-325, and 458-30-700 are all being amended to allow for this change in procedure and to conform to the statutory changes. WAC 458-30-200 and 458-30-500 are amended so that the definitions in the rules correspond to each other and do not conflict. Typographical errors are also being corrected in both rules.

Citation of Existing Rules Affected by this Order: WAC 458-30-200 Definitions, 458-30-210 Classification of land under chapter 84.34.RCW, 458-30-232 Application for timber land classification, 458-30-275 Continuing classification

upon sale or transfer of ownership of classified land—Actions of landowner and county officials to be taken prior to recording a conveyance of classified land, 458-30-325 Transfer between classifications—Application for reclassification, 458-30-500 Definitions of terms used in WAC 458-30-500 through 458-30-590, and 458-30-700 Designated forest land—Removal—Change in status—Compensating tax.

Statutory Authority for Adoption: RCW 84.34.141.

Other Authority: RCW 84.34.020 and 84.34.030.

Adopted under notice filed as WSR 02-15-107 on July 17, 2002.

Changes Other than Editing from Proposed to Adopted Version:

- The term defined in WAC 458-30-200 [(2)](m) was changed from "commercial agricultural activities" to "commercial agricultural purposes." The following language was added to the definition: "An owner must engage in commercial agricultural activities on the land to demonstrate a commercial agricultural purpose."
- WAC 458-30-210 (5)(b)(i) was changed to delete the words "classified or" to conform to current law under chapter 84.33 RCW.
- A definition of "timber management plan," similar to the definition contained in RCW 84.33.035 for designated forest land, was added to WAC 458-30-232. This rule was also changed to clarify what documents must accompany an application for forest land classification that is supplemental to a timber management plan.

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 5, 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: Thirty-one days after filing.

September 24, 2002

Alan R. Lynn

Rules Coordinator

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 01-24-030, filed 11/27/01, effective 12/28/01)

WAC 458-30-200 Definitions. (1) **Introduction.** This rule provides definitions for the terms used in conjunction with land classified under the Open Space Taxation Act, codified as chapter 84.34 RCW. The terms listed in this rule are intended to act in concert with each other as appropriate.

(2) **Definitions.** For purposes of land classified under chapter 84.34 RCW, the following definitions apply:

(a) "Additional tax" means the additional property taxes that will be collected when classification is withdrawn or removed from land classified under chapter 84.34 RCW.

(b) "Affidavit" means the real estate excise tax affidavit required by chapter 82.45 RCW and chapter 458-61 WAC. The affidavit will be prescribed by the department and furnished to county treasurers. This form is used by landowners to report sales or transfers of classified land. The owner or transferor and the purchaser or transferee, or agents of each, must sign the affidavit under penalty of perjury.

(c) "Agreement" means an agreement executed between an owner and the granting authority regarding the classification of land as either open space or timber land under chapter 84.34 RCW.

(d) "Applicant" means the owner who submits an application for classification of land under chapter 84.34 RCW.

(e) "Application" means an application for classification of land under chapter 84.34 RCW.

(f) "Approval" means a determination by the granting authority that land qualifies for classification under chapter 84.34 RCW.

(g) "Appurtenance" refers to something used with, and related to or dependent upon another thing; that is, something that belongs to something else, an adjunct. The thing appurtenant is strictly necessary and essential to the proper use and enjoyment of the land, as well as useful or necessary for carrying out the purposes for which the land was classified under chapter 84.34 RCW.

(i) In terms of farm and agricultural land, an appurtenance is something used for a particular sort of farm and is widely and routinely used in the operation of the commercial agricultural enterprise.

(ii) For example, an appurtenance may be an outhouse, barn, or tool shed attached to or adjoining a dwelling or it may be equipment used for a particular purpose or task, such as tools, instruments, or machinery.

(h) "Aquaculture" means the growing and harvesting of marine or fresh water flora or fauna in a soil or water medium for commercial agricultural activities.

(i) "Assessor" means the county assessor or any agency or person who is authorized to act on behalf of the assessor.

(j) "Assessment year" means the year in which the property is listed and valued by the assessor and precedes the year in which the taxes on the property are due and payable.

(k) "Change in use" means a direct action taken by an owner that actually changes the use of, or has started changing the use of, classified land to a use that is not in compliance with the conditions of the agreement executed between the owner and the granting authority or to a use that is otherwise not in compliance with the provisions of chapter 84.34 RCW (see WAC 458-30-295).

(l) "Classified land" means a parcel(s) of land that has been approved by the appropriate granting authority for taxation under chapter 84.34 RCW.

(m) "Commercial agricultural ((activities)) purposes" means the use of land on a continuous and regular basis, prior to and subsequent to application for classification, that dem-

onstrates that the owner or lessee is engaged in and intends to obtain through lawful means, a monetary profit from cash income received by engaging in the following commercial agricultural activities:

(i) Raising, harvesting, and selling lawful crops;

(ii) Feeding, breeding, managing, and selling of livestock, poultry, fur-bearing animals, or honey bees, or any products thereof;

(iii) Dairying or selling of dairy products;

(iv) Animal husbandry;

(v) Aquaculture;

(vi) Horticulture;

(vii) Participating in a government-funded crop reduction or acreage set-aside program; or

(viii) Cultivating Christmas trees or short-rotation hardwoods on land that has been prepared by intensive cultivation and tilling, such as by plowing or turning over the soil, and on which all unwanted plant growth is controlled continuously for the exclusive purpose of growing such trees.

An owner must engage in commercial agricultural activities on the land to demonstrate a commercial agricultural purpose.

(n) "Contiguous" means land that adjoins other land owned by the same owner or held under the same ownership. Land that is an integral part of a farming operation is considered contiguous even though the land may be separated by a public road, railroad, right of way, or waterway.

(o) "County financial authority" and "financial authority" mean the treasurer or any agency or person charged with the responsibility of billing and collecting property taxes.

(p) "County legislative authority" means the county commission, council, or other legislative body.

(q) "County recording authority" means the auditor or any agency or person charged with the recording of documents.

(r) "Current" and "currently" means as of the date on which property is to be listed and valued by the assessor.

(s) "Current use value" means the taxable value of a parcel of land placed on the assessment rolls following its classification under chapter 84.34 RCW.

(t) "Department" means the department of revenue.

(u) "Farm woodlot" means an area of land within a parcel(s) of classified farm and agricultural land that is used in a manner compatible with commercial agricultural activities including, but not limited to, the growing and cutting of trees for the use of the owner or the sheltering of livestock.

(v) "Granting authority" means the appropriate agency or official that acts on an application for classification under chapter 84.34 RCW. The granting authority for:

(i) Open space classification under RCW 84.34.020(1) and 84.34.037 is the county legislative authority. However, for applications within an incorporated area of a county, the granting authority is made up of three members of the county legislative body and three members of the city legislative body in the county in which the land is located;

(ii) Farm and agricultural classification under RCW 84.34.020(2) and 84.34.035 is the assessor or the assessor's designee; and

(iii) Timber land classification under RCW 84.34.020(3) and 84.34.041 is the county legislative authority. However,

for applications within an incorporated area of a county, the granting authority is made up of three members of the county legislative body and three members of the city legislative body in the county in which the land is located.

(w) "Gross income" means cash income derived from commercial agricultural activities, including payments received from the United States Department of Agriculture for participating in a crop reduction or acreage set-aside program when such payments are based on the productive capacity of the land. The term shall not include the following:

(i) The value of any products produced on the land and consumed by the owner or lessee;

(ii) Cash income derived from leases for the use of the land for noncommercial agricultural activities; or

(iii) Payments for soil conservation programs.

(x) "Incidental use" means a use of land classified as farm and agricultural land that is compatible with commercial agricultural activities if it does not exceed twenty percent of the classified land. An incidental use may include, but is not limited to, wetland preservation, a gravel pit, a farm woodlot, or a produce stand.

(y) "Integral" means that which is central to or inherent in the use or operation of classified farm and agricultural land for commercial agricultural activities.

(z) "Interest" means the amount of applicable interest upon additional tax.

(aa) "Net cash rental" means the earning or productive capacity of farm and agricultural land less the production costs customarily or typically paid by an owner or landlord. See WAC 458-30-260 for a more detailed explanation.

(bb) "Notice of continuance" means the notice signed when land classified under chapter 84.34 RCW is sold or transferred if the new owner of the land intends to continue the classified use of the land and elects to have the land remain classified under chapter 84.34 RCW. This notice is part of the real estate excise tax affidavit or may be a separate document prepared by the department and attached to this affidavit.

(cc) "Owner" means:

(i) Any person(s) having a fee interest in a parcel of land((:)); or

(ii) The contract vendee when the land is subject to a real estate contract.

(dd) "Parcel of land" means a property identified as such on the assessment roll. For purposes of chapter 84.34 RCW and this WAC chapter, a parcel shall not include any land area not owned by the applicant including, but not limited to, a public road, right of way, railroad, or waterway.

(ee) "Penalty" means the amount due when land is removed from classification under chapter 84.34 RCW. The amount of the penalty is equal to twenty percent of the additional tax and interest calculated in accordance with RCW 84.34.080 or 84.34.108.

(ff) "Planning authority" means the local government agency empowered by the appropriate legislative authority to develop policies and proposals relating to land use.

(gg) "Primary use" means the existing use of a parcel or parcels of land so prevalent that when the characteristic use of the land is evaluated a conflicting or nonrelated use appears to be very limited or excluded.

(hh) "Qualification of land" means the approval of an application for classification of land by a granting authority in accordance with chapter 84.34 RCW.

(ii) "Rating system" means a public benefit rating system adopted for classified open space land according to RCW 84.34.055.

(jj) "Reclassification" means the process by which land classified under chapter 84.34 or 84.33 RCW is changed from one classification to a different classification established by chapter 84.34 RCW or into forest land as described in chapter 84.33 RCW. For example, land classified as farm and agricultural land under RCW 84.34.020(2) may be reclassified as open space land under RCW 84.34.020(1).

(kk) "Removal" or "removed" means land classified under chapter 84.34 RCW is removed from classification by the assessor either because the owner requests removal, the new owner fails to sign the notice of classification continuance, or ((because)) the land is no longer being used for the purpose for which ((it was granted)) classification was granted.

(ll) "Sale of ownership" means the conveyance of the ownership of a parcel of land in exchange for valuable consideration.

(mm) "Tax year" means the year when property tax is due and payable.

(nn) "Timber management plan" means the plan filed with the county legislative authority or the assessor when classified timber land is sold or transferred. It is synonymous with a "forest management plan" and details an owner's plan regarding the management of classified timber land including, but not limited to, the planting, growing and/or harvesting of timber. ((Some of)) The elements of such a plan are set forth in WAC 458-30-232.

(oo) "Transfer" means the conveyance of the ownership of a parcel of land without an exchange of valuable consideration and may include situations where classified land is donated to an owner, corporation, partnership, or limited liability corporation.

(pp) "True and fair value" is the value of a parcel of land placed on the assessment rolls at its highest and best use without regard to its current use. The term also refers to market value, that is, the amount of money a buyer of property willing, but not obligated to buy would pay a seller of property willing but not obligated to sell, taking into consideration all uses to which the property is adapted and might reasonably be applied.

(qq) "Withdrawal" or "withdrawn" means action taken by the owner of land classified under chapter 84.34 RCW ((in)) by filing a notice of request to withdraw the land from classification under the current use program in compliance with RCW 84.34.070. Once land has been classified under chapter 84.34 RCW, it ((shall)) must remain so classified for at least ten years from the date of classification. At any time after eight years of the initial ten-year classification period have elapsed, the owner may file a notice of request to withdraw all or a portion of the land from classification with the assessor of the county in which the land is located. Land is withdrawn from classification as a result of a voluntary act by the owner.

AMENDATORY SECTION (Amending WSR 95-21-002, filed 10/4/95, effective 11/4/95)

WAC 458-30-210 Classification of land under chapter 84.34 RCW. (1) **Introduction.** Under chapter 84.34 RCW, land may be placed into one of three classifications on the basis of its current use. This ((section)) rule explains and describes each classification of land as defined in RCW 84.34.020.

(2) **Definitions.** For purposes of this ((section)) rule, the following definitions apply:

(a) "Farm employee or farm and agricultural employee" means an individual who is employed on farm and agricultural land on a full time basis or a seasonal or migratory worker who works on farm and agricultural land only during the planting, growing, and/or harvesting seasons. The term also includes an individual who is employed at least twenty-five hours per week on farm and agricultural land. It does not include a person who is employed full time by a business activity that is not conducted on classified farm and agricultural land and who only works occasional weekends or during the harvest season on classified farm and agricultural land.

(b) "Integral" means that which is central to or inherent in the use or operation of classified farm and agricultural land for commercial agricultural ((purposes)) activities. For purposes of this ((section)) rule, the residence of the farm operator or owner and/or housing for farm employees must be the place(s) from which the farmer conducts his/her commercial agricultural business.

(3) **Open space land.** Land classified as "open space land" means one of the following:

(a) Any parcel(s) of land so designated by an official comprehensive land use plan adopted by any city or county and zoned accordingly.

(b) Any parcel(s) of land, whereby preservation in its present use would either:

- (i) Conserve and enhance natural or scenic resources;
- (ii) Protect streams or water supply;
- (iii) Promote conservation of soils, wetlands, beaches, or tidal marshes;
- (iv) Enhance the value to the public of abutting or neighboring parks, forests, wildlife preserves, natural reservations or sanctuaries, or other open spaces;
- (v) Enhance public recreation opportunities;
- (vi) Preserve historic sites;
- (vii) Preserve visual quality along a highway, road, or street corridor, or scenic vistas;
- (viii) Retain in its natural state, tracts of land of not less than one acre in size situated in an urban area and open to public use on such conditions as may be reasonably required by the granting authority; or
- (ix) Any parcel(s) of farm and agricultural conservation land. Farm and agricultural conservation land means either:

(A) Land previously classified as farm and agricultural land that no longer meets the criteria of farm and agricultural land and is reclassified as "open space land"; or

(B) Traditional farmland that is not classified under chapter 84.33 or 84.34 RCW, has not been irrevocably

devoted to a use inconsistent with agricultural uses, and has a high potential for returning to commercial agriculture.

(4) **Farm and agricultural land.** Land classified as "farm and agricultural land" means one of the following:

(a) Any parcel of land twenty or more acres in size or multiple parcels of land that are contiguous and total twenty or more acres in size when the land is:

(i) Primarily used to produce livestock or agricultural products for commercial purposes;

(ii) Enrolled in the federal conservation reserve program or its successor administered by the United States Department of Agriculture; or

(iii) Primarily used in similar commercial agricultural activities as may be established by rule.

(b) Any parcel of land or contiguous parcels of land at least five acres, but less than twenty acres, in size that is primarily used for commercial agricultural purposes, and produces a gross income each year equal to:

(i) One hundred dollars or more in cash per acre per year for three of the five calendar years preceding the date of application for classification when the application was made prior to January 1, 1993; or

(ii) Two hundred dollars or more in cash per acre per year for three of the five calendar years preceding the date of application for classification when the application is made on or after January 1, 1993.

(c) Any parcel of land or contiguous parcels of land less than five acres in size that is primarily used for commercial agricultural purposes, and produces a gross income each year equal to:

(i) One thousand dollars or more in cash per year for three of the five calendar years preceding the date of application for classification when the application was made prior to January 1, 1993; and

(ii) One thousand five hundred dollars or more in cash per year for three of the five calendar years preceding the date of application for classification when the application is made on or after January 1, 1993.

(d) Any parcel of land that is twenty or more acres in size or multiple parcels of land that are contiguous and total twenty or more acres in size on which housing for farm and agricultural employees and the principal residence of the farm operator or the owner of land classified ((pursuant to)) under RCW 84.34.020 (2)(a) is situated if:

(i) The housing or residence is on or contiguous to the classified parcel; and

(ii) The use of the housing or the residence is integral to the use of the classified parcel for agricultural purposes. (See WAC 458-30-317.)

(e) Farm and agricultural land also includes:

(i) Land on which appurtenances necessary for the production, preparation, or sale of commercial agricultural products are situated when the appurtenances are used in conjunction with the land(s) producing agricultural products, such as a machinery maintenance shed or a shipping facility located on farm and agricultural land that produces the products to be shipped;

(ii) Land incidentally used for an activity or enterprise that is compatible with commercial agricultural purposes as

long as the incidental use does not exceed twenty percent of the classified land. An incidental use of classified farm and agricultural land may include, but is not limited to, wetland preservation, a gravel pit, a farm woodlot, or a produce stand; and

(iii) Any noncontiguous parcel of land from one to five acres in size that constitutes an integral part of the commercial agricultural operations of a parcel classified as farm and agricultural land under RCW 84.34.020(2).

(5) **Timber land.** Land classified as "timber land" means any parcel of land five or more acres in size or multiple parcels of land that are contiguous and total five or more acres in size that is primarily used for the commercial growth and harvesting of forest crops.

(a) Timber land refers only to the land.

(b) ~~((A timber management plan shall be filed with the county legislative authority or assessor when:~~

~~(i) An application for classification as timber land is submitted pursuant to chapter 84.34 RCW; or~~

~~(ii) A sale or transfer of timber land occurs and a notice of classification continuance is signed.~~

~~((c)) Timber land does not include:~~

~~(i) Land listed on the assessment roll as ((classified or)) designated forest land according to chapter 84.33 RCW; or~~

~~(ii) Land on which nonforest crops or any improvements to the land are located.~~

AMENDATORY SECTION (Amending WSR 95-21-002, filed 10/4/95, effective 11/4/95)

WAC 458-30-232 Application for timber land classification. ~~((+))~~ **Introduction.** This ~~((section))~~ rule explains the application process ~~((for))~~ used by an applicant who seeks to have land classified or reclassified as timber land under RCW 84.34.020(3).

~~((2))~~ **Definition.** For purposes of this ~~((section))~~ rule, the following definitions ~~((applies))~~ apply:

(1) **"Stand of timber"** means a stand of trees that will yield log and/or fiber:

(a) Suitable in size and quality for the production of lumber, plywood, pulp, or other forest products; and

(b) Of sufficient value to cover at least all the costs of harvest and transportation to available markets.

(2) **"Timber management plan"** means a plan prepared by a professional forester, or by another person who has adequate knowledge of timber management practices, concerning the use of the land to grow and harvest timber. Such a plan includes the following elements:

(a) A legal description of the land;

(b) A statement that the timber land is held in contiguous ownership of at least five acres and is primarily devoted to and used to grow and harvest timber;

(c) A brief description of the timber on the timber land or, if the timber has been recently harvested, the owner's plan to restock the land with timber;

(d) A statement about whether the timber land is also used to graze livestock;

(e) A statement about whether the land has been used in compliance with the restocking, forest management, fire pro-

tection, insect and disease control, and forest debris provisions of Title 76 RCW; and

(f) If the land has been recently harvested or supports a growth of brush and noncommercial type timber, a description of the owner's plan to restock the timber land within three years.

(3) **Where to submit.** An application for classification or reclassification of land as timber land under RCW 84.34.020(3) ~~((shall be made))~~ is submitted to the county legislative authority of the county in which the land is located.

(4) **Granting authority.** The identity of the entity that will act as the granting authority will be determined by the location of the land the applicant seeks to classify or reclassify as timber land. The granting authority will be determined as follows:

(a) If the parcel(s) of land is located in an unincorporated area of county, the county legislative authority ~~((shall be))~~ is the granting authority.

(b) If the parcel(s) of land is located in an incorporated area, a copy of the application for classification ~~((shall be))~~ is forwarded to the city legislative authority in which the land is located. The granting authority ~~((shall be))~~ is composed of three members of the county legislative body and three members of the city legislative authority.

(5) **Application process.**

(a) Consider all relevant evidence. The granting authority ~~((shall))~~ will act upon the application with due regard to all relevant evidence.

(b) Information that must accompany application. An application for classification or reclassification of a parcel(s) of land as timber land ~~((shall be))~~ is made on forms prepared by the department ~~((and shall)).~~ An application must include the following information and be accompanied by a timber management plan as defined in subsection (2) of this rule:

(i) A legal description of or the parcel number(s) of all land the applicant desires to be classified as timber land;

(ii) The date or dates the land was acquired;

(iii) A brief description of the timber on the land or, if the timber has been harvested, the owner's plan for restocking;

(iv) ~~((Whether there is a timber or forest management plan for the land;~~

~~((v))~~ If ~~((there is a))~~ the timber or forest management plan for the land has existed for more than one year, the application must indicate the nature and extent to which the plan has been implemented or changed;

~~((vi))~~ (v) Whether the land is used for grazing;

~~((vii))~~ (vi) Whether the land has been subdivided or a plat has been filed with respect for the land;

~~((viii))~~ (vii) Whether the land and the applicant have complied with the restocking, forest management, fire protection, insect and disease control, weed control, and forest debris provisions of Title 76 RCW or applicable rules under Title 76 RCW;

~~((ix))~~ (viii) Whether the land is subject to forest fire protection assessments ~~((pursuant to))~~ under RCW 76.04.-610;

~~((x))~~ (ix) Whether the land is subject to a lease, option, or other right that permits the land to be used for a purpose other than growing and harvesting timber;

PERMANENT

~~((xii))~~ (x) A summary of the applicant's past experience and activities in growing and harvesting timber;

~~((xiii))~~ (xi) A summary of the applicant's current and continuing activities in growing and harvesting of timber; and

~~((xiv))~~ (xii) A statement that the applicant is aware of the potential tax liability involved ~~((when))~~ if the land ceases to be classified as timber land.

(c) Solitary factors that will result in automatic denial. An application may be denied for any of the following reasons without regard to any other factor:

(i) The land does not contain a stand of timber as defined in subsection ~~((2))~~ (1) of this ~~((section))~~ rule, as well as in chapter 76.09 RCW, and WAC 222-16-010. This reason alone ~~((shall))~~ is not ~~((be))~~ sufficient to deny the application if:

(A) The land has been recently harvested or supports a growth of brush or noncommercial type timber and the application includes a plan for restocking within three years or a longer period necessitated because seed or seedlings are unavailable; or

(B) Only isolated areas within the land do not meet minimum standards due to rock outcroppings, swamps, unproductive soil, or other natural conditions.

(ii) The applicant, with respect to the land for which classification or reclassification is sought, has failed to comply with a final administrative or judicial order regarding a violation of the restocking, forest management, fire protection, insect and disease control, weed control, and forest debris provisions of Title 76 RCW or applicable rules under Title 76 RCW.

(iii) The land abuts a body of salt water and lies between the line of ordinary high tide and a line paralleling the ordinary high tide line and two hundred feet horizontally landward from the high tide line.

(6) **Public hearing required.** An application for classification of land as timber land ~~((shall))~~ will be ~~((acted upon))~~ approved or denied after a public hearing on the application ~~((has been))~~ is held. A notice of this hearing ~~((shall))~~ is to be announced once by publication in a newspaper of general circulation in the region, city, or county at least ten days before the hearing. The owner who submitted the application for classification or reclassification ~~((that is the subject of the public hearing shall))~~ is to be notified in writing of the date, time, and location of the public hearing.

(7) **Timber management plan required.** A timber management plan must be filed with the county legislative authority either:

(a) When an application for classification is submitted;
or

(b) Within sixty days of the date an application for reclassification under chapter 84.34 RCW or from designated forest land under chapter 84.33 RCW is received. The application for reclassification will be accepted, but may not be processed until the timber management plan is received. If this plan is not received within sixty days of the date the application for reclassification is received, the application will be denied.

(c) If circumstances require it, the assessor may allow an extension of time for submitting a timber management plan when an application for classification or reclassification is received. The applicant will be notified of this extension in writing. When the assessor extends the filing deadline for a timber management plan, the county legislative authority should delay processing the application until this plan is received. If this plan is not received by the date set by the assessor, the application for classification or reclassification will be automatically denied.

(8) Approval or denial of application. The granting authority ~~((shall))~~ will either approve or disapprove the application for classification or reclassification within six months of the date it is received by the county legislative authority.

(a) The granting authority may approve the application for classification or reclassification in whole or in part. If any part of the application is denied, the applicant may withdraw the entire application.

(b) In approving the application in whole or in part, the granting authority may also require that certain conditions be met. The granting authority may not require the granting of easements for land classified as timber land.

(c) The granting or denial of an application for classification as open space land or reclassification is a legislative determination and ~~((shall be))~~ is reviewable only for arbitrary and capricious actions.

AMENDATORY SECTION (Amending WSR 01-24-030, filed 11/27/01, effective 12/28/01)

WAC 458-30-275 Continuing classification upon sale or transfer of ownership of classified land—Actions of landowner and county officials to be taken prior to recording a conveyance of classified land. (1) **Introduction.** If land classified under chapter 84.34 RCW is sold or transferred and the new owner wants to retain the classified status of the land, certain procedures must be followed before the conveyance may be recorded or filed. This rule explains the necessary procedures and required forms.

(2) **General requirements - new owner elects to have the land remain classified.** The county recording authority shall not accept an instrument conveying ownership of land classified under chapter 84.34 RCW unless certain conditions are satisfied. When land classified under chapter 84.34 RCW is sold or transferred and the new owner elects to have the land retain its classified status, prior to recording or filing the conveyance, the new owner or the new owner's agent must:

(a) Sign the notice of continuance that is part of the real estate excise tax (REET) affidavit or sign a separate notice of continuance. (Subsection (9) of this rule contains an explanation about REET.) Both the REET affidavit and the notice of continuance are forms prepared by the department of revenue and supplied to the counties. Both forms are available from the department by sending a written request to:

Department of Revenue
Taxpayer Services
P.O. Box 47478
Olympia, WA 98504-7478.

PERMANENT

A copy of the notice of continuance may be obtained from the county assessor or it may be downloaded from the internet at <http://dor.wa.gov/index.asp> under property tax, "forms." A copy of the REET affidavit may be obtained from the county treasurer. If the classified land is owned by multiple owners, all owners or their agent(s) must sign the notice of continuance on the affidavit or the separate notice of continuance; and

(b) Provide the assessor with a signed statement that explains how the new owner intends to use the classified land and any other information the assessor deems necessary to determine whether the land will continue to be eligible for classification under chapter 84.34 RCW. (See RCW 84.34-121 and WAC 458-30-270.)

(3) **Required duties of the assessor before a conveyance of classified land may be filed or recorded.** The new owner must supply the assessor with the information outlined in subsection (2) of this rule if the new owner elects to have the land remain classified under chapter 84.34 RCW.

(a) After receiving all required documentation, the assessor is allowed up to fifteen calendar days to determine whether the land should retain its classified status or whether the land should be removed from classification as of the date of conveyance.

(b) To make this determination, the assessor may, but is not required to, consult with the county legislative authority if the land is classified as either open space or timber land or a combination of the county and city legislative bodies if the classified open space land is within an incorporated part of the county. Both the assessor and the granting authority may require the new owner to submit additional information about the use of the classified land after the sale or transfer is complete. This information will be used to determine whether the land should remain classified under chapter 84.34 RCW.

(4) **When may a county recording authority accept an instrument conveying ownership of classified land?** A county recording authority shall not accept an instrument of conveyance regarding the sale or transfer of land classified under chapter 84.34 RCW for filing or recording until the new owner signs a notice of continuance and the assessor determines that the land will or will not continue to qualify for classification. If the assessor decides that the land must be removed from classification, the assessor will note that the land does not qualify for continuance on the REET affidavit and begin the removal procedures set forth in WAC 458-30-295.

(a) If the new owner signs the notice of continuance and the assessor agrees that the land should remain classified, the assessor checks the box on the REET affidavit that the land qualifies for continued classified current use status. The completed affidavit is then presented to the county recording authority so that it may record or file the conveyance. A completed REET affidavit includes a stamp, placed on it by the treasurer, indicating that any REET or additional tax, interest, and penalty owed as a result of the sale or transfer has been paid. (See subsection (9) of this rule for a more detailed explanation of the real estate excise tax.)

(b) If the assessor decides that the land must be removed or the owner submits a written request to remove the land

from classification, the assessor will check the appropriate box on the REET affidavit that the land does not qualify for continuance, sign the REET affidavit, and begin the removal procedures set forth in WAC 458-30-295.

(5) **Land removed from classification with no back taxes imposed.** If the removal results solely from one of the circumstances or actions listed in RCW 84.34.108(6), no additional tax, interest, or penalty is imposed. The assessor (~~shall~~) will:

(a) Follow the procedures set forth in WAC 458-30-295 and 458-30-300 for removing land from classification;

(b) Notify the treasurer and the seller or transferor that no additional tax, interest, or penalty will be imposed; and

(c) If the land is acquired for conservation purposes by any of the entities listed in RCW 84.34.108 (6)(f), inform the new owner that a lien equal to the amount of additional tax, interest, and penalty has been placed on the land, even though the additional tax, interest, and penalty will not be collected at this time. This lien becomes due and payable if and when the land ceases to be used for one of the purposes outlined in RCW 64.04.130 or 84.34.210.

(6) **Sales or transfers of timber land.** When a parcel(s) of classified timber land is sold or transferred, the new owner must submit a timber management plan to the assessor and comply with the general requirements listed in subsection (2) of this rule to retain the land's classified status. The assessor sends a copy of the timber management plan to the granting authority of the county in which the classified land is located. WAC 458-30-232 contains a list of the types of additional information an assessor may require the new owner to submit to enable the assessor to determine whether the land will be used to grow and harvest timber for commercial purposes. Generally, the new owner is required to submit a timber management plan at the time of sale or transfer. If circumstances require it, the assessor may allow an extension of time for submitting this plan when a notice of continuance is received. The applicant will be notified of this extension in writing. When the assessor extends the filing deadline for a timber management plan, the county legislative authority should delay processing the application until this plan is received. If the timber management plan is not received by the date set by the assessor, the notice of continuance will be automatically denied.

(7) **Sales or transfers of farm and agricultural land.** When a parcel(s) of classified farm and agricultural land is sold or transferred, the new owner must comply with the general requirements listed in subsection (2) of this rule. The size of the classified land dictates whether any additional requirements must also be satisfied. After all required information is submitted, the assessor determines whether the land qualifies for continued classification.

(a) If the classified land sold or transferred is twenty acres or more, the new owner must satisfy the general requirements listed in subsection (2) of this rule.

(b) If the sale or transfer involves less than twenty contiguous acres, the new owner will be required to comply with the general requirements of subsection (2) of this rule and the seller or buyer may be asked to provide gross income data relating to the productivity of the farm or agricultural opera-

tion for three of the past five years. This income data is used to determine whether the land meets the income production requirements listed in RCW 84.34.020 (2)(b) and (c) for classification. However, if the income data is unavailable but the new owner is willing to sign the notice of continuance and accept the responsibility for any additional tax and interest owed for prior years that will be due if the land is later found to be ineligible for continued classification, the classified status of the land will continue until the assessor determines that the use of the land has changed or has not produced the requisite minimum income.

(i) RCW 84.34.020 (2)(b) and (c) set forth the minimum income production requirements for classified farm and agricultural land of less than twenty acres. Any sale or transfer of classified land is subject to these income limits. However, the income production requirements will not be examined when classified land is being transferred to a surviving spouse, but such land is subject to the same production requirements that were applicable before the spouse's death. For example, a sixteen acre parcel of classified farm and agricultural land, which was classified in 1998, is still required to produce a minimum of two hundred dollars per acre per year even though the assessor is not required to review the income production data at the time of sale or transfer.

(ii) Sale or transfer of land classified prior to January 1, 1993. As of January 1, 1993, the legislature imposed higher income production requirements on classified farm and agricultural land of less than twenty acres. When land classified prior to January 1, 1993, is sold or transferred to a new owner, the higher minimum income requirements set forth in RCW 84.34.020 (2)(b)(ii) and (c)(ii) will be deferred for a period of three years. The new owner is required to produce either two hundred dollars per acre per year if the parcel is five acres or more or fifteen hundred dollars per year if the parcel is less than five acres at least once during the three calendar years immediately following the sale or transfer. For example, if classification was granted in 1978 to a fifteen acre parcel that produced a gross income of one hundred thirty dollars per acre per year until it was sold on April 15, 1999, the minimum income requirements will be deferred until 2002. By the end of 2002, the new owner must show that the parcel produced two hundred dollars per acre at least one year during the three-year period between 2000 and 2002. If the land produced a gross income of two hundred dollars per acre, the land remains classified as farm and agricultural land. If the land failed to produce this amount at least once during this three-year period, the land will be removed from classification and the owner will be required to pay additional tax, interest, and penalty.

(iii) Sale or transfer of land classified after January 1, 1993. The higher minimum income production requirements of RCW 84.34.020 (2)(b)(ii) and (c)(ii) apply to all land classified after January 1, 1993. When such land is sold or transferred, the assessor may ask the seller or buyer to provide gross income data relating to the productivity of the farm or agricultural operation for three of the past five years. This information will be used to determine whether the land should retain its status as classified farm and agricultural land. For example, a ten acre parcel that was classified as

farm and agricultural land on May 1, 1995, is sold on February 23, 2001. The assessor asks the seller of the classified land to provide information about the income the land produced during the five calendar years preceding the sale (i.e., 1995 through 2000). To retain the farm and agricultural classification, the land must have produced a minimum income of two hundred dollars per acre per year at least three of the five calendar years preceding the date of sale. However, if the income data is unavailable but the new owner is willing to sign the notice of continuance and accept the responsibility for any additional tax and interest owed for prior years that will be due if the land is later found to be ineligible for continued classification, the classified status of the land will continue until the assessor determines that the use of the land has changed or has not produced the requisite minimum income.

(c) Segregation of land. If the sale or transfer of classified land involves a segregation, the owner of the newly created parcel(s) and the owner of the parcel from which the land was segregated must comply with the requirements for classification, including the production of minimum income, to enable the assessor to continue the classified status of the land.

(8) **New owner's acknowledgement.** The new owner, by signing the notice of continuance, acknowledges that future use of the land must conform to the provisions of chapter 84.34 RCW.

(9) **Real estate excise tax (REET).** An excise tax is generally imposed in accordance with chapter 82.45 RCW whenever real property is sold or transferred. The amount of this tax is based upon the selling price of the real property. Real estate excise tax is due at the time of sale. This tax is paid to and collected by the treasurer of the county in which the real property is located. (See RCW 82.45.010 for a listing of transactions that are not considered a sale or transfer upon which REET is imposed.)

AMENDATORY SECTION (Amending WSR 01-24-030, filed 11/27/01, effective 12/28/01)

WAC 458-30-325 Transfers between classifications—Application for reclassification. (1) **Introduction.** This rule discusses the process used when land is reclassified into a different classification under chapter 84.34 or 84.33 RCW.

(2) **General information - when reclassification is required.** In 1992, the legislature created an opportunity for owners of classified land to change the classification under which their land is classified under chapter 84.34 RCW or designated under chapter 84.33 RCW. The name given to this process is "reclassification." It is now possible to switch between the different classifications of chapter 84.34 RCW and forest land under chapter 84.33 RCW. The following circumstances may cause an owner of classified land to seek reclassification:

(a) The classified land is no longer being used for the purpose for which it was granted classification;

(b) The owner or new owner of classified land has decided to change the use of classified land;

(c) The classified land no longer meets the requirements of the classification under which it was originally classified; for example, farm and agricultural land that no longer produces the minimum income required by RCW 84.34.020 (2)(b) and (c) must either be reclassified or removed from the current use program;

(d) The new owner is an heir or devisee of a deceased owner who held classified land and the new owner either does not choose to meet or cannot meet the requirements of the classification under which the land was originally classified; or

(e) The assessor has determined the classified land is no longer eligible under the existing classification and the land must either be reclassified or removed from the current use program.

(3) **Reclassification process if land is subject to removal.** Within thirty days of receiving notice from the assessor that classified land is to be removed from the current use program, the owner must submit an application for reclassification into another classification under chapter 84.34 or 84.33 RCW if the owner elects to have the land remain classified. The removal notice must include a statement informing the owner of the classified land about the reclassification option. If an application for reclassification is submitted within thirty days, the land is not removed from classification until the application for reclassification is approved or denied.

(4) **Reclassification process if an owner seeks change of classification.** An owner of classified land may seek to have the land reclassified under a different current use classification under chapter 84.34 RCW or may seek designation as forest land under chapter 84.33 RCW.

(a) If an owner elects to have land reclassified, the owner must submit an application for reclassification to the assessor of the county in which the land is located. This application form will be prepared by the department and supplied to assessors or it may be obtained on the internet at <http://dor.wa.gov/index.asp> under property tax, "forms."

(b) Within seven days of receiving this request, the assessor must forward a copy of the application for reclassification to the appropriate granting authority (see the definition of "granting authority" in WAC 458-30-200 for more details). The assessor retains a copy of all applications for reclassification.

(c) When an application for reclassification is submitted, the classified status of the land is not changed until the application is approved or denied.

(5) **Application procedure.** An application for reclassification is processed in the same manner as an initial application for classification, which may include payment of an application fee if the county requires one. All classification requirements of RCW 84.34.035 for farm and agricultural land, RCW 84.34.037 for open space land, RCW 84.34.041 for timber land, and chapter 84.33 RCW for forest land must be satisfied in order to reclassify land. (These requirements are also described in WAC 458-30-225, 458-30-230, 458-30-232, 458-30-242, and chapter 458-40 WAC.)

(a) The granting authority must process an application for reclassification in the same manner as it processes an ini-

tial application for classification under chapter 84.34 RCW or for designation as forest land under chapter 84.33 RCW.

(b) A timber management plan must be filed with the county legislative authority within sixty days of the date the application for reclassification under this chapter or from designated forest land under chapter 84.33 RCW is received. The application for reclassification will be accepted, but may not be processed until this plan is received.

(i) If this plan is not received within sixty days of the date the application for reclassification is received, the application will be denied.

(ii) If circumstances require it, the assessor may allow an extension of time for submitting a timber management plan when an application for reclassification is received. The applicant will be notified of this extension in writing. When the assessor extends the filing deadline for this plan, the county legislative authority should delay processing the application until the plan is received. If the timber management plan is not received by the date set by the assessor, the application for reclassification will be automatically denied.

(c) An application for reclassification may be approved or denied, in whole or in part.

(i) The granting authority must notify the applicant in writing of the extent to which the application for reclassification is approved or denied.

(ii) The applicant has the same appeal rights in relation to a denial of an application for reclassification as the applicant has in regard to an initial application for classification.

(iii) If an application for reclassification is denied, the assessor removes the land from classification and calculates additional tax, interest, and penalty in accordance with RCW 84.34.108.

(6) **Reclassifications exempt from additional tax.** No additional tax, interest, or penalty are due when reclassification is a result of any of the following transfers between classifications:

(a) Reclassification from farm and agricultural land under RCW 84.34.020(2) to: Timber land under RCW 84.34.020(3), open space land under RCW 84.34.020(1), or forest land under chapter 84.33 RCW;

(b) Reclassification from timber land under RCW 84.34.020(3) to: Farm and agricultural land under RCW 84.34.020(2), open space land under RCW 84.34.020(1), or forest land under chapter 84.33 RCW;

(c) Reclassification from open space/farm and agricultural conservation land under RCW 84.34.020 (1)(c) to farm and agricultural land under RCW 84.34.020(2) if the land was previously classified as farm and agricultural land; or

(d) Reclassification from forest land under chapter 84.33 RCW to open space land under RCW 84.34.020(1).

(7) **Income production requirements of land to be reclassified.** The income production requirements relating to the following reclassifications may be deferred for a period of up to five years from the effective date of reclassification when:

(a) Land classified as open space/farm and agricultural conservation land under RCW 84.34.020 (1)(c) or timber land under RCW 84.34.020(3) is reclassified as farm and agricultural land under RCW 84.34.020 (2)(b) or (c); or

(b) Land (~~classified or~~) designated as forest land under chapter 84.33 RCW is reclassified as farm and agricultural land under RCW 84.34.020 (2)(b) or (c).

(8) **Valuation of reclassified land.** The value of reclassified land will be based on the new classification as of January 1 of the assessment year following approval of the request for reclassification. For example, if an application for reclassification from farm and agricultural land to open space/farm and agricultural conservation land is submitted on February 15, 1999, and approved effective June 1, 1999, the land will be valued and assessed as open space/farm and agricultural conservation land on January 1, 2000, and the owner is required to pay taxes on this new assessed value in 2001.

AMENDATORY SECTION (Amending WSR 95-21-002, filed 10/4/95, effective 11/4/95)

WAC 458-30-500 Definitions of terms used in WAC 458-30-500 through 458-30-590. (1) **Introduction.** This (~~section~~) rule sets forth the definitions to be used in administering and understanding the statutes and rules relating to special benefit assessments on classified farm and agricultural and timber land.

(2) **Definitions.** For the purposes of WAC 458-30-500 through 458-30-590, unless otherwise required by the context, the following definitions apply:

(a) "Average rate of inflation" means the annual rate of inflation adopted each year by the department of revenue in accordance with WAC 458-30-580 averaged over the period of time provided in WAC 458-30-550 and 458-30-570.

(b) "Connection charge" or "charge for connection" means the charge required to be paid to the district for connection to the service as opposed to the assessment based upon the benefits derived.

(c) "District" means any local improvement district, utility local improvement district, local utility district, road improvement district, or any similar unit created by a local government for the purpose of levying special benefit assessments against property specially benefited by improvements relating to the districts.

(d) "Farm and agricultural land" means land classified under the provisions of RCW 84.34.020(2); in other words, one of the following:

(i) Any parcel of land twenty or more acres in size or multiple parcels of land that are contiguous and total twenty or more acres in size when the land is:

(A) Primarily used to produce livestock or agricultural products for commercial purposes;

(B) Enrolled in the federal Conservation Reserve Program or its successor administered by the United States Department of Agriculture; or

(C) Primarily used in similar commercial agricultural activities as may be established by rule.

(ii) Any parcel of land or contiguous parcels of land at least five acres, but less than twenty acres, in size that is primarily used for commercial agricultural purposes, and produces a gross income each year equal to:

(A) One hundred dollars or more in cash per acre per year for three of the five calendar years preceding the date of

application for classification when the application was made prior to January 1, 1993; or

(B) Two hundred dollars or more in cash per acre per year for three of the five calendar years preceding the date of application for classification when the application is made on or after January 1, 1993.

(iii) Any parcel of land or contiguous parcels of land less than five acres in size that is primarily used for commercial agricultural purposes, and produces a gross income each year equal to:

(A) One thousand dollars or more in cash per year for three of the five calendar years preceding the date of application for classification when the application was made prior to January 1, 1993; and

(B) One thousand five hundred dollars or more in cash per year for three of the five calendar years preceding the date of application for classification when the application is made on or after January 1, 1993.

(iv) Any parcel of land that is twenty or more acres in size or multiple parcels of land that are contiguous and total twenty or more acres in size on which housing for farm and agricultural employees and the principal residence of the farm operator or the owner of land classified (~~pursuant to~~) under RCW 84.34.020 (2)(a) is situated if:

(A) The housing or residence is on or contiguous to the classified parcel; and

(B) The use of the housing or the residence is integral to the use of the classified parcel for agricultural purposes.

(e) "Final assessment roll" means a final special benefit assessment roll approved or confirmed by local government for the purpose of levying special benefit assessments against property specially benefited by a sanitary and/or storm sewerage system, domestic water supply and/or distribution system, or road construction and/or improvement.

(f) "Local government" means any city, town, county, (~~sewer district~~), water-sewer district, public utility district, port district, irrigation district, flood control district, or any other municipal corporation, quasi-municipal corporation, or other political subdivision authorized to levy special benefit assessments for sanitary and/or storm sewerage systems, domestic water supply and/or distribution systems, or road construction and/or improvement purposes.

(g) "Owner" means:

(i) Any person(s) having the fee interest in land (~~, except that where land is subject to real estate contract~~); (~~and~~) or

(ii) The contract vendee when the land is subject to a real estate contract.

(h) "Removal" or "removed" means (~~that all or a portion of~~) land classified under (~~the provisions of~~) chapter 84.34 RCW (~~must be~~) is removed from classification by the assessor because the owner requests removal, the new owner fails to sign notice of classification continuance, or the land is no longer being used for the purpose for which classification was granted (~~or for any other classified use within the current use program. The change in use may occur because of the sale or transfer of the classified land, the request by the owner to remove the land from the current use program, the determination by the assessor that the classified land no longer meets the criteria for classification under chapter~~

84.34 RCW, or any of the other occurrences listed in WAC 458-30-295)).

(i) "Special benefits assessments" means special assessments levied or capable of being levied in any local improvement district or otherwise levied or capable of being levied by a local government to pay for all or part of the costs of a local improvement and that may be levied only for the special benefits to be realized by property because of the local improvement.

(j) "Timber land" means land classified under the provisions of RCW 84.34.020(3); in other words, any parcel of land five or more acres in size or multiple parcels of land that are contiguous and total five or more acres in size that is primarily used to commercially grow and harvest forest crops. "Timber land" refers only to the land.

(k) "Withdrawal" or "withdrawn" ~~((occurs when))~~ means action taken by the owner of land classified under ((the provisions of)) chapter 84.34 RCW ((has filed)) by filing a notice of request to withdraw ((all or a portion of)) the land from classification under the current use program in compliance with RCW 84.34.070. ((In order to qualify for withdrawal, the parcel(s) of land must have been classified for a minimum of)) Once land has been classified under chapter 84.34 RCW, it must remain so classified for at least ten years ((and the owner must have filed a notice of request to withdraw with the assessor at least two years prior to the assessment year when the parcel will be valued at the assessed value as determined in accordance with the county's approved revaluation cycle)) from the date of classification. At any time after eight years of the initial ten-year classification period have elapsed, the owner may file a notice of request to withdraw all or a portion of the land from classification with the assessor of the county in which the land is located. Land is withdrawn from ((classified status by)) classification as a result of a voluntary act ((of)) by the owner.

AMENDATORY SECTION (Amending WSR 02-05-043, filed 2/13/02, effective 3/16/02)

WAC 458-30-700 Designated forest land—Removal—Change in status—Compensating tax. (1) **Introduction.** This rule describes what events trigger the removal of land from designated forest land status under chapter 84.33 RCW, the procedures followed for removal, and the resulting compensating tax.

(2) **Events triggering the removal of designated forest land status.** The assessor must remove forest land from its designated forest land status when:

(a) The owner submits a written request to remove the owner's land from designated forest land status;

(b) The owner sells or transfers the land to an individual or entity exempt from property tax because of that individual's or entity's ownership;

(c) The assessor determines that the land is no longer primarily devoted to and used for growing and harvesting timber;

(d) The owner has failed to comply with a final administrative or judicial order made because of the violation of the restocking, forest management, fire protection, insect and

disease control and forest debris provisions of Title 76 RCW or the rules that implement Title 76 RCW;

(e) Restocking has not occurred to the extent or within the time specified in the application for designation of the land; or

(f) The owner sells or transfers forest land to a new owner who has not signed a notice of continuance, except when the new owner is the heir or devisee of a deceased owner. RCW 84.33.140(5).

(3) **How to retain designated forest land status when the land is sold or transferred.** When designated forest land is sold or transferred, the new owner may retain designated forest land status by filing a signed notice of continuance with the deed. The notice of continuance may be signed as part of the real estate excise tax (REET) affidavit or as a separate form if the county has decided it will require owners to submit both the REET affidavit and an attached separate notice of continuance. If multiple owners own the land, all owners or their agent(s) must sign the notice of continuance. A notice of continuance is not required for a new owner to retain designated forest land status when the new owner inherits the property.

(a) The owner may obtain the notice of continuance form and a real estate excise tax (REET) affidavit from the county. The county assessor's office has the notice of continuance form and the county treasurer's office has the REET affidavit.

The notice of continuance may also be obtained on the Internet at <http://dor.wa.gov> under property tax, "forms."

(b) After the new owner signs the notice of continuance as part of the REET affidavit and, if required, the separate notice, the REET affidavit and notice must be submitted to the assessor for approval. The assessor may also require the owner to submit a timber management plan before approving the notice of continuance.

(i) The assessor signs the REET affidavit and indicates whether the land will or will not qualify to continue as designated forest land.

(ii) An assessor signs the REET affidavit and approves the land for continued classification if:

(A) The owner provides a complete and accurate notice of continuance signed by the new owner demonstrating that the forest land will continue to qualify as designated forest land; and

(B) At the assessor's option, the new owner provides a timber management plan for the property.

(iii) The assessor is allowed up to fifteen days to confirm that the information upon the notice is complete and accurate. The assessor may use this time to confirm that the timber management plan provides:

(A) The correct legal description for the forest land;

(B) The new owner's statement that the forest land is owned by the same person, consists of twenty or more contiguous acres, and is primarily devoted to and used to grow and harvest timber;

(C) A statement about whether the land is used to graze livestock;

(D) A brief description of the timber stands located on the land;

(E) A statement about whether the land has been used in compliance with the restocking, forest management, fire protection, insect and disease control, and forest debris provisions of Title 76 RCW; and

(F) If the land has been recently harvested or supports a growth of brush and noncommercial type timber, a description of the owner's plan to restock the forest land within three years.

A timber management plan may contain, but is not required to contain, any other information that the harvester needs for its own business purposes (i.e., a statement of goals for managing the land or identifying resource protection areas on the land (like riparian buffer areas along a stream or an unstable slope) that limit harvesting activities).

(iv) If the assessor determines that the notice of continuance or the timber management plan is not accurate or complete, the owner may resubmit the corrected information to the assessor.

(v) If the assessor determines that the land does not qualify to continue as designated forest land, the assessor removes the land upon the date of the conveyance and provides the owner with a notice of removal containing reason(s) for the removal and the amount of compensating taxes owed.

(c) Once the assessor signs the notice of continuance as part of the REET affidavit and the separate notice of continuance, if required, the notice(s) are then submitted to the treasurer. Before the treasurer can stamp the REET affidavit as approved for recording, the treasurer collects any REET due because of the transfer, and collects all compensating tax if the land does not qualify for continuance as designated forest land because it was denied continuance by the assessor. The county recording clerk must not accept any deeds or other transfer documents unless the treasurer has stamped the REET affidavit.

(d) A notice of continuance is not required when the transfer of the forest land is to a new owner who is an heir or devisee, however, the new owner must continue to meet the requirements of designated forest land to avoid removal from designation. The treasurer determines that a transfer is by inheritance because the claim for the inheritance exemption is filled out on the REET affidavit with supporting documentation. The treasurer should notify the assessor when forest land has been transferred by inheritance without a notice of continuance.

(4) Assessor decisions and procedures. Before removing the land from its designated forest land status, the assessor follows certain procedures and takes into account circumstances that may delay or prevent removal.

(a) The assessor must determine:

(i) The actual area of land to be removed from forest land status;

(ii) Whether the land has been exempted from an unretired special benefit assessment;

(iii) The true and fair value of the area being removed as of January 1st of the year of removal from designation;

(iv) Forest land value for the area to be removed;

(v) The last levy rate that applied for that area; and

(vi) The amount of time the land has been designated and classified as forest land, including the number of days up to the date of removal for the current year of removal.

(b) The assessor may require the owner to provide a legal description of the land area intended for removal when the landowner requests removal of owner's land from designated forest land status.

(c) The remaining land outside of the affected removal area continues to be designated as forest land if the owner retains twenty or more contiguous acres primarily devoted to and used for growing and harvesting timber. If the remaining land fails to meet the forest land definition because there are less than twenty contiguous acres primarily devoted to and used for growing and harvesting timber, the owner may request reclassification as timber land under the open space program in chapter 84.34 RCW.

(d) The assessor must provide the owner with a written notice and an opportunity to be heard by the assessor, or the assessor's deputy, when the assessor intends to remove the land because it is no longer primarily devoted to and used for growing and harvesting timber. RCW 84.33.140 (5)(d). Each county assessor may set his or her own procedure for giving a landowner this notice and opportunity to be heard so long as it is done in a reasonable and consistent manner that ensures due process for each owner.

(e) An assessor may not remove forest land merely because an owner subdivides the land into separate parcels, if contiguous parcels of the subdivided land still add up to at least twenty contiguous acres, remain in the same ownership, and continue to be primarily devoted to and used for growing and harvesting timber. An assessor may ask an owner of designated forest land if the use of the land has changed when the owner subdivides a tract of designated forest land into separate parcels.

(f) If the assessor determines the land is no longer primarily devoted to and used for growing and harvesting timber, but there is a pending acquisition by an entity that would qualify for exemption from compensating tax under subsection (6)(e) of this rule, the assessor must not remove the land from its designated forest land status. RCW 84.33.140 (5)(d)(i). In order to prevent removal, the government entity or other qualified recipient must provide written proof to the assessor of its intent to acquire the land or documentation that demonstrates the transaction will qualify for an exemption from compensating tax under subsection (6)(e) of this rule. The entity acquiring the land must provide this written proof within sixty days of a request by the assessor. Thereafter, once a year, the governmental entity or other recipient must provide the assessor of the county in which the land is located written evidence of its intent to acquire the land. This written evidence must be provided on or before December 31st of each year or at an earlier date if the assessor makes a written request for such information. RCW 84.33.140 (5)(d)(i). Upon the assessor's written request, the information must be provided within sixty days from the date the assessor mails or hands the request to the owner or the postmark date of the request, if later.

(g) The assessor must not remove forest land from its designation if a governmental restriction is imposed on the

land that prohibits, in whole or in part, the harvesting of timber.

(i) If only a portion of the forest land is impacted by the governmental restriction, the assessor cannot use the restriction as a basis to remove the remainder of the land from its designated forest land status.

(ii) A governmental restriction includes:

(A) Any law, regulation, rule, ordinance, program, or other action adopted or taken by a federal, state, county, city, or other governmental entity; or

(B) The land's zoning or its presence within an urban growth area designated under RCW ((~~36.7A.110~~)) 36.70A.110.

(5) Removal proceedings. After determining that a triggering event causing removal has occurred, the assessor must provide timely written notice(s) to the taxpayer. RCW 84.33.140 (5)(d) (written notice and opportunity to be heard), RCW 84.33.140(9) (notice of removal). Upon receiving the notice of removal, the landowner may appeal the removal or apply for reclassification of the land to the open space program under chapter 84.34 RCW. If the owner chooses to appeal the removal, the appeal must be filed within thirty days of the postmark date for the notice or by July 1st of the year of removal, whichever is later. If the owner chooses to apply for reclassification, they must do so within thirty days of the postmark date of the notice.

(a) When does the land get removed from the designated forest land status? If the removal is a result of a sale or transfer, the assessor removes the land on the date of sale or transfer provided in the legal conveyance. If the removal is based upon a determination made about the land by the assessor or at the request of the owner, the assessor removes the land on the date shown on the notice of removal mailed to the owner.

(b) Notice of removal. The assessor uses the notice of removal to notify the owner that the land has been removed from designated forest land status. Within thirty days of removing land from designated forest land status, the assessor must mail a notice of removal to the owner with the reasons for the removal. The owner, seller, or transferor may appeal the removal to the county board of equalization.

(i) If the property is being removed because the assessor has determined the land is no longer primarily devoted to and used for growing and harvesting timber, the assessor provides two notices. First, the assessor must notify the taxpayer of his or her intent to remove the property and give the owner an opportunity to be heard. The assessor may require the owner to provide pertinent information about the land and its use in the response to the assessor's first notice. When the assessor determines that the property still does not qualify as designated forest land after the first notice is sent, the assessor mails the owner the second notice, the notice of removal, but only after:

(A) The owner declines the opportunity to be heard;

(B) The owner fails to timely respond to the first notice;

or

(C) The assessor has received and considered the owner's timely response to the notice of intent to remove and

nevertheless concludes that the property is no longer primarily devoted to growing and harvesting timber.

(ii) If the removal is based upon an owner's request for removal, upon receipt of a request for removal from an owner, the assessor sends the notice of removal to the owner showing the compensating tax and recording fee due.

(iii) The notice provides the reason(s) for removing the land from designation and the date of the removal. RCW 84.33.140(9). The notice includes the compensating tax calculated in rule section (6) and the necessary recording fees to be paid. It also includes the due date for payment, along with the landowner's rights to appeal the removal or the true and fair value at the time of removal, and the owner's right to apply for the land to be reclassified under chapter 84.34 RCW. The county must use the notice of removal form prepared by the department.

(iv) The assessor must also provide written notice of the removal to any local government filing a notice regarding a special benefit assessment under RCW 84.33.210 within a reasonable time after the assessor's decision to remove the land. The assessor may provide a simple statement with the legal description of the land, the name of the landowner, and the date of removal, if he or she includes a copy of the notice sent to the landowner. RCW 84.33.230.

(c) What happens when an owner chooses to appeal the removal? Unless the removal is reversed upon appeal, the assessor continues the process to remove the property from designated forest land status. The assessor may choose to delay collection of the compensating tax and recording fee until the appeal is decided. However, if the assessor postpones the collection of the compensating tax and recording fee, the assessor must notify the treasurer to temporarily delay collection. The assessor must also notify the owner that if the determination to remove is upheld, then interest will be due from the date the compensating tax and recording fee were due.

(i) If the removal is reversed upon appeal, the assessor shall reinstate the land as designated forest land, discharge any lien placed against the land, revise any assessments made against the property during the interim, refund the recording fee paid, and refund or cancel any compensating taxes and interest paid or owing.

(ii) If the removal is upheld upon an appeal in which the assessor has delayed collection, the compensating tax and recording fee are due immediately with interest accrued from the date the tax and fee were originally due. Upon receiving notice of the decision upholding the removal, the assessor must immediately notify the treasurer to collect any unpaid compensating taxes, fees, and interest on the land.

(d) What happens when an owner applies to have the land reclassified under chapter 84.34 RCW? If an application for reclassification is submitted by the owner within thirty days after the notice of removal has been mailed, the forest land is not removed from classification until the application for reclassification under chapter 84.34 RCW is denied or later removed from classification under RCW 84.34.108. RCW 84.33.145(1).

(i) The assessor processes an application for reclassification in the same manner as it processes an initial application for classification under chapter 84.34 RCW.

(ii) A timber management plan must be filed with the county legislative authority within sixty days of the date the application for reclassification under this chapter or from designated forestland under chapter 84.33 RCW is received. The application for reclassification will be accepted, but may not be processed until this plan is received.

(A) If this plan is not received within sixty days of the date the application for reclassification is received, the application will be denied.

(B) If circumstances require it, the assessor may allow an extension of time for submitting a timber management plan when an application for reclassification is received. The applicant will be notified of this extension in writing. When the assessor extends the filing deadline for this plan, the county legislative authority may delay processing the application until the plan is received. If the timber management plan is not received by the date set by the assessor, the application for reclassification will be automatically denied.

(iii) When the owner sells or transfers land (or a portion of the land) while an application for reclassification is pending, an assessor may accept a notice of continuation, and allow the owner to revise the application for reclassification to reflect the name of the new owner of the property.

((i)) (iv) If the application for reclassification under chapter 84.34 RCW is approved, the assessor shall transfer the property to its new classification.

((i)) (v) If the application for reclassification under chapter 84.34 RCW is denied, the assessor must record the removal notice and inform the treasurer's office to immedi-

ately begin collection of the compensating tax and the recording fee.

(6) **Compensating tax.** Compensating tax is imposed when land is removed from its forest land status. This tax recaptures taxes that would have been paid on the land if it had been assessed and taxed at its true and fair value instead of the forest land value.

(a) **Calculating the compensating tax.** The assessor uses the current year's levy rate, the forest land value, and the true and fair value for the area to be removed from forest land status to calculate the compensating tax. The compensating tax consists of two parts: The recapture of taxes for previous years that the land was classified or designated as forest land, up to a maximum of nine years; and the recapture of taxes for the portion of the current year up to the date of removal in the year the land is removed from designation. RCW 84.33-140(11).

(i) The compensating tax for the previous years is calculated by determining the difference between the amount of taxes assessed at the forest land value for the removal area and the amount of taxes that would have been paid if the land had been valued at its true and fair value in the year of removal. That difference is multiplied by the number of years the land was classified or designated as forest land up to a maximum of nine years.

(ii) The compensating tax for the portion of the year of removal from January 1st to the date of removal is calculated by determining the difference between the amount of taxes assessed at the forest land value and the taxes that would have been paid if the land had been valued at its true and fair value for the portion of the year up to the removal date.

(b) Formulas for calculating taxes after removal:

(i) Calculation of prior year's compensating tax:

True and Fair Value of Land (Jan 1st of year removed)	Less	Forest Land Value at time of removal	Multiplied by	Last levy Rate Extended Against Land	Multiplied by	Years (not to exceed 9)	Equals	Compensating Tax
\$ _____	-	\$ _____	x	\$ _____	x		=	\$ _____

(ii) Calculation of current year's taxes to date of removal:

		÷			=		
	No. of days designated as forest land		No. of days in year			Proration factor (To items (A) and (B))	
(A)	\$ _____ Market value	x	_____ x Levy rate		_____ = Proration factor	\$ _____	
(B)	\$ _____ Forest land value	x	_____ x Levy rate		_____ = Proration factor	\$ _____	
(C)	Amount of compensating tax for current year ((A) minus (B))					=	\$ _____

PERMANENT

(c) The assessor notifies the treasurer of the amount of compensating tax and the due date for the tax by providing the treasurer a copy of the removal notice. Compensating tax is due and payable to the county treasurer thirty days after the assessor mails to the owner the notice of removal informing the owner of the reasons for removal and the amount of compensating tax due. RCW 84.33.140(11). However, when property is sold or transferred, any compensating tax owed must be paid to the county treasurer before recording the conveyance. The county recording authority will not accept any instrument transferring the land, unless the compensating tax was paid or was not owed.

(d) **What happens if the compensating tax is not paid on the due date?** If the compensating tax is not paid by the due date, the tax is considered delinquent. Interest, set at the statutory rate for delinquent property taxes specified in RCW 84.56.020, will accrue against the amount of the outstanding taxes from the due date until the entire amount owing is paid. Unpaid compensating tax and interest becomes a lien on the land. RCW 84.60.020.

(i) This lien attaches at the time the forest land is removed from designation.

(ii) The lien has priority over any recognizance, mortgage, judgment, debt, obligation, or responsibility against the land.

(iii) This lien must be fully paid before any other recognizance, mortgage, judgment, debt, obligation, or responsibility may be charged against the land.

(iv) The lien can be foreclosed upon expiration of the same period after delinquency and in the same manner as liens for delinquent real property taxes are foreclosed under RCW 84.64.050. RCW 84.33.140(12).

(e) **Compensating tax is not imposed on land removed from the forest land designation if the removal resulted solely from any of the following:**

(i) A transfer to a government entity in exchange for other forest land within Washington state;

(ii) A transfer under either the power of eminent domain or upon the threat of eminent domain by an entity with the power of eminent domain that intends to exercise this power. The entity must threaten to exercise eminent domain in writing or demonstrate this threat by some other official action;

(iii) A donation of fee title, development rights, or the right to harvest timber in order to protect, preserve, maintain, improve, restore, limit the future use, or conserve the property for public use or enjoyment (see RCW 84.34.210 and 64.04.130). Provided, this donation is made to a:

(A) State agency;

(B) Federal agency;

(C) County;

(D) City;

(E) Town;

(F) Metropolitan park district (see RCW 35.61.010);

(G) Metropolitan municipal corporation (see RCW 35.58.020);

(H) Nonprofit historic preservation corporation as defined in RCW 64.04.130; or

(I) Nonprofit nature conservancy corporation or association as defined in RCW 84.34.250.

However, when the land is no longer being used for one of the purposes listed above, compensating tax will be imposed on the owner of the land at that time;

(iv) The sale or transfer of fee title to a government entity (see the governmental entities listed above in clause (iii) of this rule section) or a nonprofit nature conservancy corporation as defined in RCW 64.04.130 exclusively for the protection and conservation of lands recommended for state natural area preserve purposes by the natural heritage advisory council under its established natural heritage plan as defined in chapter 79.70 RCW (natural area preserves). However, if the land is no longer used to protect and conserve the area for state natural area preserve purposes, or fails to comply with the terms of a natural heritage plan, compensating tax will be imposed on the owner of the land at that time;

(v) A sale or transfer of fee title to the state's parks and recreations commission for park and recreation purposes;

(vi) An official action of an agency of the state of Washington or the county or city in which the land is located disallowing the current use of the land. "Official action" includes city ordinances, zoning restrictions, the Growth Management Act, the Shoreline Management Act, and the Environmental Policy Act;

(vii) The creation, sale, or transfer of forestry riparian easements under RCW 76.13.120;

(viii) The creation, sale, or transfer of a fee interest or a conservation easement for the riparian open space program under RCW 76.09.040;

(ix) In a county with a population of more than one million (i.e., King County), a transfer of a property interest to a government entity, or to a nonprofit historic preservation corporation or nonprofit nature conservancy corporation (as these corporations are defined in RCW 64.04.130) and the property interest being transferred is to:

(A) Protect or enhance public resources; or

(B) Preserve, maintain, improve, restore, limit the future use of, or otherwise to conserve for public use or enjoyment. When the land is no longer being used for any of these purposes, the owner of the land at the time will be required to pay compensating tax. RCW 84.33.140 (12) and (13);

(x) The sale or transfer of forest land within two years after the death of an owner who held at least a fifty percent interest in the land if:

(A) The individual(s) or entity(s) who received the land from the deceased owner is selling or transferring the land; and

(B) The land has been continuously assessed and valued as classified or designated forest land under chapter 84.33 RCW or classified under chapter 84.34 RCW since 1993. The date of death shown on the death certificate begins the two-year period for sale or transfer; or

(xi) The sale or transfer of forest land between July 22, 2001, and July 22, 2003, if:

(A) An owner who held at least a fifty percent interest in the land died after January 1, 1991;

(B) The individual(s) or entity(s) who received the land from the deceased owner is selling or transferring the land; and

(C) The land has been continuously assessed and valued as classified or designated forest land under chapter 84.33

RCW or classified under chapter 84.34 RCW continuously since 1993. The date of death shown on the death certificate is the date used to determine the owner's date of death.

(7) **When will the land be assessed at its true and fair value and the taxes become payable?** The land will be assessed at its true and fair value on the date it is removed from forest land status. The assessor revalues the land removed from forest land status with reference to its true and fair value on January 1st in the year of removal. RCW 84.33.140(10). The property tax for the remainder of the year

following the date of removal is based on land's true and fair value.

(a) To calculate the increase the assessor must determine the number of days remaining in the year from the date of removal. The increase in property tax is due on the same due date as all other property taxes are due for the year (generally, April 30th and October 1st of the current year. See RCW 84.56.020).

(b) Formula for calculating the increase in property taxes for the remainder of the year in which the land is being removed:

			365		=		
(i)	_____	÷	_____			_____	
	No. of days from date of removal to the end of the year		No. of days in year			Proration factor for true and fair land value	
(ii)	\$ _____	x	_____	x	_____	= \$ _____	
	Market value		Levy rate		Proration factor		
(iii)	\$ _____	x	_____	x	_____	= \$ _____	
	Forest land value		Levy rate		Proration factor		
(iv)	Total amount of increased taxes for current year ((ii) minus (iii))					=	\$ _____

(c) If the taxes for the year of removal have not yet been billed, the tax should be recalculated based on the true and fair value of the land removed for the portion of the year following the date of removal.

(d) An owner may appeal the true and fair value of the land used to calculate the increase in the remaining current year's taxes or the compensating taxes within thirty days of the notice (or up to sixty days if such time limit has been adopted by the county legislative authority) or on or before July 1st, whichever is later. RCW 84.40.038.

(8) **What happens when forest land reclassified under chapter 84.34 RCW is later removed from that classification before ten years have passed?** If reclassified forest land is later removed, a combination of compensating tax and additional tax will be imposed unless the basis for removal is one of the circumstances listed as exempt from additional tax under RCW 84.34.108(6).

(a) The amount of compensating tax is equal to the difference, if any, between the amount of property tax last levied on the land as forest land and an amount equal to the new true and fair value of the land when removed from classification under RCW 84.34.108 multiplied by the dollar rate of the last property tax levy extended against the land, multiplied by

(b) A number equal to:

(i) The number of years the land was classified or designated as forest land under chapter 84.33 RCW, if the total number of years the land was classified or designated under chapter 84.33 RCW and classified under chapter 84.34 RCW is less than ten; or

(ii) Ten minus the number of years the land was classified under chapter 84.34 RCW, if the total number of years

the land was classified or designated under chapter 84.33 RCW and under chapter 84.34 RCW is at least ten.

WSR 02-20-044
PERMANENT RULES
UNIVERSITY OF WASHINGTON

[Filed September 25, 2002, 10:42 a.m.]

Date of Adoption: September 20, 2002.

Purpose: To amend WAC 478-116-131 regarding parking fees for the University of Washington's commencement events at the Seattle campus.

Citation of Existing Rules Affected by this Order: Amending WAC 478-116-131.

Statutory Authority for Adoption: RCW 28B.10.560 and 28B.20.130.

Adopted under notice filed as WSR 02-15-012 on July 5, 2002.

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.

PERMANENT

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.

September 23, 2002

Rebecca Goodwin Deardorff, Director
Administrative Procedures Office

AMENDATORY SECTION (Amending WSR 97-14-005, filed 6/19/97, effective 9/15/97)

WAC 478-116-131 Parking for events and other university functions. (1) Parking for attendees to events that may displace regular parking customers or that may require added parking services staffing shall be accommodated only if parking services can find suitable alternatives for regular parking customers. Parking fees will be charged as follows:

(a) (~~Freshman convocation and university commencement and related graduation functions.~~) Parking for attendees at freshman convocation will be complimentary. Parking services will charge the cost of staff and services used expressly for the event to the sponsoring department;

(b) An event rate will be charged to attendees of events that require staffing to collect fees; and

(c) Parking services shall negotiate the cost of pre-purchased parking and alternative transportation for Husky football with the department of intercollegiate athletics.

(2) Parking services may lease available parking facilities to sponsors of events, who shall pay in advance and be charged at a per stall fee for the particular leased facility.

(3) Parking services may extend its hours of operations to encompass the hours of an event. The following conditions shall trigger charging for events scheduled outside the normal hours of operation:

(a) Any activity which in the judgment of parking services is expected to attract over five hundred vehicles to campus; or

(b) Any event requiring a city of Seattle special event permit.

(4) University departments which sponsor functions such as athletic events, conferences, seminars and dinners may arrange for parking of their guests and this parking will be provided on a space available basis. Departments have the option of paying for guests' parking. Otherwise, their guests will be responsible for the parking fee. To facilitate prepaid parking and with parking services' prior approval, departments may act as its agent in the collection of parking fees.

(5) Parking services may displace permit holders from their regularly assigned areas during special events. Permit holders shall be provided an alternate area assignment during special events at no extra charge.

WSR 02-20-058

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Aging and Adult Services Administration)

[Filed September 27, 2002, 11:32 a.m.]

Date of Adoption: September 27, 2002.

Purpose: To change the nursing home (NH) license fee from \$127 per bed per year to \$275 per bed per year to implement the legislative intent of ESSB 6387 (chapter 371, Laws of 2002).

Citation of Existing Rules Affected by this Order: Amending WAC 388-97-550 and 388-97-555.

Statutory Authority for Adoption: RCW 18.51.050.

Adopted under notice filed as WSR 02-17-094 on August 20, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 2, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 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 2, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-06-028, filed 2/24/00, effective 3/26/00)

WAC 388-97-550 Initial nursing home license. (1) A complete nursing home license application must be:

(a) Submitted at least sixty days prior to the proposed effective date of the license on forms designated by the department;

(b) Signed by the proposed licensee or the proposed licensee's authorized representative;

(c) Notarized; and

(d) Reviewed by the department in accordance with this chapter.

(2) All information requested on the license application must be provided. At minimum, the nursing home license application will require the following information:

(a) The name and address of the proposed licensee, and any partner, officer, director, managerial employee, or owner of five percent or more of the proposed licensee;

(b) The names of the administrator, director of nursing services, and, if applicable, the management company;

(c) The specific location and the mailing address of the facility for which a license is sought;

(d) The number of beds to be licensed; and

(e) The name and address of all nursing homes that the proposed licensee or any partner, officer, director, managerial employee, or owner of five percent or more of the proposed licensee has been affiliated with in the past ten years.

(3) The proposed licensee must be:

(a) The individual or entity responsible for the daily operation of the nursing home;

(b) Denied the license if any individual or entity named in the application is found by the department to be unqualified.

(4) For initial licensure of a new nursing home, the proposed licensee must submit the annual license fee with the initial license application. The nonrefundable nursing home license fee is ~~((one))~~ two hundred ~~((twenty-seven))~~ seventy-five dollars per bed per year.

(5) If any information submitted in the initial license application changes before the license is issued, the proposed licensee must submit a revised application containing the changed information.

(6) If a license application is pending for more than six months, the proposed licensee must submit a revised application containing current information about the proposed licensee or any other individuals or entities named in the application.

AMENDATORY SECTION (Amending WSR 00-06-028, filed 2/24/00, effective 3/26/00)

WAC 388-97-555 Nursing home license renewal. (1)

All nursing home licenses must be renewed annually.

(2) License renewals must be:

(a) Submitted at least thirty days prior to the license's expiration date on forms designated by the department;

(b) Signed by the current licensee or the current licensee's authorized representative;

(c) Notarized; and

(d) Reviewed by the department in accordance with this chapter.

(3) The current licensee must provide all information on the license renewal form or other information requested by the department.

(4) The application for a nursing home license renewal must be:

(a) Made by the individual or entity currently licensed and responsible for the daily operation of the nursing home;

(b) Denied if any individual or entity named in the renewal application is found by the department to be unqualified.

(5) The nursing home license renewal fee must be submitted at the time of renewal. The nonrefundable nursing home license renewal fee is ~~((one))~~ two hundred ~~((twenty-seven))~~ seventy-five dollars per bed per year.

(6) In unusual circumstances, the department may issue an interim nursing home license for a period not to exceed three months. The current licensee must submit the prorated nursing home license fee for the period covered by the

interim license. The annual date of license renewal does not change when an interim license is issued.

(7) A change of nursing home ownership does not change the date of license renewal and fee payment.

WSR 02-20-062

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed September 27, 2002, 3:21 p.m.]

Date of Adoption: September 27, 2002.

Purpose:

- Repeal WAC 16-458-080 Fruit and vegetable district three (Moses Lake district) to comply with the statutory mandate that the state be divided into not less than two fruit and vegetable inspection districts.
- Amend WAC 16-458-075 Fruit and vegetable district two (Yakima) and WAC 16-458-085 Fruit and vegetable district four (Wenatchee) to divide Moses Lake district three between district two and district four. By eliminating Moses Lake district three, the fruit and vegetable inspection program's operating expenses will decrease due to the elimination of two management and three clerical positions.
- Adopt a new section, WAC 16-400-008, which reduces fees charged for inspection services in the area served by Moses Lake district three (as defined in rule on January 1, 2002) by 9.5% (except for inspection charges accrued on FV-300 and FV-301 certificates). This fee reduction begins July 1, 2002, and remains in effect through June 20, 2003, at which time the fees return to the level of fees established in chapter 16-400 WAC. WAC 16-400-008 also reduces fees charged for inspection services in the area served by Yakima district two (as defined by rule on January 1, 2002) by 12.5% (except for inspection charges accrued on FV-300 and FV-301 certificates). This reduction begins July 1, 2002, and continues until the conditions established in chapter 322, Laws of 2002 (SSB 6254) are met, at which time the fees return to the level of fees established in chapter 16-400 WAC.

Citation of Existing Rules Affected by this Order: Chapters 16-400 and 16-458 WAC. Repealing WAC 16-458-080; and amending WAC 16-458-075 and 16-458-085.

Statutory Authority for Adoption: Chapter 15.17 RCW. Other Authority: RCW 34.05.350 and 34.05.380(2).

Adopted under notice filed as WSR 02-17-101 on August 21, 2002.

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 2, Repealed 1.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 2, Repealed 1.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

William E. Brookreson

Deputy Director

AMENDATORY SECTION (Amending WSR 99-17-002, filed 8/4/99, effective 9/4/99)

WAC 16-458-075 Fruit and vegetable district two.

Fruit and vegetable district two shall consist of Kittitas, Klickitat, Skamania, Yakima (~~and that portion of Benton County lying west of a line running south from the Columbia River known as the center line of Range 27E, and north of Sellards Road from its junction with Range 27E on the east, thence west to the Yakima County line; this includes the Prosser, Kiona, and Benton City areas~~), Pacific, Lewis, Wahkiakum, Cowlitz, Clark, Benton, Franklin, Walla Walla, Columbia, Asotin, Whitman and Garfield counties.

AMENDATORY SECTION (Amending WSR 99-17-002, filed 8/4/99, effective 9/4/99)

WAC 16-458-085 Fruit and vegetable district four.

Fruit and vegetable district four shall consist of Grays Harbor, Jefferson, Clallam, Island, Mason, Kitsap, Pierce, Thurston, King, Snohomish, Skagit, Grant, Adams, Ferry, Pend Oreille, Stevens, Spokane, Lincoln, San Juan, Whatcom, Chelan, Douglas and Okanogan counties.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-458-080 Fruit and vegetable district three.

NEW SECTION

WAC 16-400-008 Reduction of inspection fees levied under this chapter. All inspection fees levied under this chapter shall be reduced as follows:

(1) Fees charged for inspection services in the area served by the Moses Lake District number three (as the district was constituted by rule on January 1, 2002*) shall be reduced by nine and one-half percent, except for inspection charges accrued on FV-300 and FV-301 certificates. The fee reduction shall begin July 1, 2002, and remain in effect through June 30, 2003, at which time the fees charged shall return to the level of fees adopted in this chapter.

Note: On January 1, 2002, Moses Lake District three consisted of all counties located west of the Cascade Mountains, Adams, Asotin, Columbia, Ferry, Franklin, Garfield, Grant, Lin-

coln, Pend Oreille, Spokane, Stevens, Walla Walla and Whitman counties, and that portion of Benton County lying south and east of the Sellards Road, from its junction with Yakima County on the west thence east to the center line of Range 27E, thence north to the Columbia River; this excludes the Benton City, Kiona and Prosser areas.

(2) Fees charged for inspection services in the area served by the Yakima District number two (as the district was constituted by rule on January 1, 2002*) shall be reduced by twelve and one-half percent, except for inspection charges accrued on FV-300 and FV-301 certificates. The fee reduction shall begin July 1, 2002, and continue until the conditions established in chapter 322, Laws of 2002 (SSB 6254) are met at which time the fees charged shall return to the level of fees adopted in this chapter.

Note: On January 1, 2002, Yakima District two consisted of Kittitas, Klickitat, Skamania, Yakima and that portion of Benton County lying west of a line running south from the Columbia River known as the center line of Range 27E, and north of Sellards Road from its junction with Range 27E on the east, thence west to the Yakima County line; this includes the Prosser, Kiona, and Benton City areas.

**WSR 02-20-063
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Filed September 27, 2002, 4:13 p.m.]

Date of Adoption: August 29, 2002.

Purpose: These rules revise the state funding formula for learning improvement days for district certificated instructional staff for the 2001-02 school year and thereafter.

Citation of Existing Rules Affected by this Order: Repealing WAC 392-140-960; and amending WAC 392-140-950, 392-140-961, 392-140-962, 392-140-965, and 392-140-967.

Statutory Authority for Adoption: RCW 28A.150.-290(1).

Other Authority: Section 503(7) of the 2001-03 state budget and 2002 supplemental budget.

Adopted under notice filed as WSR 02-15-149 on July 22, 2002.

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 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 5, 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 5, Repealed 1.

PERMANENT

Effective Date of Rule: Thirty-one days after filing.
September 17, 2002
Dr. Terry Bergeson
Superintendent of
Public Instruction

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-950 Learning improvement days—Applicable provisions. The provisions of WAC 392-140-950 through 392-140-967 govern state funding for up to three learning improvement days for certificated instructional staff in the ~~((1999-2000))~~ 2001-02 school year and up to two days in the 2002-03 school year and thereafter.

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-955 Learning improvement days—Definition—Learning improvement day. As used in this chapter "learning improvement day" means a scheduled work day during the school year for certificated instructional staff funded by the state for the purpose of improving student learning and implementing education reform.

- (1) A learning improvement day is a scheduled work day on a district or school calendar.
- (2) The length of a learning improvement day shall not be less ~~((that))~~ than the length of a full work day for certificated instructional staff on a school day during the school year: Provided, That two half days may be scheduled in lieu of one full learning improvement day if the combined work hours equal or exceed hours in a full learning improvement day.
- (3) No learning improvement day, or half day, shall be scheduled on a school day as defined in WAC 392-121-033.
- (4) A school district may schedule learning improvement days for different school buildings or groups of employees on different calendar days.
- (5) Learning improvement days shall be compensated as part of the employee's base contract.

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-961 Learning improvement days—Determination of the number of funded learning improvement days in the ~~((1999-2000))~~ 2001-02 school year and thereafter. The superintendent of public instruction shall separately determine for selected state-funded programs and for institutional education programs the number of funded learning improvement days for each school district for the ~~((1999-2000))~~ 2001-02 school year and for each school year thereafter as follows:

- (1) In September through December of each school year, the superintendent will use the number of learning improvement days budgeted by the district and reported on Form F-203.

(2) Monthly, beginning in January of the school year, using current personnel data reported on the S-275 Personnel Report:

(a) Select all certificated instructional staff with assignments in the programs.

(b) ~~((Exclude staff with administrative assignments if the assignment percent is greater than zero.~~

(~~((e))~~) For each employee, subtract one hundred eighty days from the number of days reported in the base contract~~((; subtract the district's number of days in the base contract for the 1998-99 school year)).~~

~~((d))~~ (c)(i) For the 2001-02 school year, take the lesser of three days or the result of ~~((e))~~ (b) of this subsection but not less than zero.

(ii) For the 2002-03 school year and thereafter, take the lesser of two days or the result of (b) of this subsection but not less than zero.

~~((e))~~ (d) Sum the number of days determined for all employees pursuant to ~~((e))~~ (b) and ~~((d))~~ (c) of this subsection.

~~((f))~~ (e) Divide the result of ~~((e))~~ (d) of this subsection by the number of employees and round to two decimal places.

~~((g))~~ (f) The result is the number of funded learning improvement days for the district.

(3) After the close of the school year, the superintendent shall fund the lesser of:

(a) The number of days determined pursuant to subsection (2) of this section; or

(b) The number of days reported by the district pursuant to WAC 392-140-967.

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-962 Learning improvement days—Salary allocations for learning improvement days. Using the number of learning improvement days determined pursuant to WAC 392-140-961, the superintendent of public instruction shall adjust salary allocations to school districts as follows:

(1) For general apportionment, the derived base salary allocation for learning improvement days as shown on LEAP Document 12E shall be reduced pro rata for any district with less than three learning improvement days in the 2001-02 school year, or less than two learning improvement days in the 2002-03 school year and thereafter in selected state-funded programs.

(2) Special education allocations shall be adjusted based on adjustments to the unenhanced basic education allocation per full-time equivalent student.

(3) For transitional bilingual, highly capable, and learning assistance program allocations, the additional state allocation per pupil for three learning improvement days in the 2001-02 school year and for two learning improvement days in the 2002-03 school year and thereafter as calculated by the superintendent shall be reduced pro rata for any district with ~~((less than three))~~ fewer learning improvement days in selected state-funded programs.

(4) For state institutional education programs the salary allocation for three learning improvement days in the 2001-02 school year and for two learning improvement days in the 2002-03 school year and thereafter as calculated by the superintendent shall be reduced pro rata for any district with ~~((less than three))~~ fewer learning improvement days in state institutional education programs. Educational service districts or contractors operating state-funded institutional education programs shall be eligible for learning improvement day funding in the same manner as school districts.

(5) ~~((The superintendent shall reduce or eliminate a district's))~~ Allocations for learning improvement((s)) days ((if the district fails to report as required by WAC 392-140-967, or if the district's report indicates that the activities provided during learning improvement days do not meet the requirements of WAC 392-140-957)) are subject to adjustment or recovery based on findings of the Washington state auditor and chapters 392-115 and 392-117 WAC.

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-965 Learning improvement days—School district requests for review and adjustment. A school district may at any time request that the superintendent of public instruction review and adjust data and calculations used to determine funding for learning improvement days pursuant to this chapter.

~~((1))~~ Requests for adjustment to the number of days in the base contract in the 1998-99 school year shall be considered if the district shows that:

~~(a) The April 1999 S-275 data or calculations were in error;~~

~~(b) The district reported days in the base contract for services beyond the regular school calendar for a full-time certificated instructional employee of the district;~~

~~(c) The district had a signed multiyear collective bargaining agreement in April 1999 to reduce the number of days in the base contract in subsequent years; or~~

~~(d) Other bona fide adjustments are necessary.~~

~~((2))~~ Requests for adjustment to the number of learning improvement days provided in the 1999-2000 school year and thereafter shall be considered if the district shows that the data or calculations are in error, or other bona fide adjustments are necessary.

~~((3))~~ Requests for adjustment shall be accompanied by the relevant pages of a signed collective bargaining agreement stating the number of days in the base contract in the school district.)

AMENDATORY SECTION (Amending Order 98-07, filed 9/28/99, effective 9/29/99)

WAC 392-140-967 Learning improvement days—School district reporting requirements. After the close of the school year, school districts receiving funding for learning improvement days shall report ((annually to the superintendent of public instruction according to the superintendent's instructions. The report shall show)) the number of learning improvement days provided by the district ((and

~~describe the activities on those days))~~ meeting the requirements of WAC 392-140-950 through 392-140-965.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 392-140-960	Learning improvement days—Determination of the number of days in the base contract in the 1998-99 school year.
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WSR 02-20-068

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed September 30, 2002, 9:42 a.m.]

Date of Adoption: September 27, 2002.

Purpose: The Division of Employment and Assistance Programs is amending the rule to clarify utility allowance language in subsection (3)(a) and (b) and to delete language restricting expedited service start date to only SSI recipients in subsection (5)(c).

Citation of Existing Rules Affected by this Order: Amending WAC 388-406-0015.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Other Authority: 20 C.F.R. 416.2130.

Adopted under notice filed as WSR 02-17-029 on August 12, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 1, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

PERMANENT

AMENDATORY SECTION (Amending WSR 01-18-036, filed 8/28/01, effective 10/1/01)

WAC 388-406-0015 Can I get food assistance right away? (1) When the department gets your food assistance application, we look at your circumstances to see if you can get benefits within five calendar days. This is called "expedited service."

(2) To get expedited service, you must provide proof of 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 utilities; or

(c) You are a destitute migrant or seasonal farm worker household, as defined in WAC 388-406-0021, 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))~~ appropriate utility allowance ~~((SUA))~~ under WAC 388-450-0195, if you have heating or cooling costs and the ~~((SUA))~~ appropriate utility allowance is greater than the amount you pay; or

(b) The amount you pay, if it is greater than the ~~((SUA))~~ appropriate utility allowance.

(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))~~ 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 and are found eligible for food assistance, we give you benefits for no more than two months. If we give you benefits and we need additional information to decide if you are eligible for continued benefits, you have up to thirty days from the date ~~((of application))~~ you applied 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) Gave us all the information we needed to prove eligibility for your last expedited service benefit period; or

(b) 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 02-20-069
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed September 30, 2002, 9:44 a.m.]

Date of Adoption: September 27, 2002.

Purpose: To modify the rules that describe how the department treats time-loss income.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-450-0075; and amending WAC 388-450-0010, 388-450-0025, and 388-450-0030.

Statutory Authority for Adoption: RCW 74.08.090 and 74.04.510.

Adopted under notice filed as WSR 02-16-031 on July 29, 2002.

Changes Other than Editing from Proposed to Adopted Version: Deletions from proposed rule are shown as strike-outs; new text is underlined.

The following changes (by subsection listed) were made to WAC 388-450-0010 to incorporate comments received:

- The title was changed to: "The department takes some or all
- The first sentence in (1) was changed to: Some people who are hurt ~~and cannot work because of their injury on the job~~ can get time-loss benefits because of their injury.
- The first sentence in (2) was changed to: If you are an adult or minor child who gets cash assistance while waiting for your time-loss benefit claim to be processed, you are required to let the department take some or all of your time-loss benefits as repayment for ~~that your~~ cash assistance.
- (4) the entire text was deleted and replaced with: If your assistance unit includes another adult to whom you are not married, the amount of your time-loss benefits we take may be less than the amount of cash assistance you received.
- (5) was changed to: Before Each time we take our portion from your time-loss benefits, the Office of Financial Recovery (OFR) will ~~teH~~ send you a letter telling you how much we are going to takeing.
- (6)(a)(i) was changed to: for the amount we ~~reover~~ are taking; and

PERMANENT

- (6)(b)(i) was changed to: from the amount we ~~can have~~ are taking; or

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 3, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 3, Repealed 1.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

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 388-450-0010 (~~Liens against potential~~) The department takes some or all of your time-loss (~~compensation~~) benefits if you get cash assistance while waiting for your claim to be processed. ((This section applies to TANF/SFA, RCA, GA and TANF/SFA-related medical programs:

(1) ~~By accepting public assistance, adult and minor clients assign to the department the right to recover time-loss compensation.~~

(2) ~~When an assistance unit consists of unmarried parents only, the portion of cash assistance received by the injured parent and the injured parent's natural, adoptive or stepchildren is recoverable by the department.~~

(3) ~~When a client or client's attorney claims allowable attorney fees and costs incidental to an increased award, the office of financial recovery (OFR) will:~~

(a) ~~Determine what portion of the award, if any, resulted directly from the attorney's involvement;~~

(b) ~~Determine the department's proportionate share of attorney fees and costs applicable to the duplicate coverage period; and~~

(c) ~~Deduct the department's share of cost in subsection (b) of this section from the lien for duplicated assistance; or~~

(d) ~~Issue the proportionate share refund to the attorney with a copy of the account summary to the client)~~ (1) Some people who are hurt on the job can get time-loss benefits because of their injury. The time-loss benefits are paid by an agency, such as the department of labor and industries or a private insurance company.

(2) If you are an adult or minor child who gets cash assistance while waiting for your time-loss benefit claim to be processed, you are required to let the department take some or all of your time-loss benefits as repayment for your cash

assistance. We will take our portion of the time-loss benefits before you get yours. You agree to this when you sign the application and accept your cash benefits.

(3) The amount of your time-loss benefits that we take will not be more than the total amount of cash assistance you got while waiting for your claim to be approved.

(4) If your assistance unit includes another adult to whom you are not married, the amount of your time-loss benefits we take may be less than the amount of cash assistance you received.

(5) Each time we take our portion from your time-loss benefits, the office of financial recovery (OFR) will send you a letter telling you how much we are taking.

(6) If you or your attorney claim that you are getting more time-loss benefits because of the help of your attorney, OFR will:

(a) First, figure out:

(i) How much of your time-loss benefits are a direct result of your attorney's work; and

(ii) Our proportionate share of your attorney's fees and costs for the amount we are taking; and

(b) Then, either:

(i) Subtract our share of your attorney's fees and costs from the amount we are taking; or

(ii) Send your attorney their share of the time-loss benefits we have taken.

(c) Send a copy of the account summary to you.

AMENDATORY SECTION (Amending WSR 99-17-025, filed 8/10/99, effective 10/1/99)

WAC 388-450-0025 What is unearned income(€)? This section applies to ((TANF/SFA, RCA, GA, TANF/SFA-related medical and food assistance programs)) cash assistance, food assistance, and medical programs for families, children, and pregnant women.

(1) Unearned income is income ((a person receives)) you get from a source other than employment or self-employment. Some examples of unearned income ((include but are not limited to)) are:

(a) Railroad Retirement;

(b) Unemployment Compensation; ((€))

(c) Social Security benefits (including retirement benefits, disability benefits, and benefits for survivors);

(d) Time loss benefits as described in WAC 388-450-0010, such as benefits from the department of labor and industries (L&I); or

(e) Veteran Administration benefits.

(2) For food assistance ((programs, unearned income includes the)) we also count the total amount of cash benefits due ((the client prior to)) to you before any reductions caused by ((the client's failure)) your failure (or the failure of someone in your assistance unit) to perform an action required under a federal, state, or local means-tested public assistance program, such as TANF/SFA, GA, and SSI.

(3) When we count your unearned income, we count the amount you get before any taxes are taken out.

AMENDATORY SECTION (Amending WSR 99-17-025, filed 8/10/99, effective 10/1/99)

WAC 388-450-0030 What is earned income ((definition:)) ? ((Unless specifically stated:)) This section applies to ((TANF/SFA, RCA, GA, TANF/SFA related medical and)) cash assistance, food assistance, and medical programs for families, children, and pregnant women.

- (1) Earned income ((is:
 - (a) ~~Income a person receives in the form of cash or in-kind, which is a gain or benefit to the person, when earned as a wage, salary, tips, gratuities, commissions, or profit from self-employment activities.~~
 - (b) ~~Income over a period of time for which settlement is made at one time, such as sale of farm crops, livestock, or poultry.~~
- (2) ~~For food assistance programs only, income in-kind is excluded.~~
- (3) ~~Earned income from self-employment is determined as specified under WAC 388-450-0080.~~
- (4) ~~For TANF/SFA, RCA, GA II, and TANF/SFA-related medical assistance, earned income includes time loss compensation as specified in WAC 388-450-0075)) money you get from working. This includes:
 - (a) Wages;
 - (b) Tips;
 - (c) Commissions;
 - (d) Profits from self-employment activities as described in WAC 388-450-0080; and
 - (e) One-time payments for work you did over a period of time.~~
- (2) For cash and medical assistance, we also consider you to have earned income if you work for something other than money, such as your rent.
- (3) When we count your earned income, we count the amount you get before any taxes are taken out.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-450-0075 Income from time-loss compensation.

WSR 02-20-070
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)
 [Filed September 30, 2002, 9:47 a.m.]

Date of Adoption: September 27, 2002.

Purpose: The Division of Employment and Assistance Programs is amending the rule to add the word "review" in subsection (3), which was mistakenly left out of the permanent rule as filed as WSR 02-11-033. The subsection should

have read "If you are a terminated SSI or SSI related client, the department will review your disability status when"

Citation of Existing Rules Affected by this Order: Amending WAC 388-474-0015.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Adopted under notice filed as WSR 02-17-093 on August 20, 2002.

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 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

Brian H. Lindgren, Manager
 Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-11-033, filed 5/7/02, effective 6/7/02)

WAC 388-474-0015 What happens to my categorically needy (CN) medical coverage when my Supplemental Security Income (SSI) cash payment is terminated? (1) Your CN medical coverage (WAC 388-505-0110) continues after an SSI cash payment ends when:

(a) Countable income exceeds the SSI income standard due solely to the annual cost-of-living adjustment (COLA); or

(b) A timely request for a hearing has been filed. CN medical coverage is continued until Social Security Administration (SSA) makes a final decision on the hearing request and on any subsequent timely appeals.

(2) If your SSI ends your CN medical coverage continues for a period of up to one hundred twenty days while the department reviews your eligibility for other cash or medical programs.

(3) If you are a terminated SSI or SSI-related client, the department will review your disability status when:

- (a) You present new medical evidence;
- (b) Your medical condition changes significantly; or
- (c) Your termination from SSI was not based on a review of current medical evidence.

(4) Children terminated from SSI due to loss of disabled status may be eligible for medical benefits under WAC 388-505-0210.

PERMANENT

WSR 02-20-072
PERMANENT RULES
DEPARTMENT OF LICENSING

[Filed September 30, 2002, 11:16 a.m.]

Date of Adoption: September 30, 2002.

Purpose: To establish the rules of professional conduct for geologists, WAC 308-15-140.

Statutory Authority for Adoption: RCW 18.220.040(1), 18.220.050(1).

Adopted under notice filed as WSR 02-16-096 on August 7, 2002.

Changes Other than Editing from Proposed to Adopted Version: Subsection (3)(a) - added the word "specified" which was inadvertently omitted in proposal.

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: Thirty-one days after filing.

September 30, 2002

Alan E. Rathbun

Assistant Director

NEW SECTION

WAC 308-15-140 What are the rules of professional conduct? (1) What are the general responsibilities of a geologist?

(a) A geologist must undertake professional service or render expert opinion only when qualified by training or experience in the technical areas involved.

(b) When serving as an expert or technical witness before a court, commission, or other tribunal, a geologist must express only those opinions founded upon adequate professional knowledge of the matters at issue.

(c) A geologist must sign and stamp only professional work, including, but not limited to, maps and reports for which the geologist has direct professional knowledge, and for which the geologist is in responsible charge.

(d) A geologist must not take credit for work conducted by others. When using the results of other geologists' work in the performance of the practice of geology, a geologist must give due credit to the other geologists by citation or acknowledgement.

(e) A geologist must not knowingly make false statements or misrepresentations, or permit the publication or use

of the geologist's name or work in association with any fraudulent activities.

(f) A geologist must make full disclosure to all parties concerned of any conflict of interest in projects or properties on which the geologist performs work.

(g) If a geologist has knowledge or reasonable cause to believe another person or geologist is in violation of the licensing law, chapter 18.220 RCW, or the related administrative rules, the geologist must present such information in writing to the Washington geologist licensing board.

(h) If a geologist's professional judgment is overruled or not adhered to under circumstances where the geologist has reasonable cause to believe there is a clear and present threat to the public health or welfare or property, the geologist must immediately notify the client/employer of the possible consequences.

(i) A geologist must issue no statements, criticisms, or arguments on geological matters which are inspired or paid for by interested parties, unless the geologist indicates on whose behalf the statements are made.

(j) A geologist must continue the geologist's professional development throughout the geologist's career, and must provide opportunities for the professional development of those individuals under the geologist's supervision.

(2) What are the specific responsibilities of a geologist to an employer or client?

(a) A geologist must avoid conflicts of interest with a client/employer and must disclose the circumstances to the client/employer if a conflict is unavoidable.

(b) A geologist must not, during the time of the geologist's retention or employment by a client/employer, use information developed for, or the resources of, said client/employer for private gain or in any other manner that may conflict with the client/employer's interest without the knowledge and consent of the client/employer, except as specified in subsection (1)(h) of this section. In the case of former client/employers, a geologist must honor agreements with former client/employers with regard to proprietary information, except as specified by subsection (1)(h) of this section.

(c) A geologist must either engage or advise a client/employer to engage other experts or specialists if the client/employer's interests are best served by such service.

(d) A geologist must not accept compensation concurrently from more than one client/employer on a project, unless the circumstances of payment are fully disclosed and agreed to by all financially interested parties.

(e) A geologist must advise the geologist's employers or clients when, as a result of their studies, the geologist believes a project will not be viable.

(f) A geologist must negotiate contracts for professional services fairly and on the basis of demonstrated competence and qualifications for the type of professional service required.

(g) A geologist must not request, propose or accept professional compensation on a contingent basis under circumstances in which the geologist's professional judgment may be compromised.

(3) **What are the specific responsibilities of a geologist to the board?**

(a) A geologist must respond to board formal requests within the time frame and in the manner specified by the board in its request.

(b) Geologists, when requested by the board, must present information and assistance to the board in pursuing violations of laws and rules relating to the practice of geology in the state of Washington.

(4) **What are prohibited acts?** The prohibited acts are found in RCW 18.220.130 and 18.220.170.

WSR 02-20-073

PERMANENT RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed September 30, 2002, 12:01 p.m., effective October 1, 2002]

Date of Adoption: September 27, 2002.

Purpose: The Division of Employment and Assistance Programs is adopting this rule to expand placement opportunities for WorkFirst participants in the community jobs program and simplify the language. The amended rule is WAC 388-310-1300 WorkFirst—Community jobs.

Citation of Existing Rules Affected by this Order: Amending WAC 388-310-1300.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.050, 74.08A.330, and 74.08A.320.

Adopted under notice filed as WSR 02-08-058 on April 1, 2002.

Changes Other than Editing from Proposed to Adopted Version: The following changes were made from the supplemental proposed rule to the adopted rule as a result of comments received: Deleted proposed text is struck through; new text is underlined.

WAC 388-310-1300:

Subsection (1): "The community jobs program is a paid work experience that ~~helps you~~ assists you gain work skills and experience. ~~You are placed in a community job (up to and experience by placing you in a temporary job. twenty-hours per week)~~ where your wages are paid by the community jobs program. ~~You will also receive other services and support to help your move~~ If you participate in the program, you are eligible for support services that assist you in moving into a job where your employer pays all your wages."

Subsection (2): Added the new subsection (2) in its entirety and renumbered the following subsections accordingly.

Former subsection (2), now (3): "~~Who runs~~ Who administers the community jobs program? The state department of community, trade and economic development (DCTED) ~~runs~~ administers the community jobs program. ~~They~~ DCTED contact with local agencies throughout the state, known as the community jobs contractors (~~CJC~~) who develop and manage the community jobs positions, pay the wages, provide sup-

port services and act as the "employer of record" while you are enrolled in a community job."

Former subsection (3), now (4): "(c) Private for profit businesses for career jump placements."

Former subsection (4), now (5): "What are the requirements for work sites?"

Work site for community jobs and career jump:

(a) Must assist in strengthening work ethics, improve workplace skills and help you gain skills to move into a job where the employer pays all your wages. If they do not meet this requirement, they will not be considered for additional community jobs ~~employees jobs/career jump placements~~.

(b) We will follow the employment rules described in WAC 388-310-1500. In any situation where training is inconsistent with the terms of a collective bargaining agreement, your community jobs contractor will obtain written approval from the labor organization concerned. Career jump employers will remain neutral with regard to neutralization in the worksite.

~~(c) Cannot require you~~ You will not be required to do work related to religious, electoral or partisan political activities."

Former subsection (5), now (6): "(c) Working twenty ~~or more~~ hours per week, while being paid federal or state minimum wage, whichever is higher; and

(d) ~~Earning sick leave and paid personal leave at the rate agreed upon by DCTED and the CJC. as determined by DCTED.~~

Former subsection (6), now (7): "(a) You would benefit from ~~CJ~~ community jobs after you ~~finished~~ have participated in job search without finding a job; and/or."

Former subsection (7), now (8): "When you are placed in the community jobs program by DSHS:

(a) You will be assigned to a community job ~~position by the community jobs contractor~~ for no more than nine ~~months;~~ months. You will work twenty hours a week and participate in other unpaid activities for twelve to twenty additional hours per week;

(b) Your placement in community jobs will be reviewed by your DSHS case manager every ninety days ~~three months~~ during your nine-month placement for the following:

(i) ~~Your continuing TANF/SFA eligibility;~~ To ensure you are TANF/SFA eligible; and

(ii) ~~Any~~ To verify any earned or unearned income received by you or another member of your assistance unit (that is, you and other people in your household who are included in your cash ~~grant~~); and grant).

~~(iii) Whether the community jobs position is actually helping you become more employable.~~

(c) Your community jobs contractor will review your case each month to ensure you are following your IRP and IDP, participating full time, and becoming more employable because of your community job;

(d) If you request a different community jobs placement, we do not consider your request a refusal to participate without good cause under WAC 388-310-1600. You may be asked to explain why you want a different placement;

(e) Grievance policies are in place for your protection. You will be required to sign an acknowledgment that you received a copy of this policy at the time of placement with the employer."

Subsection (10): Added this new subsection in its entirety.

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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: The department needed additional time to clarify and incorporate comments from the public hearing. An immediate effective date is required because of imminent peril to the public health, safety and welfare. If we do not open community jobs to private businesses as soon as possible, TANF/SFA recipients may have to wait up to nine months for placement, or not receive placement, and remain dependent on TANF/SFA assistance.

Effective Date of Rule: October 1, 2002.

September 27, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 99-08-051, filed 4/1/99, effective 5/2/99)

WAC 388-310-1300 Community jobs ((~~program~~)).

(1) What is the community jobs program?

~~((The)) Community jobs((program helps you gain work skills and experience by enrolling you in a temporary, subsidized job. You will also receive other services and support to help you move into unsubsidized employment as quickly as possible.~~

~~(a) The state department of community, trade and economic development (DCTED) administers the community jobs program.~~

~~(b) DCTED selects community jobs contractors (CJC) by using a competitive "requests for proposal" process. DCTED, based upon the successful proposals, develops contracts specific to each selected community jobs contractor.~~

~~(c) The CJCs develop and manage the community jobs positions, pay the wages, provide support services and act as the "employer of record" while you are enrolled in a subsidized community job.~~

~~(d) Employers at the community jobs work sites must take actions to help participants move into unsubsidized~~

~~employment. If they do not meet this requirement, they will not be considered for additional community jobs employees.~~

~~(e) The department of social and health services funds the community jobs program and reimburses your wages to the CJs.~~

~~(2) How will I be affected if I am enrolled in the community jobs program?~~

~~If you are enrolled in the community jobs program:~~

~~(a) Your case manager will assign you to a community job position for no more than nine months.~~

~~(b) You may be assigned to a community job position when:~~

~~(i) You have gone through job search without finding a job; and/or~~

~~(ii) You and your case manager decide you need a supportive work environment to help you become more employable.~~

~~(c) You may not be enrolled in any community jobs position that requires you to do work related to religious, electoral or partisan political activities.~~

~~(d) You, your case manager and the CJC will review the appropriateness of your community jobs position every ninety days during your nine month placement, looking at:~~

~~(i) Your continued TANF/SFA eligibility;~~

~~(ii) Any earned or unearned income received by you or another member of your assistance unit (that is, you and other people in your household who are included on your cash grant); and~~

~~(iii) Whether the community jobs position is actually helping you become more employable.~~

~~(e) You may work twenty or more hours per week in the community jobs position and will be paid the federal or state minimum wage, whichever is higher.~~

~~(f) You will earn sick leave and annual leave at the rate agreed upon by DCTED and the CJC for community jobs participants.~~

~~(g) The amount of your TANF/SFA monthly grant will be determined by following the rules in WAC 388-450-0050 and 388-450-0215 (1), (3), (4), (5) and (6). WAC 388-450-0215 (2), does not apply to your community jobs wages.~~

~~(3) What kind of employers provide community jobs work sites?~~

~~The CJC may ask the following categories of employers to provide you with a community job work site:~~

~~(a) Federal, state or local governmental agencies and tribal governments; and~~

~~(b) Private and tribal nonprofit businesses, organizations and educational institutions)) is a paid work experience that assists you to gain work skills and experience. You are placed in a community job (up to twenty hours per week) where your wages are paid by the community jobs program. If you participate in the program, you are eligible for support services that assist you in moving into a job where your employer pays all your wages.~~

(2) What is career jump?

Career jump offers job-ready community jobs participants an opportunity to gain paid work experience that leads to a permanent job. This program is a subset of community jobs and will be referred to as such. Career jump places you

in a part time (up to twenty hours per week), community job where your earnings are paid by the community jobs program, for up to five months, at which time you will transition to the employer's payroll. You will be provided with support services to assist you in retaining your job through the ninth month of the program. At or before the fifth month, the employment opportunity will be above minimum wage, thirty-two or more hours per week and include wage progression and benefits comparable to other employees.

(3) Who administers the community jobs program?

The state department of community, trade, and economic development (DCTED) administers the community jobs program. DCTED contract with local agencies throughout the state, known as community jobs contractors who develop and manage the community jobs positions, pay the wages, provide support services and act as the "employer of record" while you are enrolled in a community job.

(4) What types of work sites are used to provide community jobs?

The following work sites may be used to provide community jobs:

(a) Federal, state or local governmental agencies and tribal governments;

(b) Private and tribal nonprofit businesses, organizations and educational institutions;

(c) Private for profit businesses for career jump placements.

(5) What are the requirements for the work sites?

Work sites for community jobs and career jump:

(a) Must assist in strengthening work ethics, improve workplace skills and help you gain skills to move into a job where the employer pays all your wages. If they do not meet this requirement, they will not be considered for additional community jobs/career jump placements.

(b) We will follow the employment rules described in WAC 388-310-1500. In any situation where training is inconsistent with the terms of a collective bargaining agreement, your community jobs contractor will obtain written approval from the labor organization concerned. Career jump employers will remain neutral with regard to neutralization in the worksite.

(c) You will not be required to do work related to religious, electoral or partisan political activities.

(6) What are the benefits of community jobs?

You benefit from community jobs by:

(a) Learning work skills;

(b) Getting work experience;

(c) Working twenty hours per week, while being paid federal or state minimum wage, whichever is higher; and

(d) Earning paid personal leave as determined by DCTED.

(7) How do I get into community jobs?

You will be placed into community jobs after you and your DSHS case manager decide:

(a) You would benefit from community jobs after you have participated in job search without finding a job; and/or

(b) You need a supportive work environment to help you become more employable.

(8) What happens after I am placed in the community jobs program?

When you are placed in the community jobs program by DSHS:

(a) You will be assigned to a community job by the community jobs contractor for no more than nine months. You will work twenty hours a week and participate in other unpaid activities for twelve to twenty additional hours per week;

(b) Your placement in community jobs will be reviewed by your DSHS case manager every three months during your nine-month placement for the following:

(i) To ensure you are TANF/SFA eligible; and

(ii) To verify any earned or unearned income received by you or another member of your assistance unit (that is, you and other people in your household who are included on your cash grant).

(c) Your community jobs contractor will review your case each month to ensure you are following your IRP and IDP, participating full time, and becoming more employable because of your community job;

(d) If you request a different community jobs placement, we do not consider your request a refusal to participate without good cause under WAC 388-310-1600. You may be asked to explain why you want a different placement;

(e) Grievance policies are in place for your protection. You will be required to sign an acknowledgment that you received a copy of this policy at the time of placement with the employer.

(9) How does community jobs affect my TANF benefits?

The amount of your TANF/SFA monthly grant will be determined by following the rules in WAC 388-450-0050 and 388-450-0215 (1), (3), (4), (5) and (6). WAC 388-450-0215(2), does not apply to your community jobs wages.

(10) What can I expect from my career jump placement?

(a) You cannot represent more than ten percent of the total labor force for an employer that has ten or more employees.

(b) No more than one community jobs participant shall be allowed per private for profit worksite supervisor.

(c) You will participate in developing a career progression plan that will include health care benefits comparable to other employees.

(d) You may be eligible for unemployment benefits if you have participated in community jobs' career jump and have worked at least six hundred eighty hours in a base year. You will gain unemployment insurance credits for all hours worked under your career jump placement.

(e) Your employer and your community jobs contractor will be required to follow DCTED's contractual agreements for career jump.

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

WSR 02-20-076
PERMANENT RULES
STATE BOARD OF HEALTH
 [Filed September 30, 2002, 1:41 p.m.]

Purpose: These rules require public schools to screen all students for scoliosis in grades five and seven and nine, with limited exceptions. Screening program requirements are established for program personnel, screening standards, record keeping and notification to parents/guardians.

Citation of Existing Rules Affected by this Order: Amending chapter 246-762 WAC, Scoliosis screening—School districts.

Statutory Authority for Adoption: RCW 28A.210.200.

Adopted under notice filed as WSR 02-15-162 on July 23, 2002.

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 6, 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 6, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

M. C. Selecky
Secretary

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-001 (~~(Declaration of purpose.)~~) **What is the purpose of scoliosis screening in public schools?** (~~The following rules are adopted pursuant to chapter 28A.31 RCW, wherein is contained the mandate that the superintendent of public instruction shall provide for and require screening for scoliosis of school children in the state of Washington. It is the purpose of such screening to identify those children who may have a lateral curvature of the spine.)~~ The purpose of scoliosis screening in public schools is early detection and notification of parents and guardians about the condition and the need for referral for early diagnosis and possible treatment.

AMENDATORY SECTION (Amending Order 249B, filed 3/3/92, effective 4/3/92)

WAC 246-762-010 (~~(Examinations of school children for scoliosis—Definitions.)~~) **What words and terms are defined for this chapter?** (1) "Proper training" means instruction and training appropriate for persons who perform

scoliosis screening procedures. Proper training is provided by, or under the supervision of, a physician(s) licensed (~~pursuant to~~) under chapters 18.57 or 18.71 RCW (~~specializing in orthopedic, physiatric, or rehabilitative medicine~~), or a registered nurse licensed (~~pursuant to~~) under chapter 18.79 RCW (~~18.88-130~~) who has had specialty training in scoliosis detection (~~and appropriate for persons who perform the screening procedures referred to in WAC 246-762-040~~).

(2) (~~"Pupil" means a student enrolled in the public school system in the state.~~

(3)) "Public schools" means common schools referred to in Article IX of the state Constitution and those schools and institutions of learning having a curriculum below the college or university level (~~as now or may be~~) established by law and maintained at public expense.

((4)) (3) "Qualified licensed health practitioners" means physicians licensed (~~pursuant to~~) under chapters 18.57 and 18.71 RCW, registered nurses licensed (~~pursuant to~~) under chapter 18.79 RCW (~~18.88-130~~), and physical therapists licensed (~~pursuant to~~) under chapter 18.74 RCW, practicing within the scope of their field as defined by the appropriate regulatory authority.

((5)) (4) "Scoliosis" includes idiopathic scoliosis and kyphosis. "Idiopathic" means "of unknown origin." "Scoliosis" means "an appreciable lateral deviation in the normally straight vertical line of the spine as viewed from the back." "Kyphosis" means "an abnormally increased convexity in the curvature of the thoracic spine as viewed from the side."

((6)) (5) "Screening" means a procedure (~~to be~~) performed for the purpose of detecting the possible presence of (~~the condition known as~~) scoliosis, except as provided for in WAC 246-762-070.

((7)) (6) "Superintendent" means the superintendent of public instruction (~~pursuant to~~) under Article III of the state Constitution or his or her designee.

AMENDATORY SECTION (Amending Order 249B, filed 3/3/92, effective 4/3/92)

WAC 246-762-020 (~~(Criteria for selection of children for scoliosis screening.)~~) **When are students screened for scoliosis?** Each public school shall annually screen all (children) students in grades five, seven, and nine (shall be screened annually except as provided for in RCW 28A.210.240) except students with a valid written exemption request from a parent or guardian. Valid exemption requests must certify scoliosis screening conflicts with philosophical or religious beliefs or the student is under the care of a health care provider for spinal curvature or a related medical condition.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-030 (~~(Qualification of personnel.)~~) **What are the qualifications for persons who do screening?** (1) (~~Screening shall be conducted by school physicians, school nurses, qualified licensed health practitioners, physi-~~

~~real education instructors, other school personnel, or persons designated by school authorities who have received proper training in screening techniques for scoliosis.)~~ Persons who screen for scoliosis must be school physicians, school nurses, qualified licensed health practitioners, physical education instructors, other school personnel, or other persons designated by school authorities who have received proper training.

(2) Each school district shall designate one individual of the district's staff who ~~((shall be))~~ is responsible for the administration of scoliosis screening. This individual's training and experience ~~((shall))~~ must be appropriate to perform the following tasks:

(a) ~~((To))~~ Develop an administrative plan for conducting scoliosis screening in the district in cooperation with the appropriate school personnel ~~((in order to)).~~ The plan must ensure the program can be carried out efficiently with minimum disruption, ((to)) and include arrangement of appropriate scheduling for scoliosis screenings;

(b) ~~((To))~~ Secure appropriate personnel with proper training to carry out the screening program ~~((and to ensure such personnel receive proper training to conduct the necessary screening procedures));~~

(c) ~~((To))~~ Ensure accurate and appropriate ~~((records are made, to))~~ recordkeeping, make recommendations appropriate to the needs of each ~~((child))~~ student whose screening test is indicative of possible scoliosis, and ~~((to))~~ provide copies of these records to parents or legal guardians of ~~((the child, as provided for in section 4, chapter 216, Laws of 1985))~~ each student; and

(d) ~~((To))~~ Disseminate information to other school personnel ~~((explaining))~~ to explain the purpose of the program, and to ~~((acquaint them with))~~ inform them of the criteria which might ~~((denote))~~ indicate the need for referral for scoliosis screening; and

(e) To institute a procedure to evaluate the effectiveness and accuracy of the screening program.

AMENDATORY SECTION (Amending Order 249B, filed 3/3/92, effective 4/3/92)

WAC 246-762-040 ~~((Screening procedures.))~~ **What are the medical standards for screening?** The screening procedures ~~((shall))~~ must be consistent with nationally accepted standards for scoliosis screening and published by the American Academy of Orthopedic Surgeons as contained in *Screening Procedure Guidelines* ~~((, to))~~ for Spinal Deformity. These guidelines may be obtained from the Scoliosis Research Society.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-762-050 ~~((Screening results—Recording and referral procedures.))~~ **What happens to screening results?** ~~((A record of the "screening" results shall be made of each child suspected of having scoliosis and copies of the results shall be sent to the parents or guardians of the children.))~~ The school shall create a record of screening results

for each student suspected of having scoliosis, and shall notify the parent or legal guardian of the student. The notification ~~((shall))~~ must include an explanation of scoliosis, the significance of treating scoliosis at an early stage, the services generally available from a qualified licensed health practitioner for treatment after diagnosis, and a method for the school to receive follow-up information from health care providers.

WSR 02-20-077

PERMANENT RULES

DEPARTMENT OF HEALTH

(Nursing Care Quality Assurance Commission)

[Filed September 30, 2002, 1:45 p.m.]

Date of Adoption: September 13, 2002.

Purpose: WAC 246-840-311 ARNP previously adopted specialties, this rule will allow those persons whose specialty area has been eliminated for new applicants to renew their licenses. The proposal outlines procedures for ARNPs who were originally certified in certain specialties, to enable them to maintain their license in the specialty area.

Statutory Authority for Adoption: RCW 18.79.110.

Adopted under notice filed as WSR 02-14-048 on June 27, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 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: Thirty-one days after filing.

September 13, 2002

Joanna Boatman, RN

Chair

NEW SECTION

WAC 246-840-311 ARNP previously adopted specialties. (1) The nursing care quality assurance commission recognizes the need to provide for renewing the licenses of advanced registered nurse practitioners certified in:

- Community health nurse;
- Maternal/GYN/neonatal nurse;
- Medical/surgical nursing;
- Occupational health nurse;
- Neurosurgical nursing; or
- Enterostomal therapy.

(2) Failure to renew. If any current credential holder of one or more of the above six categories fails to renew his or her credential(s), then upon the expiration of the current credential listed above, the nursing care quality assurance commission will not renew or recognize the specialty certification(s) listed above for that individual according to the requirements of WAC 246-840-360.

(3) Existing licenses only. This rule applies only to existing licensees issued credentials in the above six categories by the Washington state nursing care quality assurance commission. No new applications will be accepted for certification in the above six categories.

WSR 02-20-078
PERMANENT RULES
DEPARTMENT OF HEALTH
 [Filed September 30, 2002, 1:46 p.m.]

Date of Adoption: September 6, 2002.

Purpose: This order repeals rules to implement chapter 223, Laws of 2002. New legislation repealed the Department of Health credential for adult family home providers and resident managers. Repeal of the rules is part of the implementation of the legislation.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-328-200 and 246-328-990.

Statutory Authority for Adoption: Chapter 223, Laws of 2002.

Adopted under notice filed as WSR 02-14-054 on June 27, 2002.

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 2.

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: Thirty-one days after filing.

September 27, 2002

M. C. Selecky
 Secretary

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- | | |
|-----------------|--|
| WAC 246-328-200 | HIV/AIDS prevention and information education requirements. |
| WAC 246-328-990 | Adult family home provider or resident manager fees and renewal cycle. |

WSR 02-20-079
PERMANENT RULES
STATE BOARD OF HEALTH
 [Filed September 30, 2002, 1:48 p.m.]

Purpose: These rules require public schools to screen all students for loss of auditory and visual acuity in grades kindergarten, one, two, three, five and seven and when a student is referred for screening. Screening program requirements are established for program personnel, screening standards, record keeping and notification of parents/guardians.

Citation of Existing Rules Affected by this Order: Amending chapter 246-760 WAC, Auditory and visual standards—School districts.

Statutory Authority for Adoption: RCW 28A.210.200.

Adopted under notice filed as WSR 02-15-163 on July 23, 2002.

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 10, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 10, 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 10, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 27, 2002

M. C. Selecky
 Secretary

AMENDATORY SECTION (Amending Order 225B, filed 12/23/91, effective 1/23/92)

WAC 246-760-001 ((Purpose)) What is the purpose of these rules? ((The following regulations are adopted pursuant to)) These rules implement chapter 32, Laws of 1971((; wherein is contained the legislative mandate that)). Under this chapter, each board of school directors in the state shall

PERMANENT

provide for and require screening of the auditory and visual acuity of children attending schools in their districts to ~~((ascertain))~~ determine if any ~~((of such))~~ children ~~((“))~~ have defects sufficient to retard them in their studies. ~~((“It is the purpose of such screening procedures to identify those children who are likely to have visual or auditory defects. In addition to the requirements of these regulations, the need for appropriate educational services as provided in chapter 28A.210 RCW must be recognized and arranged for those children whose visual or auditory handicaps warrant special facilities or educational methods.”))~~ Each board of school directors shall establish procedures to implement these rules.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-020 ~~((Criteria for selection of children for screening.))~~ How frequently must schools screen children? ~~((Boards of))~~ Schools ~~((directors))~~ shall ~~((require))~~ conduct auditory and visual screening of children ~~((as follows))~~:

- (1) ~~((Schools shall screen all children))~~ In kindergarten and grades one, two, three, five, and seven~~((:)); and~~
- (2) ~~((Schools shall promptly screen all children having a))~~ For any child showing symptoms of possible loss in auditory or visual acuity referred to the district by parents, guardians, or school staff.
- (3) If ~~((manpower))~~ resources permit, schools shall annually screen children at other grade levels.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-030 What are the auditory acuity screening standards~~((—))~~ for screening equipment and procedures~~((:))~~? (1) Schools shall use auditory screening equipment providing tonal stimuli at frequencies at one thousand, two thousand, and four thousand herz (Hz) at hearing levels of twenty ~~((or twenty-five))~~ decibels (dB), as measured at the earphones, in reference to American National Standards Institute (ANSI) ~~((1969))~~ 1996 standards.

(2) Qualified persons ~~((shall))~~ will check the calibration of ~~((said))~~ frequencies and intensity at least every twelve months, at the earphones, using equipment designed for audiometer calibration.

AMENDATORY SECTION (Amending Order 225B, filed 12/23/91, effective 1/23/92)

WAC 246-760-040 What are the procedures for auditory acuity screening ~~((procedures))~~? (1) Schools shall screen all children referenced in WAC 246-760-020 on an individual basis at one thousand, two thousand, and four thousand Hz.

(2) The screener shall:

(a) Present each of the tonal stimuli at a hearing level of twenty ~~((or twenty-five))~~ dB based on the ANSI ~~((1969))~~ 1996 standards;

(b) Conduct screenings in an environment free of extraneous noise;

(c) If at all possible, complete screening within the first semester of each school year;

(d) Place the results of screenings, any referrals, and referral results ~~((of such referrals))~~ in each student's health and/or school record; and

(e) Forward the results to the student's new school if the student transfers.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-050 What are the auditory acuity screening ~~((failure—))~~ referral procedures~~((:))~~? ~~((Boards of school directors shall establish procedures requiring school districts:~~

~~((1) Rescreen students not responding to one or more frequencies in either ear in three to six weeks after the initial screening, and))~~ (1) If a child does not respond to one or more frequencies in either ear:

(a) The school must rescreen the child within six weeks; and

(b) Notify their teachers of the need for preferential positioning in class because of the possibility of decreased hearing~~((:)); and~~

~~((2))~~ (c) Notify the parents or legal guardian of the need for audiological evaluation if the student fails the second screening.

~~((3))~~ (2) Schools shall notify parents or legal guardian of the need for medical evaluation if:

- (a) Indicated by audiological evaluation~~((:));~~ or
- (b) Audiological evaluation is not available.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-060 What are the auditory acuity screening~~((—))~~ qualifications ~~((of))~~ for personnel~~((:))~~? Each school district shall designate a district audiologist or district staff member having:

(1) Responsibility for ~~((the administration of))~~ administering the auditory screening program ~~((in conformity with these regulations)); and~~

(2) Training and experience ~~((appropriate))~~ to:

(a) Develop an administrative plan for conducting auditory screening in cooperation with the appropriate school personnel ~~((in order))~~ to ensure the program ~~((can be))~~ is carried out efficiently and effectively;

(b) Obtain the necessary instrumentation for carrying out the screening program, and ensuring the equipment is in proper working order and calibration; and

(c) Secure appropriate personnel for carrying out the screening program, if ~~((such))~~ assistance is necessary, and for assuring ~~((such))~~ these personnel are sufficiently trained to:

(i) Understand the purposes and regulations involved in the auditory screening programs; and

(ii) Utilize the screening equipment ~~((in an appropriate manner))~~ to ensure maximum accuracy~~((:));~~

(d) Ensure records are made and distributed as appropriate; and

(e) Disseminate information to other school personnel (~~(acquainting)~~) familiarizing them with aspects of a child's behavior (~~(denoting)~~) indicating the need for referral for auditory screening.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-070 What visual acuity screening equipment(+) must be used? (~~(Boards of school districts shall require)~~) Personnel conducting the screening must use a Snellen test chart for screening for distance central vision acuity(~~(- Provided, That)~~). Either the Snellen E chart or the standard Snellen distance acuity chart may be used as appropriate to the child's age and abilities. The test chart (~~(shall)~~) must be properly illuminated and glare free.

Other screening procedures equivalent to the Snellen test may be used only if approved by the state board of health.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-080 What are the visual acuity screening procedures(+)? (1) Schools shall:

(a) Screen children (~~(wearing glasses)~~) with corrective lenses for distance viewing with their (~~(glasses)~~) corrective lenses on;

(b) Place the results of screening, any referrals, and referral results (~~(of such referrals)~~) in each student's health and/or school record; and

(c) Forward the results to the student's new school if the student transfers.

(2) (~~(When a child is observed by)~~) If school personnel (to demonstrate) observe a child with other signs or symptoms related to eye problems (~~(to the extent such)~~) and if the signs or symptoms negatively influence the child in his or her studies, school personnel shall refer the child to the parents or guardians for professional care.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-090 What are the visual acuity screening (failure—) referral procedures(+)? (~~(Boards of school directors shall require)~~) Schools shall rescreen students having a visual acuity of 20/40 or less in either eye as determined by the Snellen test or its approved equivalent within two weeks or as soon as possible after the original screening. Failure is indicated by the inability to identify the majority of letters or symbols on the thirty foot line of the test chart at a distance of twenty feet.

Schools shall inform parents or guardians of students failing the second screening, in writing, of the need and importance (~~(of)~~) for the child (~~(receiving)~~) to receive professional care.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

WAC 246-760-100 What are the qualifications (of) for visual screening personnel(+)? (1) Screening (~~(shall)~~) must be performed by persons competent to administer (~~(such)~~) screening procedures as a function of their professional training and background (~~(and)~~) or special training and demonstrated competence under supervision.

(2) Technicians and nonprofessional volunteers (~~(shall)~~) must have adequate preparation and thorough understanding of the tests as demonstrated by their performance under supervision.

(3) Supervision, training, reporting and referral shall be the responsibility of a professional person specifically designated by the school administration. He or she may be a school nurse or public health nurse, a special educator, teacher or administrator who possesses basic knowledge of the objectives and methods of visual acuity screening, supervisory experience and ability, demonstrated ability to teach others and demonstrated capacity to work well with people.

(4) Screening (~~(will)~~) may not be performed by (~~(ophthalmologists)~~) ophthalmologists, optometrists, or opticians or any individuals (~~(where)~~) who may have a conflict of interest (~~(might occur)~~).

WSR 02-20-082

PERMANENT RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Order 02-249—Filed September 30, 2002, 3:52 p.m.]

Date of Adoption: September 27, 2002.

Purpose: Amend personal use rules.

Citation of Existing Rules Affected by this Order:
Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

Adopted under notice filed as WSR 02-13-088 on June 18, 2002, and WSR 02-15-106 on July 17, 2002.

Changes Other than Editing from Proposed to Adopted Version: Changes to WSR 02-13-088: Marine protected area changes adopted in WSR 02-17-017; lower Columbia sturgeon release not adopted. Changes to WSR 02-15-106: None.

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 Mak-

ing: 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.

September 30, 2002

Nancy Burkhart
for Russ Cahill, Chair
Fish and Wildlife Commission

AMENDATORY SECTION (Amending Order 02-158, filed 7/16/02, effective 8/16/02)

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 fourteen inches. Release wild cutthroat. Release all steelhead June 1 through 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.

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.

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 and March 1 through last Saturday in April. Selective gear rules except electric motors allowed. All species: Release all fish.

American Lake (Pierce County): Chumming permitted.

American River (Yakima County): Selective gear rules.

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): Mouth to Highway 20 Bridge: 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.

Highway 20 Bridge to Baker River fish barrier dam: Closed waters June 1 through August 31.

Banks Lake (Grant County): Perch: Daily limit twenty-five.

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 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 adult chinook.

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.

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 August 31 season. Trout: Release all cutthroat trout.

Big Four Lake (Columbia County): March 1 through October 31 season. Fly fishing only. Fishing from any floating device prohibited. Trout: Daily limit two.

Big Lake (Skagit County): 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 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. Closed waters: Upstream from cable crossing to posted signs at fence. Nonbuoyant lure restriction and night closure. 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): April 1 through September 30 season.

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 waterfall approximately 2 miles upstream: Closed waters. From waterfall approximately 2 miles upstream of mouth to USFS Road #4930 Bridge: Selective gear rules.

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): Salmon: Landlocked salmon rules apply.

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 Creek (Pend Oreille County): Fly fishing only.

Browns Lake (Pend Oreille County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: No more than one fish greater than 11 inches in length may be retained.

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. Whitefish gear rules apply.

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.

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.

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. Non-buoyant 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 Decem-

ber 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.

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. Salmon: Open only September 16 through November 30. Daily limit 4 hatchery coho salmon.

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.

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.

Castle Lake (Cowlitz County): Selective gear rules. Trout: Daily limit one, minimum length sixteen inches.

Cattail Lake (Grant County): April 1 through September 30 season.

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 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.

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 August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only April 16 through July 31 from mouth to high bridge, September 16 through January 31 from mouth to Porter Bridge, and October 16 through last day in February from Porter Bridge to high bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. September 16 through November 30, mouth to Porter Bridge, the daily limit may contain no more than one adult chinook. October 16 through November 30, Porter Bridge to High Bridge, release adult chinook. December 1 through January 31, mouth to Porter Bridge, the daily limit may contain no more than one wild adult coho, and release adult chinook. December 1 through last day in February, Porter Bridge to High Bridge, release adult chinook and wild adult coho. Sturgeon: Open year-round from mouth to high bridge on Weyerhaeuser 1000 line.

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.

Chelan Hatchery Creek (Chelan County): Closed waters.

Chelan Lake (Chelan County): Closed waters: Within 400 feet of all tributaries south of a line from Purple Point at Stehekin and Painted Rocks. Trout except kokanee and lake trout: Daily limit 5. Release wild cutthroat. Lake trout not counted in daily trout limit. Lake trout no minimum size, no daily limit. Kokanee not counted in daily trout limit. Kokanee daily limit five, no minimum length. Burbot: Set line gear allowed. North of a line between Purple Point at Stehekin and Painted Rocks: April 1 through July 31: All species: Release all fish. Salmon: Open only May 1 through May 31 south of a line from Purple Point to Painted Rocks: Daily limit 1, minimum length 15 inches.

Chelan Lake Tributaries (Chelan County), from mouths upstream one mile except Stehekin River: August 1 through September 30 season. Selective gear rules. Trout: Release wild cutthroat.

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. Whitefish gear rules apply.

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: Release all cutthroat. Additional season November 1 through May 31, 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. Salmon minimum size 8 inches. Release wild coho at all times and release wild chinook January 1 through July 31.

Cispus River, North Fork (Lewis County): Trout: No more than one over twelve inches in length. Release cutthroat.

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: Land-locked salmon rules apply.

Clear Lake (Spokane County): Last Saturday in April through October 31 season.

Clear Lake (Thurston County): Last Saturday in April through October 31 season.

Clearwater River (Jefferson County):

From mouth to Snahapish River: June 1 through April 15 season. 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.

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. Above Cle Elum Lake to outlet of Hvas Lake: Selective gear rules. Additional December 1 through March 31 season mouth to Cle Elum Dam. Whitefish gear rules apply.

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.

Coffee Pot Lake (Lincoln County): March 1 through September 15 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.

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 Pond (Benton County): Juveniles and holders of disability licenses only. All species: Daily limit of five fish combined.

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: Below Priest Rapids Dam: 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, daily limit 2 salmon. Release chum, sockeye, wild coho, chinook less than 24 inches in length, and coho less than 16 inches in length. October 1 through December 31 daily limit 6 fish of which no more than 2 may be adult salmon. 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 and wild chinook. 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: 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 May 16 through March 31. May 16 through July 31 daily limit 6 fish, except release all salmon except jack chinook. 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. Release wild chinook January 1 through March 31.

From the I-5 Bridge to the Highway 395 Bridge at Pasco: 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. September 1 through October 15: Non-buoyant 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. Sturgeon: (1) Sturgeon fishing is closed from Bonneville Dam to a line from a boundary marker on the Washington shore approximately 4,000 feet below the fish ladder to the downstream end of Cascade Island to an Oregon angling boundary on Bradford Island. (2) It is unlawful to fish for sturgeon except with hand-casted lines from shore from Bonneville Dam to a line from the Hamilton Island boat ramp to an Oregon boundary marker on Robins Island. (3) It is unlawful to fish for sturgeon or possess sturgeon taken from a floating device May 1 through July 15 downstream from the Bonneville Dam boating deadline to a line between markers on the shore at Beacon Rock. (4) Release sturgeon September 1 through December 31 from the upstream line of Bonneville Dam and 400 feet below McNary Dam. Salmon: Open only June 16 through December 31 except closed November 1 through December 31 from Beacon Rock to Bonneville Dam. June 16 through July 31, daily limit 6 fish, except release all salmon except jack chinook. August 1 through December 31, daily limit 6 fish of which no more than 2 may be adult salmon. Release chum and sockeye. Release wild coho downstream of Bonneville Dam.

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. 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 1 through June 15 to fishing from the bank on the hatchery side of the river. Trout: Release all fish

except hatchery steelhead. Salmon and trout: Daily limit 2 fish combined.

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.

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 mid-stream 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 October 22. Daily limit 6 fish of which no more than 2 may be adult salmon.

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. Sturgeon: Release all sturgeon.

Above Chief Joseph Dam: See Lake Roosevelt and Rufus Woods Lake.

Colville River (Stevens County):

From mouth to bridge at Town of Valley: Year-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 five fish not more than one of which may be longer than 18 inches. Sturgeon: Unlawful to fish for or retain sturgeon.

From bridge at Valley upstream and tributaries: Selective gear rules.

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.

Cooper River (Kittitas County): Mouth to Cooper Lake: Selective gear rules.

Coot Lake (Grant County): April 1 through September 30 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. Release adult chinook.

Cottage Lake (King County): Last Saturday in April through October 31 season.

Cottonwood Creek (Lincoln County): Year-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.

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. Release cutthroat. 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-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 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 year-round. Daily limit 6 fish of which no more than 2 may be adult salmon, except May 1 through July 31 the daily limit may contain no more than one adult salmon. Release chum and wild coho August 1 through April 30. Release wild chinook January 1 through July 31. Mill Creek to Blue Creek - release all chinook October 1 through December 31.

From Mayfield Dam to mouth of Muddy Fork: Year-round season. Trout: Release cutthroat. Salmon: Open year-round from upstream boundary of Lake Scanewa. Daily limit 6 fish of which no more than 2 may be adult salmon. Salmon minimum size 8 inches. Release wild coho. Release wild chinook January 1 through July 31.

Cowlitz River, Clear and Muddy Forks (Lewis County): Trout: Daily limit five, no more than one over twelve inches in length may be retained. Release cutthroat.

Coyote Creek and Ponds (Adams County): April 1 through September 30 season.

Crab Creek (Adams/Grant counties):

From Highway 26 to Morgan Lake Road in Section 36: March 1 through September 30 season.

From Morgan Lake Road in Section 36 to O'Sullivan Dam (including Marsh Unit I and II impoundments): Closed waters.

Crab Creek (Lincoln/Grant counties) and tributaries: Year-round season. Closed waters: March 1 through May 31 from State Highway 17 to Grant County Road 7.

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 except electric motors allowed, 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): April 1 through September 30 season.

De Coursey Pond (Pierce County): Last Saturday in April through November 30 season. Juveniles only. Salmon: Land-locked salmon rules apply.

Deep Creek (Clallam County): December 1 through last day in February season. All species: Release all fish except up to two hatchery steelhead may be retained.

Deep Creek (tributary to Bumping Lake) (Yakima County): Mouth to second bridge crossing on USFS Rd. 1808 (approximately 3.7 miles from junction of USFS Rds. 1800 and 1808): Closed waters.

Deep Lake (Grant County): Last Saturday in April through September 30 season.

Deep Lake (Stevens County): Last Saturday in April through October 31 season.

Deep Lake (Thurston County): Last Saturday in April through October 31 season.

Deep River (Wahkiakum County): Year-round season. Trout: Minimum length 14 inches. Salmon: Open year-round only from mouth to town bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum and wild coho. Release wild chinook January 1 through July 31.

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: Year-round season. Selective gear rules. All game fish: Release all fish except 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.

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. 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.

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): 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 rivers, October 16 through last day in February season. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through December 31 from mouth to the hatchery intake pipe at river mile 11.3. Daily limit 4 hatchery 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.

Easton Lake (Kittitas County): Saturday before Memorial Day through October 31 season. Trout: Daily limit five fish of which no more than 2 may be trout other than Eastern brook trout. Minimum length 8 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 October 31 season.

Eightmile Lake (Chelan County): Trout: Daily limit five, not more than two mackinaw may be retained.

Elbow Lake (Stevens County): Last Saturday in April through October 31 season.

Elk River (Grays Harbor County), from the Highway 105 Bridge upstream: June 1 through last day in February season. Single point barbless hooks required August 16 through November 30 downstream of the confluence of the east and middle branches. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 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. Release adult chinook.

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. Fishers may not allow their line, lure or bait to remain stationary in the water 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 chinook. Release chum and wild coho. October 1 through December 31 release chinook upstream of Highway 4 Bridge.

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. Whitefish gear rules apply.

Erie Lake (Skagit County): Last Saturday in April through October 31 season.

Faylor 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.

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-round season. Trout: Minimum length fourteen inches.

Upstream from Highway 530 Bridge: Trout: Minimum length fourteen inches.

Fishhook Pond (Walla Walla County): March 1 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.

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): April 1 through September 30 season.

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 fourteen inches. Release wild cutthroat. Release steelhead June 1 through 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. Release steelhead.

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): 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.

Goose Creek (Lincoln County), within the city limits of Wilbur: Year around season. Juveniles and holders of disability licenses only.

Goose Lake, Lower (Adams County): Crappie: Not more than five over eight inches in length: Bluegill: Not more than five over six inches in length.

Gorst Creek (Kitsap County): Closed waters: From lower bridge on the old Belfair Highway upstream to source (including tributaries). From mouth upstream to lower bridge: Trout: Minimum length fourteen inches.

Gosnell Creek and tributaries (tributary to Lake Isabella) (Mason County): Trout: Minimum length fourteen inches.

Goss Lake (Island County): Last Saturday in April through October 31 season.

Grande Ronde River (Asotin County):

From mouth to County Road Bridge about two and one-half miles upstream: Year-round season. Selective gear rules September 1 through May 31. Trout: Minimum length ten inches, maximum length twenty inches.

From County Road Bridge upstream to Oregon state line and all tributaries: June 1 through October 31 season. Selective gear rules. Additional season November 1 through April 15: Barbless hooks required. All tributaries: Closed waters. All species: Release all fish except whitefish and hatchery steelhead.

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.

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. Fishers may not allow their line, lure or bait to remain stationary in the water September 1 through October 15. All game fish: Release all fish except hatchery steelhead. Salmon: Open only September 1 through October 15 from mouth to South Fork. Daily limit 6 fish of which no more than two 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 intake footbridge: June 1 - August 31 season. Trout: Additional December 15 through March 15 season downstream from hatchery intake footbridge except closed from Hatchery Road Bridge to posted sign at hatchery outlet. Release all fish other than hatchery steelhead.

Green Lake (Okanogan County): April 1 through November 30: Selective gear rules except electric motors allowed, and all species: Release all fish.

Green Lake (Lower) (Okanogan County): April 1 through November 30: Selective gear rules, and all species: Release all fish.

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 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. 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. Release chum and wild coho. April 1 through July 31 release wild chinook. October 1 through November 30 release chinook.

From 2800 Bridge to source: Closed waters.

Green (Duwamish) River (King County):

From the First Avenue South Bridge to South 277th Street Bridge in Auburn: June 1 through July 31 and September 16 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 16 through September 30. Nonbuoyant lure restriction and night closure September 16 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 31 through August 15 and September 16 through November 30. Salmon: Open only September 16 through December 31 except closed September 16 through September 30 from SW 43rd Street/South 180th Street Bridge to the South 277th Street Bridge. 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 November 30. 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 November 30. Salmon: Open only November 1 through December 31. Daily limit 2 chum salmon.

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.

Halfmoon Lake (Adams County): April 1 through September 30 season.

Halfmoon Lake (Pend Oreille County): Last Saturday in April through October 31 season.

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): April 1 through September 30 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.

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-round season.

Hays Creek and Ponds (Adams County): April 1 through September 30 season.

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.

Hen Lake (Grant County): April 1 through September 30 season.

Heritage Lake (Stevens County): Last Saturday in April through October 31 season.

Herman Lake (Adams County): April 1 through September 30 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 May 16 through November 30 mouth to Willoughby Creek and October 16 through November 30 Willoughby Creek to Morgan's Crossing Boat Launch. Daily limit 6 fish of which no more than 2 may be adult salmon except May 16 through August 31 from mouth to Willoughby Creek open Wednesday through Sunday only of each week and daily limit may contain no more than one adult salmon.

Hoh River South Fork (Jefferson County), outside Olympic National Park: 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 August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 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 release adult chinook.

Horseshoe Lake (Clark/Cowlitz counties): Trout: No more than 2 trout 20 inches or greater in length may be retained. Salmon: Landlocked salmon rules apply.

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.

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): April 1 through September 30 season.

Howard Lake (Snohomish County): Last Saturday in April through October 31 season.

Howell Lake (Mason County): Last Saturday in April through October 31 season.

Hozomeen Lake (Whatcom County): July 1 through October 31 season.

Huff Lake (Pend Oreille County): Closed waters.

Humtulpis River (Grays Harbor County), from mouth to forks: June 1 through last day in February season. Night closure and single point barbless hooks required August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 30 from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release adult chinook, and wild adult coho.

Humtulpis River, East Fork (Grays Harbor County), from mouth to concrete bridge on Forest Service Road between Humtulpis Guard Station and Grisdale: Nonbuoyant lure restriction and night closure August 16 through November 30. Trout: Minimum length fourteen inches.

Humtulpis River, West Fork (Grays Harbor County): Nonbuoyant lure restriction and night closure August 16 through November 30. Trout: Minimum length fourteen inches. Mouth to Donkey Creek Road Bridge: Additional November 1 through last day in February season. Trout: Minimum length fourteen inches.

Hutchinson Lake (Adams County): April 1 through September 30 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

I-82 Ponds, 1 through 7 (Yakima County): Fishing from vessels equipped with internal combustion engines prohibited.

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): From mouth to waterfall approximately 5 and three-quarters miles upstream: Closed waters. Upstream of waterfall: Eastern brook trout do not count as part of trout daily limit. Eastern brook trout: No minimum size and no daily limit.

Indian Heaven Wilderness Lakes (Skamania County): Trout: Daily limit three.

Ingall's Creek (Chelan County): Mouth to Wilderness boundary: Closed waters.

Issaquah Creek (King County): Closed waters.

Jackson Lake (Pierce County): Last Saturday in April through October 31 season.

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 August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November 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 August 16 through November 30 from mouth to Ballon Creek. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 30 from mouth to Ballon Creek. Daily limit 6 fish of which no more than 2 may be adult salmon, except release adult chinook.

Johnson Creek (tributary to Cowlitz River) (Lewis County): Selective gear rules. Trout: Minimum length ten inches.

Johnson Creek (Whatcom County), from Northern Pacific Railroad tracks to the Lawson Street footbridge in Sumas: Juveniles only.

Jump-Off Joe Lake (Stevens County): Last Saturday in April through October 31 season.

Kachess Lake (Reservoir) (Kittitas County): Chumming permitted. Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen. Burbot: 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 waterfall approximately one-half mile above Mineral Creek: Closed waters.

Kalaloch Creek (Jefferson County), outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches. 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-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-round. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum and wild coho. Release wild chinook January 1 through July 31. 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-round season. Fishing from a floating device equipped with a motor prohibited. Selective gear rules. Trout: Minimum length 14 inches. Release steelhead in mainstem and tributaries.

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. Release steelhead in mainstem and tributaries.

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.

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. Sturgeon: Unlawful to fish for or retain sturgeon.

Additional season: November 1 through May 31. Whitefish gear rules apply.

Ki Lake (Snohomish County): Last Saturday in April through October 31 season.

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.

Kiwanas Pond (Kittitas County): Juveniles and holders of disability licenses only.

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):

From mouth to Fisher Hill Bridge: 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: June 1 through January 31 daily limit 6 fish of which no more than 2 may be adult salmon.

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 August 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. Additional December 1 through March 31 season. Whitefish gear rules apply.

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. Trout: No more than 2 trout 20 inches in length or greater may be retained. Salmon: Landlocked salmon rules apply.

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-round season.

Leader Lake (Okanogan County): Last Saturday in April through September 30 season.

Ledbetter Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Ledking Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Leech Lake (White Pass area) (Yakima County): Fly fishing only. Fishing prohibited from floating devices equipped with motors. Trout: No more than two over twelve inches in length.

Lemna Lake (Grant County): April 1 through September 30 season.

Lenice Lake (Grant County): March 1 through November 30 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-round season. Trout: Minimum length twelve inches. Release wild cutthroat. Salmon: Open year-round. May 1 through July 31 daily limit six fish of which not more than one may be an adult salmon. August 1 through April 30, daily limit of 6 fish of which no more than 2 may be adult salmon. Release chum and wild coho. Release wild chinook January 1 through July 31.

Lewis River, North Fork (Clark/Skamania counties):

From mouth to Colvin Creek: 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 July 31 from Johnson Creek to Colvin Creek. Nonbuoyant lure restriction and night closure April 1 through October 31 upstream from Johnson Creek. Trout: Minimum length twenty inches. Release wild cutthroat. Salmon: Open year-round. May 1 through July 31 daily limit six fish of which not more than one may be an adult salmon. August 1 through April 30 daily limit 6 fish of which no more than 2 may be adult salmon. Release chum and wild coho. Release wild chinook January 1 through July 31.

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 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. Release chum and wild coho. Release wild chinook January 1 through April 30.

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. Trout: Daily limit 5 fish~~): Closed waters.

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.

Mouth to top boat ramp at Lewisville Park: Year-round season. Selective gear rules. All species: Release all fish except up to two hatchery steelhead per day may be retained. Top boat ramp at Lewisville Park to 400 feet below Horseshoe Falls: June 1 through March 15 season. Selective gear

rules. All fish: Release all fish except up to two hatchery steelhead per day may be retained.

Liberty Lake (Spokane County): Last Saturday in April through September 30 season.

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.

Lions Park Pond (Walla Walla County): Juveniles only.

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 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 Pend Oreille River (Stevens County) from Buffalo Road to Crystal Falls: Selective gear rules, and all species: Release all fish except up to five Eastern brook trout may be retained.

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-round season.

From SR 291 Bridge upstream to the West Branch: Last Saturday in April through October 31 season. Additional December 1 through March 31 season. Whitefish gear rules apply.

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 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.

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 (Okanogan County): Last Saturday in April through September 30 season.

Long Lake (Spokane River Reservoir) (Spokane County): Bass: Release all bass May 1 through June 30.

Long Lake (Thurston County): Last Saturday in April through October 31 season.

Long's Pond (Thurston County): Juveniles only.

Loomis Lake (Pacific County): Last Saturday in April through October 31 season.

Loomis Pond (Grays Harbor County): Closed waters.

Loon Lake (Stevens County): Last Saturday in April through October 31 season. Trout except kokanee: Daily limit five, except no more than two over twenty inches in length may be retained. Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Lost Lake (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.

Lyle Lake (Adams County): April 1 through September 30 season.

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.

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.

Mattoon Lake (Kittitas County): Fishing from a floating device equipped with an internal combustion engine prohibited.

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 - Steila-coom 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.

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.

McManaman Lake (Adams County): April 1 through September 30 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 November 30 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. Whitefish gear rules apply.

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): June 1 through August 31 and November 1 through March 15 seasons. Trout: Minimum length fourteen inches. Release wild cutthroat.

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): 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 hatchery steelhead 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 upstream, including all tributaries: All tributaries: Closed waters. Mainstem from Roosevelt Street Bridge to Panjab Bridge: Selective gear rules. Trout: Maximum length twenty inches. Upstream from Panjab Bridge: Closed waters.

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.

Moose Pond (Pacific County): June 1 through October 31 season.

Moran Slough (including inlet and outlet streams) (Grant County): Closed waters.

Morgan Lake (Adams County): April 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. Bass: Fish twelve to seventeen inches in length may be retained as part of the daily limit. No more than 3 bass over fifteen inches in length may be retained. Walleye: Minimum length eighteen inches. Up to five fish eighteen to twenty-four inches in length may be retained in the daily limit. No more than one walleye over 24 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.

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. Additional December 1 through March 31 season. Whitefish gear rules apply.

From Little Naches River upstream: Selective gear rules. Trout: Minimum length twelve inches, maximum length twenty inches.

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 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 August 16 through November 30 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 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 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.

Sturgeon: Open year-round from mouth to Highway 4 Bridge.

From Highway 101 Bridge to mouth of North Fork: Additional November 1 through March 31 season. All game fish: 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 game fish: Release all fish. Additional November 1 through last day in February season. Sturgeon: Open year-round.

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 August 16 through November 30, on Middle Nemah upstream to the Department of Natural Resources Bridge on Middle Nemah A-line Road August 16 through November 30, and on South Nemah upstream to confluence with Middle Nemah August 16 through November 30. Selective gear rules on Middle Nemah above DNR Bridge. 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 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. 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. Night closure 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 last day in February from mouth to Gheer Creek. Daily limit 6 fish of which no more than 2 may be adult salmon. Release adult chinook. Release wild adult coho December 1 through last day in February.

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.

Niawiakum River (Pacific County): From Highway 101 Bridge to the South Bend/Palix Road Bridge: Night closure and single point barbless hooks required August 16 through November 30. All game fish: Release all fish. Salmon: Open only 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 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. Release pink salmon.

Nooksack River (Whatcom County), from mouth to forks, Middle Fork to Dam and North Fork to Nooksack Falls: June 1 through last day in February 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 last day in February. 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 1 through December 31 in mainstem from Lummi Indian Reservation boundary to Mount Baker High School bus barn. Open only October 16 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 and wild coho.

Nooksack River, South Fork (Skagit/Whatcom counties): From mouth to Skookum Creek: June 1 through last day in February season. Selective gear rules. Night closure August 1 through October 31. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through 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 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. 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 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 adult chinook. Sturgeon: Open year-round from Highway 105 Bridge to Salmon Creek.

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 November 30 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.

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.

Okanogan River (Okanogan County):

From the mouth to the highway bridge at Malott: Year-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.

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 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 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 adult chinook. Sturgeon: Open year-round from the Highway 101 Bridge to the confluence of the South and Middle Forks.

Palouse River and tributaries, except Rock Creek (Whitman County): Year around season.

Palmer Lake (Okanogan County): Burbot: Set line gear allowed.

Pampa Pond (Whitman County): March 1 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): April 1 through September 30 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.

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.

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-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.

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.

Pilchuck River (Snohomish County)

From its mouth to five hundred feet downstream from the Snohomish City diversion dam: December 1 through last day in February season. Fishing from any floating device prohibited. Trout: Minimum length fourteen inches.

From 500 feet below diversion dam to diversion dam: Closed waters.

Pillar Lake (Grant County): April 1 through September 30 season.

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.

Pit Lake (Douglas County): Juveniles only.

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): April 1 through September 30 season.

Portage Creek (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Potholes Reservoir (Grant County): Crappie and bluegill: Combined daily limit twenty-five fish. Perch: 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 31 from mouth to Carbon River. Daily limit 6 fish of which no more than 2 may be adult salmon and of which not more than one may be an adult chinook salmon. Release pink salmon.

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.

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.

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.

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.

Rat Lake (Okanogan County): April 1 through November 30: Selective gear rules except electric motors allowed, 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.

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 outlet of French Johns Lake, 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. Wall-eye: No minimum size. Daily limit 5 fish not more than one of which may be longer than 18 inches. Salmon: Landlocked salmon rules apply. Sturgeon: Unlawful to fish for or retain sturgeon from Roosevelt Lake and tributaries.

Rose Lake (Mason County): Last Saturday in April through October 31 season.

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): Closed waters.

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. Sturgeon: Unlawful to fish for or retain sturgeon from Rufus Woods Lake and tributaries.

Sacheen Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Saddle Mountain Lake (Grant County): Closed waters.

Sago Lake (Grant County): April 1 through September 30 season.

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 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. Salmon: Closed to salmon fishing within 100 yards of the mouth of Issaquah Creek. Open only August 16 through November 30. Daily limit two salmon. Release sockeye.

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.

San Poil River (Ferry County): Unlawful to fish for or retain sturgeon.

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, (Grays Harbor County): Mainstem and East Fork single point barbless hooks and night closure August 16 through November 30 except only August 16 through October 31 on East Fork upstream from bridge at Schafer State Park. Middle and West forks downstream from Cougar Smith Road nonbuoyant lure restriction and night closure August 16 through November 30. Middle and West Forks upstream from Cougar Smith Road night closure and nonbuoyant lure restriction August 16 through October 31. All open periods: Trout: Minimum length fourteen inches.

From mouth to bridge at Schafer Park: Additional November 1 through March 31 season. Salmon: Open only October 1 through January 31. Daily limit 6 fish of which no more than 2 may be adult salmon, except release adult chinook.

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.

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.

Schaefer Lake (Chelan County): Trout: Daily limit sixteen.

Sekiu River (Clallam County): All open periods: Trout: Minimum length fourteen inches.

From mouth to forks: Additional November 1 through last day in February season.

Serene Lake (Snohomish County): Last Saturday in April 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): April 1 through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Shoe Lake (Mason County): Last Saturday in April through October 31 season.

Shoveler Lake (Grant County): April 1 through September 30 season.

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. Fishing from a floating device equipped with an internal combustion engine prohibited.

Silver Creek (tributary to Cowlitz River) (Lewis County), mouth to USFS Road 4778: Selective gear rules. Trout: Minimum length twelve inches.

Silver Lake (Pierce County): Last Saturday in April through October 31 season.

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.

Silvernail Lake (Okanogan County): Juveniles only.

Similkameen River (Okanogan County):

From mouth to Enloe Dam: December 1 through March 31 season. Whitefish gear rules apply.

From Enloe Dam to Canadian border: Additional December 1 through March 31 season. Whitefish gear rules apply.

Sinlahekin Creek (Okanogan County), from Palmer Lake to Cecile Creek bridge: June 1 through August 31 season. Selective gear rules. Additional December 1 through March 31 season. Whitefish gear rules apply.

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-round season. Selective gear rules March 1 through May 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 December 31. Daily limit 2 salmon. Release chinook.

From Memorial Highway Bridge (Highway 536 at Mt. Vernon) upstream to Gilligan Creek: 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. Salmon: Open only September 1 through December 31. Daily limit 2 salmon. Release chinook.

From Gilligan Creek 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. 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. Salmon: Open only September 16 through December 31 Gilligan Creek to the Cascade River, daily limit two salmon. Release chinook.

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.

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 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 mouth of Rule Creek: Closed waters.

From mouth of Rule 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): 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 and night closure August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through last day in February. Daily limit 6 fish of which no more than 2 may be adult salmon, except December 1 through the last day in February release adult wild coho. Release 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 Wallace River: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 1 through November 30. Fishing from any floating device prohibited November 1 through last day in February from the boat ramp below Lewis Street Bridge at Monroe downstream two thousand five hundred feet. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Salmon: Open June 1 through July 31 Lewis Street Bridge in Monroe to Wallace River. Daily limit 1 hatchery chinook. Open September 1 through December 31. Daily limit 2 salmon. Release chinook and pink salmon.

From the mouth of the Wallace River to the forks: June 1 through last day in February 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 for game fish 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 August 1 through last day in February. 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 December 31. Daily limit 2 salmon. Release chinook and pink 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.

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.

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, 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 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 adult chinook. Sturgeon: Open year-round from mouth to Highway 101 Bridge.

Snake River: Year-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. Sturgeon: Unlawful to retain sturgeon in mainstem and tributaries upstream from Lower Granite Dam. Bass: Fish twelve to seventeen inches in length may be retained as part of the daily limit. No more than 3 bass over fifteen inches in length may be retained. Walleye: Minimum length eighteen inches. Up to five fish eighteen to twenty-four inches in length may be retained in the daily limit. No more than one walleye over 24 inches in length may be retained. Channel catfish: No daily limit.

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): April 1 through September 30 season.

Snohomish River (Snohomish County), including all channels, sloughs, and interconnected waterways, but excluding all tributaries: June 1 through last day in February 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. Salmon: Open only September 1 through December 31. Daily limit 2 salmon. Release chinook and pink salmon. Sturgeon: Open year-round from mouth to Highway 2 Bridge.

Snoqualmie River (King County):

From mouth to the falls: June 1 through last day in February 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 for game fish from any floating device prohibited November 1 through last day in February 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. 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 Olympic National Park boundary. November 1 through April 30 from the Highway 101 Bridge downstream from Snider Creek to the Olympic National Park boundary unlawful to fish from a floating device and all species: Release all fish. 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 October 12 through October 27 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 and Spanaway Lake outlet downstream to the dam (approximately 800 feet) (Pierce County): Year-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 (Okanogan County): March 1 through July 31 season.

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-round season except walleye. Trout: Daily limit five, no more than two over twenty inches in length. Walleye: Daily limit five, no minimum length, no more than one over eighteen inches in length. April 1 through May 31 release all walleye. Salmon: Landlocked salmon rules apply. Sturgeon: Unlawful to fish for or retain sturgeon.

From Seven Mile Bridge upstream to the Monroe Street Dam: Year-round season. Selective gear rules. Trout: Daily limit one. Release wild trout. Salmon: Landlocked salmon rules apply. Sturgeon: Unlawful to fish for or retain sturgeon.

From Monroe Street Dam upstream to Upriver Dam: Year-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. All species: Release all fish.

Sprague Lake (Adams/Lincoln counties):

Waters south of the lakeside edge of the reeds and waters of Cow Creek south to Danekas Road: July 1 through September 15 season.

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 Lakes (Grant County): March 1 through July 31 season.

Squalicum Lake (Whatcom County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit two.

Stan Coffin Lake (Grant County): Bass: Release all bass.

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. Release cut-throat. 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. Kokanee: Kokanee not included in trout daily limit. Kokanee daily limit ten fish.

Steves Lake (Mason County): Last Saturday in April through October 31 season.

Stickney Lake (Snohomish County): Last Saturday in April through October 31 season.

Stillaguamish River (Snohomish County):

From mouth to Warm Beach-Stanwood Highway, including all sloughs: Year-round season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through December 31. Daily limit 2 chum salmon.

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. Salmon: Open only October 16 through December 31. Daily limit 2 chum salmon.

Stillaguamish River, North Fork (Snohomish County), from mouth to Swede Heaven Bridge: Year-round season. Non-buoyant 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.

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.

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.

Sultan River, North and South Forks (Snohomish County): Closed waters.

Summit Lake (Stevens County): Last Saturday in April through October 31 season.

Summit Lake (Thurston County): Last Saturday in April through October 31 season.

Sunday Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Sutherland Lake (Clallam County): Chumming permitted.

Swamp Creek (tributary to Sammamish River) (Snohomish/King counties): Closed waters.

Swan Lake (Ferry County): Last Saturday in April through October 31 season.

Swan's Mill Pond (Stossel Creek) (King County): June 1 through October 31 season.

Swauk Creek (Kittitas County): 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. Salmon: Landlocked salmon rules apply.

Swofford Pond (Lewis County): Fishing from a floating device equipped with an internal combustion motor prohibited.

Tahuya River (Mason County): 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.

Tapps Lake (Reservoir) and Tapps Lake (Reservoir) intake canal (Pierce County), to within four hundred feet of the screen at Dingle Basin: Year-round season.

Tarboo Lake (Jefferson County): Last Saturday in April through November 30 season. Fishing from a floating device equipped with an internal combustion engine prohibited. 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 Lakes (North and South) (Grant County): April 1 through September 30 season.

Teal Lake (Jefferson County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

Teaway River, including North Fork (Kittitas County): Selective gear rules.

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.

Thomas Lake (Stevens County): Last Saturday in April through October 31 season.

Thornton Creek (tributary to Lake Washington) (King County): Closed waters.

Thread Lake (Adams County): April 1 through September 30 season.

Tibbetts Creek (tributary to Lake Sammamish) (King County): Closed waters.

Tieton River (Yakima County): Lawful to fish to base of Tieton (Rimrock) Dam. Additional December 1 through March 31 season: Whitefish gear rules apply.

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. 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: December 1 through last day in February season, closed 5:00 p.m. to 7:00 a.m. daily. Nonbuoyant lure restriction. Trout: Minimum length fourteen inches.

From the posted cable boundary marker located approximately seven hundred feet upstream of the mouth to the railroad trestle: Closed waters.

Tolt River (King County):

From mouth to the USGS trolley cable near the confluence of the North and South Forks: June 1 through last day in February season. June 1 through November 30, selective gear rules. Trout: Minimum length fourteen inches.

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. All species: Release all fish.

From dam upstream on South Fork: Selective gear rules. Trout: Minimum length ten inches.

Touchet River (Columbia/Walla Walla counties):

From confluence of north and south forks upstream, including Robinson and Wolf Forks: Selective gear rules. Release all steelhead. Tributaries other than North Fork, South Fork, Robinson Fork, and Wolf Fork: Closed waters.

North Fork: Upstream of Spangler Creek June 1 through August 31 season.

South Fork: Upstream from Griffin Creek June 1 through August 31 season.

Wolf Fork: Upstream from Coates Creek June 1 through August 31 season.

From mouth to confluence of north and south forks: Additional season: November 1 through April 15. Barbless hooks required. All species: Release all fish except hatchery steelhead and brown trout.

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 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. Release chum and wild coho in mainstem. Release wild coho in North Fork. Release all chinook October 1 through November 30 in North Fork upstream from Kidd Valley Bridge.

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 hatchery steelhead.

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 mouth upstream to Turner Road Bridge: Additional November 1 through April 15 season. Barbless hooks required. All species: Release all fish except hatchery 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 500 feet above the Rainbow Lake intake: Closed waters.

From 500 feet above the Rainbow Lake intake to the Cow Camp Bridge: Selective gear rules. Release steelhead.

From Cow Camp Bridge upstream: 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.

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 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 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. 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.

Walla Walla River (Walla Walla County):

From mouth to the Touchet River: Year-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.

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. 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. Salmon: Open only September 16 through October 31 north of Highway 520 Bridge and east of Montlake Bridge. Daily limit two coho 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-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 March 15 seasons. Nonbuoyant lure restriction and night closure September 1 through October 31. Trout: Minimum length twelve inches. Release wild cutthroat. Salmon: Open only August 1 through March 15. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum and wild coho. Upstream of Little Washougal River, release chinook October 1 through December 31.

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): Salmon: Landlocked salmon rules apply.

Wenas Lake (Yakima County): Trout: Daily limit five, of which not more than two may be brown trout.

Wenoha River tributaries within Washington: June 1 through August 31 season.

Wenatchee Lake (Chelan County): Trout except kokanee: Daily limit two, minimum length twelve inches. Release kokanee. 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. Whitefish gear rules apply.

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: October 1 through October 31 season. Closed waters: Puget Power canal, including the screen bypass channel, above the screen at Dingle Basin. 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: 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 July 1 through March 31. Daily limit 6 fish of which no more than 2 may be adult salmon. 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 April 30 season. Trout: Minimum length fourteen inches. Salmon: Open November 16 through March 31. Daily limit 6 fish of which no more than 2 may be adult salmon. 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.

Wide Hollow Creek (Yakima County): Trout: Daily limit five, no minimum length.

Widgeon Lake (Grant County): April 1 through September 30 season.

Wildberry Lake (Mason County): Last Saturday in April through October 31 season.

Wildcat Lake (Kitsap County): Last Saturday in April through October 31 season.

Wilderness Lake (King County): Last Saturday in April through October 31 season. 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. Night closure and single point barbless hooks August 16 through November 30 mouth to Highway 6 Bridge. Nonbuoyant lure restriction, night closure and single point barbless hooks required August 16 through November 30 Highway 6 Bridge to Fork Creek. 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 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 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.

Sturgeon: Open year-round from mouth to Highway 6 Bridge.

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. 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.

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: July 1 through March 15 season. Mouth to High Bridge: May 1 through June 30: Nonbuoyant lure restriction and night closure. Salmon and steelhead: Open May 1 through 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 August 1 through October 31 from mouth to railroad bridge. Daily limit 6 fish of which no more than 2 may be adult salmon.

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: May 1 through June 30 season. Closed waters: From 400 feet below to 100 feet above the Coffey 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.

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 August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. Release adult chinook.

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.

Wynoochee River (Grays Harbor County): Trout: Minimum length fourteen inches. Mouth to 7400 line bridge above mouth of Schafer Creek: June 1 through March 31 season. Single point barbless hooks required 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 salmon, except daily limit may contain no more than 1

wild adult coho December 1 through January 31. Release adult chinook.

7400 line bridge upstream: Additional December 1 through March 31 season. Selective gear rules. Fishing from a floating device prohibited. All species: Release all fish except up to two hatchery steelhead may be retained.

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. Channel catfish: No daily limit. Salmon: Open only September 16 through October 31. Daily limit 6 fish of which not more than 2 may be adult salmon. Nonbuoyant lure restriction and night closure.

From mouth to Highway 223 Bridge: Bass: No daily limit of bass under 12 inches in length. Release bass 12 to 17 inches in length. Unlawful to retain more than one bass per day greater than 17 inches in length.

From mouth to thirty-five hundred feet below Roza Dam: Year-round season. Closed waters: From Yakima Avenue-Terrace Heights Bridge upstream 400 feet. 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. Whitefish gear rules apply.

From Roza Dam to four hundred feet below Easton Dam and from Lake Easton to the base of Keechelus Dam: Year-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). Selective gear rules except bait and one single point barbed hook three-sixteenths or smaller point to shank may be used for whitefish December 1 through last day in February. Release all trout except eastern brook trout. Eastern brook trout: No daily limit and no minimum size from Lake Easton to Keechelus Dam.

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.

WSR 02-20-083
PERMANENT RULES
HIGHER EDUCATION
COORDINATING BOARD

[Filed September 30, 2002, 4:35 p.m.]

Date of Adoption: September 25, 2002.

Purpose: In March 2002, SSB 5166 changed the program provisions governing institutional eligibility in the state work study program. Revised rules are needed to reflect statutory changes to the "eligible institution" definition. The proposed revised rules will recognize as eligible those institutions accredited by any of the six regional accrediting associations. The institution must operate as a nonprofit college or university, have a record of delivering on-site classroom instruction for a minimum of twenty consecutive years within the state of Washington, and be eligible to administer federal financial aid.

The changes to the program statute created by SSB 5166 take effect in June 2002. Rules need to reflect the statutory changes for newly eligible institutions that may wish to initiate participation as early as July 2002.

Citation of Existing Rules Affected by this Order: Amending WAC 250-40-030.

Statutory Authority for Adoption: RCW 28B.80.240 and 28B.12.060.

Adopted under notice filed as WSR 02-14-060 on June 27, 2002.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 30, 2002

Betty Gebhardt
Associate Director

AMENDATORY SECTION (Amending WSR 93-20-044, filed 9/29/93, effective 10/30/93)

WAC 250-40-030 Definitions. (1) "Financial need" shall be the difference between the budgetary cost to the student attending an institution of postsecondary education and the total family contribution which the institutional financial aid administrator determines can reasonably be expected to be available to the student for meeting such costs.

(2) "Budgetary cost" of attending an institution shall consist of those costs required to support the individual and

other costs in accordance with federal costs of attendance calculations during the period of enrollment. Budgets will reflect the applicable year's cost levels for tuition, room and board, transportation, books, supplies, personal expenses, and any other cost factors deemed necessary for consideration, consistent with WAC 250-40-040 (2)(a).

(3) "Total family contribution and resources" shall be consistent with amounts recognized by federal need analysis criteria, unless otherwise modified in accordance with these rules and program guidelines.

(4) "Washington resident" shall be defined as an individual who satisfies the requirements of RCW 28B.15.011 - 28B.15.013 except resident students defined in RCW 28B.15.012 (2)(e) and board-adopted rules and regulations pertaining to the determination of residency.

(5) "Eligible institution of postsecondary education" shall mean any postsecondary educational institution in the state of Washington accredited by the Northwest Association of Schools and Colleges(,); or a branch campus of a member institution accredited by Middle States Association of Colleges and Schools, New England Association of Schools and Colleges, North Central Association of Colleges and Schools, Southern Association of Colleges and Schools, Northwest Association of Schools and Colleges, or Western Association of Schools and Colleges that is eligible for federal student financial aid assistance and has operated as a nonprofit college or university delivering on-site classroom instruction for a minimum of twenty consecutive years in the state of Washington; or any public technical colleges in the state of Washington.

(6) "Eligible employer" shall be defined as any eligible public institution of postsecondary education; any other nonprofit organization which is nonsectarian; or any profit-making nonsectarian employer producing a good or providing a service for sale or resale to others, which can and agrees to provide employment of a demonstrable benefit related to the student's postsecondary educational pursuits and which conducts business within the state of Washington; or any other employer approved by the higher education coordinating board. In approving an employer as eligible, the board or an institution acting as its agent will consider at the minimum:

(a) The relationship of the jobs to the students' educational objectives;

(b) The potential for displacement of regular employees;

(c) The rate of pay as compared to salaries and wages provided other employees engaged in similar work;

(d) The employer compliance with appropriate federal and state civil rights laws.

(7) "Dependent student" shall mean any post-high school student attending an eligible institution of postsecondary education who does not qualify as an independent student in accordance with subsection (8) of this section.

(8) "Independent student" shall mean any student who qualifies as an independent student for federal student aid.

(9) "Half-time student" means any student enrolled in at least one-half the credit hour or clock hour load defined by the institution as constituting expected full-time progress toward the particular degree or certificate.

(10) "Off-campus community service placements" shall include direct service, planning, or applied research that is

designed to improve the quality of life for residents of the community served, particularly low-income residents, in such fields as health care, child care, education, literacy training, welfare, social services, public safety, crime prevention and control, transportation, recreation, housing and neighborhood improvement, rural development, and community improvement. Placements are identified by an institution through formal or informal consultation with local nonprofit, governmental, and community-based organizations.

WSR 02-20-090
PERMANENT RULES
DEPARTMENT OF ECOLOGY

[Order 01-12—Filed October 1, 2002, 11:10 a.m.]

Date of Adoption: October 1, 2002.

Purpose: This amendment will allow ecology to grant accreditation for tests on matrices other than water, for physical tests, and for drinking water tests, and to grant accreditation as a national environmental laboratory accreditation program (NELAP) accrediting authority. Also, the revision will allow collection of sufficient fees to make the accreditation program self supporting.

Citation of Existing Rules Affected by this Order: Amending chapter 173-50 WAC, Accreditation of environmental laboratories.

Statutory Authority for Adoption: RCW 43.21A.230.

Adopted under notice filed as WSR 02-11-151 on May 22, 2002.

Changes Other than Editing from Proposed to Adopted Version: WAC 173-50-010 Purpose, in this section and elsewhere, the term "data user" was changed to "entities which require the use of accredited laboratories." Reason: Clarity.

WAC 173-50-040 Definitions, the term "Regulatory program" was revised to eliminate reference to specific federal programs. Reason: Simplicity and clarity.

WAC 173-50-190, Table 1, in the section on "Drinking Water," those fees per parameter proposed for "Chemistry I and Chemistry II" as \$65 were changed to \$60. For "Organics I and Organics II," \$175 was changed to \$155. For "Microbiology," \$175 was changed to \$155. Maximum fees for Chemistry I, Chemistry II, Organics I, Organics II, and Microbiology were changed from \$390, \$760, \$690, \$175, and \$520, respectively, were changed to \$305, \$720, \$615, \$155, and \$460, respectively. Reason: Legal determination that proposed fees violated intent of Initiative 601.

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 24, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 24, 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 24, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 1, 2002

Tom Fitzsimmons

Director

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-010 Purpose. Department of ecology, department of health, and other entities require persons and organizations submitting analytical data under the purview of their programs to use environmental laboratories which are accredited. The purpose of this chapter is to establish a state program for accreditation of environmental laboratories which conduct tests (~~for or prepare data for submittal~~) and submit data to the department of ecology, the department of health, and other entities which require the use of accredited laboratories. The accreditation program (~~implemented under this chapter~~) is designed to satisfy the intent of RCW 43.21A.230 and 43.21A.445.

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-020 Scope. (~~The environmental laboratory accreditation program applies to laboratories, within or outside the state, which conduct tests for or prepare analytical data for submittal to the department. Federal laboratories may participate in the accreditation program on a voluntary basis.~~) (1) The environmental laboratory accreditation program applies to laboratories which conduct tests for or prepare analytical data for submittal to any entity requiring the use of an accredited laboratory. This includes laboratories that analyze drinking water. This rule also describes how the department of ecology participates in the National Environmental Laboratory Accreditation Program (NELAP) as an accrediting authority once the department is certified by the National Environmental Laboratory Accreditation Conference (NELAC).

(2) Accreditation in itself does not authorize use of a specific method for any specific program or project. If such authorization is not granted in documentation governing a program or project within which samples are being analyzed, authorization should be obtained from the laboratory's data user.

(3) Accreditation does not guarantee validity of analytical data submitted by the accredited laboratory but rather assures that the laboratory has demonstrated its capability to reliably generate and report the analytical data (WAC 173-50-040, definition of "accreditation").

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-030 Objectives. (~~The primary objective of the accreditation program is to assure accredited laborato-~~

PERMANENT

ries have a demonstrated capability to accurately analyze environmental samples. A secondary objective is to assist environmental laboratories in improving their quality assurance/quality control procedures. Accreditation does not guarantee validity of analytical data submitted by the laboratory subsequent to accreditation.) Objectives of the accreditation program are to:

- Assure accredited laboratories have a demonstrated capability to accurately and defensibly analyze environmental samples;
- Assist environmental laboratories in improving their quality assurance/quality control procedures; and
- Foster cooperation between the state departments of ecology and health, local agencies, other users of environmental data, and operators of environmental laboratories.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-040 Definitions. Definitions ((set forth)) in this section ((shall)) apply throughout this chapter, unless context clearly indicates otherwise.

((1)) **"Accreditation"** ((means)) - the formal recognition by the department that an environmental laboratory is capable of producing accurate and defensible analytical data((;)). This recognition is signified by ((the)) issuance of a written certificate accompanied by a scope of accreditation indicating ((those)) the parameters ((and methods)) for which the laboratory ((has been)) is accredited.

• The term "accredit" as used in this chapter is intended to have the same meaning as the term "certify" as used in RCW 43.21A.230.

• Any laboratory accredited under this chapter shall be deemed to have been certified under RCW 43.21A.230.

• The department does not, by ((certifying or)) accrediting any laboratory pursuant to ((this chapter)) these rules, vouch for or warrant the accuracy of any particular work done or report issued by ((the)) that laboratory.

((2)) **"Accuracy"** - the degree to which an analytical result corresponds to the true or accepted value for the sample being tested. Accuracy is affected by bias and precision.

"Analytical data" ((means)) - the recorded qualitative and/or quantitative results of a chemical, physical, biological, microbiological, radiochemical, or other scientific determination.

((3)) **"Department"** ((means)) - the state of Washington department of ecology when the term is not followed by another state designation.

((4)) **"Drinking water certification manual"** - the Environmental Protection Agency Manual for the Certification of Laboratories Analyzing Drinking Water, 4th Edition, March 1997.

"Ecology accrediting authority" - the supervisor of the lab accreditation unit of the environmental assessment program of the department of ecology.

"Environmental laboratory" ((means any)) - a facility:

- Under the ownership and technical management of a single entity in a single geographical locale((;));

- Where scientific examinations are performed on samples taken from the environment, ((the)) including drinking water samples; and

- Where data ((from which)) is submitted to the department of ecology, department of health, or other entity requiring the use of an accredited laboratory under ((the)) provisions of a ((department)) regulation, permit, or contractual agreement.

((5)) **"Lab accreditation unit"** - the lab accreditation unit of the environmental assessment program of the department of ecology.

"Mandatory analytical method" ((means)) - a recognized written procedure for acquiring analytical data which is required by law or a regulatory agency of the federal ((or)), state, or local government.

((6)) **"Matrix"** means the substance from which a material to be analyzed is extracted, ((such as)) including, but not limited to, ground or surface water, wastewater, drinking water, air, solid waste, soil, tissue, nuclear waste, and hazardous waste. For the purposes of establishing a fee structure (WAC 173-50-190(4)), matrices are grouped as follows:

- Nonpotable water;
- Drinking water;
- Solid and chemical materials; and
- Air and emissions.

NELAP accreditations may include other matrices as designated in the NELAC standards.

((7)) **"NELAC"** - the National Environmental Laboratory Accreditation Conference, a voluntary association of state and federal agencies.

"NELAC standards" - the standards for laboratory accreditation published by NELAC, September 5, 2001.

"NELAP" - the National Environmental Laboratory Accreditation Program governed by NELAC.

"Out-of-state laboratory" - a laboratory that is not located in the state of Washington.

"Parameter" ((means)) - a single determination or sampling procedure, or group of related determinations or sampling procedures using a specific written method ((chosen by an applying laboratory)).

((8) "Performance audit" means) **"Procedural manual"** - the Procedural Manual for the Environmental Laboratory Accreditation Program dated November 2002.

"Proficiency testing (PT)" - evaluation of the results ((of analyses of unknown)) from the analysis of samples ((whose)), the true values ((are)) of which are known to the supplier of the samples but unknown to the laboratory conducting the analyses ((and which)). PT samples are provided by a source external to the environmental laboratory. ((Such samples may be referred to as performance evaluation samples.

((9)) **"Quality control"** ((means those)) - activities designed to assure analytical data produced by an environmental laboratory meet data quality objectives for accuracy and defensibility. Those activities may include routine application of statistically based procedures to evaluate and control the accuracy of analytical results.

~~((10)) "Quality assurance (QA)" ((means those)) - activities ((whose purpose is)) intended to assure that a quality control program is effective. A ((quality assurance)) QA program is a totally integrated program for assuring reliability of measurement data.~~

~~((11)) "Quality assurance manual" ((means)) - a written record ((of the)) intended to assure the reliability of measurement data. A QA manual documents policies, organization, objectives, and specific ((quality control)) QC and ((quality assurance)) QA activities ((established for use in an environmental laboratory to assure accuracy of analytical results)). Volume and scope of ((quality assurance)) QA manuals vary with complexity of the laboratory mission.~~

~~((12)) "Recognized analytical method" ((means)) - a documented analytical procedure ((for analysis of an environmental sample which was)) developed through collaborative studies by organizations or groups recognized by the ((department)) users of the laboratory's analytical data.~~

~~((13)) "System audit" means an on-site inspection of laboratory capabilities by an agency external to the laboratory.~~

~~(14) "Registration" means participation of a laboratory in a program to prepare the laboratory for accreditation, signified by issuance of a written certificate accompanied by a scope of registration indicating those parameters for which the laboratory has achieved registration status.~~

~~(15) "Registered" means the status of continued participation in the preparatory program. Only laboratories owned and operated by municipalities, industries, and other activities which are dischargers as defined in chapter 173-220 or 173-216 WAC shall be eligible for participation in the preparatory program. Such laboratories are also eligible for accreditation. The department does not, by registering any laboratory pursuant to these rules, vouch for or warrant the accuracy of any particular work done or report issued by the laboratory.~~

Note: Above referenced chapters are available through the Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.)

"Regulatory program" - a program administered by a federal, state, or other regulatory agency.

"On-site assessment" - an on-site inspection of laboratory capabilities.

"Primary NELAP accreditation" - granting of NELAP accreditation by the ecology accrediting authority after having determined through direct evaluation that the laboratory is in conformance with the NELAC standards.

"Secondary NELAP accreditation" - recognition by the ecology accrediting authority of a NELAP accreditation that was granted by another NELAP accrediting authority.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-050 Responsibilities of the department.

~~((1) The department shall require persons and organizations submitting analytical data to the department under the purview of department programs to use environmental laboratories which are accredited or registered under the provisions of this chapter.~~

~~(2) The department shall not require use of accredited or registered laboratories for determination of analytical parameters for which no suitable accreditation process can be reasonably devised as determined by the quality assurance section.~~

~~(3) The department shall develop a procedural manual describing specifics of the accreditation process. As a minimum, the procedural manual shall describe in detail the procedures to be followed for: Submitting an application; preparing a quality assurance manual; system (on-site) audits; performance audits; accreditation of out-of-state laboratories; determination and payment of fees; issuance, denial, suspension, and revocation of accreditation or registration; and methods for notifying laboratories and authorized department officials of accreditation actions. The procedural manual shall be made available to all interested persons.~~

~~(4) Managers of environmental laboratories desiring accreditation or registration shall submit an application along with appropriate fees to the department fiscal officer, submit results of performance evaluations, a quality assurance manual and other required documentation to the quality assurance section, and assist/accommodate department personnel during system audits as required.)~~ (1) The department maintains a procedural manual describing specifics of the accreditation process. As a minimum, the procedural manual describes the procedures for:

- Submitting an application and fee;
- Preparing a quality assurance manual;
- Performing proficiency testing;
- Conducting on-site assessments;
- Accrediting out-of-state laboratories;
- Issuing, denying, suspending, and revoking accreditation; and
- Notifying laboratories and authorized government officials of accreditation actions.

The department will make the procedural manual available to all interested persons.

(2) Department personnel assigned to assess the capability of drinking water laboratories participating in the environmental laboratory accreditation program must meet the experience, education, and training requirements established in the Environmental Protection Agency drinking water certification manual.

(3) When granting NELAP accreditations, the ecology accrediting authority is responsible for those actions designated in applicable chapters of the NELAC standards. If a NELAC standard is more stringent than the corresponding standard in this chapter, the NELAC standard applies for laboratories seeking NELAP accreditation.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-060 ((Requirements for accreditation and registration.)) Responsibilities of environmental laboratories. ~~((1) Managers of environmental laboratories desiring accreditation or registration shall submit to the department fiscal officer an application and pay required fees as predetermined by coordination with the quality assurance~~

section. Concurrently, the laboratory manager shall submit a copy of their laboratory quality assurance manual to the quality assurance section and arrange with the quality assurance section for completion of a performance audit and system audit.

~~(2) Through the application, laboratory managers shall request accreditation or registration in applicable parameters and provide evidence that sufficient personnel, equipment, and facilities are available to successfully perform analytical methods as specified in the application. The quality assurance manual submitted concurrently with the application shall be in detail and scope commensurate with the size and mission of the laboratory.~~

~~(3) Eligible laboratories shall achieve registration status by submitting a completed application, paying required fees, and submitting a quality assurance manual to the quality assurance section.)~~ When applying for initial accreditation (see WAC 173-50-130 for maintaining an existing accreditation), managers of environmental laboratories must:

- Submit an application (WAC 173-50-063) and required fees (WAC 173-50-190) to the department fiscal officer;
- Submit a copy of the laboratory's quality assurance manual (WAC 173-50-067);
- Submit an initial set of acceptable PT sample analysis results (WAC 173-50-070); and
- Undergo an on-site assessment (WAC 173-50-080).

NEW SECTION

WAC 173-50-063 Application. (1) Through the application, laboratory managers:

- Request accreditation for specific parameters;
- Calculate fees due the department; and
- Provide evidence that sufficient personnel and equipment are available to successfully perform analytical methods as specified in the application.

(2) Through review of the application submitted by the applicant laboratory, the lab accreditation unit determines if:

- Requested parameters are eligible for accreditation;
- The fee calculated by the applicant laboratory is correct; and
- Personnel and equipment are adequate to support successful performance of requested parameters.

(3) Following the review, the lab accreditation unit advises the applicant laboratory of any required changes.

NEW SECTION

WAC 173-50-067 Quality assurance manual. (1) The lab accreditation unit reviews and approves the laboratory's QA manual prior to the initial on-site assessment. The QA manual submitted concurrently with the application must be in detail and scope commensurate with the size and mission of the laboratory. Guidelines for contents of the QA manual are in the procedural manual.

(2) The QA manual must address QA and QC requirements of applicable regulatory programs. For drinking water laboratories, such requirements are found in the drinking water certification manual.

(3) For laboratories applying for primary NELAP accreditation, QA requirements, including the conduct of specific QC tests, are those designated in the NELAC standards. If a NELAC standard is more stringent than the corresponding standard in this chapter, the NELAC standard applies for laboratories seeking NELAP accreditation.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-070 Performance audit. (1) The ~~((quality assurance section shall))~~ lab accreditation unit advises applying laboratories of specific requirements for ~~((performance audits which shall be))~~ proficiency tests. Such tests are completed for applicable parameters no more frequently than twice annually ~~((see exception in subsection (4) of this section))~~. Current ~~((performance audits))~~ proficiency tests conducted under the provisions of other recognized programs may be used to satisfy the accreditation program ~~((performance audit))~~ proficiency testing requirement. The lab accreditation unit determines the sufficiency of such audits ((shall be determined by the quality assurance section)).

~~((2) Submission of raw data along with the report of analysis of the performance evaluation sample may be required at the discretion of the quality assurance section.~~

~~(3) Performance audits for certain accreditation parameters may be waived at the discretion of the quality assurance section if performance evaluation samples are not available or for other valid reasons.~~

~~(4) Accredited laboratories and laboratories seeking accreditation which fail to accurately analyze a performance evaluation sample may be allowed a second performance audit. If necessitated by a second failure, a third performance audit may be allowed (as an exception to subsection (1) of this section) only after the laboratory has investigated cause for failure in the preceding audits and completed corrective actions.~~

~~(5) Registered laboratories shall submit results of performance evaluation sample analyses to the quality assurance section. Registration status shall not be denied or revoked solely for failure to accurately analyze performance evaluation samples. Registered laboratories shall investigate causes for errors in performance evaluation sample analysis results which have been identified as unacceptable or otherwise in error. The results of this investigation shall be reported to the quality assurance section within forty five days of receipt of the performance evaluation report. The report to the quality assurance section shall identify probable causes for error and corrective actions taken to preclude recurrence.~~

~~(6) Applying laboratories shall be responsible for obtaining performance evaluation samples. No fee shall be charged to the department for analysis of performance evaluation samples.)~~ (2) Drinking water laboratories must analyze a minimum of one PT sample per applicable microbiology parameter per year and two PT samples for applicable chemistry parameters per year.

(3) The lab accreditation unit may require the laboratory to submit raw data along with the report of analysis of PT samples.

(4) The lab accreditation unit may waive proficiency tests for certain parameters if PT samples are not readily available or for other valid reasons.

(5) Applying laboratories are responsible for obtaining PT samples from vendors certified by the National Institute of Standards and Technology (NIST) or otherwise approved by the lab accreditation unit. No fee shall be charged to the department for the purchase or analysis of PT samples.

(6) For laboratories applying for NELAP accreditation, proficiency testing requirements are those designated in the NELAC standards. If the NELAC standard is more stringent than the corresponding standard in this chapter, the NELAC standard applies for laboratories seeking NELAP accreditation.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-080 ~~((System audit.))~~ **On-site assessment.** The laboratory ~~((shall))~~ must undergo a system audit by the department to assess critical elements and areas of recommended practices. The laboratory must assist/accommodate department of ecology personnel during on-site assessments as required.

(1) **Critical elements for accreditation.** ~~((Those))~~ Elements of an environmental laboratory's operations which are critical to the consistent generation of ((reliable,)) accurate and defensible data are critical elements for accreditation. ((Those)) Critical elements ((shall be the)) are subject of intense scrutiny throughout the accreditation process ((and deficiencies in critical elements may be the basis for denial or revocation of accreditation status)). The ecology accrediting authority may deny, revoke, or suspend accreditation for deficiencies in critical elements. Functional areas ((within which there are)) including critical elements are:

(a) **Analytical methods.** The ~~((system audit shall))~~ on-site assessment seeks to determine if documentation of mandatory or recognized analytical methods:

- Are present at the laboratory((:));
- Readily available to analysts((:)); and
- Being ((routinely followed)) implemented. If the laboratory is using a locally-developed method ((is being followed)), the ((audit)) on-site assessment may include an evaluation of the adequacy of that method.

(b) **Equipment and supplies.** The ~~((system audit shall))~~ on-site assessment seeks to determine if sufficient equipment and supplies as required by analytical methods are:

- Available((:));
- Being adequately maintained((:)); and ((are))
- In a condition to allow successful performance of applicable analytical procedures.

To gain and maintain accreditation, laboratories must demonstrate that equipment and supply requirements of applicable regulatory programs are being met.

~~((c))~~ Quality assurance. The laboratory quality assurance manual shall be reviewed for adequacy prior to the system audit. The system audit shall include a review of quality assurance plans and quality assurance/quality control records for programs/projects within which the laboratory is generat-

ing analytical data for submission to the department.) ~~((c))~~ **QA and OC records.** The on-site assessment includes a review of QA and QC records for programs/projects within which the laboratory is generating analytical data for submission to the data user.

(d) **Sample management.** The ~~((system audit shall))~~ on-site assessment includes a review of applicable procedures for receipt, preservation, transportation, and storage of samples. The laboratory ~~((shall be held))~~ is responsible only for those elements of sample management over which it has direct control. To gain and maintain accreditation, laboratories must demonstrate that sample management requirements of applicable regulatory programs are being met.

(e) **Data management.** The ~~((system audit shall include a review of applicable procedures for checking documentation of))~~ on-site assessment includes a review of activities necessary to assure accurate management of laboratory data including:

- Raw data((:));
- Calculations((:));
- Transcription ((and)), computer data entry, reports of analytical results((, and other activities necessary to assure accurate management of laboratory data)).

To gain and maintain accreditation, laboratories must demonstrate that data management requirements of applicable regulatory programs are being met.

(2) **Recommended practices.** Recommended practices are those elements of laboratory operations which might affect efficiency, safety, and other administrative functions, but do not normally affect quality of analytical data((, shall be brought to the attention of laboratory management under the heading of "recommended practices" and individually, shall)). Normally these practices would not be the basis for denial or revocation of accreditation status. Functional areas within which recommended practices may be noted are:

(a) **Personnel.** The ~~((system audit shall))~~ department seeks to determine if managerial, supervisory, and ~~((analytical))~~ technical personnel have adequate training and experience to allow satisfactory completion of analytical procedures and compilation of reliable, accurate data. Minimum recommended education and experience criteria for laboratory personnel ~~((shall be))~~ are specified in the program procedural manual.

(b) **Facilities.** The ~~((system audit shall))~~ department seeks to determine if laboratory facilities allow efficient generation of reliable, accurate data in a safe environment.

~~((c))~~ Safety. When the system audit notes laboratory safety problems, those judged serious shall be referred to appropriate state or federal agencies.

(3) Registered laboratories shall be advised in a written system audit report prepared by the department of deficiencies in meeting critical element and recommended practice standards. The laboratory must respond in writing to the department within forty five days of receipt of the system audit report concerning corrective actions taken as a result of the system audit report.) ~~((c))~~ **Safety.** The department may refer serious safety deficiencies to appropriate state or federal agencies.

(3) NELAC requirements. For laboratories applying for NELAP accreditation, on-site assessment requirements are those designated in the NELAC standards. If the NELAC standard is more stringent than the corresponding standard in this chapter, the NELAC standard applies.

(4) Drinking water laboratory requirements. For laboratories applying for accreditation of drinking water parameters, on-site assessment requirements are those designated in the drinking water certification manual. If such a standard is more stringent than the corresponding standard in this chapter, the drinking water certification manual applies.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-090 Evaluation and issuance of certificate. ((1) Accreditation. Following receipt of an application and completion of a performance audit and system audit, the quality assurance section shall submit a report to the affected laboratory concerning the results of the overall accreditation process. The report shall list findings, assess the importance of each finding, and make recommendations concerning actions necessary to ensure resolution of problems. After completing the accreditation review, the quality assurance section shall decide, based on information in the application and results of the system audit, performance audit, and review of the quality assurance manual, whether accreditation should be granted. If this decision is affirmative, a certificate shall be issued authorizing the affected laboratory to submit analytical data to the department as specified on an accompanying scope of accreditation. The certificate shall remain the property of the department and shall be surrendered to the department upon revocation of accreditation status. If accreditation is not justified, the department shall issue a report specifying areas of deficiency and steps necessary to upgrade the laboratory to accredited status. In such cases, the laboratory shall provide documentation that the specified deficiencies have been corrected. Based on such documentation the department shall decide whether to grant, renew, deny, or revoke accreditation.

(2) Registration. Registered laboratories shall be issued a certificate and accompanying scope of registration. The certificate shall remain the property of the department of ecology and shall be surrendered to the department upon revocation of the registration status.)) (1) After preliminary requirements (WAC 173-50-060 through 173-50-080) have been met, the lab accreditation unit submits a report to the affected laboratory concerning the results of the overall accreditation process. The report:

- Lists findings;
- Assesses the importance of each finding; and
- Makes recommendations concerning actions necessary to assure resolution of problems.

(2) After completing the accreditation review, the ecology accrediting authority decides whether accreditation should be granted.

(a) If accreditation is warranted, the department issues a certificate and accompanying scope of accreditation. The certificate remains the property of the department and must

be surrendered to the department upon revocation of accreditation status.

(b) If accreditation is not warranted, the department issues a report specifying areas of deficiency and steps necessary to upgrade the laboratory to accredited status. In such cases, the laboratory must provide documentation that the specified deficiencies have been corrected. Based on such documentation the ecology accrediting authority decides whether to grant or deny accreditation.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-100 Interim accreditation. ((If for valid reasons based on a deficiency in the department and not the laboratory, the quality assurance section cannot conduct a complete assessment of laboratory capabilities in a timely manner, an interim accreditation may be granted. The accreditation shall be based on submission of an application and fees by the laboratory, successful completion of a performance audit where appropriate, and department approval of the laboratory's quality assurance manual.)) (1) If for valid reasons resulting from a deficiency in the department and not the laboratory, interim accreditation may be granted. To be considered for interim accreditation, the laboratory must:

- Submit an application and applicable fees;
- Successfully complete applicable proficiency tests; and
- Submit a QA manual that meets the requirements of

WAC 173-050-067.

The lab accreditation unit may also require the laboratory to submit an analytical data package as evidence of analytical capability.

(2) For NELAP accreditation, the only valid reason for granting interim accreditation is the delay of an on-site assessment for reasons beyond the control of the laboratory.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-110 Provisional accreditation. ((Laboratories which have deficiencies requiring corrective action but can produce valid analytical data as determined by the quality assurance section may be given a provisional accreditation. When the laboratory has corrected such deficiencies, it may provide evidence of correction to the quality assurance section, or request reaudit, as appropriate. Upon determining deficiencies have been corrected, the quality assurance section shall take action to award full accreditation as in WAC 173-50-090. Provisional accreditation shall not be renewed for a subsequent accreditation period unless laboratory management can demonstrate that all reasonable measures to correct deficiencies noted during the initial capability assessment have been exhausted.)) (1) The ecology accrediting authority may grant provisional accreditation to laboratories which can consistently produce valid analytical data but have deficiencies requiring corrective action. When the laboratory has corrected such deficiencies, it must provide evidence of correction to the lab accreditation unit, or request a follow-up on-site assessment, as appropriate. If the lab accreditation unit determines the deficiencies have been corrected, the

ecology accrediting authority awards full accreditation as in WAC 173-50-090.

(2) The ecology accrediting authority may renew a provisional accreditation for a subsequent accreditation period if laboratory management has demonstrated that all reasonable measures to correct deficiencies have been exhausted.

(3) For drinking water laboratories, specific conditions warranting provisional accreditation and specific actions required of the laboratory when provisional accreditation is granted are found in the drinking water certification manual.

(4) Provisional accreditation does not apply to NELAP accreditations.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-120 Accreditation ((and registration)) categories. ((Environmental laboratories shall be accredited or registered within the broad categories Chemistry I (general), Chemistry II (trace metals), Organics I (gas chromatography (GC), high pressure liquid chromatography (HPLC) methods), Organics II (gas chromatography/mass spectrometry (GC/MS) methods), Radioactivity, Microbiology, and Bioassay/Toxicity. Within those broad categories, laboratories shall specifically be accredited or registered to perform within the well-defined parameters identified in WAC 173-50-190 or as requested by the applying laboratory, using specific, recognized analytical methods chosen by the applying laboratory. Additional parameters may be designated in the program procedural manual without amendment of this chapter if required to allow more efficient execution of the accreditation program.)) (1) Environmental laboratories are accredited within one or more of the matrix groups defined in WAC 173-50-040. Additionally, accreditation is granted within the following broad categories:

- Chemistry I (General);
- Chemistry II (Trace Metals);
- Organics I (Gas Chromatography (GC) and High Pressure Liquid Chromatography (HPLC) Methods);
- Organics II (Gas Chromatography/Mass Spectrometry (GC/MS) Methods);
- Radioactivity;
- Microbiology;
- Bioassay/Toxicity;
- Immunoassay; and
- Physical.

Within these categories, laboratories are specifically accredited for well-defined parameters, such as, but not limited to, those suggested in the procedural manual, using specific, recognized analytical methods or sampling techniques chosen by the applying laboratory.

(2) The scope of accreditation accompanying the accreditation certificate indicates the parameters for which the laboratory is accredited, and any applicable qualifications, such as interim or provisional accreditation.

(3) For laboratories granted NELAP accreditation, the scope of accreditation also indicates the matrix groups within which each parameter applies. Those matrix groups may include, but are not limited to:

- Nonpotable water;

- Drinking water;
- Solid and chemical materials;
- Biological tissue; and
- Air and emissions.

For laboratories granted NELAP accreditation, the scope of accreditation may also indicate the technology, such as gas chromatography/electron capture detection (GC/ECD) or inductively coupled plasma/mass spectrometry (ICP/MS), associated with each parameter.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-130 Requirements for maintaining accreditation ((and registration)) status. (1) Accreditation ((shall be)) is granted for a one-year period and ((shall)) expires one year after the effective date of accreditation. Except for NELAP accreditation which is limited to one year, exceptions to the one year accreditation may be made for documented cause. In such cases, accreditation may be granted for a period up to two years. ((Renewal shall require submission of an application and appropriate fees, an update of the laboratory's quality assurance manual, and successful completion of performance audit requirements. System audits shall be required for renewal of accreditation at periods not to exceed three years from the previous system audit. For documented cause, system audits can be extended up to four years from the previous audit.

(2) Registration shall be granted for a one-year period and shall expire one year after the effective date of registration. Renewal shall require submission of an application and appropriate fees, an update of the laboratory's quality assurance manual, and completion of a new performance audit. System audits shall be required for renewal of registration at periods not to exceed three years from the previous system audit.)) (2) Renewal requires the laboratory to submit:

- An application and appropriate fees;
- An update of the laboratory's quality assurance manual if applicable; and
- Successful completion of proficiency testing requirements.

On-site assessments are required at periods not to exceed three years from the previous on-site assessment. For documented cause, on-site assessments may be extended up to four years from the previous assessment, except for laboratories accredited to analyze drinking water and NELAP accredited laboratories.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-140 Denying accreditation ((and registration status)). ((1) A laboratory may be denied accreditation for failing to comply with standards for critical elements of the system audit, for misrepresenting its capabilities or failing to disclose pertinent information in the application, for falsifying analytical data, or for failing to render appropriate fees. Additionally, a laboratory may be denied accreditation for a specific parameter for unsatisfactory analysis of that parameter in the performance audit. Laboratories denied

accreditation may appeal under the provisions of WAC 173-50-200 or, following correction of deficiencies, may reapply for accreditation to include payment of appropriate fees as determined in WAC 173-50-190.

(2) A laboratory may be denied registration status only for failure to render appropriate fees, for failing to disclose pertinent information in the application, or for misrepresenting its capabilities.) (1) The ecology accrediting authority may deny accreditation if the applicant laboratory:

• Fails to comply with standards for critical elements of the on-site assessment;

• Misrepresents itself to the department;

• Fails to disclose pertinent information in the application;

• Falsifies reports of analysis including PT results;

• Engages in unethical or fraudulent practices concerning generation of analytical data;

• Is deficient in its ability to provide accurate and defensible analytical data; or

• Fails to render applicable fees.

(2) A laboratory may be denied accreditation for a specific parameter for unsatisfactory analysis of that parameter in proficiency tests.

(3) Laboratories denied accreditation may appeal under the provisions of WAC 173-50-200. If an appeal does not result in action favorable to the laboratory, and following correction of deficiencies, laboratories denied accreditation may reapply for accreditation to include payment of appropriate fees as determined in WAC 173-50-190.

(4) Reasons for denial of NELAP accreditation are as specified in the NELAC standards.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-150 Revoking or suspending accreditation ((and registration status)). ((1) Accreditation status may be suspended or revoked if the laboratory violates a state rule relative to the analytical procedures for which it is accredited, misrepresents itself to the department, fails to submit an application and associated fees for renewal, falsifies reports of analysis, or engages in unethical or fraudulent practices concerning the generation of analytical data. Additionally, an accredited laboratory may be reaudited for cause and, if found to be deficient in its ability to provide accurate analytical data, may have its accreditation suspended or revoked.

(2) Registration status may be revoked for failure to submit a renewal application, failure to pay appropriate fees, failure to submit required performance evaluation sample analysis results, failure to report on corrective actions taken if performance evaluation results are unacceptable or otherwise in error, failure to submit to a system audit, failure to report on corrective actions taken on deficiencies identified in a system audit, repeated failure to correct the deficiencies identified in the performance or system audits, or for misrepresenting the capabilities of the registered laboratory.) (1) Revocation of accreditation is the withdrawal of a previously granted accreditation. Revocation may involve the entire laboratory or one or more individual parameters. Suspension of accred-

itation is for a specified period not to exceed six months during which the affected laboratory corrects deficiencies that led to the suspension. Suspension may involve the entire laboratory, or one or more individual parameters.

(2) The ecology accrediting authority may suspend or revoke accreditation if the accredited laboratory:

• Fails to comply with standards for critical elements of an on-site assessment;

• Violates a state rule relative to the analytical procedures for which it is accredited;

• Misrepresents itself to the department;

• Falsifies reports of analysis including PT results;

• Engages in unethical or fraudulent practices concerning generation of analytical data;

• Is deficient in its ability to provide accurate and defensible analytical data; or

• Refuses to permit for enforcement purposes (WAC 173-50-210).

(3) A laboratory having had its accreditation suspended or revoked may appeal under the provisions of WAC 173-50-200. If an appeal does not result in action favorable to the laboratory, and following correction of deficiencies, a laboratory having had its accreditation revoked may reapply for accreditation to include payment of appropriate fees as determined in WAC 173-50-190.

(4) Reasons for revocation or suspension of NELAP accreditation are as specified in the NELAC standards.

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-160 Reciprocity. ((The department may recognize accreditation (or certification, registration, licensure, approval) of an out-of-state laboratory by another state with which the department has established a reciprocity agreement. In such cases, the out-of-state laboratory shall submit an application and associated fee to offset administrative costs of processing its application (see WAC 173-50-190(5)), and a copy of their accreditation documentation including scope of accreditation. After review of the application and accreditation to assure compliance with minimum accreditation requirements as stated in this chapter, the laboratory may be recognized as authorized to submit analytical data to the department.) (1) The department may recognize accreditation (or certification, registration, licensure, approval) of an out-of-state laboratory by the laboratory's home state with which the department has established a reciprocity agreement.

(2) The out-of-state laboratory must submit:

• An application and associated fee (WAC 173-50-190(8));

• A copy of the other state's certificate;

• A copy of the other state's scope of accreditation;

• A copy of the other state's most recent on-site assessment report;

• A copy of the laboratory's corrective action report relative to the on-site assessment; and

• A complete set of the most recent PT results for applicable parameters.

(3) In consideration of a request to recognize a reciprocity agreement as the basis for accreditation by the ecology accrediting authority, the lab accreditation unit reviews the application and supporting documentation to assure compliance with minimum accreditation requirements as stated in this chapter. If the review is favorable, a certificate and scope of accreditation are granted as in WAC 173-50-090.

(4) In granting secondary NELAP accreditation, the ecology accrediting authority must recognize the accreditation of other NELAP accrediting authorities.

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-170 Third-party accreditation. ((The department may recognize accreditation (or certification, registration, licensure, approval) of a laboratory, including in-state laboratories, by a third party when the accreditation is determined to be equivalent to that described in this chapter. Laboratories applying for recognition of third party accreditation shall submit an application and associated fee to offset administrative costs (see WAC 173-50-190(5)), and provide documented information demonstrating requirements for accreditation have been fulfilled as a result of accreditation carried out by a third party. After review of the application and accreditation to ensure compliance with minimum accreditation requirements as stated in this chapter, the laboratory may be recognized as authorized to submit analytical data to the department.)) (1) The department may recognize accreditation (or certification, registration, licensure, approval) of a laboratory by a third party when the accreditation process is determined to be equivalent to that described in this chapter.

(2) Laboratories applying for recognition of third party's accreditation submit:

- An application and associated fee (WAC 173-50-190(7));
- A copy of the third party's certificate;
- A copy of the third party's scope of accreditation;
- A copy of the third party's most recent on-site assessment report;
- A copy of the laboratory's corrective action report relative to the on-site assessment; and
- A complete set of the most recent PT results for the applicable parameters.

(3) In consideration of a request to recognize a third party's accreditation as the basis for accreditation by the ecology accrediting authority, the lab accreditation unit reviews the application and supporting documentation to assure compliance with minimum accreditation requirements as stated in this chapter. If the review is favorable, a certificate and scope of accreditation are granted as in WAC 173-50-090.

(4) Washington laboratories accredited or applying for accreditation in recognition of a third party's accreditation must notify the lab accreditation unit of on-site assessments scheduled by the third party and allow a department observer to attend such on-site assessments.

(5) Primary NELAP accreditation cannot be granted in recognition of the accreditation by a third party.

AMENDATORY SECTION (Amending Order 89-1 and 89-1A, filed 4/20/89 and 3/13/90, effective 4/13/90)

WAC 173-50-180 Exemptions. (1) The application form ((shall)) provides for wastewater dischargers whose laboratories meet the exemption qualifications of RCW 43.21A.230 to request exemption from the accreditation program. Those laboratories shall be required to submit evidence that they are participating in a federal Environmental Protection Agency Administered Quality Assurance Program including as a minimum the following elements: Current QA program/project plans; performance evaluation audits; system audits; corrective action for audit deficiencies; quality control guidelines and records; and training in quality assurance for laboratory management personnel. The department shall grant exemption from accreditation requirements of this chapter upon receipt of confirmation from Region ((X)) 10 of the federal Environmental Protection Agency of such participation by a laboratory.

(2) Exemption ((shall be)) is granted only for those analytical parameters included in the federal Environmental Protection Agency Quality Assurance Program. The exemption status shall be reviewed annually based upon submittal by the laboratory of a new application and updated evidence of continued participation in a sufficient quality assurance program.

Note: The federal Environmental Protection Agency does not presently administer a complete quality assurance program for wastewater dischargers in the state of Washington, such as would provide an exemption under subsection (1) of this section. Thus, this exemption is not presently available. The Environmental Protection Agency considers annual analysis of performance evaluation samples to constitute only one element of participation in a quality assurance program. The complete Environmental Protection Agency Quality Assurance Program is described in their Order 5360.1, "Policy and Program Requirements to Implement the Mandatory Quality Assurance Program," which is the basis for exemption requirements stated in subsection (1) of this section.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-190 Fee structure. (((1) Fees in this chapter are established to cover costs of administering the accreditation program. The fee per parameter and maximum fee per category are identified in Table 1. Laboratory directors may request addition of parameters within given categories.

TABLE 1—FEE SCHEDULE

CATEGORY	PARAMETER	MAX FEE PER FEE/ PARAMETER-CATEGORY		
Chemistry I (General)	Calcium	\$55	\$1000	
	Chloride			
	Fluoride			
	Magnesium			
	pH			
	Potassium			
	Sodium			
	Specific Conductance			

PERMANENT

TABLE 1—FEE SCHEDULE

TABLE 1—FEE SCHEDULE

CATEGORY	PARAMETER	MAX-FEE- PER-FEE/ PARAMETER- CATEGORY	MAX-FEE- PER-FEE/ PARAMETER- CATEGORY
	Sulfate		
	Total Alkalinity		
	Total Dissolved Solids (TDS)		
	Total Hardness		
	Ammonia (NH3-N)		
	Kjeldahl Nitrogen		
	Nitrate (NO3-N)		
	Nitrate-Nitrite (NO3-NO2)		
	Nitrite (NO2-N)		
	Orthophosphate		
	Phosphorous (total)		
	Biochemical Oxygen Demand (BOD)/Carbonaceous- BOD (CBOD)		
	Chemical Oxygen Demand (COD)		
	Total Organic Carbon (TOC)		
	Acidity		
	Anionic Surfactants (LAS)		
	Bromide		
	Color		
	Cyanide (total)		
	Dissolved Oxygen (DO)		
	Nonfilterable Residue/ Total Suspended Solids (TSS)		
	Total Solids		
	Volatile Solids		
	Oil/grease		
	Phenolics (total)		
	Salinity		
	Silica		
	Sulfide		
	Sulfite		
	Total Organic Halides		
	Total Petroleum Hydrocarbons		
	Total Residual Chlorine		
	Turbidity		
Chemistry-II (Trace Metals)	Aluminum	\$55	\$850
	Antimony		
	Arsenic		
	Barium		
	Beryllium		
	Cadmium		
	Chromium		
	Chromium (hexavalent)		
	Cobalt		
	Copper		
	Iron		
	Lead		
	Manganese		

CATEGORY	PARAMETER	MAX-FEE- PER-FEE/ PARAMETER- CATEGORY	MAX-FEE- PER-FEE/ PARAMETER- CATEGORY
	Mercury		
	Molybdenum		
	Nickel		
	Selenium		
	Silver		
	Strontium		
	Thallium		
	Tin		
	Titanium		
	Vanadium		
	Zinc		
Organics-I (GC, HPLC -methods)	Acrolein/Acrylonitrile	\$100	\$850
	Phenols		
	Purgeable (volatile)- Halocarbons		
	Purgeable (volatile)- Aromatics		
	Benzidines		
	Phthalate Esters		
	Nitrosamines		
	Organochlorine Pesticides		
	Polychlorinated Biphenyls (PCBs)		
	Nitroaromatics/Isophorone		
	Polycyclic Aromatic Hydrocarbons		
	Haloethers		
	Chlorinated Hydrocarbons		
	Organophosphorus Pesticides		
	Chlorinated Herbicides		
	Gasoline		
	Diesel Fuel		
Organics-II (GC/MS Methods)	Purgeable (volatile) Organ- ics	\$300	\$900
	Extractable Base/Neutral and Acid (Semivolatile) Organics		
	Dioxin (2,3,7,8-Tetra- chlorodibenzo-p-dioxin)		
Radioactivity	Gross Alpha	\$125	\$1200
	Gross Beta		
	Cesium-134		
	Cesium-137		
	Cobalt-60		
	Radium-226		
	Radium-228		
	Tritium		
	Total Uranium		
	Iodine-131		
	Strontium-90		

PERMANENT

TABLE 1 - FEE SCHEDULE

CATEGORY	PARAMETER	MAX FEE- PER FEE/ PARAMETER- CATEGORY	
	Strontium 90		
Microbiology	Coliform (fecal)	\$205	\$600
	Coliform (total)		
	Enterococci/Fecal Streptococci		
	E.-coli		
Bioassay/Toxicity	Fish	\$200	\$1250
	Rat		
	Amphipod		
	Bivalve-Larvae		
	Chromosomal abnormality		
	Microtox		
	Daphnid		
	Echinoderm		
	Mysid		
	Algae		
Sediment	Antimony	\$100	\$500
	Arsenic		
	Cadmium		
	Copper		
	Lead		
	Mercury		
	Nickel		
	Silver		
	Zinc		
	Polyyclic Aromatic Hydrocarbons		
	Extractable Base/Neutral and Acid (semivolatile) Organics		

(2) Out of state laboratories shall coordinate directly with the quality assurance section to determine the anticipated cost of completing the accreditation process. Reimbursement of the cost of travel and per diem shall be added to the normal fee indicated in WAC 173-50-190(1).

(3) On-site inspections shall not be conducted nor shall interim or provisional or other accreditations be granted until appropriate fees have been received by the department.

(4) The fee to defray costs to the department recognition of third party accreditation (WAC 173-50-170) shall be three hundred dollars. The fee for recognition of a laboratory under a reciprocity agreement (WAC 173-50-160) shall be three hundred dollars, or as specified in the reciprocity agreement, but not less than three hundred dollars.

(5) Apart from the fee process, applicant laboratories shall be required to acquire and analyze performance evaluation (PE) samples for parameters specified by the quality assurance section. The source of PE samples, if other than the federal Environmental Protection Agency, shall be approved

by the quality assurance section. To the extent feasible as determined by the quality assurance section, performance evaluation samples already being analyzed by the applicant laboratories, shall be used to fulfill performance audit requirements of this chapter.

(6) In addition to fees as determined by the number of parameters and methods in WAC 173-50-190(1), laboratories seeking registration status are required to pay an annual fee of six hundred dollars.

(7) If a laboratory withdraws from the accreditation process after the application has been processed, but before accreditation or registration is granted, the fee will be non-refundable up to an amount of two hundred dollars as reimbursement for costs of processing the application.

(8) Dollar amounts listed in subsections (1), (4), (6), and (7) of this section may be adjusted every two years based on inflation as indicated by the implicit price deflator for state and local government services as published by the economic and revenue forecast council. Dollar amounts listed in subsections (1), (4), (6), and (7) of this section may be decreased at any time the department determines they are higher than needed to meet program requirements. The department shall notify affected parties of any fee adjustment at least thirty days prior to making any fee adjustment. (1) Fees in this chapter are in U.S. dollars and are established to cover costs of administering the accreditation program. The fee per parameter and maximum fee per category for each matrix are identified in Table 1.

(2) Examples of parameters for each category are published in the procedural manual. Accreditation may be requested for parameters in addition to those listed in the procedural manual.

(3) A fee is assessed only once for a given parameter even though that specific parameter may be accredited under more than one matrix.

TABLE 1 - FEE SCHEDULE

MATRIX	CATEGORY	FEE/ PARAMETER	MAX FEE PER CATEGORY
<u>Nonpotable</u>	Chemistry I	\$65	\$1150
<u>Water</u>	(General)		
	Chemistry II	\$65	\$975
	(Trace Metals)		
	Organics I	\$115	\$975
	(GC/HPLC)		
	Organics II	\$345	\$1035
	(GC/MS)		
	Radioactivity	\$145	\$1380
	Microbiology	\$175	\$520
	Bioassay/Toxicity	\$230	\$1435
	Immunoassay	\$65	\$390
	Physical	\$65	\$260
<u>Drinking Water</u>	Chemistry I	\$60	\$305
	(General)		
	Chemistry II	\$60	\$720
	Organics I	\$155	\$615
	(GC/HPLC)		
	Organics II	\$155	\$155

PERMANENT

TABLE 1 - FEE SCHEDULE

MATRIX	CATEGORY	FEE/ PARAMETER	MAX FEE PER CATEGORY
	(GC/MS)		
	Microbiology	\$155	\$460
Solid and Chemical Materials	Chemistry I	\$65	\$1150
	(General)		
	Chemistry II	\$65	\$975
	(Trace Metals)		
	Organics I	\$115	\$975
	(GC/HPLC)		
	Organics II	\$345	\$1035
	(GC/MS)		
	Radioactivity	\$145	\$1380
	Microbiology	\$175	\$520
	Immunoassay	\$65	\$390
	Physical	\$65	\$260
	Air and Emissions	Chemistry I	\$65
(General)			
Chemistry II		\$65	\$975
(Trace Metals)			
Organics I		\$115	\$975
(GC/HPLC)			
	Organics II	\$345	\$1035
	(GC/MS)		

(4) In addition to paying the fee indicated in Table 1, out-of-state laboratories must pay for the actual cost of travel associated with on-site assessments. The department invoices the laboratory for such costs after completion of the on-site assessment.

(5) The laboratory must pay applicable fees before:

- Its quality assurance manual is reviewed by the department;
- The on-site assessment is conducted if applicable; and
- Interim, provisional, or full accreditation is granted.

(6) The fee for recognition of a third party accreditation (WAC 173-50-170), other than NELAP accreditation (WAC 173-50-190(9)), is three hundred forty-five dollars.

(7) The fee for recognition of a laboratory under a reciprocity agreement (WAC 173-50-160) is three hundred forty-five dollars, or as specified in the reciprocity agreement, but not less than three hundred forty-five dollars.

(8) The fee for recognition of accreditation by a NELAP accrediting authority for laboratories in Washington is three hundred forty-five dollars. For out-of-state laboratories, the fee for recognition of accreditation by a NELAP accrediting authority is the fee indicated in Table 1.

(9) For drinking water laboratories, the base fee to defray the extra cost incurred by the department because of the need to coordinate directly with two regulatory agencies is one hundred fifteen dollars.

(10) If a laboratory withdraws from the accreditation process after the application has been processed, but before accreditation is granted, the fee is nonrefundable up to an amount of two hundred thirty dollars as reimbursement for costs of processing the application. If a laboratory withdraws

from the accreditation process after the on-site assessment has been completed, the department may retain the entire fee including reimbursement of travel costs if applicable.

(11) Dollar amounts listed in Table 1 and subsections (6), (7), (8), (9), and (10) of this section may be adjusted every year based on inflation as indicated by the *Implicit Price Deflator for State and Local Government Services* as published by the economic and revenue forecast council. Dollar amounts listed in Table 1 and subsections (6), (7), (8), (9), and (10) of this section may be decreased at any time the department determines they are higher than needed to meet accreditation program requirements. The department notifies affected parties of any fee adjustment at least thirty days prior to the effective date of the adjusted fee.

AMENDATORY SECTION (Amending Order 92-53, filed 9/22/93, effective 10/23/93)

WAC 173-50-200 Appeals. An environmental laboratory manager may appeal final accreditation ((and registration)) actions within thirty days of notification of final action in accordance with chapter 43.21B RCW.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-210 Enforcement. (1) For the purpose of conducting on-site assessments or otherwise enforcing this chapter, the department may enter any premises in which analytical data pertaining to accreditation ((and registration)) under the provisions of this chapter are generated or stored ((for the purpose of conducting system audits or otherwise enforcing this chapter)).

(2) Refusal to permit entry for such purposes shall result in denial, revocation, or suspension of accreditation or registration status.

AMENDATORY SECTION (Amending Order 90-21, filed 10/19/90, effective 11/19/90)

WAC 173-50-220 Assistance to laboratories. ((During those calendar years in which a system audit is not required, registered laboratories may request a visit by quality assurance section personnel for the purpose of providing assistance in correcting deficiencies and improving practices for those tests covered by the scope of registration. These visits will be for the purpose of technical assistance and will not result in preparation of a corrective action report by the registered laboratory.)) Laboratories scheduled to undergo an on-site assessment may request a training session be conducted by department staff in conjunction with that assessment. Accredited laboratories may also request on-site assistance at times other than the on-site assessment. Whether requested as part of the on-site assessment or otherwise, the department will provide such assistance to the extent allowed by staff resources available at the time.

PERMANENT

WSR 02-20-092
PERMANENT RULES
DEPARTMENT OF HEALTH

[Filed October 1, 2002, 2:31 p.m.]

Date of Adoption: September 11, 2002.

Purpose: The amendments update the rules to assure the vital statistic certificates are consistent with U.S. standard certificates, as required under chapter 70.58 RCW. The amendments also improve the clarity of the chapter.

Citation of Existing Rules Affected by this Order: Amending WAC 246-491-029, 246-491-039, and 246-491-149.

Statutory Authority for Adoption: RCW 43.70.150, 70.58.055.

Other Authority: Chapter 70.58 RCW.

Adopted under notice filed as WSR 02-16-100 on August 7, 2002.

Changes Other than Editing from Proposed to Adopted Version: Birth Certificate: Item 4 (under Type of Birthplace) added: "Planned birthplace if different ____."

Fetal Death Certificate: Item 5 (under Type of Birthplace) added: "Planned birthplace if different ____."

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 2, Amended 3, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 2, Amended 3, 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 2, Amended 3, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

Don Sloma
 Executive Director
 State Board of Health
 M. C. Selecky
 Secretary
 Department of Health

NEW SECTION

WAC 246-491-001 Purpose. RCW 70.58.055 requires certificates for vital records to include, at a minimum, items recommended by the federal agency responsible for national vital statistics. RCW 70.58.055 allows the state board of health to require additional information for the confidential section of the birth certificate, and eliminate items from the federal forms that it identifies as not necessary for statistical study.

RCW 43.70.150 requires the secretary of the department of health to operate and maintain a state system for registering births, deaths, fetal deaths, marriages, divorce decrees,

annulments and separations. RCW 43.70.160 requires the state registrar to prepare, print and supply the forms for registering, recording, and preserving vital statistics. These rules identify the forms used and information collected by the state on live birth, death, fetal death, marriage, divorce, dissolution of marriage and annulment.

NEW SECTION

WAC 246-491-010 Definitions. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise:

- (1) "Board" means the state board of health.
- (2) "Department" means the department of health.

AMENDATORY SECTION (Amending Order 196B, filed 9/26/91, effective 10/27/91)

WAC 246-491-029 (~~Adoption of~~) Information collected on the confidential section of live birth and fetal death certificates; modifications to the United States standard certificates and report (~~(--Modifications)~~) forms. ((Pursuant to chapter 70.58 RCW, the Washington state board of health adopts and approves for use in the state of Washington,) (1) Effective January 1, ((+1992)) 2003, the department shall use the ((+1988)) 2003 revisions of the United States standard forms of live birth and fetal death as the basis for the state certificates of live birth and fetal death. These forms are developed by the United States Department of Health and Human Services, National Center for Health Statistics. ((The board of health shall make the following modifications to the confidential section of the U.S. standard certificate of live birth and U.S. standard report of fetal death:))

(2) Copies of these forms may be obtained by contacting the department's center for vital statistics.

(3) Tables 1 and 2 list the statistical information contained in the confidential sections of the birth and fetal death certificates that the board requires the department to collect, and the differences between the state and U.S. standard.

((U.S. STANDARD CERTIFICATE OF LIVE BIRTH

Add "Spanish" to "of Hispanic origin."

Add "or descent? (ancestry)" to "of Hispanic origin."

Add "Asian or Pacific Islander" to "race."

Add "occupation" and "type of business or industry" for both parents.

Add "parental identification of ethnicity and race of child."

Add "twenty weeks or more, less than twenty weeks" to "pregnancy history."

Add separate categories for "spontaneous" and "induced" terminations to "pregnancy history."

Add "total prior pregnancies."

Add under the heading "medical risk factors for this pregnancy," "polyhydramnios, genital herpes, syphilis, hepatitis B-HB_sAg positive."

((U.S. STANDARD CERTIFICATE OF LIVE BIRTH

- Add under the heading "method of delivery," "C-section with no labor, C-section with trial of labor."
- Add under the heading "abnormal conditions of the newborn," drug withdrawal syndrome in newborn.
- Delete under 38a "hydramnios."
- Delete under item 37b "name of facility infant transferred to."
- Add under the heading "other risk factors for pregnancy," "weight before pregnancy."
- Add under the heading "complication of labor and/or delivery," "nuchal cord."
- Change "tobacco use during pregnancy" to "did mother smoke at any time during pregnancy"?
- Add "principal source of payment for prenatal care."
- Add "during pregnancy mother participated in (special programs).")

<u>Item Number</u>	<u>Item Name</u>
34	<u>Mother's medical record number</u>
35	<u>Mother's prepregnancy weight</u>
36	<u>Mother's weight at delivery</u>
37	<u>Mother's height</u>
38	<u>Did mother get WIC food for herself during pregnancy?</u>
39	<u>Cigarette smoking before and during pregnancy</u>
40a	<u>Number of previous live births</u>
40b	<u>Date of last live birth</u>
41a	<u>Number of other pregnancy outcomes</u>
41b	<u>Date of last other pregnancy outcome</u>
42a	<u>Date of first prenatal care visit</u>
42b	<u>Date of last prenatal care visit</u>
43	<u>Total number of prenatal visits for this pregnancy</u>
44	<u>Date last normal menses began</u>
45	<u>Was mother transferred to higher-level care for maternal medical or fetal indications for delivery?</u>
46	<u>Principal source of payment for this delivery</u>
47	<u>Newborn medical record number</u>
48	<u>Birth weight</u>
49	<u>Infant head circumference</u>
50	<u>Obstetric estimate of gestation</u>
51	<u>Apgar score at 5 min; if score is less than 6, score at 10 minutes</u>
52	<u>Plurality</u>
53	<u>If not single birth - born 1st, 2nd, 3rd etc.</u>

Difference from U.S. Standard, if any

U.S. STANDARD CERTIFICATE OF LIVE BIRTH

TABLE 1:
Confidential Birth Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
15	<u>Is mother married to the father?</u>	
	<u>If no, was mother married to anyone during the pregnancy?</u>	Added
	<u>Has the paternity affidavit been signed?</u>	
20	<u>Mother's education</u>	Add "Specify": next to box for "8th Grade or less"
21	<u>Mother of Hispanic origin?</u>	
22	<u>Mother's race</u>	
23	<u>Mother's occupation</u>	Added
24	<u>Mother's kind of business/industry</u>	Added
29	<u>Father's education</u>	Add "Specify": next to box for "8th Grade or less"
30	<u>Father of Hispanic origin?</u>	
31	<u>Father's race</u>	
32	<u>Father's occupation</u>	Added
33	<u>Father's kind of business/industry</u>	Added

42a	<u>Date of first prenatal care visit</u>	
42b	<u>Date of last prenatal care visit</u>	
43	<u>Total number of prenatal visits for this pregnancy</u>	
44	<u>Date last normal menses began</u>	
45	<u>Was mother transferred to higher-level care for maternal medical or fetal indications for delivery?</u>	
46	<u>Principal source of payment for this delivery</u>	Add "Indian Health" and "CHAMPUS"
47	<u>Newborn medical record number</u>	
48	<u>Birth weight</u>	
49	<u>Infant head circumference</u>	Added
50	<u>Obstetric estimate of gestation</u>	
51	<u>Apgar score at 5 min; if score is less than 6, score at 10 minutes</u>	
52	<u>Plurality</u>	
53	<u>If not single birth - born 1st, 2nd, 3rd etc.</u>	

PERMANENT

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>	<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
54	<u>Was infant transferred within 24 hours of delivery?</u>				
55	<u>Is infant living at time of the report?</u>				
56	<u>Is infant being breastfed?</u>				
57	<u>Risk factors in this pregnancy</u>	Add "Group B streptococcus culture positive"	38	<u>Weight of fetus</u>	
58	<u>Method of delivery</u>		39	<u>Obstetric estimate of gestation</u>	
59	<u>Infections present and/or treated during this pregnancy</u>	Add "HIV infection" and "Other: Specify"	40	<u>Plurality</u>	
60	<u>Obstetric procedures</u>		41	<u>If not single birth - born 1st, 2nd, 3rd etc.</u>	
61	<u>Abnormal conditions of the newborn</u>		42	<u>Mother's education</u>	Add "Specify": next to box for "8th Grade or less"
62	<u>Characteristics of labor and delivery</u>		43	<u>Mother of Hispanic origin?</u>	
63	<u>Congenital anomalies of the newborn</u>		44	<u>Mother's race</u>	
64	<u>Maternal morbidity</u>		45	<u>Mother's occupation</u>	Added
65	<u>Onset of labor</u>		46	<u>Mother's kind of business/industry</u>	Added
((U.S. STANDARD REPORT OF FETAL DEATH					
	Add "or descent? (ancestry)" to "of Hispanic origin."		47	<u>Mother married?</u>	
	Add "Spanish" to "of Hispanic origin."		48	<u>Mother's height</u>	
	Add "Asian or Pacific Islander" to "race."		49	<u>Did mother get WIC food for herself during pregnancy?</u>	
	Add "twenty weeks or more, less than twenty weeks" to "other pregnancy outcomes."		50	<u>Mother's prepregnancy weight</u>	
	Add under the heading "medical risk factors for this pregnancy" "polyhydramnios, first trimester bleeding, epilepsy, genital herpes, syphilis."		51	<u>Mother's weight at delivery</u>	
	Add separate categories for "spontaneous" and "induced" terminations to "pregnancy history."		52	<u>Date last normal menses began</u>	
	Add "total prior pregnancies."		53	<u>Date of first prenatal care visit</u>	
	Add "fetal hemorrhage, placenta and cord conditions (specify), hemolytic disease, fetal hydrops, shoulder dystocia, other (specify), and none."		54	<u>Date of last prenatal care visit</u>	
	Add "C-section with no labor" and "C-section with trial of labor."		55	<u>Total number of prenatal visits for this pregnancy</u>	
	Add under the heading "other risk factors for pregnancy," "weight before pregnancy."		56a	<u>Number of previous live births</u>	
	Change "tobacco use during pregnancy" to "did mother smoke at any time during pregnancy"?		56b	<u>Date of last live birth</u>	
	Add "principal source of payment for prenatal care."		57a	<u>Number of other pregnancy outcomes</u>	
	Add "during pregnancy mother participated in (special programs)."		57b	<u>Date of last other pregnancy outcome</u>	

PERMANENT

PERMANENT

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
58	<u>Cigarette smoking before and during pregnancy</u>	
59	<u>Was mother transferred to higher-level care for maternal medical or fetal indications for delivery?</u>	
60	<u>Father's education</u>	<u>Added</u>
61	<u>Father of Hispanic origin?</u>	<u>Added</u>
62	<u>Father's race</u>	<u>Added</u>
63	<u>Father's occupation</u>	<u>Added</u>
64	<u>Father's kind of business/industry</u>	<u>Added</u>
65	<u>Risk factors in this pregnancy</u>	
66	<u>Method of delivery</u>	
67	<u>Congenital anomalies of the fetus</u>	
68	<u>Maternal morbidity</u>	
69	<u>Infections present and/or treated during this pregnancy</u>	<u>Add "HIV infection" and "Other: Specify"</u>

AMENDATORY SECTION (Amending Order 196B, filed 9/26/91, effective 10/27/91)

WAC 246-491-039 Confidential information on state of Washington live birth and fetal death certificates (~~(pursuant to)~~ **under chapter 70.58 RCW.** The confidential sections of the certificate of live birth and the certificate of fetal death (~~(shall)~~ **are not** (~~(be)~~ **subject to public inspection and** (~~(shall)~~ **may not be included on certified copies of the record except upon order of a court.**

AMENDATORY SECTION (Amending Order 211, filed 11/12/91, effective 12/13/91)

WAC 246-491-149 ((Adoption of) Information collected on the legal or public section of certificates; modifications to the United States standard certificates and report (~~(—Modifications pursuant to RCW 43.70.150))~~ **forms.** ((The department adopts and approves for use in the state of Washington,)) (1) Effective January 1, ((1992)) **2003, the department shall use the ((1988)) 2003 revisions of the United States standard forms for live birth((, death,)) and fetal death((, marriage, and dissolution)).**

(2) Effective January 1, 2004, the department shall use the 2003 standard form for death.

(3) Effective January 1, 1992, the department shall use the 1988 revisions of the United States standard forms for marriage and dissolution.

(4) These forms are developed by the United States Department of Health and Human Services, National Center for Health Statistics. Copies of these forms may be obtained by contacting the department's center for vital statistics.

(5) With the exception of the confidential section, the department may modify any part of these forms ((and shall make the following modifications:)). Tables 3, 4, and 5 identify the modifications to the United States standard forms for live birth, fetal death, and death. Tables 6 and 7 identify modifications to the United States standard form for marriage, and certificate of divorce, dissolution of marriage, or annulment.

(U.S. STANDARD CERTIFICATE OF LIVE BIRTH:

Add "mother's request to issue Social Security number (allow up to six months)."

Add "record amendment."

Add "how long at current residence"?

U.S. STANDARD CERTIFICATE OF DEATH:

Under "place of death" add "in transport," "hospital."

Add "smoking in last fifteen years."

Add "or descent" after "of Hispanic origin."

Add "length of residence."

Add "date of disposition."

Add "medical examiner/coroner file number."

Add "hour pronounced dead (24 hours)."

Add "record amended section."

Delete "license number (funeral director)" under item 21b.

Delete "license number (certifier)" under item 23b.

Delete "were autopsy findings available prior to completion of cause of death yes/no" under item 28b.

Delete check boxes under item 20a.

Delete "donation" under item 20a.

Delete check boxes under item 31a.

Delete item 32.

Delete "inpatient" under item 9a.

Delete check boxes under item 29.

Delete "natural" under item 29.

U.S. STANDARD REPORT OF FETAL DEATH:

Add "fetus name."

Add "time of delivery."

Add "place of delivery."

Add "state of birth."

Add "registrar signature."

Add "date filed."

Add "burial, cremation, removal, other (specify)."

Add "date (burial)."

Add "cemetery/crematory name."

Add "location (cemetery)."

U.S. STANDARD REPORT OF FETAL DEATH:

- Add "~~funeral director signature.~~"
- Add "~~name of facility.~~"
- Add "~~address of facility.~~"
- Add "~~autopsy yes/no.~~"
- Add "~~were autopsy findings used to complete the cause of death?~~"
- Add "~~certification statement.~~"
- Change title to "~~certificate of fetal death.~~"

U.S. STANDARD LICENSE AND CERTIFICATE OF MARRIAGE:

- Change title to "~~certificate of marriage.~~"
- Add "~~type of ceremony (religious/civil ceremony).~~"
- Add "~~officiant date signed.~~"
- Add "~~inside of city limits for bride and groom.~~"
- Delete "~~age last birthday~~" for the groom under item 2.
- Delete "~~age last birthday~~" for the bride under item 9.
- Delete "~~license to marry~~" section.
- Delete "~~expiration date of license~~" under item 17.
- Delete "~~title of issuing official~~" under item 20.
- Delete "~~confidential information~~" under items 27 through 30b.

U.S. STANDARD CERTIFICATE OF DIVORCE, DISSOLUTION OF MARRIAGE, OR ANNULMENT:

- Change title to "~~certificate of dissolution, declaration of invalidity of marriage or legal separation.~~"
- Add check boxes for "~~type of decree.~~"
- Add "~~inside city limits~~" for both parties.
- Delete "~~date couple last resided in same household~~" under item 11.
- Change "~~number of children under eighteen in this household as of this date~~" to "~~number of children born alive of this marriage~~" under item 12.
- Delete check boxes for "~~petitioner~~" under item 13.
- Delete section "~~number of children under eighteen whose physical custody was awarded to~~" under item 18.
- Delete "~~title of court~~" under item 20.
- Delete "~~title of certifying official~~" under item 22.
- Delete "~~date signed~~" under item 23.
- Delete "~~confidential information~~" under items 24 through 27b:))

U.S. STANDARD CERTIFICATE OF LIVE BIRTH

Table 3:
Legal or Public Birth Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
<u>1</u>	<u>Child's name</u>	
<u>2</u>	<u>Child's date of birth</u>	
<u>3</u>	<u>Time of birth</u>	
<u>4</u>	<u>Type of birthplace</u>	Add " <u>En route,</u> " Add " <u>Planned birthplace if different</u> "
<u>5</u>	<u>Child's sex</u>	
<u>6</u>	<u>Name of facility</u>	
<u>7</u>	<u>City, town or location of birth</u>	
<u>8</u>	<u>County of birth</u>	
<u>9</u>	<u>Mother's name before first marriage</u>	
<u>10</u>	<u>Mother's date of birth</u>	
<u>11</u>	<u>Mother's birthplace</u>	
<u>12</u>	<u>Mother's Social Security number</u>	
<u>13</u>	<u>Mother's current legal last name</u>	
<u>14</u>	<u>Social Security number requested for child?</u>	
<u>16a</u>	<u>Mother's residence - number, street, and Apt. No.</u>	
<u>16b</u>	<u>Mother's residence - city or town</u>	
<u>16c</u>	<u>Mother's residence - county</u>	
<u>16d</u>	<u>Tribal reservation name (if applicable)</u>	<u>Added</u>
<u>16e</u>	<u>Mother's residence - state or foreign country</u>	
<u>16f</u>	<u>Mother's residence - zip code + 4</u>	
<u>16g</u>	<u>Mother's residence - inside city limits?</u>	
<u>17</u>	<u>Telephone number</u>	<u>Added</u>
<u>18</u>	<u>How long at current residence?</u>	<u>Added</u>
<u>19</u>	<u>Mother's mailing address, if different</u>	
<u>25</u>	<u>Father's current legal name</u>	

PERMANENT

U.S. STANDARD CERTIFICATE OF LIVE BIRTH

Table 3:

Legal or Public Birth Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
26	Father's date of birth	
27	Father's birthplace	
28	Father's Social Security number	
66	Certifier name and title	Delete check boxes
67	Date certified	
68	Attendant name and title	Delete check boxes
69	NPI of person delivering the baby	
---	Date filed by registrar	Deleted

U.S. STANDARD REPORT OF FETAL DEATH

Table 4:

Legal or Public Fetal Death Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
15b	Mother's residence - city or town	
15c	Mother's residence - county	
15d	Tribal reservation name (if applicable)	Added
15e	Mother's residence - state or foreign country	
15f	Mother's residence - zip code + 4	
15g	Mother's residence - inside city limits?	
16	How long at current residence?	Added
17	Father's current legal name	
18	Father's date of birth	
19	Father's birthplace	
20	Name and title of person completing the report	
21	Date report completed	
22	Attendant name and title	Delete check boxes
23	NPI of person delivering the baby	
24	Method of disposition	
25	Date of disposition	
26	Place of disposition	Added
27	Location of disposition - city/town and state	Added
28	Name and complete address of funeral facility	Added
29	Funeral director signature	Added
30	Initiating cause/condition (cause of death)	
31	Other significant causes or conditions	
32	Estimated time of fetal death	
33	Was an autopsy performed?	

U.S. STANDARD REPORT OF FETAL DEATH

Table 4:

Legal or Public Fetal Death Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
1	Name of fetus	
2	Sex	
3	Date of delivery	
4	Time of delivery	
5	Type of birthplace	Add "En route," Add "Planned birthplace if different"
6	Name of facility	
7	Facility ID (NPI)	
8	City, town or location of birth	
9	Zip code of delivery	
10	County of birth	
11	Mother's name before first marriage	
12	Mother's date of birth	
13	Mother's current legal last name	
14	Mother's birthplace	
15a	Mother's residence - number, street, and Apt. No.	

PERMANENT

U.S. STANDARD REPORT OF FETAL DEATH

U.S. STANDARD CERTIFICATE OF DEATH

Table 4:
Legal or Public Fetal Death Certificate Items

Table 5:
Death Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
34	<u>Was a histological placental examination performed?</u>	
35	<u>Were autopsy or histological placental examination results used in determining the cause of death?</u>	
36	<u>Registrar signature</u>	<u>Added</u>
37	<u>Date received</u>	

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
13c	<u>Residence - county</u>	
13d	<u>Tribal reservation name (if applicable)</u>	<u>Added</u>
13e	<u>Residence - state or foreign country</u>	
13f	<u>Residence - zip code</u>	
13g	<u>Inside city limits?</u>	
14	<u>Estimated length of time at residence</u>	<u>Added</u>
15	<u>Marital status at time of death</u>	
16	<u>Surviving spouse's name</u>	
17	<u>Occupation</u>	
18	<u>Kind of business/industry</u>	
19	<u>Father's name</u>	
20	<u>Mother's name before first marriage</u>	
21	<u>Informant - name</u>	
22	<u>Informant - relationship to decedent</u>	
23	<u>Informant - address</u>	
24	<u>Place of death</u>	
25	<u>Facility name (if not a facility, give number and street)</u>	
26a	<u>City, town, or location of death</u>	
26b	<u>State of death</u>	
27	<u>Zip code of death</u>	
28	<u>Method of disposition</u>	
29	<u>Place of disposition (name of cemetery, crematory, other place)</u>	
30	<u>Disposition - city/town, and state</u>	
31	<u>Name and complete address of funeral facility</u>	
32	<u>Date of disposition</u>	<u>Added</u>
33	<u>Funeral director signature</u>	
34	<u>Causes of death and intervals between onset and death</u>	
35	<u>Other significant conditions contributing to death</u>	

U.S. STANDARD CERTIFICATE OF DEATH

Table 5:
Death Certificate Items

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
1	<u>Legal name (include a.k.a.'s if any)</u>	
2	<u>Death date</u>	
3	<u>Sex</u>	
4a	<u>Age - years</u>	
4b	<u>Age - under 1 year</u>	
4c	<u>Age - under 1 day</u>	
5	<u>Social Security number</u>	
6	<u>County of death</u>	
7	<u>Birth date</u>	
8a	<u>Birth place - city, town or county</u>	
8b	<u>Birth place - state or foreign country</u>	
9	<u>Decedent's education</u>	<u>Add "Specify": next to box for "8th Grade or less"</u>
10	<u>Decedent's Hispanic origin</u>	
11	<u>Decedent's race</u>	
12	<u>Was decedent ever in U.S. Armed Forces?</u>	
13a	<u>Residence - number and street</u>	
13b	<u>Residence - city or town</u>	

PERMANENT

U.S. STANDARD CERTIFICATE OF DEATH

**Table 5:
Death Certificate Items**

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
36	<u>Autopsy?</u>	
37	<u>Were autopsy findings available to complete the cause of death?</u>	
38	<u>Manner of death</u>	
39	<u>Pregnancy status</u>	
40	<u>Did tobacco use contribute to death?</u>	
41	<u>Date of injury</u>	
42	<u>Hour of injury</u>	
43	<u>Place of injury</u>	
44	<u>Injury at work?</u>	
45	<u>Injury location - street, city, county, state, zip</u>	<u>County Added</u>
46	<u>Describe how injury occurred</u>	
47	<u>Transport injury type</u>	
48a	<u>Certifying physician signature</u>	
48b	<u>Medical examiner/coroner signature</u>	
49	<u>Name and address of certifier</u>	
50	<u>Hour of death</u>	
51	<u>Name and title of attending physician if other than certifier</u>	<u>Added</u>
52	<u>Date certified</u>	
53	<u>Title of certifier</u>	
54	<u>License number of certifier</u>	
55	<u>ME/coroner file number</u>	<u>Added</u>
56	<u>Was case referred to medical examiner?</u>	
57	<u>County registrar signature</u>	<u>Added</u>
58	<u>County date received</u>	<u>Added</u>
59	<u>Record amendment</u>	<u>Added</u>
=	<u>License number of funeral director</u>	<u>Deleted</u>
=	<u>Date pronounced dead</u>	<u>Deleted</u>
=	<u>Time pronounced dead</u>	<u>Deleted</u>
=	<u>Signature of person pronouncing death</u>	<u>Deleted</u>

U.S. STANDARD CERTIFICATE OF DEATH

**Table 5:
Death Certificate Items**

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
=	<u>License number of person pronouncing death</u>	<u>Deleted</u>
=	<u>Date person pronouncing death signed</u>	<u>Deleted</u>

U.S. STANDARD LICENSE AND CERTIFICATE OF MARRIAGE

**Table 6:
Certificate of Marriage**

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>
=	<u>Certificate name</u>	<u>Changed name of form to "Certificate of Marriage"</u>
=	<u>County of license</u>	
=	<u>Date valid</u>	
=	<u>Not valid after (date)</u>	
1	<u>Date of marriage</u>	
2	<u>County of ceremony</u>	
3	<u>Type of ceremony</u>	<u>Added</u>
4	<u>Date signed (by officiant)</u>	<u>Added</u>
5	<u>Officiant's name</u>	
6	<u>Officiant's signature</u>	
7	<u>Officiant's address</u>	
8	<u>Groom's name</u>	
9	<u>Groom's address (street)</u>	
10	<u>Groom's date of birth</u>	
11	<u>Groom's place of birth (state or country)</u>	
12	<u>Groom's address (city)</u>	
13	<u>Groom's address (inside city limits)</u>	<u>Added</u>
14	<u>Groom's address (county)</u>	
15	<u>Groom's address (state)</u>	
16	<u>Groom's father - name</u>	
17	<u>Groom's father - place of birth</u>	
18	<u>Groom's mother - maiden name</u>	
19	<u>Groom's mother - place of birth</u>	
20	<u>Groom's signature</u>	
21	<u>Date signed (by groom)</u>	

PERMANENT

<u>Item Number</u>	<u>Item Name</u>	<u>Difference from U.S. Standard, if any</u>	<u>U.S. STANDARD CERTIFICATE OF DIVORCE, DISSOLUTION OF MARRIAGE, OR ANNULMENT</u>	<u>TABLE 7: Certification of Dissolution, Declaration of Invalidity of Marriage, or Legal Separation</u>	<u>Difference from U.S. Standard, if any</u>
22	<u>Bride's name</u>				
23	<u>Bride's maiden last name</u>				
24	<u>Bride's residence - (street)</u>				
25	<u>Bride's date of birth</u>				
26	<u>Bride's place of birth (state or country)</u>				
27	<u>Bride's residence (city)</u>				
28	<u>Bride's residence (inside city limits)</u>	Added			
29	<u>Bride's residence (county)</u>				
30	<u>Bride's residence (state)</u>				
31	<u>Bride's father - name</u>				
32	<u>Bride's father - place of birth</u>				
33	<u>Bride's mother - maiden name</u>				
34	<u>Bride's mother - place of birth</u>				
35	<u>Bride's signature</u>				
36	<u>Date signed (by bride)</u>				
37	<u>Witness #1 signature</u>				
38	<u>Witness #2 signature</u>				
39	<u>County auditor signature</u>				
40	<u>Date received (by county auditor)</u>				
<u>Reverse side</u>		<u>Groom's Social Security number</u>			
<u>Reverse side</u>		<u>Bride's Social Security number</u>			
	<u>Groom's age last birthday</u>	Deleted			
	<u>Bride's age last birthday</u>	Deleted			
	<u>License to marry section</u>	Deleted			
	<u>Expiration date of license</u>	Deleted			
	<u>Title of issuing official</u>	Deleted			
	<u>Confidential information</u>	Deleted			
				<u>Court file number</u>	
			1	<u>Type of decree</u>	Added check boxes
			2	<u>Date of filing</u>	
			3	<u>County where decree filed</u>	
			4	<u>Signature of superior court clerk</u>	
			5	<u>Husband's name</u>	
			6	<u>Husband's date of birth</u>	
			7	<u>Husband's place of birth</u>	
			8	<u>Husband's residence - street</u>	
			9	<u>Husband's residence - city</u>	
			10	<u>Husband's residence - inside city limits</u>	Added
			11	<u>Husband's residence - county</u>	
			12	<u>Husband's residence - state</u>	
			13	<u>Wife's name</u>	
			14	<u>Wife's maiden name</u>	
			15	<u>Wife's date of birth</u>	
			16	<u>Wife's place of birth</u>	
			17	<u>Wife's residence - street</u>	
			18	<u>Wife's residence - city</u>	
			19	<u>Wife's residence - inside city limits</u>	Added
			20	<u>Wife's residence - county</u>	
			21	<u>Wife's residence - state</u>	
			22	<u>Place of marriage - county</u>	
			23	<u>Place of marriage - state</u>	
			24	<u>Date of marriage</u>	
			25	<u>Number of children of this marriage</u>	Name change

PERMANENT

<u>26</u>	<u>Petitioner</u>	<u>Delete check boxes</u>
<u>27</u>	<u>Name of petitioner's attorney/pro se</u>	
<u>28</u>	<u>Petitioner's address</u>	
<u>29</u>	<u>Husband's Social Security number</u>	
<u>30</u>	<u>Wife's Social Security number</u>	
	<u>Date couple last resided in same household</u>	<u>Delete</u>
	<u>Number of children under 18 whose physical custody was awarded to</u>	<u>Delete</u>
	<u>Title of court</u>	<u>Delete</u>
	<u>Title of certifying official</u>	<u>Delete</u>
	<u>Date signed</u>	<u>Delete</u>
	<u>Confidential information</u>	<u>Delete</u>

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 2, Amended 22, Repealed 5.

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 2, Amended 22, Repealed 5.

Effective Date of Rule: January 1, 2003.

October 1, 2003 [2002]

Alan E. Rathbun
Assistant Director

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-011 Definitions. The following definitions will be used throughout this WAC:

(1) "Purse" will be defined as the sum of money or other compensation by way of guarantee, percentage or otherwise, paid to a boxer.

(2) "Knockdown" is defined as when a boxer is knocked to the ring canvas by fair blows, hangs helplessly on the ropes, or the ropes prevent his/her fall, or any part of the body other than the soles of the feet touches the ring canvas.

(3) The "outcome of a contest" occurs when the contest has concluded, a determination has been made described in WAC 36-12-130, and the report to the boxing registry required by the federal Boxing Safety Act of 1996 has been submitted.

(4) "Neutral corner" is defined as one of the two corners of a ring that are not assigned to a boxer for a contest.

(5) A "count" is the audible measure of time signaled by the referee to a boxer who has been knocked to the ring canvas by fair blows or to a standing boxer who, in the referee's judgment, is momentarily unable to defend him/herself.

(6) "Scorecard" is defined as the document used by judges to score a contest.

(7) "Ten-point-must system" of scoring is defined as the scoring system used by judges giving ten points to the boxer winning a round and a lesser number of points to the boxer losing a round.

(8) "Foul" is defined as an action by a boxer, identified by the referee that does not meet the definition of "boxing" as described in RCW 67.08.002. Fouls may include, but are not limited to, the following types of contact or acts:

- (a) Hitting, a low blow, below the navel or behind the ear;
- (b) Hitting an opponent who is knocked down;
- (c) Holding an opponent with one hand and hitting with the other;
- (d) Holding or deliberately maintaining a clinch;
- (e) Wrestling, kicking or roughing;
- (f) Pushing an opponent about the ring or into the ropes;
- (g) Butting with the head, shoulder, knee, elbow;

WSR 02-20-094

PERMANENT RULES

DEPARTMENT OF LICENSING

[Filed October 1, 2002, 2:42 p.m., effective January 1, 2003]

Date of Adoption: October 1, 2002.

Purpose: To amend, repeal or retain current rules, which may no longer be needed or need further written clarification as per the governor's directive on state rules review. To set new licensing fees for the chiropractor license.

Citation of Existing Rules Affected by this Order: Repealing WAC 36-13-060, 36-13-070, 36-13-080, 36-13-090 and 36-13-100; and amending chapter 36-12 WAC, Professional boxing: WAC 36-12-011, 36-12-030, 36-12-100, 36-12-110, 36-12-130, 36-12-140, 36-12-195, 36-12-200, 36-12-240, 36-12-465 and 36-12-475; chapter 36-13 WAC, Professional wrestling: WAC 36-13-010, 36-13-020, 36-13-030, 36-13-040, 36-13-050, 36-13-110, 36-13-120 and 36-13-130; chapter 36-14 WAC, Professional martial arts: WAC 36-14-110, 36-14-400 and 36-14-410; and new sections WAC 36-14-105 Guidelines for kickboxing and Muay Thai weight classes—Weight difference and glove weight and 36-14-106 Weighing time.

Statutory Authority for Adoption: RCW 67.08.017, 67.08.105.

Other Authority: RCW 43.24.023.

Adopted under notice filed as WSR 02-17-103 on August 21, 2002.

Changes Other than Editing from Proposed to Adopted Version: WAC 36-12-170 and 36-14-120 have been withdrawn from this filing.

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.

PERMANENT

(h) Hitting with the open glove, the butt or inside of the hand, or back of the hand, the elbow or the wrist;

(i) Purposely falling down onto the canvas of the ring without being hit or for the purpose of avoiding a blow;

(j) Striking deliberately at that part of the body over the kidneys;

(k) Using the pivot blow (pivoting while throwing a punch) or the rabbit punch (punches thrown to the back of the head and neck areas);

(l) Jabbing the eyes with the thumb of the glove;

(m) Use of abusive language;

(n) Unsportsmanlike conduct causing injury to an opponent that does not meet the definition of "boxing" in RCW 67.08.002;

(o) Hitting on the break;

(p) Intentionally spitting out the mouthpiece;

(q) Hitting on or out of the ropes;

(r) Holding rope and hitting;

(s) Biting/spitting;

(t) Not following referee's instructions;

(u) Stepping on opponent;

(v) Crouching below opponent's belt;

(w) Leaving neutral corner; and

(x) Corner second shouting.

(9) "Fair blow" is defined as an exchange of blows delivered with the padded knuckle part of the glove to the front or sides of the head and body above the navel.

(10) "Event official" is defined as an official licensed under RCW 67.08.100 as a judge, referee, timekeeper, event physician, and/or inspector and appointed by the department to provide services at a boxing event.

(11) "Manager" is defined as a person licensed under RCW 67.08.100 who contracts with a boxer to receive compensation for service as an agent or representative.

(12) "Second" is defined as a person licensed under RCW 67.08.100 who assists a boxer during a contest.

(13) "Matchmaker" is defined as a person licensed under RCW 67.08.100 who works for a promoter to propose, select or arrange for boxers to participate in a boxing contest.

(14) "Announcer" is defined as a person licensed under RCW 67.08.100 who works for a promoter announcing information to the audience at a boxing event.

(15) "Referee" is defined as an event official and is the chief official supervising a boxing contest.

(16) "Timekeeper" is defined as an event official who keeps the official timing of a contest.

(17) "Judge" is defined as an event official who scores a boxing contest.

(18) "Inspector" is defined as the event official who reports directly to the department and provides overall management of a boxing event.

(19) "Advance notice" is defined as a list of matches for an event submitted by the promoter to the department for approval that includes the names of proposed boxers for a contest, his/her manager or managers and other information that may be required by the department.

(20) "Boxing registry" is defined as the entity certified by the Association of Boxing Commissions for the purposes of maintaining records and identification of boxers and

required under the federal "Professional Boxing Safety Act of 1996."

(21) "Contest" is defined as a fight scheduled between boxers appearing at an event.

(22) "Round" is defined as a two- or three-minute time period during which boxers compete in a boxing contest.

(23) "Net gate proceeds" is defined as the total dollar amount received from the face value of all tickets sold with complimentary tickets excluded.

(24) "Televised" is defined as any simultaneous or delayed visual broadcast of an event delivered through electronic means for viewing.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-030 Weigh-in. (1) Boxers shall be weighed within twenty-four hours prior to the scheduled event, at a time and place chosen by the promoter and approved by the department. The weigh-in shall take place in the presence of the department and the promoter or the promoter's representative.

(2) The scales used for weigh-in shall be provided by the promoter and approved by the department.

(3) The weight of each boxer shall be recorded on a form provided by the department and signed by the representative of the department.

(4) If a boxer weighs-in within twenty-four hours, but not less than twelve hours prior to an event's scheduled start time, the boxer shall weigh the weight specified on the boxer/promoter contract referred to in WAC 36-12-360 ~~((6))~~(7). If a boxer weighs more than the weight specified in the boxer/promoter contract, the boxer may:

(a) Lose the weight exceeded in the boxer/promoter contract at least twelve hours prior to the event's scheduled start time;

(b) Lose all but two pounds of the weight exceeded in the boxer/promoter contract at least twelve hours prior to the event's scheduled start time and lose the final two pounds at least two hours prior to the event's scheduled start time;

(c) Renegotiate the boxer/promoter contract; or

(d) Not do (a) through (c) of this subsection and the contest will be canceled by the department.

(5) If a boxer weighs-in less than twelve hours prior to an event's scheduled start time, the boxer shall weigh the weight specified in the boxer/promoter contract referred to in WAC 36-12-360 ~~((6))~~(7). If a boxer weighs more than two pounds over the weight specified in the boxer/promoter contract, the boxer may:

(a) Lose up to two pounds at least two hours prior to an event's scheduled start time;

(b) Renegotiate the boxer/promoter contract; or

(c) Not do (a) or (b) of this subsection and the contest will be canceled by the department.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-100 Officials. (1) The department shall appoint at least two referees, a timekeeper, ~~((an))~~ two event

physicians, three judges, and an inspector for each event. Additional event officials may be appointed by the department.

(2) In order to ensure the health and safety of the contestants and officials, licensed event officials not appointed to work at a boxing event shall be admitted to a boxing event without charge by the promoter. These officials shall report to the department immediately upon arriving at the event for appointment as back-up to appointed event officials or for other duties.

(3) Event officials shall dress in appropriate attire.

(a) Judges and inspectors should dress in casual business attire (sport coat and dress slacks) to assure a professional appearance. At a minimum, the recommended attire will be dress sport shirt and slacks.

(b) The uniform for referees should consist of:

(i) Black or dark blue trousers;

(ii) Black shoes (boxing shoes or approved soft-soled shoes);

(iii) Light blue button shirt (long or short sleeved); and

(iv) Black bow tie.

(c) Timekeepers should dress in a black and white striped shirt and dress slacks.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-110 Referee's responsibilities/authority.

(1) The referee's primary responsibility shall be to maintain the safety and welfare of the boxers at all times.

(2) Before starting a contest, the referee shall determine the name of the chief seconds for each boxer. The chief second shall be responsible for the conduct of the boxer's other seconds during the contest.

(3) The referee shall call boxers and their chief seconds into the ring at the beginning of each contest for instructions.

(4) The referee shall not allow any person other than the boxers and the event physician to enter the ring during a round.

(5) The referee shall inspect the boxers' bodies and gloves to make sure that no substances have been applied to the detriment of an opponent.

(6) Referees who are event officials shall pass a physical examination by the event physician within twenty-four hours prior to an event for the purpose of determining their physical ability to referee the contest. If such examination indicates the referee is physically unable to referee the contest, such inability shall be noted on the prefight physical form and immediately be reported to the inspector.

(7) The referee shall have the authority to stop a contest any time he/she thinks it is too one-sided, or if either boxer is in such condition that to continue might subject them to serious injury.

(8) The referee shall not make a disqualification decision based on one unintentional, low-blow foul. However, if two previous warnings for such fouls have resulted in point deductions, the third foul may be grounds for disqualification.

(9) The referee has authority to decide any matters that arise during a contest and are not covered by these rules.

(10) If a boxer receives an injury that the referee thinks shall incapacitate the boxer, the referee shall ask the event physician to examine the boxer. The event physician shall provide the referee with an opinion as to the seriousness of the injury and either the event physician or the referee shall stop the contest if the injury is serious. When a referee calls the event physician into the ring, the referee shall direct the timekeeper to cease keeping time while the event physician examines the boxer.

(11) The referee may penalize a boxer who fouls an opponent during a contest, by charging such boxer with the loss of points. The referee shall immediately notify the judges of the number of points to be deducted.

(12) The referee shall stop the contest if the boxer's chief second determines that a contest should be stopped, and immediately signals the referee by stepping onto the ring apron.

(13) When a boxer resumes boxing after having been knocked down or fallen or slipped to the floor, the referee shall wipe all foreign material from the boxer's gloves.

(14) The referee shall give a boxer injured by a low-blow foul up to five minutes to recover. Should the boxer be unable to continue at the end of the recovery period, the referee shall declare that the boxer has signaled his/her desire to stop boxing as described in WAC 36-12-130 (1)(b)((+))(iv).

(15) Prior to an event, each referee shall disclose to the department all considerations, including reimbursement for expenses that will be received from any source for participation in the event. The disclosure shall be made on a form supplied by the department.

(16) A decision rendered at the termination of any contest may be changed by the department if the department determines that one of the following occurred:

(a) There was collusion affecting the result of any contest;

(b) The compilation of the scorecard of the judges shows an error which would mean that the decision was given to the wrong contestant; or

(c) There was a violation of the laws or rules governing contests, which affected the result of any contest.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-130 Outcome of contests. (1) If a referee stops a contest, he shall render a decision regarding the outcome of the contest as follows:

(a) Win by knockout if:

(i) Boxer has been knocked down by fair blows and cannot arise before completion of the referee's count; or

(ii) Boxer has been knocked down and the referee waves off the count because of urgency to have the event physician examine the boxer.

(b) Win by technical knockout if:

(i) ~~(Boxer suffers any combination of three knock-downs/standing counts in one round;~~

~~((+))~~ In the referee's judgment, boxer is outclassed or is unable to continue due to punishment received;

~~((+))~~ (ii) Boxer does not resume boxing by the end of a referee's count (excluding knockouts);

~~((iv))~~ (iii) Cornerman signals referee to terminate the bout; or

~~((v))~~ (iv) Boxer, after putting forth good effort, signals referee his/her desire to stop boxing.

(c) Win by technical decision ~~((to the boxer who is ahead on at least two of the judges' scorecards))~~ if a contest is stopped after completion of ~~((three))~~ four rounds ~~((of a contest scheduled for less than eight rounds or four rounds of a contest scheduled for eight rounds or more))~~ due to an accidental head butt or foul. At least two of the judges must have the same boxer ahead on points.

(d) ~~((Technical draw))~~ No decision if:

~~((three))~~ four rounds of a contest ~~((scheduled for less than eight rounds or stopped before the completion of four rounds of a contest scheduled for eight rounds or more))~~ due to an accidental head butt or foul; or

~~((iv))~~ (e) Technical draw if:

A bout is stopped after the completion of ~~((three))~~ four rounds of a contest ~~((scheduled for less than eight rounds or a bout is stopped after the completion of four rounds of a contest scheduled for eight rounds or more))~~ due to an accidental head butt or foul and the judges are split (one voting for boxer A, one voting for boxer B, and the third judge with an even score); or

~~((v))~~ (f) No contest if:

(i) The bout is unable to continue due to events other than boxing (fire, riot, ring collapse, etc.); or

(ii) In the referee's judgment, there appears to be collusion affecting the outcome of the contest.

~~((vi))~~ (g) Disqualification:

(i) If points have been deducted from a boxer's scorecard for three separate incidents as described in WAC 36-12-110~~((12))~~ (11);

(ii) If a boxer, in the referee's judgment, flagrantly fouls an opponent;

(iii) If a boxer quits after putting forth no effort, thereby fostering a sham on the public;

(iv) Second enters the ring during the progress of the bout; or

(v) Following a contest, a boxer tests positive for controlled substances per WAC 36-12-240.

(2) If a contest ends when the scheduled rounds are completed, the outcome of the contest may be as follows:

(a) Winner by unanimous decision if all three judges agree on the same winner;

(b) Winner by split decision if two judges agree on winner and the third judge votes for the other boxer;

(c) Winner by majority decision if two judges agree on winner and the third judge has the score even between the boxers;

(d) A draw if all three judges have the score even between the boxers or are split (one voting for boxer A, one voting for boxer B, and the third judge with an even score); or

(e) A majority draw if two of the judges agree that the score is even between the boxers.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-140 Method of counting over a boxer who is down. (1) The referee ~~((may))~~ shall give an injured boxer a count of eight ~~((seconds at any time))~~ when a knock-down occurs. The referee does not have to continue to count if in the referee's opinion a boxer is unable to continue to box. The referee shall resume a count where it was left off if a boxer attempts to rise after being knocked down and goes down again immediately.

(2) When the referee determines a boxer has been knocked down, the referee shall require the boxers to cease boxing during the count. If the boxer rises prior to, or when the count is completed, the referee shall determine whether the boxer's reflexes and condition render it appropriate to continue the contest.

(3) If a boxer does not rise when the count of eight is completed, the referee shall continue the count to ten seconds.

(4) If the boxer being given a count by the referee is down on the canvas of the ring when the referee completes counting to ten seconds, the referee shall wave both arms to indicate that the boxer has been knocked out and shall stop the contest. The referee may raise the hand of the opponent indicating that the opponent has won by a knockout.

(5) The referee's counting of seconds is the official count. However, when a boxer is knocked down, the timekeeper shall assist with starting and maintaining an accurate count by striking the edge of the ring platform once each second with a hammer or other equipment or signaling method.

(6) When a boxer is knocked down, the referee shall direct the opponent to move to the farthest neutral corner of the ring. If the opponent leaves the neutral corner, the referee shall interrupt the count and will not resume the count until the opponent returns to the neutral corner.

~~((7))~~ ~~((If a boxer has been knocked down three times during a round, the referee shall stop the contest.))~~

~~((8))~~ (8) If a boxer is knocked down and the referee is still counting when three minutes of a round has elapsed, the bell shall not be sounded until the knocked down boxer rises and the referee indicates that the contest will continue. A boxer cannot be saved by the bell at the end of any round.

~~((9))~~ (9) If both boxers score simultaneous knock-downs (double knockdown), the referee shall begin a count as in any knockdown. If one contestant does not rise before the count of ten, his opponent shall be declared the winner. If both contestants rise before completion of the count, the bout may continue at the discretion of the referee. If both contestants rise but neither can continue as determined by the referee and/or event physician, the winner will be determined by the scorecards. If neither contestant rises before the count of ten, they will both lose by knockout.

AMENDATORY SECTION (Amending WSR 01-22-029, filed 10/29/01, effective 11/29/01)

WAC 36-12-195 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$40.00
Referee	-	\$15.00
Boxer	-	\$15.00
Matchmaker	-	\$40.00
Second	-	\$15.00
Inspector	-	\$40.00
Judge	-	\$40.00
Timekeeper	-	\$40.00
Announcer	-	\$40.00
Event physician	-	\$40.00
<u>Event chiropractor</u>	-	<u>\$40.00</u>
Promoter	-	\$50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year (boxer and referee only).

(c) Federal identification card (boxer only).

(d) One small current photograph, not more than two years old (boxer only).

(e) Payment of license fee.

(f) Certification from an organization approved by the department under RCW 67.08.100(3) and WAC 36-12-196.

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-200 Boxers. (1) Boxers shall be present in the dressing room at the time designated by the department or at least one hour before the scheduled time of the first contest.

(2) Male boxers shall box in boxing shorts, abdominal guard, foul proof protection cup, shoes and custom-made, individually fitted mouthpiece.

(3) Female boxers shall box in boxing shorts, abdominal guard, foul proof protection cup, body shirt, breast protector, shoes and a custom-made, individually fitted mouthpiece. All female boxers must provide a negative pregnancy test within seven days prior to each contest.

(4) Boxers shall not use substances on their body or gloves that might handicap an opponent.

(5) If a boxer cannot box in an event for which the boxer has a contract with a promoter due to a physical disability, the boxer shall be examined by a physician as defined in RCW 67.08.002(11) prior to the scheduled event. The boxer shall report the disability to the department prior to the scheduled contest.

(6) After a boxer boxes in an event, the boxer shall not box again until seven days have passed.

(7) The department may limit the persons allowed in the dressing room of a boxer.

(8) Licensees shall not verbally abuse or have physical contact with any event official.

(9) Boxers shall receive a health and safety disclosure form from the department at the time the department issues the federal identification card required by the federal Professional Boxing Safety Act of 1996 including amendments of 2000.

(10) Copies of the annual physical examination required in RCW 67.08.100(2) shall be provided to the department. The examination shall certify that a boxer is physically fit to safely compete in a boxing contest.

(11) Any professional boxer engaging in amateur events shall be subject to disciplinary action by the department.

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-240 To prevent injury to contestants—Physical qualifications and exams. (1) A boxer applying for a license to box in this state shall meet the following standards:

(a) Be certified by a physician as described in RCW 67.08.002(11) to be physically fit to safely compete in professional boxing. The examination shall include, but not be limited to:

(i) Eyesight;

(ii) Blood pressure;

(iii) Communicable blood diseases~~((:))~~ including, but not limited to, HIV, Hepatitis B, and Hepatitis C; and

(iv) ~~((Drug testing for controlled substances defined in RCW 69.50.101; and~~

~~((+)))~~ Other physical factors the department determines are necessary to show a boxer is physically fit to ~~((safety))~~ safely compete in professional boxing.

(b) In addition to the requirements of (a) of this subsection, if a boxer is over thirty-six years old, or has lost six consecutive fights, the physical certification in (a) of this subsection must include proof of:

(i) A complete physical exam ~~((within thirty days of the event))~~ which includes an electroencephalogram (EEG) and an electrocardiogram (EKG); and

(ii) Any other specialized medical testing that may be determined necessary by the department.

(2) The event physician shall examine boxers and referees within twenty-four hours prior to and immediately following an event to determine that they meet the standards in subsection (1)(a) of this section with the exception of the requirements of ~~((subsection (1)(a)(iv) of this section))~~ RCW 67.08.090(5) unless the department notifies the event physician that drug testing is required following an event.

(3) A boxer who tests positive on a drug test required by RCW 67.08.090(5) or in subsection ~~((+))~~ (2) of this section shall not be allowed to box in any event.

(4) When a contestant has been knocked out, none of the handlers are to touch the contestant, except to remove the mouthpiece until the attending physician enters the ring and personally attends the fallen contestant, and issues such instructions as deemed necessary to the contestant's handlers.

PERMANENT

AMENDATORY SECTION (Amending WSR 02-03-069, filed 1/11/02, effective 2/11/02)

WAC 36-12-465 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department; and

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal(;

~~(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or default on a federally or state guaranteed educational loan or service conditional scholarship)).~~

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-12-475 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

~~((3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state guaranteed educational loan or service conditional scholarship shall consist of:~~

~~(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a federally or state guaranteed educational loan or service conditional scholarship; or~~

~~(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.))~~

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-010 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

((Manager	-	\$	15.00
Referee	-	\$	15.00))
Wrestling participant	-	\$	15.00
Inspector	-	\$	40.00
((Timekeeper	-	\$	40.00))
Announcer			
(nonparticipant)	-	\$	40.00
Event physician	-	\$	40.00
Promoter	-	\$	50.00

(2) ~~((All renewal fees shall be the same fee as each original license fee.))~~ No license fee is required for persons licensed under chapter 36-12 or 36-14 WAC as an inspector, announcer, event physician or promoter.

(3) ~~((Licensing requirements:~~

~~(a) Completed application on form approved by the department.~~

~~(b) Completed physical within one year. All applicants for a participant's license shall be found after examination by a physician to be physically and mentally fit to participate in a wrestling show or exhibition. (Manager, referee, and wrestling participant only.)~~

~~(c) One small current photograph, not more than two years old.~~

~~(d) Payment of license fee.~~

~~(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.~~

~~(5) Any person under the age of eighteen years old shall not be eligible for a license with the department of licensing.))~~ In addition to license requirements found in chapter 67.08 RCW, licensees and applicants shall submit a small photograph of themselves that is not more than two years old.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-020 Definitions. ~~((The term))~~ "Participant" ~~is defined as ((used in this chapter means))~~ any person ~~((actually))~~ engaged physically in the wrestling exhibition or show.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-030 Ring and safety zone. (1) The promoter shall supply a ring that meets the following standards:

PERMANENT

~~((a))~~ The ring shall not be less than ~~((sixteen feet))~~ a sixteen-foot square within the ropes ~~((and the ring floor shall extend beyond the ropes not less than eighteen inches))~~.

~~((2))~~ ~~((b))~~ The ring floor shall be padded to a thickness of at least one inch. A regular one-piece wrestling mat is preferred, although soft padding of a proper thickness may be used, with a top covering of clean canvas tightly stretched and laced to the ring platform.

~~((3))~~ ~~((c))~~ The promoter shall keep the mat and covering in a clean and sanitary condition.

(2) There shall be a six-foot safety zone between the ring and the first row of spectator seats. The floor in the safety zone may be covered by padded floor mats. The safety zone may extend in an aisle from ringside directly to the locker room. The safety zone shall have a barrier approved by the department, which is at least three feet high. The barrier shall be of sufficient strength and durability to prevent the audience from coming in physical contact with the wrestling participants. No person other than security, department representatives, wrestling participants or event licensees shall be permitted in the safety zone during any part of an event unless expressly approved by the department representative. The wrestling participants shall not leave the confines of the safety zone during a match. Wrestling activities which may include any member of the audience will be considered unprofessional conduct and subject to penalties under RCW 67.08.180(5) and 67.08.240.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-040 Department inspector. (1) ~~((A department))~~ An inspector shall attend all wrestling events ~~((scheduled))~~. ~~((He will make sure))~~ The inspector shall ensure all participants are properly licensed and ~~((that))~~ all laws, rules, and regulations are enforced. Wrestling participants scheduled to work at an event shall provide proof of their identity by:

(a) Presenting picture identification to the inspector; and

(b) Signing their legal name that matches the picture identification on a form provided by the inspector.

~~((2))~~ ~~((The inspector shall forward all reports and the gross revenue tax due from each event to the department office.~~

~~((3))~~ ~~((Each))~~ Inspector, other than a department employee, shall receive ~~((for each event officially attended,))~~ a fee not to exceed two percent of the net gate of each event up to a maximum of four hundred dollars and a minimum of thirty-five dollars which shall be paid by the promoter.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-050 ~~((Timekeepers and))~~ Announcers. ~~((Timekeepers and))~~ Nonparticipant announcers ~~((with))~~ who will not be actually engaged physically in the wrestling exhibition or show may be provided by the promoter and must be licensed with the department.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-110 Miscellaneous provisions. (1) Dangerous conduct; punishment. The referee shall not permit physically dangerous conduct or tactics by any participant. Any participant who fails to discontinue such tactics, after being warned by the referee or a department official shall be disqualified and subject to disciplinary action.

(2) Wrestling participants or other licensees shall not engage in the practice known as "juicing." "Juicing" is the practice of using a razor blade or similar contrivance, or any other means to draw blood from oneself, one's opponent, or from any other participant of the wrestling exhibition or show. The referee shall immediately terminate any match in which blood from a participant appears from "juicing," and the participants shall cease the wrestling match and return to the dressing room. Should an accidental cut to a wrestling participant occur, the match may continue but should be concluded as soon as possible at the discretion of the referee.

(3) Duties of licensees. It shall be the duty of the promoter, his/her agents, employees, and the participants in any wrestling show or exhibition to maintain peace, order, and decency in the conduct of any show or exhibition. There shall be no abuse of a department official at any time. Foul and profane language by participants is prohibited.

~~((3))~~ (4) Responsibility of promoter.

(a) Each promoter shall be directly responsible to the department for the conduct of its employees and any violation of the laws, rules, or regulations of the department by any employee of a promoter shall be deemed to be a violation by the promoter.

(b) Promoters are responsible for any violations of the law or department rules by their participants.

~~((4))~~ (5) Postponement or cancellation. A small advance sale of tickets shall not be regarded as a legitimate reason for a postponement or cancellation. Indoor wrestling shows or exhibitions shall not be canceled for any reason except with the approval of the department.

~~((5))~~ (6) Discrimination. Discrimination against any participant in regard to sex, race, color, creed or national origin shall be referred to the human rights commission.

~~((6))~~ (7) Appeals.

(a) Licensees may appeal any suspension or revocation to the department in the manner provided in chapter 34.05 RCW.

(b) Such appeals must be received in the department office within twenty days from the date of the notice sent by the department.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-120 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will

be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department; and

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal(~~;~~ and

~~(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or default on a federally or state guaranteed educational loan or service conditional scholarship)).~~

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-13-130 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

~~((3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state guaranteed educational loan or service conditional scholarship shall consist of:~~

~~(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a federally or state guaranteed educational loan or service conditional scholarship; or~~

~~(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.))~~

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 36-13-060 Matches.
- WAC 36-13-070 Tickets.
- WAC 36-13-080 Contracts.
- WAC 36-13-090 Records.
- WAC 36-13-100 Buildings.

Chapter 36-14 WAC

PROFESSIONAL MARTIAL ARTS

NEW SECTION

WAC 36-14-105 Guidelines for kickboxing and Muay Thai weight classes—Weight difference and glove weight. The following guidelines shall be used for contests unless the department waives the weight difference allowance in writing. Glove weight shall be ten ounces for all weight classes.

Weight Class		Weight Difference Allowance
Flyweight	112 pounds to no minimum	not more than 3 lbs.
Super Flyweight	112.1 to 115 pounds	not more than 3 lbs.
Bantamweight	115.1 to 118 pounds	not more than 3 lbs.
Super Bantamweight	118.1 to 122 pounds	not more than 5 lbs.
Featherweight	122.1 to 126 pounds	not more than 5 lbs.
Super Featherweight	126.1 to 130 pounds	not more than 7 lbs.
Lightweight	130.1 to 135 pounds	not more than 7 lbs.
Super Lightweight	135.1 to 140 pounds	not more than 9 lbs.
Welterweight	140.1 to 147 pounds	not more than 9 lbs.
Super Welterweight	147.1 to 154 pounds	not more than 11 lbs.
Middleweight	154.1 to 160 pounds	not more than 11 lbs.
Super Middleweight	160.1 to 167 pounds	not more than 12 lbs.
Light Heavyweight	167.1 to 175 pounds	not more than 12 lbs.
Super Light Heavyweight	175.1 to 183 pounds	not more than 20 lbs.
Cruiserweight	183.1 to 190 pounds	not more than 20 lbs.
Heavyweight	190.1 to 220 pounds	no limit
Super Heavyweight	over 220.1 pounds	no limit

NEW SECTION

WAC 36-14-106 Weighing time. (1) Participants shall be weighed within twenty-four hours prior to the scheduled event, at a time and place chosen by the promoter and approved by the department. The weigh-in shall take place in the presence of the department and the promoter or the promoter's representative.

(2) The scales used for weigh-in shall be provided by the promoter and approved by the department.

PERMANENT

(3) The weight of each participant shall be recorded on a form provided by the department and signed by the representative of the department.

(4) If a participant weighs-in within twenty-four hours, but not less than twelve hours prior to an event's scheduled start time, the participant shall weigh the weight specified on the boxer/promoter contract referred to in WAC 36-12-360(7). If a participant weighs more than the weight specified in the boxer/promoter contract, the participant may:

(a) Lose the weight exceeded in the boxer/promoter contract at least twelve hours prior to the event's scheduled start time;

(b) Lose all but two pounds of the weight exceeded in the boxer/promoter contract at least twelve hours prior to the event's scheduled start time and lose the final two pounds at least two hours prior to the event's scheduled start time;

(c) Renegotiate the boxer/promoter contract; or

(d) Not do (a) through (c) of this subsection and the contest will be canceled by the department.

(5) If a participant weighs-in less than twelve hours prior to an event's scheduled start time, the participant shall weigh the weight specified in the boxer/promoter contract referred to in WAC 36-12-360(7). If a participant weighs more than two pounds over the weight specified in the boxer/promoter contract, the participant may:

(a) Lose up to two pounds at least two hours prior to an event's scheduled start time;

(b) Renegotiate the boxer/promoter contract; or

(c) Not do (a) or (b) of this subsection and the contest will be canceled by the department.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-14-110 License fees, renewals and requirements. (1) The license year is one year from date of issue. License fees are paid annually. Fees shall be as follows:

Manager	-	\$	40.00
Referee	-	\$	15.00
Kickboxer	-	\$	15.00
Martial arts participant	-	\$	15.00
Matchmaker	-	\$	40.00
Second	-	\$	15.00
Inspector	-	\$	40.00
Judge	-	\$	40.00
Timekeeper	-	\$	40.00
Announcer	-	\$	40.00
Event physician	-	\$	40.00
<u>Event chiropractor</u>	-	\$	<u>40.00</u>
Promoter	-	\$	50.00

(2) All renewal fees shall be the same fee as each original license fee.

(3) Licensing requirements:

(a) Completed application on form approved by the department.

(b) Completed physical within one year (kickboxer, martial arts participant and referee only).

(c) One small current photograph, not more than two years old (kickboxer and martial arts participant only).

(d) Payment of license fee.

(e) Certification from an organization approved by the department under RCW 67.08.100(3).

(4) Applicants may not participate until all licensing requirements are received and approved by the department of licensing.

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-14-400 Application of brief adjudicative proceedings. The director adopts RCW 34.05.482 through 34.05.494 for the administration of brief adjudicative proceedings conducted by request, and/or at the discretion of the director pursuant to RCW 34.05.482, for the categories of matters set forth below. Brief adjudicative proceedings will be limited to a determination of one or more of the following issues:

(1) Whether the department is proposing to deny an application to any applicant as defined in the Professional Athletics Act, chapter 67.08 RCW;

(2) Whether a person is in compliance with the terms and conditions of a final order or agreement previously issued by the department;

(3) Whether a license holder requesting renewal has not submitted all required information to meet minimum criteria for renewal((; and

~~(4) Whether a license holder has been certified by a lending agency and reported to the department for nonpayment or default on a federally or state guaranteed educational loan or service conditional scholarship)).~~

AMENDATORY SECTION (Amending WSR 00-02-054, filed 12/31/99, effective 1/31/00)

WAC 36-14-410 Preliminary record in brief adjudicative proceedings. (1) The preliminary record with respect to an application for an original or renewal license shall consist of:

(a) The application for the license, renewal, or approval and all associated documents;

(b) All documents relied upon by the department in proposing to deny the application, renewal, or approval; and

(c) All correspondence between the applicant for license, renewal, or approval and the department regarding the application.

(2) The preliminary record with respect to determination of compliance with a previously issued final order or agreement shall consist of:

(a) The previously issued final order or agreement;

(b) All reports or other documents submitted by, or at the direction of, the license holder, in full or partial fulfillment of the terms of the final order or agreement;

(c) All correspondence between the license holder and the department regarding compliance with the final order or agreement; and

PERMANENT

(d) All documents relied upon by the department showing that the license holder has failed to comply with the previously issued final order or agreement.

~~((3) The preliminary record with respect to the determination of nonpayment or default by the license holder on a federally or state guaranteed educational loan or service conditional scholarship shall consist of:~~

~~(a) Certification and report by the lending agency that the identified person is in default or nonpayment on a federally or state guaranteed educational loan or service conditional scholarship; or~~

~~(b) A written release, if any, issued by the lending agency stating that the identified person is making payment on the loan in accordance with a repayment agreement approved by the lending agency.)~~



WSR 02-20-003
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed September 18, 2002, 3:22 p.m., effective October 1, 2002]

Date of Adoption: September 18, 2002.

Purpose: The department is changing the shelter deduction and threshold at which Washington combined application program (WASHCAP) eligible food assistance recipients can choose to receive regular food assistance, as required by federal rules. Shelter deduction changes are based on the Consumer Price Index.

Citation of Existing Rules Affected by this Order:
 Amending WAC 388-492-0040 and 388-492-0070.

Statutory Authority for Adoption: RCW 74.04.57 [74.04.057], 74.04.500, and 74.04.510.

Other Authority: 7 C.F.R. 273.9.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Federal regulations require a change in the standard deduction and shelter deductions effective October 1 of every year.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 2, Repealed 0; or Recently Enacted State Statutes: New 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 2, Repealed 0.

Effective Date of Rule: October 1, 2002.

September 18, 2002

Bonita H. Jacques

for Brian H. Lindgren, Manager
 Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-15-148, filed 7/22/02, effective 9/1/02)

WAC 388-492-0040 Can I choose whether I get WASHCAP or regular food assistance? You can choose to have regular food assistance benefits instead of WASHCAP benefits when:

(1) Your shelter costs are more than four hundred (~~eighty~~) ninety-nine dollars a month. We count the following items as a shelter cost:

- (a) Rent or mortgage;
- (b) Property taxes;

- (c) Homeowner's insurance (for the building only); or
 - (d) Mandatory homeowner's association or condo fees.
- (2) Your out-of-pocket medical expenses are more than thirty-five dollars a month;
- (3) You would get more benefits from being in the regular food assistance program; or
- (4) You are waiting to receive WASHCAP benefits.

AMENDATORY SECTION (Amending WSR 02-15-148, filed 7/22/02, effective 9/1/02)

WAC 388-492-0070 How are my Washington state combined application program (WASHCAP) benefits calculated? We calculate your WASHCAP benefits as follows:

- (1) We begin with your gross income. (Social Security Administration (SSA) tells us how much income you have.)
- (2) We subtract one hundred thirty-four dollars from your gross income to get your countable income.
- (3) We figure your shelter cost as follows:
 - (a) If SSA tells us you pay (~~two~~) three hundred (~~ninety~~) two dollars or more a month for shelter, we use three hundred twelve dollars as your shelter cost; or
 - (b) If SSA tells us you pay (~~two~~) three hundred (~~eighty-nine~~) one dollars a month or less for shelter, we use one hundred (~~forty-four~~) fifty dollars as your shelter cost; and
 - (c) We add the current standard utility allowance under WAC 388-450-0195 to determine your total shelter cost.
- (4) We figure your shelter deduction by subtracting one half of your countable income from your shelter cost.
- (5) We figure your net income by subtracting your shelter deduction from your countable income.
- (6) We figure your WASHCAP benefits (allotment) by:
 - (a) Multiplying your net income by thirty percent and rounding up to the next whole dollar; and
 - (b) Subtracting the result from the maximum allotment under WAC 388-478-0060.
 - (c) If you are eligible for WASHCAP, your assistance unit will get at least ten dollars food benefits each month.

WSR 02-20-008
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 02-240—Filed September 19, 2002, 3:34 p.m., effective September 25, 2002, 6:00 p.m.]

Date of Adoption: September 19, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:
 Repealing WAC 220-32-05100X; 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 fourth week of tribal commercial fishing. Allows commercial sale from platform and hook and line fishery. Allows sale of fish caught in the Klickitat River to be sold when the Klickitat River is open and the Columbia River is open to commercial sale. Harvestable numbers of salmon are available. Impacts on ESA-listed stocks are expected to be within the guidelines of the 2002 fall management agreement and the biological opinion. The biological opinion covering fall fisheries has been signed. Consistent with compact action of September 18, 2002. 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: September 25, 2002, 6:00 p.m.

September 19, 2002

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-32-05100X Columbia River salmon seasons above Bonneville Dam. Notwithstanding the provisions of WAC 220-32-050, WAC 220-32-051, WAC 220-32-052, WAC 220-32-058, 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, carp, or sturgeon under the following provisions pursuant to lawfully enacted tribal rules:

1) Open Periods: 6:00 a.m. September 25 to 6:00 p.m. September 28, 2002

a) Open Areas: SMCRA 1F, 1G, 1H

b) Gear: Gillnet 8-inch minimum mesh restriction

c) Allowable sale includes: salmon, steelhead, walleye, and shad

d) Sanctuaries: All standard sanctuaries except the small 150 foot sanctuary around Spring Creek Hatchery.

e) Sturgeon between 4-5 feet may be retained for subsistence purposes.

2) Open Periods: 6:00 a.m. September 25 to 6:00 p.m. September 28, 2002

a) Open Areas: SMCRA 1F, 1G, 1H, and the Klickitat River

b) Gear: Hoop nets, dip bag nets, or hook and line.

c) Allowable sale includes: salmon, steelhead, walleye, and shad.

d) Fish taken in the Klickitat River may be sold when the Klickitat River is open pursuant to lawfully enacted tribal rules. Klickitat River seasons are Tuesdays through Saturdays, weekly, through September 20.

e) Effective 6:00 p.m. Saturday, September 28 sales of fish caught in platform and hook and line fisheries will no longer be allowed. The platform and hook and line fishery will no longer be allowed. The platform and hook and line fishery will remain open for subsistence purposes.

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. September 28, 2002:

WAC 220-32-05100X Columbia River salmon seasons above Bonneville Dam.

WSR 02-20-009

EMERGENCY RULES

DEPARTMENT OF

FISH AND WILDLIFE

[Order 02-239—Filed September 19, 2002, 3:36 p.m.]

Date of Adoption: September 19, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-44-05000N; and amending WAC 220-44-050.

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 were adopted by the Pacific Fisheries Management Council and provide for harvest of available stocks of bottomfish, while reserving brood stock for future fisheries. 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.

September 19, 2002

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-44-05000P Coastal bottom fish catch limits. Notwithstanding the provisions of WAC 220-44-050, effective immediately until further notice: (1) It is unlawful to possess, transport through the waters of the state, or land into any Washington port bottom fish taken from Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59A-1, 59A-2, 60A-1, 60A-2, 61, 62, or 63 in excess of the amounts or less than the minimum sizes, or in violation of any gear, handling or landing requirement, established by the Pacific Fisheries Management Council and published in the Federal Register, Volume 67, No. 178, published September 13, 2002. Therefore, persons must consult the federal regulations, which are incorporated by reference and made a part of Chapter 220-44 WAC. Where rules refer to the fishery management area, that area is extended to include Washington State waters coterminous with the Exclusive Economic Zone. A copy of the federal rules may be obtained by contacting Evan Jacoby at (360) 902-2930.

(a) Effective immediately until further notice it is unlawful to possess, transport through the waters of the state, or land into any Washington port, walleye pollock taken with trawl gear from Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59A-1, 59A-2, 60A-1, 60A-2, 61, 62, or 63.

(2) At the time of landing of coastal bottom fish into a Washington port, the fish buyer receiving the fish is required to clearly mark on the fish receiving ticket, in the space reserved for dealer's use, all legally defined trawl gear aboard the vessel at the time of delivery. The three trawl gear types are: midwater trawl, roller trawl and small foot rope trawl (foot rope less than eight inches in diameter). The notation of the gear type(s) aboard the vessel is required prior to the signing of the fish receiving ticket by the vessel representative.

(3) Vessels engaged in chartered research for National Marine Fisheries Service (NMFS) may land and sell bottomfish caught during that research without the catch being counted toward any trip or cumulative limit for the participating vessel. Vessels that have been compensated for research work by NMFS with an Exempted Fishing Permit (EFP) to land fish as payment for such research may land and sell fish authorized under the EFP without the catch being counted toward any trip or cumulative limit for the participating ves-

sel. Any bottomfish landed during authorized NMFS research or under the authority of a compensating EFP for past chartered research work must be reported on a separate fish receiving ticket and not included on any fish receiving ticket reporting bottomfish landed as part of any trip or cumulative limit. Bottomfish landed under the authority of NMFS research work or an EFP compensating research with fish must be clearly marked "NMFS Compensation Trip" on the fish receiving ticket in the space reserved for dealer's use. The NMFS scientist in charge must sign the fish receiving ticket in the area reserved for dealer's use if any bottomfish are landed during authorized NMFS research. If the fish are landed under the authority of an EFP as payment for research work, the EFP number must be listed in the dealer's use space.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-44-05000N Coastal bottomfish catch limits. (02-218)

**WSR 02-20-010
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-238—Filed September 19, 2002, 3:38 p.m.]

Date of Adoption: September 19, 2002.

Purpose: Amend commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000S, 220-33-01000T; 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: Harvestable numbers of salmon and sturgeon are available for the mainstem Columbia River. The select areas are part of an on-going BPA funded study to design fisheries in areas outside of the mainstem Columbia River. Several stocks of salmon have been released from net pens in these select areas to provide for fisheries. All salmon returning to these net pens are harvestable. This season is consistent with the 2002 fall management agreement and actions of the Columbia River Compact on August 15, 2002, and September 18, 2002, and is included in the biological assessment of ESA listed stocks. The biological opinion covering these fisheries has been signed. 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: Immediately.

September 19, 2002

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 220-33-01000T Columbia River season below Bonneville. Notwithstanding the provisions of WAC 220-33-005, WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon take 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) OPEN AREA: SMCRA 1A, 1B, and 1C upstream to the Longview Bridge

a) SEASON: Immediately - 7:00 p.m. September 19, 2002
7:00 a.m. - 7:00 p.m. September 25, 2002

b) GEAR: Unslacked floater Gillnets with 6 inch maximum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) SANCTUARIES: Grays River, Elochomin-A and Abernathy Creek sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

2) OPEN AREA: SMCRA 1D and 1E

a) SEASON: 7:00 p.m. September 19 - 7:00 a.m. September 20, 2002

7:00 p.m. September 24 - 7:00 a.m. September 25, 2002

b) GEAR: 8 inch minimum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) SANCTUARIES: Sandy and Washougal river sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

3) OPEN AREA: Blind Slough/Knappa Slough Select Area

Blind Slough fishing area includes all waters from markers at the mouth of Gnat Creek located approximately 1/2 mile upstream of the county road bridge downstream to markers at the mouth of Blind Slough. Concurrent waters extend downstream of the railroad bridge. Oregon State waters extend upstream of the railroad bridge.

Knappa Slough fishing area includes all waters bounded by a line from the northerly most marker at the mouth of Blind Slough westerly to a marker on Karlson Island downstream to boundary lines defined by markers on the western end of Minaker Island to markers on Karlson Island and the Oregon shore. An area closure of about a 100' radius at the mouth of Big Creek defined by markers. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh size. Maximum net length of 100 fathoms. No weight restriction on lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

3) OPEN AREA: Tongue Point/South Channel Select Area

Tongue Point fishing area includes all waters bounded by a line from the red light at Tongue Point to the flashing green light at the rock jetty on the northwesterly tip of Mott Island, a line from a marker at the south end of Mott Island easterly to a marker on the northwest bank on Lois Island, and a line from a marker on the southwest end of Lois Island due westerly to a marker on the opposite bank. All waters are under concurrent jurisdiction.

South Channel area includes all waters bounded by a line from a marker on John Day Point through the green buoy "7" thence to a marker on the southwest end of Lois Island upstream to an upper boundary line from a marker on Settler Point northwesterly to flashing red marker "10" thence northwesterly to a marker on the sand bar defining the terminus of South Channel. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily. Tongue Point and South Channel areas are open.

b) GEAR: In the Tongue Point area the mesh size is restricted to Gillnets 6-inch maximum mesh. Net length maximum of 250 fathoms, and weight not to exceed two pounds on any one fathom on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Participants in the Tongue Point fishery may have stored on board their boats, gill nets with lead line in excess of two pounds per fathom.

4) OPEN AREA: Deep River Select Area

Deep River is open to fishing down river from the town of Deep River to the mouth (a line from navigation marker "16" southwest to a marker on the Washington shore). Concurrent waters extend downstream of the Highway 4 bridge. State waters extend upstream of the Highway 4 bridge.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

5) OPEN AREA: Steamboat Slough Select Area

Steamboat Slough is open to fishing in waters bounded by markers on Price Island and the Washington shore, at both upstream and downstream ends of Steamboat Slough. All open waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27, are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 daily.

b) GEAR: Gillnet 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Transportation or possession of fish outside the fishing area is unlawful unless by licensed buyer, except fishers may transport their catch out of the fishing area with a permit issued by an authorized agency employee after examining the catch.

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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: Immediately.

September 18, 2002

J. P. Koenings

Director

by Larry Peck

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000S Columbia River seasons below Bonneville. (02-233)

The following section of the Washington Administrative Code is repealed effective 8:01 p.m. September 27, 2002:

WAC 220-33-01000T Columbia River seasons below Bonneville.

**WSR 02-20-011
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-237—Filed September 19, 2002, 3:41 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Amend personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-35000M.

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 emergency rule was interim until permanent rules took effect.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-35000M Clams other than razor clams—Areas and seasons. (02-120)

**WSR 02-20-012
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-235—Filed September 19, 2002, 3:43 p.m.]

Date of Adoption: September 18, 2002.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900E; and 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: This emergency rule is necessary to keep the 2002 sport harvest of sturgeon from Bonneville Dam downstream to the mouth within the 38,300 white sturgeon harvest guideline established during the preseason planning process for sturgeon fishery management. This emergency rule is also necessary to allow harvest of the 280 white sturgeon remaining on the 2002 sport harvest guideline

EMERGENCY

for Bonneville Pool. 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.

September 18, 2002

J. P. Koenings

Director

by Larry Peck

NEW SECTION

WAC 232-28-61900M Exceptions to statewide rules—Columbia River. Notwithstanding the provisions of WAC 232-28-619:

(1) Effective immediately through November 22, 2002, it is unlawful to retain sturgeon caught in those waters of the Columbia River and tributaries from Bonneville Dam downstream to the mouth.

(2) Effective 12:01 am September 28 through December 31, 2002, it is lawful to retain sturgeon caught in those waters of the Columbia River and tributaries from Bonneville Dam upstream to The Dalles Dam.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-61900E Exceptions to statewide rules—Columbia River. (02-196)

**WSR 02-20-018
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-242—Filed September 20, 2002, 4:40 p.m.]

Date of Adoption: September 20, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-40-02700Z; and amending WAC 220-40-027.

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 emergency rule is needed to reduce the chinook catch while still maintaining the target harvest on hatchery coho. 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.

September 20, 2002

Jim Lux

for Jeff Koenings

Director

NEW SECTION

WAC 220-40-02700Z Salmon—Willapa Bay fall fishery. Notwithstanding the provisions of WAC 220-40-027, effective immediately through December 31, 2002 it is unlawful to fish for salmon in Willapa Bay for commercial purposes or to possess salmon taken from those waters for commercial purposes, except that:

Fishing periods

(1) Gill net gear may be used to fish for salmon:

Open times	Open Areas
Immediately through 6:00 p.m. September 30, 2002	Areas 2G east of a line drawn true north-south through Willapa Bay entrance Day beacon 11 and 2M west of Willapa Channel Marker 35
Immediately through 7:00 p.m. September 23, 2002	Areas 2M and 2J north of a true east-west line drawn through the North Entrance Marker to the Nahcotta Boat Basin (RF #2)

EMERGENCY

7:00 a.m. September 24 through
 7:00 p.m. September 24,
 and
 7:00 a.m. September 25 through
 7:00 p.m. September 25,
 and
 7:00 a.m. September 26 through
 7:00 p.m. September 26,
 and
 7:00 a.m. September 27 through
 7:00 p.m. September 27,
 and
 7:00 a.m. September 28 through
 7:00 p.m. September 28,
 and
 7:00 a.m. September 29 through
 7:00 p.m. September 29,
 and
 7:00 a.m. September 30 through
 7:00 p.m. September 30, 2002

Areas 2M and 2J north
 of a true east-west line
 drawn through the
 North Entrance Marker
 to the Nahcotta Boat
 Basin (RF #2)

6:00 p.m. September 30 through
 6:00 p.m. October 3
 and
 6:00 p.m. October 9 through
 6:00 p.m. October 10, 2002

Areas 2G east of a line
 drawn true north-south
 through Willapa Bay
 entrance Day beacon 11,
 2M, and 2J north of a
 true east-west line
 drawn through the
 North Entrance Marker
 to the Nahcotta Boat
 Basis (RF #2)

6:00 p.m. October 14 through
 6:00 p.m. October 17
 and
 6:00 p.m. October 21 through
 6:00 p.m. October 23, 2002

Areas 2G west of a line
 drawn true north-south
 through Willapa Chan-
 nel Marker 10 and east
 of a line projected true
 south from the most
 waterward exposed end
 of the rock jetty located
 near Washaway Beach
 but excluding the area
 southerly and westerly
 of a line from Island
 Sands Light to Ramsey
 Point, 2M and 2J north
 of a true east-west line
 drawn through the
 North Entrance Marker
 to the Nahcotta Boat
 Basin (RF #2)

Noon, November 6 through
 noon November 30, 2002

Areas 2G, 2H, 2J and
 2M

SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from the Tokeland Channel Marker "3" (flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

Gear

(3) Gill net gear restrictions - All areas:

(a) Drift gill net gear only. It is unlawful to use set net gear.

(b) Immediately through September 30, 2002 - 6-inch maximum mesh, no more than 55 meshes deep. Net must hang straight from top to bottom. Strings may only be used to secure break away panels.

(c) October 1 through October 31, 2001 - 6-1/2 inch maximum mesh.

(d) November 1 through November 30, 2001 - 9-inch minimum mesh.

Other

(4) All wholesale dealers and fishers retailing their fish will be required to report their landing by 10:00 a.m. the day following landing. Ticket information can be telephoned in by calling 1-866-791-1280 or faxing the information to 360-664-4689 or e-mailing to harborfishtickets@dfw.wa.gov. Report the dealer name, the purchasing location, the date of purchase, the fish ticket numbers, the gear used, the catch area, the species. The total number for each species and the total weight for each species.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 January 1, 2003:

WAC 220-40-02700Z Salmon—Willapa Bay fall fishery.

**WSR 02-20-019
 EMERGENCY RULES
 DEPARTMENT OF
 FISH AND WILDLIFE**

[Order 02-243—Filed September 20, 2002, 4:42 p.m.]

Date of Adoption: September 20, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:
 Repealing WAC 220-88C-04000C.

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 are consistent with Pacific Fisheries Management Council. There is insufficient time to promulgate permanent rules.

(2) The Tokeland Boat basin is closed to commercial fishing during the openings in SMCRA 2G described in this section. The Tokeland Boat basin means that portion of

EMERGENCY

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.

September 20, 2002

Jim Lux

for Jeff Koenings

Director

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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: October 1, 2002, 6:00 a.m.

September 23, 2002

Evan Jacoby

for Jeff Koenings

Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-88C-04000C Coastal pilchard fishery— Seasons and areas. (02-234)

**WSR 02-20-033
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-241—Filed September 23, 2002, 4:16 p.m., effective October 1, 2002, 6:00 a.m.]

Date of Adoption: September 23, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05700Q; and amending WAC 220-32-057.

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 Bonneville and The Dalles pools for a sturgeon set line season. There is room on the guidelines in both areas to allow for a season, and harvestable numbers of sturgeon are available. Conforms state rules with tribal rules. Consistent with compact action of September 18, 2002. 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

NEW SECTION

WAC 220-32-05700Q Columbia River sturgeon seasons above Bonneville Dam. Notwithstanding the provisions of WAC 220-32-057, effective immediately, it is unlawful to take, fish for or possess sturgeon taken for commercial purposes in Columbia River Salmon Management Catch Reporting Areas 1F, 1G, and 1H, except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for sturgeon with set line gear under the following provisions:

- 1) Dates: 6:00 a.m. October 1 to 6:00 p.m. December 15, 2002.
- 2) Open area is 1F and 1G.
- 3) During the season specified in Section 1, it is unlawful to:
 - a) retain for commercial purposes sturgeon less than 48 inches or greater than 60 inches in length.
 - b) sell, barter, or attempt to sell or barter sturgeon eggs that have been removed from the body cavity of a sturgeon prior to sale of the sturgeon to a wholesale dealer licensed under chapter RCW 77.65, or to sell or barter sturgeon eggs at retail.
 - c) deliver to a wholesale dealer licensed under chapter RCW 77.65 any sturgeon that are not in the round with the head and tail intact.
- 4) During the season specified in Section 1, it is unlawful to use set line gear:
 - a) with more than 100 hooks per set line
 - b) with hooks less than the minimum size of 9/0
 - c) with treble hooks
 - d) without visible buoys attached and with buoys that do not specify operator and tribal identification

EMERGENCY

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. December 15, 2002:

WAC 220-32-05700Q Columbia River sturgeon seasons above Bonneville Dam.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: Immediately.

September 24, 2002

Evan Jacoby
for Jeff Koenings
Director

**WSR 02-20-038
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-244—Filed September 24, 2002, 2:39 p.m.]

Date of Adoption: September 24, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000T; 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: Harvestable numbers of salmon and sturgeon are available for the mainstem Columbia River. The select areas are part of an on-going BPA funded study to design fisheries in areas outside of the mainstem Columbia River. Several stocks of salmon have been released from net pens in these select areas to provide for fisheries. All salmon returning to these net pens are harvestable. This season is consistent with the 2002 fall management agreement and actions of the Columbia River Compact on August 15, 2002, September 12, 2002, and September 23, and is included in the biological assessment of ESA listed stocks. The biological opinion covering these fisheries has been signed. 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.

NEW SECTION

WAC 220-33-01000U Columbia River season below Bonneville. Notwithstanding the provisions of WAC 220-33-005, WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, except as provided in the following subsections.

1) OPEN AREA: SMCRA 1A, 1B, and 1C upstream to the Longview Bridge

a) SEASON: 7:00 p.m. September 24 to 7:00 a.m. September 26, 2002

b) GEAR: Gillnet - 9 3/4 inch maximum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon. A maximum of five white sturgeon may be possessed or sold by each participating vessel during the open fishing period.

d) SANCTUARIES: Grays River, Elochomin-A and Abernathy Creek sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

2) OPEN AREA: SMCRA 1D and 1E

a) SEASON: 7:00 p.m. September 24 - 7:00 a.m. September 26, 2002

7:00 p.m. September 26 - 7:00 a.m. September 27, 2002

b) GEAR: Gillnet - 8 inch minimum mesh and 9 3/4 inch maximum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon allowed from 7:00 p.m. September 24 to 7:00 a.m. September 26, but a maximum of five white sturgeon may be possessed or sold by each participating vessel during the open fishing. Salmon only from 7:00 p.m. September 26 to 7:00 a.m. September 27.

d) SANCTUARIES: Sandy and Washougal river sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

3) OPEN AREA: Blind Slough/Knappa Slough Select Area

Blind Slough fishing area includes all waters from markers at the mouth of Gnat Creek located approximately 1/2 mile upstream of the county road bridge downstream to markers at the mouth of Blind Slough. Concurrent waters extend downstream of the railroad bridge. Oregon State waters extend upstream of the railroad bridge.

Knappa Slough fishing area includes all waters bounded by a line from the northerly most marker at the mouth of Blind Slough westerly to a marker on Karlson Island downstream to boundary lines defined by markers on the western end of Minaker Island to markers on Karlson Island and the

EMERGENCY

Oregon shore. An area closure of about a 100' radius at the mouth of Big Creek defined by markers. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh size. Maximum net length of 100 fathoms. No weight restriction on lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

3) OPEN AREA: Tongue Point/South Channel Select Area
Tongue Point fishing area includes all waters bounded by a line from the red light at Tongue Point to the flashing green light at the rock jetty on the northwesterly tip of Mott Island, a line from a marker at the south end of Mott Island easterly to a marker on the northwest bank on Lois Island, and a line from a marker on the southwest end of Lois Island due westerly to a marker on the opposite bank. All waters are under concurrent jurisdiction.

South Channel area includes all waters bounded by a line from a marker on John Day Point through the green buoy "7" thence to a marker on the southwest end of Lois Island upstream to an upper boundary line from a marker on Settler Point northwesterly to flashing red marker "10" thence northwesterly to a marker on the sand bar defining the terminus of South Channel. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily. Tongue Point and South Channel areas are open.

b) GEAR: In the Tongue Point area the mesh size is restricted to Gillnets 6-inch maximum mesh. Net length maximum of 250 fathoms, and weight not to exceed two pounds on any one fathom on the lead line.

In the South Channel area the mesh size is restricted to 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Participants in the Tongue Point fishery may have stored on board their boats, gill nets with lead line in excess of two pounds per fathom.

4) OPEN AREA: Deep River Select Area

Deep River is open to fishing down river from the town of Deep River to the mouth (a line from navigation marker "16" southwest to a marker on the Washington shore). Concurrent waters extend downstream of the Highway 4 bridge. State waters extend upstream of the Highway 4 bridge.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

5) OPEN AREA: Steamboat Slough Select Area

Steamboat Slough is open to fishing in waters bounded by markers on Price Island and the Washington shore, at both upstream and downstream ends of Steamboat Slough. All open waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily

b) GEAR: Gillnet 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Transportation or possession of fish outside the fishing area is unlawful unless by licensed buyer, except fishers may transport their catch out of the fishing area with a permit issued by an authorized agency employee after examining the catch.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000T Columbia River seasons below Bonneville. (02-238)

The following section of the Washington Administrative Code is repealed effective effective 8:01 p.m. September 27, 2002:

WAC 220-33-01000U Columbia River seasons below Bonneville.

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

WSR 02-20-045

EMERGENCY RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Health and Rehabilitative Services Administration)

[Filed September 25, 2002, 3:38 p.m.]

Date of Adoption: September 24, 2002.

Purpose: The Division of Developmental Disabilities (DDD) has been directed by the 2002 Washington state legislature to begin paying an income supplemental, called State Supplementary Payment (SSP). Implementation of this directive requires amendment of rules in chapters 388-820, 388-825 and 388-850 WAC, as well as adoption of new WAC 388-825-500 through 388-825-580, Division of Developmental Disabilities state supplemental payment. The department has filed a CR-101 preproposal statement of inquiry (WSR 02-17-068), and has initiated a rule-making proceeding to adopt permanent rules on this subject matter. These rules supersede emergency rules filed as WSR 02-14-064 on June 27, 2002.

Citation of Existing Rules Affected by this Order:
Amending WAC 388-850-035, 388-820-020, 388-820-060,
388-820-120, 388-825-020, 388-825-055, 388-825-120, 388-
825-180, 388-825-205, 388-825-252, and 388-825-254.

Statutory Authority for Adoption: RCW 71A.12.030,
71A.10.020

Other Authority: 2001-03 Supplemental Budget, ESSB
6387 (chapter 371, Laws of 2002).

Under RCW 34.05.350 the agency for good cause finds
that state or federal law or federal rule or a federal deadline
for state receipt of federal funds requires immediate adoption
of a rule.

Reasons for this Finding: The state legislature in adopt-
ing ESSB 6387 (chapter 371, Laws of 2002), has directed the
DDD to begin paying an income supplement, called state
supplemental payment. In its published "Final Budget -
Statewide Agency Detail" for ESSB 6387, the legislature also
clearly stated its intent that "Beginning July 2002, state sup-
plemental payments will no longer be provided automatically
to all persons receiving a federal SSI benefit. SSI recipients
will continue to receive their federal benefits and their feder-
ally provided annual cost of living increases each January.
Some recipients who are dependent on larger state suppl-
ements will be provided a transitional state supplemental pay-
ment. The remaining amount of state supplemental payments
required by federal rules will be used to support low...
income families who are struggling to continue to care for
children and other relatives with developmental disabilities."
Emergency adoption of these rules is necessary to implement
ESSB 6387 and the legislature's intent.

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 20, Amended 11,
Repealed 0.

Number of Sections Adopted at Request of a Nongov-
ernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Ini-
tiative: 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 20, Amended 11, Repealed 0.

Effective Date of Rule: Immediately.

September 24, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

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

WSR 02-20-047
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 02-246—Filed September 26, 2002, 8:19 a.m.]

Date of Adoption: September 25, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-52-07100Z; and amending WAC 220-
52-071.

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 per-
manent rule would be contrary to the public interest.

Reasons for this Finding: The state share of the sea
cucumber quota, set by state/tribal harvest agreement, has
been taken. There is insufficient time to promulgate perma-
nent 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 Nongov-
ernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Ini-
tiative: 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 Mak-
ing: New 0, Amended 0, Repealed 0; or Other Alternative
Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 25, 2002

Evan Jacoby
for Jeff Koenings
Director

REPEALER

The following section of the Washington Administrative
Code is repealed:

WAC 220-52-01700Z Sea cucumber. (02-209)

WSR 02-20-048
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE

[Order 02-245—Filed September 26, 2002, 8:21 a.m., effective September
27, 2002]

Date of Adoption: September 25, 2002.

EMERGENCY

Purpose: Amend recreational fishing rules.

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: The adult fall chinook count at McNary Dam through September 23 is 109,132 (more than twice the ten year average of 53,341) with five weeks of counting remaining. A conservative prediction of the final McNary Dam count is about 140,000 adults. The minimum management objective at McNary Dam is 43,500 adults, which includes interim spawning escapement goals for the upper Columbia River, Hanford Reach, Yakima River and Snake River, as well as Hanford Reach sport fishery harvest. The final McNary Dam count is on track to exceed the management objective by about 100,000 adult fall chinook. The large size of this run justifies additional sport harvest opportunity. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: September 27, 2002.

September 25, 2002

Evan Jacoby
for Jeff Koenings
Director

NEW SECTION

WAC 232-28-61900N Exceptions to statewide rules—Columbia River. Notwithstanding the provisions of WAC 232-28-619:

(1) Effective 12:01 a.m. September 27, 2002 through October 22, 2002 in those waters of the Columbia River from the Old Hanford townsite (wooden towers) powerline crossing to Priest Rapids Dam - daily limit six salmon of which no

more than four may be adults, and of which no more than two may be coho salmon. Minimum size is 12 inches in length.

(2) Effective 12:01 a.m. September 27, 2002 through December 31, 2002 in those waters to the Columbia River from the Hwy. 395 bridge at Pasco to the Old Hanford townsite (wooden towers) powerline crossing - daily limit six salmon, of which no more than four may be adults, and of which no more than two may be coho salmon. Minimum size is 12 inches in length.

REPEALER

The following section of the Washington Administrative Code is repealed effective December 31, 2002.

WAC 232-28-61900N Exceptions to statewide rules—Columbia River.

**WSR 02-20-061
EMERGENCY RULES
DEPARTMENT OF REVENUE**

[Filed September 27, 2002, 2:23 p.m., effective September 28, 2002]

Date of Adoption: September 27, 2002.

Purpose: Persons who distribute or cause to be distributed any article of tangible personal property, except newspapers, the primary purpose of which is to promote the sale of products or services are subject to use tax on the value of the property. RCW 82.12.010, 82.12.020, and chapter 367, Laws of 2002. WAC 458-20-17803 explains how use tax applies when such property is delivered to persons other than the consumer from outside the state of Washington. This rule explains what are considered to be promotional materials, who is liable for the use tax, the measure of use tax, and how to determine the appropriate local use tax rate/jurisdiction.

Statutory Authority for Adoption: RCW 82.32.300.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule was previously adopted on an emergency basis effective June 1, 2002, (WSR 02-12-063). A CR-101 public meeting was conducted on August 20, 2002, for the purpose of adopting a permanent WAC 458-20-17803. The rule provides tax-reporting instructions to persons who are subject to the tax. A second emergency adoption of this rule is necessary because a permanent rule cannot be adopted before the expiration date of the first emergency adoption. There have been no changes to the rule being adopted with this filing. Adoption of this rule will continue to provide tax information to taxpayers, tax practitioners, and department staff to use in determining the taxability of persons distributing or causing the distribution of promotional materials.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal

EMERGENCY

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, 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: September 28, 2002.

September 27, 2002

Alan R. Lynn, Rules Coordinator
Legislation and Policy Division

NEW SECTION

WAC 458-20-17803 Use tax on promotional materials. (1) **Introduction.** Persons who distribute or cause to be distributed any article of tangible personal property, except newspapers, the primary purpose of which is to promote the sale of products or services, are subject to use tax on the value of the property. RCW 82.12.010, RCW 82.12.020, and chapter 367, Laws of 2002. This rule explains how use tax applies when such property is delivered directly to persons other than the consumer from outside Washington. For the purposes of this rule, the term "promotional material" will be used in describing such property where applicable. This rule provides numerous examples. For the purposes of these examples, presume the promotional material is delivered to persons within Washington.

Persons within this state providing printing or mailing bureau services should refer to WAC 458-20-141 (Duplicating industry and mailing bureaus) and WAC 458-20-144 (Printing industry).

(2) **What is the use tax?** The use tax complements the retail sales tax by imposing a tax of a like amount when a consumer uses tangible personal property or certain retail services within this state. RCW 82.12.020. The tax does not apply to the use of any property or service if the present user, donor, or bailor previously paid retail sales tax under chapter 82.08 RCW with respect to the property used or the service obtained. See WAC 458-20-178 (Use tax) for a detailed explanation of the use tax and use tax reporting requirements.

(3) **Who is liable for the use tax on promotional material?** The use tax is imposed on the consumer. The law provides that with respect to promotional material distributed to persons within this state, the consumer is the person who distributes or causes the distribution of the promotional material. A consumer as defined in this rule is responsible for remitting use tax only if the consumer has nexus in Washington.

For example, a department store located in Washington contracts with a printer in Vancouver, British Columbia, to print a catalog promoting merchandise available during an upcoming sales event. The printer delivers the catalogs to a

Seattle mailing bureau with which the department store has contracted for distribution to the department store's customers. The department store is the consumer of the catalogs and is liable for use tax on promotional material distributed to customers located in Washington. Neither the printer, nor the mailing bureau, nor the department store's customers are consumers of this promotional material.

(4) **When does tax liability arise?** Liability for the use tax arises when a consumer first uses the promotional material in this state. The terms "use," "used," "using," or "put to use" include any act by which a person takes or assumes dominion or control over the article, and include the distribution of promotional material in Washington. Chapter 367, Laws of 2002.

(5) **What is promotional material?** Promotional material is any tangible personal property displayed or distributed in the State of Washington for the primary purpose of promoting the sale of products or services. Examples of promotional material include, but are not limited to, advertising literature, circulars, catalogs, brochures, inserts (but not newspaper inserts), flyers, applications, order forms, envelopes, folders, posters, coupons, displays, signs, free gifts, or samples (such as carpet or textile samples).

Promotional material does not include invoices, statements of account, and similar documents that are used exclusively for non-promotional purposes.

(a) **Are billing statements promotional materials?** Billing statements and statements of account generally are not considered promotional materials. However, information promoting the sale of products or services that is affixed to, is attached to, or is an extension of a billing statement or statement of account is promotional material. The value of the promotional material is subject to use tax. If the consumer cannot separately identify the costs attributable to the promotional material, the full value of the billing statement is subject to use tax. For additional information regarding the measure of tax, refer to subsection (6) of this rule.

(i) **Example.** A Richland attorney contracts with a Umatilla, Oregon, firm to print and mail monthly billing statements and return remittance envelopes to the attorney's clients. The contract also includes the printing and insertion of a flyer promoting the attorney's estate planning services. The flyers are promotional material. The billing statements are not promotional material.

(ii) **Example.** Store A prints its monthly billing statements for its store credit card in Atlanta, Georgia, and mails them to customers located in Washington. Although the billing statement includes three sentences noting an upcoming sale, this information is not affixed or attached to the billing statement, nor does it otherwise extend the length of the billing statement. The billing statements are not promotional material.

(iii) **Example.** The following month, Store A's billing statement includes a detachable coupon for fifteen percent (15%) off selected items purchased during a specified period. The detachable coupon is promotional material.

(iv) **Example.** In the third month, the bottom of Store A's billing statement is lengthened to include information promoting the grand reopening of one of its locations. The

lengthened portion of the billing statement containing the information promoting the grand reopening is promotional material.

(b) When are envelopes considered promotional material? Envelopes are considered promotional material if used exclusively to mail promotional material, or accept offers solicited with promotional material. To the extent promotional material is attached, affixed, or otherwise extends the envelope, the consumer is distributing or causing the distribution of promotional material. The value of the promotional material is subject to use tax. If the consumer cannot separately identify the costs attributable to the promotional information, the full value of the envelopes is subject to use tax. For additional information regarding the measure of tax, refer to subsection (6) of this rule.

(i) Example. Bank A mails one million brochures, applications, and return envelopes from Atlanta, Georgia, to Washington addresses promoting the bank's credit card. The envelopes used to mail brochures and applications are promotional material. The return envelopes provided for the return of credit card applications is also promotional material.

(ii) Example. A telephone company mails its monthly billing statements to Washington customers from St. Louis, Missouri. Inserts promoting the sale of various telephone accessories are included. The inserts identify a toll-free number to call for those customers wishing to purchase the accessories. Return envelopes to be used in making payment of the statement amount are also enclosed. Neither the envelopes used to mail the billing statements and inserts nor the return envelopes used to make payment are promotional material.

(iii) Example. A national mortgage company mails its monthly billing statements to Washington residents from its administrative offices in Nevada. The enclosed return envelope for customers to use in making payment includes an attachment promoting additional banking services. The envelopes containing the billing statements are not promotional materials. The attachment to the return envelopes is promotional material.

(6) What is the measure of tax? The measure of the use tax is the value of the article used. For the purposes of computing the use tax due on promotional material, the measure of tax is the total consideration paid for the promotional material without deduction for the cost of materials, labor, author's alterations, or other service charges, even though such charges may be stated or shown separately on invoices. It also includes the amount of any freight, delivery, or other like transportation charge paid or given by the consumer to the seller. The value of the promotional material also includes any tariffs or duties paid. If the total consideration paid does not represent the true value of the article used, the value must be determined as nearly as possible according to the retail selling price at place of use of similar materials of like quality and character. RCW 82.12.010.

A consumer who has paid retail sales or use tax that is due in another state with respect to promotional material that is subject to use tax in this state may take a credit for the amount of tax so paid. RCW 82.12.035. For further information, refer to WAC 458-20-178 (Use tax).

(a) Is postage included in the measure of tax? Postage is included in the measure of tax if the cost is included in the total charge to the consumer by the seller of the promotional material. It is immaterial if the postage charges are stated or shown separately on invoices. Postage is not included in the measure of tax only if it is not included in the consideration paid by the consumer to the seller of the promotional material.

(i) Example. A College Place fast-food restaurant contracts with a Hermiston, Oregon, printer to produce and mail 10,000 coupons to Walla Walla County residents. The printer pays for the postage and invoices the restaurant for the actual amount for the postage. Postage is part of the total consideration paid by the restaurant and is included in the measure of tax.

(ii) Example. A Vancouver coffee retailer contracts with a Portland, Oregon, firm to print and mail 10,000 flyers promoting the retailer's drive-thru window to neighborhood businesses and residents. The retailer provides the printer with retailer's U.S. Postal Service bulk mail permit imprint to be printed on the flyer. While payment to the U.S. Postal Service for use of the bulk mail permit is the exclusive responsibility of the retailer, the printer advances payment to the U.S. Postal Service to ensure the mailing of the flyers. The printer itemizes the cost of the postage the printer paid to the U.S. Postal Service on behalf of retailer on the sales invoice to retailer. The itemized charge for the postage is not included in the measure of tax.

(b) What is the measure of tax when a consumer manufactures its own promotional materials? The measure of tax is the value of the promotional material. Refer to WAC 458-20-112 (Value of products). A consumer who manufactures its own promotional material may also be conducting manufacturing activities and should refer to WAC 458-20-134 (Commercial or industrial use) and WAC 458-20-136 (Manufacturing, processing for hire, fabricating).

(c) What is the tax result when a consumer contracts with separate firms to perform printing activities and to provide mailing bureau services? The acquisition of promotional material and the mailing bureau services associated with the distribution of this material are separate taxable incidents. A consumer who distributes or causes the distribution of promotional material into Washington is the consumer of such material, and thus, is taxable to the extent the promotional material has not been subjected to retail sales tax. Mailing bureau services consist of installing, altering, imprinting, or improving tangible personal property and are retail services. The consumer is subject to use tax on these services if the property upon which the service was performed is distributed into Washington. Chapter 367, Laws of 2002.

(i) Example. A Bellingham real estate company contracts with a Vancouver, British Columbia, company to print 5,000 flyers on a bi-monthly basis to promote its new listings. The flyers are delivered to a Portland, Oregon, mailing bureau that mails the flyers to Whatcom County residents. The measure of tax is the consideration paid to the Vancouver, British Columbia, printer and the Portland mailing bureau.

(ii) **Example.** A window manufacturer contracts with a Boise, Idaho, printer to produce a flyer offering a discount on purchases of the manufacturer's windows at participating retailers. The printer delivers the flyers to light and power companies in Washington for inclusion in utility statements. The window manufacturer owes use tax on the amount of consideration paid to the printer for producing the flyer and to the utility companies for distributing the flyers.

(7) **Determining the applicable local use tax rate.** For the purposes of determining the applicable rate of local use tax for promotional material, the following guidelines must be followed unless the consumer obtains prior written approval from the department to use an alternative method. Refer to (c) of this subsection for an explanation of the circumstances under which the department will consider approving alternate methods and how to obtain such approval.

(a) **Operations directed from within Washington.** The applicable local taxing jurisdiction and tax rate is the in-state location from where the consumer directs or manages its Washington operations.

(i) **Example.** Store A operates ten locations in western Washington. The company's corporate headquarters, the location from where it manages its in-state operations, is in Seattle. The local use tax rate for Seattle is the applicable rate.

(ii) **Example.** Store B, a national company with headquarters in Chicago, Illinois, operates multiple locations in Washington. The company manages its Washington operations from a location in Spokane. The local use tax rate for Spokane is the applicable rate.

(b) **Operations directed from outside Washington.** A consumer that manages or directs its Washington activities from outside the state must equally apportion the value of the promotional material among the local tax jurisdictions and tax rates from where the consumer conducts its business activities. Promotional material that is targeted to specific business locations of the consumer must be apportioned solely between those business locations. Targeted material is material the consumer can demonstrate was specifically distributed to promote sales of products or services solely at a specific location(s) and at a different price(s) or terms than those offered at all other Washington locations.

(i) **Example.** Retailer C directs the operations of its four Washington stores from its headquarters in Sacramento, California. The store locations are in Seattle, unincorporated King County, Tacoma, and Everett. For purposes of determining use tax liability, twenty-five percent (25%) of the value of the promotional material must be equally apportioned to Seattle, unincorporated King County, Tacoma, and Everett.

(ii) **Example.** Store C, headquartered in Nevada, orders 100,000 flyers from a Portland, Oregon, printer to be mailed to Washington households announcing the opening of its new store in Spokane. Customers will receive a ten percent (10%) discount on all items purchased at the Spokane store. This discount will not apply to purchases made at Store C's other Washington locations. The local use tax rate for Spokane is the applicable rate.

(iii) **Example.** A regional restaurant with locations in western Washington manages the operations of all Washington locations from its headquarters located in Portland, Oregon. The restaurant contracts to have coupon books printed and mailed to households in Clark and Cowlitz counties. The coupons are accepted only at the Vancouver and Longview locations. The value of the promotional material must be equally apportioned to both locations.

(iv) **Example.** A manufacturer located in Ohio has no offices, warehouses, or storefront locations in Washington. A salesperson operating from her Kent home solicits sales from Washington distributors for the manufacturer. The manufacturer mails promotional material to its distributors' customers in Washington. The local use tax rate for Kent is the applicable rate.

(v) **Example.** A wholesale business located in Michigan has no offices, warehouses, or storefront locations in Washington, but does send a salesperson into Washington to solicit sales. The wholesale business mails promotional material to potential customers in Washington. The applicable local use tax rate is a uniform statewide local rate of .005.

(c) **Are there alternative methods for determining the place of first use?** For purposes of reporting use tax on promotional material, the Department may agree to allow a consumer to use another method of determining the applicable local use tax rate provided that the method proposed by the consumer results in an equal or more equitable distribution of the tax. A consumer may request written approval for the use of an alternative method by contacting the department's taxpayer services division at:

Department of Revenue
Taxpayer Services
P.O. Box 47478
Olympia, WA 98504-7478

**WSR 02-20-064
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-247—Filed September 27, 2002, 4:40 p.m.]

Date of Adoption: September 27, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:
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: Harvestable numbers of salmon and sturgeon are available for the mainstem Columbia River. Sturgeon sales are limited to certain periods to allow for continued sales throughout the remainder of the late fall season and to remain within the sturgeon guideline. The

select areas are part of an on-going BPA funded study to design fisheries in areas outside of the mainstem Columbia River. Several stocks of salmon have been released from net pens in these select areas to provide for fisheries. All salmon returning to these net pens are harvestable. This season is consistent with the 2002 fall management agreement and actions of the Columbia River Compact on August 15, 2002, and September 27 and is included in the biological assessment of ESA listed stocks. The biological opinion covering these fisheries has been signed. 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 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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: Immediately.

September 27, 2002

Lembit E. Ratasapp

for Jeff Koenings

Director

NEW SECTION

WAC 220-33-01000V Columbia River season below Bonneville. Notwithstanding the provisions of WAC 220-33-005, WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, except as provided in the following subsections.

1) OPEN AREA: SMCRA 1A, 1B, and 1C

a) SEASON: 7:00 p.m. September 30 to 7:00 p.m. October 1, 2002

7:00 p.m. October 2 to 7:00 p.m. October 3, 2002

7:00 p.m. October 6 to 7:00 p.m. October 7, 2002

7:00 p.m. October 9 to 7:00 p.m. October 10, 2002

b) GEAR: Gillnet - 9 3/4 inch maximum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon, except a maximum of five white sturgeon may be possessed or sold by each participating vessel during each open fishing period.

d) SANCTUARIES: Grays River, Elochomin-A, Abernathy Creek, Cowlitz, Kalama-A, and Lewis-A sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

2) OPEN AREA: SMCRA 1D and 1E

a) SEASON: 7:00 p.m. September 30 to 7:00 p.m. October 1, 2002

7:00 p.m. October 2 to 7:00 p.m. October 3, 2002

7:00 p.m. October 6 to 7:00 p.m. October 7, 2002

7:00 p.m. October 9 to 7:00 p.m. October 10, 2002

b) GEAR: Gillnet - 8 inch minimum mesh and 9 3/4 inch maximum mesh.

c) ALLOWABLE SALE: Salmon and sturgeon, except a maximum of five white sturgeon may be possessed or sold by each participating vessel during each open fishing period.

d) SANCTUARIES: Sandy and Washougal river sanctuaries are in effect.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

3) OPEN AREA: Blind Slough/Knappa Slough Select Area

Blind Slough fishing area includes all waters from markers at the mouth of Gnat Creek located approximately 1/2 mile upstream of the county road bridge downstream to markers at the mouth of Blind Slough. Concurrent waters extend downstream of the railroad bridge. Oregon State waters extend upstream of the railroad bridge.

Knappa Slough fishing area includes all waters bounded by a line from the northerly most marker at the mouth of Blind Slough westerly to a marker on Karlson Island downstream to boundary lines defined by markers on the western end of Minaker Island to markers on Karlson Island and the Oregon shore. An area closure of about a 100' radius at the mouth of Big Creek defined by markers. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh size. Maximum net length of 100 fathoms. No weight restriction on lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

3) OPEN AREA: Tongue Point/South Channel Select Area

Tongue Point fishing area includes all waters bounded by a line from the red light at Tongue Point to the flashing green light at the rock jetty on the northwesterly tip of Mott Island, a line from a marker at the south end of Mott Island easterly to a marker on the northwest bank on Lois Island, and a line from a marker on the southwest end of Lois Island due westerly to a marker on the opposite bank. All waters are under concurrent jurisdiction.

South Channel area includes all waters bounded by a line from a marker on John Day Point through the green buoy "7" thence to a marker on the southwest end of Lois Island upstream to an upper boundary line from a marker on Settler Point northwesterly to flashing red marker "10" thence northwesterly to a marker on the sand bar defining the terminus of South Channel. All waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open

hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily. Tongue Point and South Channel areas are open.

b) GEAR: In the Tongue Point area the mesh size is restricted to Gillnets 6-inch maximum mesh. Net length maximum of 250 fathoms, and weight not to exceed two pounds on any one fathom on the lead line.

In the South Channel area the mesh size is restricted to Gillnets 6-inch maximum Net length maximum of 100 fathoms, and no weight restriction on lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Participants in the Tongue Point fishery may have stored on board their boats, gill nets with lead line in excess of two pounds per fathom.

4) OPEN AREA: Deep River Select Area

Deep River is open to fishing down river from the town of Deep River to the mouth (a line from navigation marker "16" southwest to a marker on the Washington shore). Concurrent waters extend downstream of the Highway 4 bridge. State waters extend upstream of the Highway 4 bridge.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet - 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

5) OPEN AREA: Steamboat Slough Select Area

Steamboat Slough is open to fishing in waters bounded by markers on Price Island and the Washington shore, at both upstream and downstream ends of Steamboat Slough. All open waters are under concurrent jurisdiction.

a) SEASON: Monday, Tuesday, Wednesday, and Thursday nights immediately through October 31, 2002. Open hours through September 27 are 7:00 p.m. to 7:00 a.m. daily and beginning September 27, the open hours are 6:00 p.m. to 8:00 p.m. daily.

b) GEAR: Gillnet 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line.

c) ALLOWABLE SALE: Salmon and sturgeon.

d) MISCELLANEOUS: Transportation or possession of fish outside the fishing area is unlawful unless by licensed buyer, except fishers may transport their catch out of the fishing area with a permit issued by an authorized agency employee after examining the catch.

REPEALER

The following section of the Washington Administrative Code is repealed effective effective 8:01 p.m. October 10, 2002:

WAC 220-33-01000V Columbia River seasons below Bonneville.

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

**WSR 02-20-065
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

[Order 02-248—Filed September 27, 2002, 4:43 p.m.]

Date of Adoption: September 27, 2002.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-40-02700Z; and amending WAC 220-40-027.

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 emergency rule is needed to minimize the chinook catch while still maintaining the target harvest on hatchery coho. 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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: [No information supplied by agency.]

Effective Date of Rule: Immediately.

September 27, 2002
Lembit E. Ratassepp
for Jeff Koenings
Director

NEW SECTION

WAC 220-40-02700A Salmon—Willapa Bay fall fishery. Notwithstanding the provisions of WAC 220-40-027, effective immediately through December 31, 2002 it is unlawful to fish for salmon in Willapa Bay for commercial

EMERGENCY

purposes or to possess salmon taken from those waters for commercial purposes, except that:

Fishing periods

(1) Gill net gear may be used to fish for salmon:

<p>Open times</p> <p>4:00 p.m. September 27 through 11:59 p.m. September 29, 2002</p> <p>7:00 a.m. September 27, 2002 through 7:00 p.m. September 27, 2002 and 7:00 a.m. September 28, 2002 through 7:00 p.m. September 28, 2002 and 7:00 a.m. September 29, 2002 through 7:00 p.m. September 29, 2002 12:01 a.m. September 30, 2002 through 6:00 p.m. October 3, 2002 and 6:00 p.m. October 9, 2002 through 6:00 p.m. October 10, 2002</p> <p>6:00 p.m. October 14 through 6:00 p.m. October 17, 2002 and 6:00 p.m. October 21 through 6:00 p.m. October 23, 2002</p> <p>Noon, November 6 through noon November 30, 2002</p>	<p>Open Areas</p> <p>Areas 2G east of a line drawn true north-south through Willapa Bay entrance Day beacon 11 and 2H west of Willapa Channel Marker 40</p> <p>Areas 2M and 2J north of a true east-west line drawn through the North Entrance Marker to the Nahcotta Boat Basin (RF #2)</p> <p>Areas 2G east of a line drawn true north-south through Willapa Bay entrance Day beacon 11, 2H, 2M, and 2J north of a true east-west line drawn through the North Entrance Marker to the Nahcotta Boat Basin (RF #2)</p> <p>Areas 2G west of a line drawn true north-south through Willapa Channel Marker 10 and east of a line projected true south from the most waterward exposed end of the rock jetty located near Washaway Beach but excluding the area southerly and westerly of a line from Island Sands Light to Ramsey Point, 2M and 2J north of a true east-west line drawn through the North Entrance Marker to the Nahcotta Boat Basin (RF #2)</p> <p>Areas 2G, 2H, 2J and 2M</p>
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(2) The Tokeland Boat basin is closed to commercial fishing during the openings in SMCRA 2G described in this section. The Tokeland Boat basin means that portion of SMCRA 2G bounded on the south by the shoreline of the boat basin, on the west by the seawall and on the north and east by a line from the Tokeland Channel Marker "3" (flashing green, 4-second) to Tokeland Channel Marker "4" to the tip of the seawall.

Gear

- (3) Gill net gear restrictions - All areas:
 - (a) Drift gill net gear only. It is unlawful to use set net gear.
 - (b) Immediately through October 3, 2002 - 6-inch maximum mesh, no more than 55 meshes deep. Net must hang straight from top to bottom. Strings may only be used to secure break away panels.
 - (c) October 9 through October 31, 2001 - 6-1/2 inch maximum mesh.
 - (d) November 1, through November 30, 2001 - 9-inch minimum mesh.

Other

(4) All wholesale dealers and fishers retailing their fish will be required to report their landing by 10:00 a.m. the day following landing. Ticket information can be telephoned in by calling 1-866-791-1280 or faxing the information to 360-664-4689 or e-mailing to harborfishtickets@dfw.wa.gov. Report the dealer name, the purchasing location, the date of purchase, the fish ticket numbers, the gear used, the catch area, the species. The total number for each species and the total weight for each species.

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:

WAC 220-40-02700Z	Salmon—Willapa Bay fall fishery (02-242)
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The following section of the Washington Administrative Code is repealed effective 12:01 January 1, 2003:

WAC 220-40-02700A	Salmon—Willapa Bay fall fishery.
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WSR 02-20-071
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Children's Administration)
 [Filed September 30, 2002, 9:50 a.m.]

Date of Adoption: September 25, 2002.
 Purpose: The purpose of the proposed emergency rules for group receiving centers (GRC), new chapter 388-140

EMERGENCY

WAC, is to establish licensing standards immediately for facilities providing out-of-home receiving or emergency care to children for up to thirty days. Licensing standards do not currently exist for GRCs. The emergency rules would provide protection for children placed in facilities in emergency situations. Currently, the one group receiving center in operation is licensed under standards that do not accurately or adequately address the program. Children's Administration is working with stakeholders for the permanent adoption of rules appropriate to this type of facility. The client age range and other sections may be modified during the permanent rule making process.

Statutory Authority for Adoption: RCW 74.15.030(2), 74.08.090.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Children's Administration has licensed a facility as a group care program with several waivers as there are no current licensing standards for a group receiving center. After consulting with the program's assistant attorney general and representatives of the federal IV-E program, we have learned that the approval of waivers jeopardizes federal funds received by Children's Administration to support services to children.

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 125, Amended 0, Repealed 0.

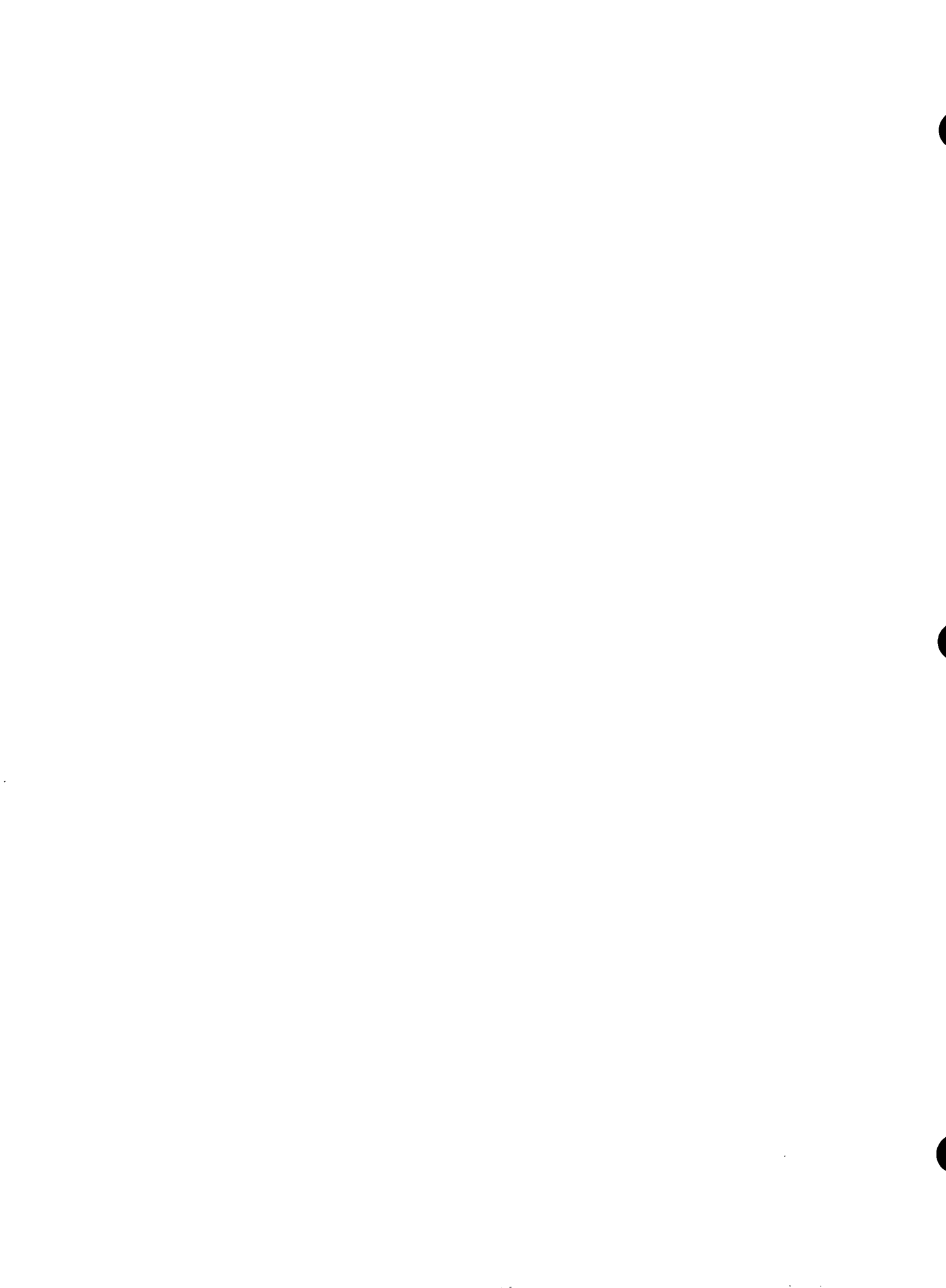
Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 125, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 25, 2002

Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 02-22 issue of the Register.



WSR 02-19-032
RULES OF COURT
STATE SUPREME COURT

[September 5, 2002]

IN THE MATTER OF THE ADOPTION) ORDER
OF THE AMENDMENTS TO GR 15, NEW) NO. 25700-A-750
GR 28, CR 47, CrR 6.8, CRLJ 38, CrRLJ)
6.8, CR 43, CRLJ 43, CR 51, CrR 6.15,)
CRLJ 51 AND CrRLJ 6.15)

The Washington State Jury Commission having recommended the adoption of the proposed amendments to GR 15, NEW GR 28, CR 47, CrR 6.8, CRLJ 38, CrRLJ 6.8, CR 43, CRLJ 43, CR 51, CrR 6.15, CRLJ 51 and CrRLJ 6.15, and the Court having determined that the proposed amendments will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendments as attached hereto are adopted.

(b) That pursuant to the emergency provisions of GR 9(i), the amendments will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 5th day of September 2002.

Alexander, C. J.

Smith, J.

Ireland, J.

Johnson, J.

Madsen, J.

Chambers, J.

Sanders, J.

Owens, J.

Washington Court Rules
GR 15 (j) and (k)

Concerning Access to Juror Information

- [a] Unchanged
[b] Unchanged
[c] Unchanged
[d] Unchanged
[e] Unchanged
[f] Unchanged
[h] Unchanged
[i] Unchanged

[j] Access to Juror Information. Individual juror information, other than name, is presumed to be private. After the conclusion of a jury trial, the attorney for a party, or party pro se, or member of the public, may petition the trial court for access to individual juror information under the control of court. Upon a showing of good cause, the court may permit the petitioner to have access to relevant information. The court may require that juror information not be disclosed to other persons.

[k] Access to Master Jury Source List. Master jury source list information, other than name and address, is presumed to be private. Upon a showing of good cause, the court may permit a petitioner to have access to relevant information from the list. The court may require that the information not be disclosed to other persons.

Washington Court Rules
New Rule GR 28

Jury Service Postponement, Excusal, and Disqualification

[a] Scope of rule. This rule addresses the procedures for postponing and excusing jury service under RCW 2.36.100 and 2.36.110 and for disqualifying potential jurors under RCW 2.36.070 (basic statutory qualifications).

[b] Delegation of authority to postpone, excuse, or disqualify.

(1) The judges of a court may delegate to court staff and county clerks their authority to disqualify, postpone, or excuse a potential juror from jury service.

(2) Any delegation of authority under this rule must be written and must specify the criteria for making these decisions.

(3) Judges may not delegate decision-making authority over any grounds for peremptory challenges or challenges for cause that fall outside the scope of this rule.

[c] Grounds for postponement of service.

(1) Postponement of service for personal or work-related inconvenience should be liberally granted when requested in a timely manner.

(2) Postponement shall be to a specified period of time within the twelve-month period pursuant to RCW 2.36.100(2).

[d] Grounds for excusal from service.

(1) Excusal from jury service shall be limited and shall be allowed only when justified by the criteria established in RCW 2.36.100(1) and 2.36.110.

[e] Grounds for disqualification of potential jurors. [Reserved. See RCW 2.36.070.]

CR 47

Concerning Note-Taking by Jurors

- [a] Unchanged
[b] Unchanged
[c] Unchanged
[d] Unchanged
[e] Unchanged
[f] Unchanged
[g] Unchanged
[h] Unchanged
[i] Unchanged

[j] Note-Taking by Jurors. With the permission of the trial judge, In all cases, jurors shall be allowed to may take written notes regarding the evidence presented to them and keep these notes with them during when they retire for their deliberation. The court may allow jurors to keep these notes with them in the jury room during recesses, in which case

MISC.

jurors may review their own notes but may not share or discuss the notes with other jurors until they begin deliberating. Such notes should be treated as confidential between the jurors making them and their fellow jurors, and shall be destroyed immediately after the verdict is rendered.

CrR 6.8

NOTE TAKING BY JURORS

~~With permission of the trial judge, In all cases, jurors shall be allowed to may take written notes regarding the evidence presented to them and keep these notes with them during when they retire for their deliberation. The court may allow jurors to keep these notes with them in the jury room during recesses, in which case jurors may review their own notes but may not share or discuss the notes with other jurors until they begin deliberating.~~ Such notes should be treated as confidential between the jurors making them and their fellow jurors, and shall be destroyed immediately after the verdict is rendered.

CRLJ 38

Concerning Note-taking by Jurors

- [a] Unchanged
- [b] Unchanged
- [c] Unchanged
- [d] Unchanged
- [e] Unchanged
- [f] Unchanged
- [g] Unchanged

[h] Note-Taking by Jurors. ~~With the permission of the trial judge, In all cases, jurors shall be allowed to may take written notes regarding the evidence presented to them and keep these notes with them during when they retire for their deliberation. The court may allow jurors to keep these notes with them in the jury room during recesses, in which case jurors may review their own notes but may not share or discuss the notes with other jurors until they begin deliberating.~~ Such notes should be treated as confidential between the jurors making them and their fellow jurors, and shall be destroyed immediately after the verdict is rendered.

CrRLJ 6.8

Concerning Note-Taking by Jurors

NOTE-TAKING BY JURORS

~~With permission of the trial judge, In all cases, jurors shall be allowed to may take written notes regarding the evidence presented to them and keep these notes with them during when they retire for their deliberation. The court may allow jurors to keep these notes with them in the jury room during recesses, in which case jurors may review their own notes but may not share or discuss the notes with other jurors until they begin deliberating.~~ Such notes should shall be treated as confidential between the jurors making them and their fellow jurors, and shall be destroyed immediately after the verdict is rendered.

CR 43

Concerning Jurors Proposing Written Questions to Witnesses

- [a] Unchanged
- [b] Unchanged
- [c] Unchanged
- [d] Unchanged
- [e] Unchanged
- [f] Unchanged
- [g] Unchanged
- [h] Unchanged
- [i] Unchanged
- [j] Unchanged

[k] Juror Questions for Witnesses. The court shall permit jurors to submit to the court written questions directed to witnesses. Counsel shall be given an opportunity to object to such questions in a manner that does not inform the jury that an objection was made. The court shall establish procedures for submitting, objecting to, and answering questions from jurors to witnesses. The court may rephrase or reword questions from jurors to witnesses. The court may refuse on its own motion to allow a particular question from a juror to a witness.

CRLJ 43

Concerning Jurors Proposing Written Questions to Witnesses

- [a] Unchanged
- [b] Unchanged
- [c] Unchanged
- [d] Unchanged
- [e] Unchanged
- [f] Unchanged
- [g] Unchanged
- [h] Unchanged
- [i] Unchanged
- [j] Unchanged

[k] Juror Questions for Witnesses. The court shall permit jurors to submit to the court written questions directed to witnesses. Counsel shall be given an opportunity to object to such questions in a manner that does not inform the jury that an objection was made. The court shall establish procedures for submitting, objecting to, and answering questions from jurors to witnesses. The court may rephrase or reword questions from jurors to witnesses. The court may refuse on its own motion to allow a particular question from a juror to a witness.

CR 51

Concerning Questions from Deliberating Jurors/Rehearing Evidence

- [a] Unchanged
- [b] Unchanged
- [c] Unchanged
- [d] Unchanged
- [e] Unchanged

MISC.

[f] Unchanged

[g] Unchanged

[h] Unchanged

[i] **Questions from Jury During Deliberations Further Instructions.** ~~After retirement for deliberation, if the jury desires to be informed on any point of law, the judge may require the officer having them in charge to conduct them into court. Upon the jury being brought into court, the information requested, if given, shall be given in the presence of, or after notice to the parties or their counsel. The jury shall be instructed that any question it wishes to ask the court about the instructions or evidence should be signed, dated and submitted in writing to the bailiff without any indication of the status of the jury's deliberations. The court shall notify the parties of the contents of the questions and provide them an opportunity to comment upon an appropriate response. Written questions from the jury, the court's response and any objections thereto shall be made a part of the record. The court shall respond to all questions from a deliberating jury in open court or in writing. In its discretion, the court may grant a jury's request to rehear or replay evidence, but should do so in a way that is least likely to be seen as a comment on the evidence, in a way that is not unfairly prejudicial and in a way that minimizes the possibility that jurors will give undue weight to such evidence.~~ Any additional instruction upon any point of law shall be given in writing.

[j] Unchanged

CrR 6.15

Concerning Questions from Deliberating Jurors/Rehearing Evidence

[a] Unchanged

[b] Unchanged

[c] Unchanged

[d] Unchanged

[e] Unchanged

[f] **Questions from Jury During Deliberations Additional or Subsequent Instructions.**

~~(1) After retirement for deliberation, if the jury desires to be informed on any point of law, the judge may require the officer having them in charge to conduct them into court. Upon the jury being brought into court, the information requested, if given, shall be given in the presence of, or after notice to the parties or their counsel. The jury shall be instructed that any question it wishes to ask the court about the instructions or evidence should be signed, dated and submitted in writing to the bailiff. The court shall notify the parties of the contents of the questions and provide them an opportunity to comment upon an appropriate response. Written questions from the jury, the court's response and any objections thereto shall be made a part of the record. The court shall respond to all questions from a deliberating jury in open court or in writing. In its discretion, the court may grant a jury's request to rehear or replay evidence, but should do so in a way that is least likely to be seen as a comment on the evidence, in a way that is not unfairly prejudicial and in a way that minimizes the possibility that jurors will give undue~~

weight to such evidence. Any additional instruction upon any point of law shall be given in writing.

(2) After jury deliberations have begun, the court shall not instruct the jury in such a way as to suggest the need for agreement, the consequences of no agreement, or the length of time a jury will be required to deliberate.

[g] Unchanged

CRLJ 51

Concerning Questions from Deliberating Jurors/Rehearing Evidence

[a] Unchanged

[b] Unchanged

[c] Unchanged

[d] Unchanged

[e] Unchanged

[f] Unchanged

[g] Unchanged

[h] Unchanged

[i] **Questions from Jury During Deliberations Further Instructions.** ~~After retirement for deliberation, if the jury desires to be informed on any point of law, the judge may require the officer having them in charge to conduct them into court. Upon the jury's being brought into court, the information requested, if given, shall be given in the presence of, or after notice to the parties or their counsel. The jury shall be instructed that any question it wishes to ask the court about the instructions or evidence should be signed, dated and submitted in writing to the bailiff without any indication of the status of the jury's deliberations. The court shall notify the parties of the contents of the questions and provide them an opportunity to comment upon an appropriate response. Written questions from the jury, the court's response and any objections thereto shall be made a part of the record. The court shall respond to all questions from a deliberating jury in open court or in writing. In its discretion, the court may grant a jury's request to rehear or replay evidence, but should do so in a way that is least likely to be seen as a comment on the evidence, in a way that is not unfairly prejudicial and in a way that minimizes the possibility that jurors will give undue weight to such evidence.~~ Any additional instruction upon any point of law shall be given in writing.

[j] Unchanged

CrRLJ 6.15

Concerning Questions from Deliberating Jurors/Rehearing Evidence

[a] Unchanged

[b] Unchanged

[c] Unchanged

[d] Unchanged

[e] **Questions from Jury During Deliberations Additional or Subsequent Instructions.**

~~(1) After the jury retires for deliberation, any instructions shall be given in writing. They may be given in open court or delivered to the jury room, but only in the presence of, or after notice to, the parties and their lawyers. The jury shall be~~

instructed that any question it wishes to ask the court about the instructions or evidence should be signed, dated and submitted in writing to the bailiff. The court shall notify the parties of the contents of the questions and provide them an opportunity to comment upon an appropriate response. Written questions from the jury, the court's response and any objections thereto shall be made a part of the record. The court shall respond to all questions from a deliberating jury in open court or in writing. In its discretion, the court may grant a jury's request to rehear or replay evidence, but should do so in a way that is least likely to be seen as a comment on the evidence, in a way that is not unfairly prejudicial and in a way that minimizes the possibility that jurors will give undue weight to such evidence. Any additional instruction upon any point of law shall be given in writing.

(2) After jury deliberations have begun, the court shall not instruct the jury in such a way as to suggest the need for agreement, the consequences of no agreement, or the length of time a jury will be required to deliberate.

[f] Unchanged

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.

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 02-20-001

**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed September 18, 2002, 3:14 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 02-75 MAA.
Subject: Corrected replacement pages for physician-related services billing instructions.
Effective Date: September 1, 2002.

Document Description: Attached to this memorandum are two corrected replacement pages (H9/H10 and 03/04) for the Medical Assistance Administration's (MAA) physician-related services billing instructions.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Numbered Memorandum link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 12, 2002

E. A. Myers, Manager

Rules and Publications Section

WSR 02-20-002

**INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES**

[Filed September 18, 2002, 3:21 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 02-71 MAA.
Subject: Correct coding initiative (CCI).
Effective Date: September 16, 2002.

Document Description: The purpose of this memorandum is to notify providers as of January 2002 the Medical Assistance Administration (MAA) began evaluating and implementing medicare's national correct coding initiative (CCI). CCI changes could affect reimbursements to providers for CPT™ and HCPCS procedure codes.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Numbered Memorandum link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 12, 2002

E. A. Myers, Manager

Rules and Publications Section

WSR 02-20-006

**NOTICE OF PUBLIC MEETINGS
CLOVER PARK
TECHNICAL COLLEGE**

[Memorandum—September 12, 2002]

Please be advised that the board of trustees of Clover Park Technical College, at their regularly scheduled meeting on September 11, 2002, identified the dates for their monthly meetings in the year 2003, in compliance with RCW 42.30.075. Please refer below for the meeting dates, times and location adopted by the board.

CLOVER PARK TECHNICAL COLLEGE
DISTRICT #29
Board of Trustees Meetings
September 11, 2002

Adoption of the 2003 Meeting Calendar to include
Budget Workshop Sessions, General Study Sessions,
and Annual Retreat

January 8, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
February 12, 2003	Canceled*		
March 12, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
April 9, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15

MISC.

May 14, 2003	Budget Workshop	2:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
June 11, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
July 9, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
August 13, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
September 10, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
October 4, 2003	Board Annual Retreat	8:30 p.m.	TBA
October 8, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
November 12, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
December 10, 2003	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15

*NOTE: ACCT National Legislative Seminar in Washington D.C.

All regular meetings will begin at 4 p.m. in the boardroom, located in Building #15, on the Clover Park Technical College campus at 4500 Steilacoom Boulevard S.W., Lakewood, WA 98499-4098.

WSR 02-20-007

DEPARTMENT OF AGRICULTURE

[Filed September 19, 2002, 2:24 p.m.]

LEGAL NOTICE

The Washington State Department of Agriculture (WSDA) Laboratory Services Division is hereby notifying the affected public that the herbicide Rodeo® (glyphosate), surfactant (R-11, X-77 or LI-700) and marker dyes may be used between June 15, 2002, and October 31, 2002. Properly licensed pesticide applicators who have obtained coverage under a WSDA National Pollutant Discharge Elimination System Waste Discharge General Permit may apply Rodeo® to control the noxious weed *Spartina* on the saltwater tide-flats of Grays Harbor, Hood Canal, Willapa Bay, Puget Sound, and the north and west sides of the Olympic Peninsula.

Use of the herbicide Rodeo® is one of the options used to control *Spartina*. These infestations may also be treated by mowing, digging or covering.

For more information, including locations of possible application sites, contact the WSDA *Spartina* Control Program at (360) 902-1923 or (360) 902-1853. Or write: WSDA *Spartina* Program, P.O. Box 42560, Olympia, WA 98504-2560. The Washington State Department of Ecology 24-hour emergency/spill response hotline is (425) 649-7000 (northwest region) or (360) 407-6300 (southwest region).

WSR 02-20-020

**NOTICE OF PUBLIC MEETINGS
EASTERN WASHINGTON UNIVERSITY**

[Filed September 23, 2002, 9:59 a.m.]

The rules coordinator for Eastern Washington University is Ms. Laurie Flinn Connelly, associate to the president for policy and legal affairs. Her office is located in Showalter Hall, Room 214, on our Cheney Campus. Her e-mail address is laurie.connelly@mail.ewu.edu, and she can be reached by fax at (509) 359-7036.

Stephen M. Jordan, Ph.D.
President

WSR 02-20-021

**NOTICE OF PUBLIC MEETINGS
COMMISSION ON ADVANCED
TUITION PROGRAM**
(Guaranteed Education Tuition Program)

[Memorandum—September 15, 2002]

In accordance with RCW 28B.95.020, and WAC 14-276-030, the Advanced College Tuition Program, known as Guaranteed Education Tuition Program has made a revision to the following Committee meeting schedule:

September 17, 2002	Meeting Cancelled
November 1, 2002	(Regular Meeting which was moved from September 17, 2002)

The meeting will begin at 2 p.m. unless public notice is given prior to the meeting in question establishing a different starting time.

If anyone wishes to request disability accommodations, notice should be given to the Guaranteed Education Tuition Program at least ten days in advance of the meeting in question. Notice may be given by any of the following methods: Voice (360) 753-7860, TDD (360) 753-7809, or fax (360) 704-6260.

WSR 02-20-022

**NOTICE OF PUBLIC MEETINGS
PUBLIC WORKS BOARD**

[Memorandum—September 23, 2002]

NOTICE OF MEETING CANCELLATION

The Public Works Board meeting scheduled as a regular meeting on October 1, 2002, in the City of SeaTac, has been cancelled.

Proposed agenda items will be presented to the board at the regular meeting scheduled for November 5, 2002, in SeaTac, Washington.

MISC.

WSR 02-20-028
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2002, 3:17 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 02-76 MAA.

Subject: New prescription service by mail available to medical assistance fee-for-service clients.

Effective Date: October 1, 2002.

Document Description: Medco Health Solutions Inc., a national prescription benefits manager, has accepted a provider agreement with the Medical Assistance Administration (MAA) to begin distribution of prescription drugs by mail. There is no charge to providers or clients for this service and the service is available immediately.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Numbered Memorandum link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 17, 2002

E. A. Myers, Manager

Rules and Publications Section

Numbered Memorandum link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 17, 2002

E. A. Myers, Manager

Rules and Publications Section

WSR 02-20-030

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2002, 3:19 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: PCM 02-012.

Subject: Suspending the use of the uniform hearing log.

Effective Date: September 12, 2002.

Document Description: This memo informs DCS staff that they no longer need to use the uniform hearing log to log and track hearings requests.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail sschille@dshs.wa.gov.

September 13, 2002

Stephanie E. Schiller

WSR 02-20-029

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2002, 3:18 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 02-74 MAA.

Subject: Coverage changes and clarifications regarding ancillary services and sterilization procedures for the family planning only and TAKE CHARGE programs.

Effective Date: September 1, 2002.

Document Description: **Effective for dates of service on and after September 1, 2002**, there will be changes in coverage in MAA's family planning only and TAKE CHARGE programs. This memorandum also clarifies coverage for ancillary services and sterilizations provided under these programs.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on

WSR 02-20-049

NOTICE OF PUBLIC MEETINGS
MILITARY DEPARTMENT
 (Emergency Management Division)

[Memorandum—September 23, 2002]

The regularly scheduled 2003 meetings for the Emergency Management Council will be:

January 9
 March 6
 May 1
 June 26
 September 4
 November 6

All meetings will be held in Building 104 at Camp Murray, Washington, from 9 a.m. to 1 p.m.

If you have any questions regarding this information, please contact (253) 512-7462.

MISC.

WSR 02-20-050

ATTORNEY GENERAL'S OFFICE

[Filed September 26, 2002, 10:19 a.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION
WASHINGTON ATTORNEY GENERAL

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the Attorney General's Office of your interest by October 23, 2002. This is not the due date by which comments must be received. However, if you do not notify the Attorney General's Office of your interest in commenting on an opinion request by this date, the opinion may be issued before your comments have been received. You may notify the Attorney General's Office of your intention to comment by calling (360) 664-3027, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested, information about the Attorney General's Opinion process, information on how to submit your comments, and a due date by which your comments must be received to ensure that they are fully considered.

The Attorney General's Office seeks public input on the following opinion request(s):

**02-09-03 Request by Andrew K. Miller
Benton County Prosecuting Attorney**

1. Are the Benton PUD commissioners, when setting their commissioner districts, required to include all areas within the Richland City limits within one or more Benton PUD commissioner districts? 2.) If the answer is no, are the Benton PUD commissioners required to include any areas within the Richland City limits within one or more Benton PUD commissioner districts? 3.) If the answer is no, are the Benton PUD commissioners allowed to include all areas within the Richland City limits within one or more Benton PUD commissioner districts? 4.) If the answers to question 1 and 2 are no, are the Benton PUD commissioners allowed to include all of the portions of the City of Richland served by the Benton PUD within one or more PUD commissioner districts while excluding the areas within Richland that are not served by the Benton PUD? 5.) If the answer to question 4 is yes, are the Benton PUD commissioners allowed to include some of the area within the Richland City limits that is served by the PUD within a commissioner district but not all of the area within the city that is served by the PUD? 6.) If the answer to question 4 is yes and the answer to question 5 is no, how would the County Auditor handle the fact that a

portion of a voting precinct would have voting rights and a portion of the same voting precinct would not? 7.) If the answers to questions 1, 2, 3, and 4 are no, does the required exclusion of the areas within the Richland City limits extend to areas annexed by Richland since 1934 and future areas annexed by Richland? 8.) If, based on the facts presented herein, your answers indicate that the current Benton PUD commissioner districts have been set inconsistent with state law, does the Benton County Auditor have any right or obligation to revise the boundaries set by the Benton PUD commissioners, or can they be changed only by the PUD commissioners or pursuant to a court order? 9.) If, based on the facts presented herein, your answers indicate that the current Benton PUD commissioner districts have been set inconsistent with state law, does the Benton PUD commission have the authority to immediately revise such districts or would it have to wait until 2006 pursuant to RCW 54.12.010?

WSR 02-20-051

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES

[Filed September 27, 2002, 11:20 a.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 02-77 MAA.

Subject: Voucher for interim pharmacy and medical services for foster children.

Effective Date: October 1, 2002.

Document Description: In cooperation with the Washington State Pharmacists Association, the Medical Assistance Administration (MAA) has developed a voucher to be used in cases when health care services are needed by a child in foster care, but a medical assistance ID card has not yet been issued.

To receive a copy of the interpretive or policy statement, contact Kevin Sullivan, Regulatory Improvement Coordinator, Department of Social and Health Services, Medical Assistance Administration, Division of Program Support, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Numbered Memorandum link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 23, 2002

E. A. Myers, Manager

Rules and Publications Section

WSR 02-20-060

INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF REVENUE

[Filed September 27, 2002, 2:21 p.m.]

CANCELLATION OF INTERPRETIVE
AND/OR POLICY STATEMENT

This announcement of the cancellation of this interpretive statement is being published in the Washington State Register pursuant to the requirements of RCW 34.05.230(4).

The Department of Revenue has cancelled the following Excise Tax Advisory effective September 26, 2002.

ETA 552.99.29A Leasehold Excise Tax—Exemption for public employees—Condition of employment. ETA 552 explains how the leasehold excise tax exemption provided by RCW 82.29A.130(5) for leasehold interests in public employee housing applies when a public employer may not, as a condition of employment, require an employee to reside in a public residence. This document is being cancelled because this issue is addressed in the latest revision of WAC 458-29A-400 Leasehold excise tax—Exemptions, which became effective September 26, 2002.

Questions regarding the cancellation of this document may be directed to Alan R. Lynn, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504-7467, phone (360) 570-6125, fax (360) 664-0693, Internet alanl@dor.wa.gov.

Alan R. Lynn
Rules Coordinator

WSR 02-20-084

NOTICE OF PUBLIC MEETINGS
WASHINGTON STATE UNIVERSITY

[Memorandum—September 24, 2002]

This is to notify you of the dates of the Washington State University board of regents meetings [that] have been scheduled for the year 2003.

The dates are as follows:

January 24, 2003	Spokane, WA
March 14, 2003	Pullman, WA
May 9, 2003	Pullman, WA
June 13, 2003	TBA
September 19, 2003	Pullman, WA
October 24, 2003	Pullman, WA
November 21, 2003	Seattle, WA

Inquiries about the board of regents meetings may be directed to the WSU President's Office, (509) 335-6666.

WSR 02-20-087

DEPARTMENT OF ECOLOGY

[Filed October 1, 2002, 11:04 a.m.]

CALL FOR DATA
FOR THE ASSESSMENT OF WATER QUALITY FOR
THE 303(d) LIST OF POLLUTED WATERS

The Water Quality Program of the Department of Ecology (ecology) is seeking new water quality data from the public to be used for placing polluted waters on the state's 303(d) list of impaired lakes, rivers, and bays.

Section 303(d) of the federal Clean Water Act requires Washington state periodically to prepare a list of all surface waters in the state for which beneficial uses of the water, such as for drinking, recreation, aquatic habitat, and industrial use, are impaired by pollutants. This list was last prepared in 1998. Ecology is now preparing the 2002 list. Ecology's assessment of which waters to place on the 303(d) list is guided by federal laws, state water quality standards, and the state's recently updated 303(d) policy.

The 303(d) list is based on all readily available data from both public and private sources. This means ecology will accept data collected by academic institutions, businesses, not-for-profit groups, tribes, quasi-governmental agencies such as watershed planning councils, and private citizens, in addition to data from federal, state, and local government agencies.

Ecology is seeking new data right now, during a sixty-day "call for data" period. If any data was submitted to ecology previously, either for earlier 303(d) lists or other reasons, it does not need to be submitted again.

To submit water quality data, please e-mail it to 303d@ecy.wa.gov, or send the data to 303(d) Data Submittal, Steve Butkus, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

More details about the 303(d) process, including assistance with submitting data and a copy of the updated 303(d) policy, can be found at www.ecy.wa.gov/programs/wq/303d/index.html.

The call for data officially starts on October 16, 2002. **The deadline for submitting data is 5:00 p.m., Monday, December 16, 2002.**

Submittal of data in electronic format is much preferred. The most preferred format would be if the data are compatible with ecology's environmental information management database. Data received in this format will be most easily available for future users. Otherwise, a flat file, such as a spreadsheet, is preferred over a relational database. Information in paper hard copy also will be accepted.

Ecology can use only high quality data for the 303(d) assessment. All data submitted must have been collected in accordance with a quality assurance plan. The person submitting the data must document that such a plan was followed, and must provide ecology with a copy of the plan if requested. More details about quality assurance plans, and a form for documenting that such a plan was followed, can be found at the website above.

To ask any questions about the 303(d) assessment process or for further assistance in submitting data, please con-

tact Matthew Green, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, e-mail 303d@ecy.wa.gov, phone (360) 407-6386.

September 30, 2002
 Megan White, P.E.
 Program Manager
 Water Quality Program

WSR 02-20-088
DEPARTMENT OF ECOLOGY

[Filed October 1, 2002, 11:06 a.m.]

NOTICE OF PUBLIC HEARING AND COMMENT PERIOD

Ecology is accepting public comments on its draft report to the legislature entitled, "The Toxics Control Accounts Appropriations Recommendations for the 2003-2005 Biennium." This report is required by RCW 70.105D.030(3) and describes the appropriation recommendations for funds from the state and local toxics control accounts. This includes activities for cleaning up, managing, and preventing hazardous wastes in the state of Washington. These activities are carried out by the Washington State Departments of Ecology, Agriculture, Health, and Washington State Patrol.

You may receive a copy of the report by calling ecology's publication office at (360) 407-7472 or ecology's TDD line (360) 407-6006.

PLEASE NOTE: A public hearing will be held in Spokane if ten or more people request it by Wednesday, November 6, 2002. Please contact Eric Fairchild if you wish to participate.

Public Hearing Location: Department of Ecology, Northwest Regional Office, Conference Room 1, 3190 160th Avenue S.E., Bellevue, on November 6, 2002, at 7:00 p.m. Assistance for persons with disabilities contact Eric Fairchild, TDD (360) 407-6006.

Submit written comments or for more information contact Eric Fairchild, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, e-mail efai461@ecy.wa.gov, phone (360) 407-7282, fax (360) 407-6989. Postmarked by November 15, 2002.

WSR 02-20-089
DEPARTMENT OF ECOLOGY

[Filed October 1, 2002, 11:07 a.m.]

The Department of Ecology (ecology) is beginning the underground injection control program rule revision process (chapter 173-218 WAC). Advisory committee meetings are being held to help us make decisions about this rule revision.

The UIC program's goal is to protect drinking water sources by regulating fluid discharges into the subsurface by way of UIC wells, such as dry wells and large on-site septic systems. Proposed changes the advisory committee will be considering include:

- Rule authorization of properly managed stormwater discharges into UIC wells;
- Modification of the rule language to be consistent with the UIC federal rule; and
- Consistency between rules that regulate UIC wells.

UIC wells are used in both eastern and western Washington. The advisory committee will include members from both sides of the state, therefore, the meetings will be held in Ellensburg, Washington at the Palace Restaurant. Four meetings are being scheduled, on the second Thursday of the month starting on October 10, 2002, November 14, and then January 9. The other dates will be determined at the meetings. For more information about this rule revision or if you would like to attend these advisory committee meetings, please contact Mary Shaleen-Hansen, Water Quality Program, at (360) 407-6143 or maha461@ecy.wa.gov.

WSR 02-20-101
NOTICE OF PUBLIC MEETINGS
STATE BOARD FOR
COMMUNITY AND TECHNICAL COLLEGES

[Memorandum—September 26, 2002]

STATE OF WASHINGTON
 STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES
 RESOLUTION 02-09-20

WHEREAS, each year the state board adopts its meeting schedule for the next calendar year for publication in the Washington State Register; and

WHEREAS, the state board has agreed upon the following dates and locations for 2003:

January 29-30	State Board Office (Olympia)
March 12-13	South Puget Sound Community College
May 7-8	Clover Park Technical College
June 25-26	Columbia Basin College
September 7-9	State Board Retreat (location to be determined)
October 2-23	Bellingham Technical College
December 3-4	Seattle Central Community College

APPROVED AND ADOPTED September 19, 2002.

WSR 02-20-102
NOTICE OF PUBLIC MEETINGS
CRIMINAL JUSTICE
TRAINING COMMISSION

[Memorandum—September 30, 2002]

2003 Commission Meeting Schedule

Date	Time	Location
Wednesday, March 12, 2003	10:00 a.m.	Room E-250B
Wednesday, June 11, 2003	10:00 a.m.	Room E-290
Wednesday, Sept. 10, 2003	10:00 a.m.	Room E-290
Wednesday, Dec. 10, 2003	10:00 a.m.	Room E-290

MISC.

All meetings will take place at the Criminal Justice Training Center, 19010 1st Avenue South, Burien, WA 98148, (206) 835-7300.

MISC.

Table of WAC Sections Affected

KEY TO TABLE

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

Symbols:

- AMD = Amendment of existing section
- A/R = Amending and recodifying a section
- DECOD = Decodification of an existing section
- NEW = New section not previously codified
- OBJECT = Notice of objection by Joint Administrative Rules Review Committee
- PREP = Preproposal comments
- RE-AD = Readoption of existing section
- RECOD = Recodification of previously codified section
- REP = Repeal of existing section
- RESCIND = Rescind of existing section
- REVIEW = Review of previously adopted rule
- SUSP = Suspending an existing section

Suffixes:

- C = Continuance of previous proposal
 - E = Emergency action
 - P = Proposed action
 - S = Supplemental notice
 - W = Withdrawal of proposed action
 - X = Expedited rule making
 - XA = Expedited adoption
 - XR = Expedited repeal
 - No suffix means permanent action
- WAC #** Shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.
- WSR #** Shows the issue of the Washington State Register where the document may be found; the last three digits identify the document within the issue.

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
4- 25-410	AMD	02-04-064	16- 89-020	REP-P	02-20-100	16-157-100	NEW-P	02-04-109
4- 25-520	AMD	02-04-064	16- 89-022	NEW-P	02-20-100	16-157-100	NEW	02-10-090
4- 25-530	AMD-P	02-13-022	16- 89-025	NEW-P	02-20-100	16-157-110	NEW-P	02-04-109
4- 25-530	AMD-S	02-17-050	16- 89-030	AMD-P	02-20-100	16-157-110	NEW	02-10-090
4- 25-540	AMD	02-04-064	16- 89-050	AMD-P	02-20-100	16-157-120	NEW-P	02-04-109
4- 25-610	AMD	02-04-064	16- 89-100	AMD-P	02-20-100	16-157-120	NEW	02-10-090
4- 25-610	PREP	02-11-007	16-104	PREP	02-06-050	16-157-200	NEW-P	02-04-109
4- 25-620	AMD	02-04-064	16-108	PREP	02-18-015	16-157-200	NEW	02-10-090
4- 25-626	AMD	02-04-064	16-154-010	REP-P	02-04-109	16-157-210	NEW-P	02-04-109
4- 25-630	AMD	02-04-064	16-154-030	REP-P	02-04-109	16-157-210	NEW	02-10-090
4- 25-631	AMD	02-04-064	16-154-040	REP-P	02-04-109	16-157-220	NEW-P	02-04-109
4- 25-640	AMD-W	02-04-062	16-154-050	REP-P	02-04-109	16-157-220	NEW	02-10-090
4- 25-640	PREP	02-04-063	16-154-053	REP-P	02-04-109	16-157-230	NEW-P	02-04-109
4- 25-640	AMD-P	02-17-049	16-154-060	REP-P	02-04-109	16-157-230	NEW	02-10-090
4- 25-660	AMD	02-04-064	16-154-070	REP-P	02-04-109	16-157-240	NEW-P	02-04-109
4- 25-710	PREP	02-04-063	16-154-080	REP-P	02-04-109	16-157-240	NEW	02-10-090
4- 25-710	AMD	02-04-064	16-154-090	REP-P	02-04-109	16-157-250	NEW-P	02-04-109
4- 25-720	AMD	02-04-064	16-154-100	REP-P	02-04-109	16-157-250	NEW	02-10-090
4- 25-721	AMD	02-04-064	16-154-110	REP-P	02-04-109	16-157-255	NEW-P	02-04-109
4- 25-730	AMD	02-04-064	16-154-120	REP-P	02-04-109	16-157-255	NEW	02-10-090
4- 25-735	NEW	02-04-064	16-154-180	REP-P	02-04-109	16-157-260	NEW-P	02-04-109
4- 25-745	AMD	02-04-064	16-156-003	REP-P	02-04-109	16-157-260	NEW	02-10-090
4- 25-746	AMD	02-04-064	16-156-004	REP-P	02-04-109	16-157-270	NEW-P	02-04-109
4- 25-750	AMD	02-04-064	16-156-005	REP-P	02-04-109	16-157-270	NEW	02-10-090
4- 25-752	NEW	02-04-064	16-156-010	REP-P	02-04-109	16-157-275	NEW-P	02-04-109
4- 25-756	NEW	02-04-064	16-156-020	REP-P	02-04-109	16-157-275	NEW	02-10-090
4- 25-783	AMD	02-04-064	16-156-030	REP-P	02-04-109	16-157-280	NEW-P	02-04-109
4- 25-790	AMD	02-04-064	16-156-035	REP-P	02-04-109	16-157-280	NEW	02-10-090
4- 25-791	AMD	02-04-064	16-156-040	REP-P	02-04-109	16-157-290	NEW-P	02-04-109
4- 25-792	AMD	02-04-064	16-156-050	REP-P	02-04-109	16-157-290	NEW	02-10-090
4- 25-793	NEW	02-04-064	16-156-060	REP-P	02-04-109	16-158-010	REP-P	02-04-109
4- 25-795	AMD	02-04-064	16-156-070	REP-P	02-04-109	16-158-020	REP-P	02-04-109
4- 25-820	AMD	02-04-064	16-157	AMD-C	02-07-117	16-158-027	REP-P	02-04-109
4- 25-830	AMD	02-04-064	16-157	PREP	02-16-098	16-158-028	REP-P	02-04-109
4- 25-910	AMD	02-04-064	16-157-010	NEW-P	02-04-109	16-158-030	REP-P	02-04-109
4- 25-930	NEW-P	02-13-021	16-157-010	NEW	02-10-090	16-158-040	REP-P	02-04-109
4- 25-930	NEW	02-17-051	16-157-020	NEW-P	02-04-109	16-158-050	REP-P	02-04-109
16- 89-005	AMD-P	02-20-100	16-157-020	NEW	02-10-090	16-158-060	REP-P	02-04-109
16- 89-010	AMD-P	02-20-100	16-157-030	NEW-P	02-04-109	16-158-080	REP-P	02-04-109
16- 89-015	AMD-P	02-20-100	16-157-030	NEW	02-10-090	16-158-090	REP-P	02-04-109

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-158-100	REP-P	02-04-109	16-228-2015	NEW-P	02-14-092	16-302-490	AMD	02-12-060
16-158-110	REP-P	02-04-109	16-228-2015	NEW-C	02-18-023	16-302-545	PREP	02-05-083
16-158-120	REP-P	02-04-109	16-228-2020	REP-P	02-14-092	16-302-685	PREP	02-05-083
16-158-130	REP-P	02-04-109	16-228-2020	REP-C	02-18-023	16-302-685	AMD-P	02-09-059
16-158-135	REP-P	02-04-109	16-228-2025	NEW-P	02-14-092	16-302-685	AMD	02-12-060
16-158-150	REP-P	02-04-109	16-228-2025	NEW-C	02-18-023	16-303-200	PREP	02-03-127
16-160	PREP	02-16-097	16-228-2030	REP-P	02-14-092	16-303-200	AMD-P	02-09-060
16-162-010	REP-P	02-04-109	16-228-2030	REP-C	02-18-023	16-303-200	AMD	02-12-061
16-162-025	REP-P	02-04-109	16-228-2035	NEW-P	02-14-092	16-303-210	PREP	02-03-127
16-162-030	REP-P	02-04-109	16-228-2035	NEW-C	02-18-023	16-303-210	AMD-P	02-09-060
16-162-034	REP-P	02-04-109	16-228-2035	NEW-S	02-19-107	16-303-210	AMD	02-12-061
16-162-036	REP-P	02-04-109	16-228-2040	REP-P	02-14-092	16-303-230	PREP	02-03-127
16-162-037	REP-P	02-04-109	16-228-2040	REP-C	02-18-023	16-303-230	AMD-P	02-09-060
16-162-040	REP-P	02-04-109	16-228-2045	NEW-P	02-14-092	16-303-230	AMD	02-12-061
16-162-045	REP-P	02-04-109	16-228-2045	NEW-S	02-19-107	16-303-250	PREP	02-03-127
16-162-050	REP-P	02-04-109	16-228-2050	NEW-P	02-14-092	16-303-250	PREP	02-05-083
16-162-070	REP-P	02-04-109	16-228-2050	NEW-C	02-18-023	16-303-250	AMD-P	02-09-060
16-162-100	REP-P	02-04-109	16-228-2060	NEW-P	02-14-092	16-303-250	AMD	02-12-061
16-164-010	REP-P	02-04-109	16-228-2060	NEW-C	02-18-023	16-303-300	PREP	02-03-127
16-164-020	REP-P	02-04-109	16-301-025	PREP	02-05-083	16-303-300	AMD-P	02-09-060
16-164-035	REP-P	02-04-109	16-301-025	AMD-P	02-09-059	16-303-300	AMD	02-12-061
16-164-037	REP-P	02-04-109	16-301-025	AMD	02-12-060	16-303-310	PREP	02-03-127
16-164-040	REP-P	02-04-109	16-301-045	PREP	02-05-083	16-303-310	AMD-P	02-09-060
16-164-050	REP-P	02-04-109	16-301-045	AMD-P	02-09-059	16-303-310	AMD	02-12-061
16-164-055	REP-P	02-04-109	16-301-045	AMD	02-12-060	16-303-317	PREP	02-03-127
16-164-060	REP-P	02-04-109	16-301-045	AMD	02-12-060	16-303-317	AMD-P	02-09-060
16-164-070	REP-P	02-04-109	16-301-050	PREP	02-05-083	16-303-317	AMD	02-12-061
16-164-080	REP-P	02-04-109	16-301-050	AMD-P	02-09-059	16-303-320	PREP	02-03-127
16-164-085	REP-P	02-04-109	16-301-050	AMD	02-12-060	16-303-320	AMD-P	02-09-060
16-164-090	REP-P	02-04-109	16-302-091	PREP	02-05-083	16-303-320	AMD	02-12-061
16-164-100	REP-P	02-04-109	16-302-091	AMD-P	02-09-059	16-303-320	AMD	02-12-061
16-164-110	REP-P	02-04-109	16-302-091	AMD	02-12-060	16-303-330	PREP	02-03-127
16-228-1231	AMD	02-04-041	16-302-125	PREP	02-05-083	16-303-330	AMD-P	02-09-060
16-228-1235	NEW-E	02-06-048	16-302-125	AMD	02-12-060	16-303-330	AMD	02-12-061
16-228-1235	NEW-P	02-07-080	16-302-142	NEW-P	02-09-059	16-303-340	AMD	02-05-082
16-228-1235	NEW-C	02-11-070	16-302-142	NEW	02-12-060	16-319-041	AMD	02-05-081
16-228-1235	NEW	02-12-017	16-302-250	PREP	02-05-083	16-324	PREP	02-03-132
16-228-12351	NEW-E	02-06-048	16-302-250	AMD-P	02-09-059	16-324-361	AMD-P	02-08-087
16-228-12351	NEW-P	02-07-080	16-302-250	AMD	02-12-060	16-324-361	AMD	02-12-010
16-228-12351	NEW-C	02-11-070	16-302-250	AMD	02-12-060	16-324-375	AMD-P	02-08-087
16-228-12351	NEW	02-12-017	16-302-260	PREP	02-05-083	16-324-375	AMD	02-12-010
16-228-12352	NEW-E	02-06-048	16-302-260	AMD-P	02-09-059	16-324-398	AMD-P	02-08-087
16-228-12352	NEW-P	02-07-080	16-302-260	AMD	02-12-060	16-324-398	AMD	02-12-010
16-228-12352	NEW-C	02-11-070	16-302-330	PREP	02-05-083	16-324-401	AMD-P	02-08-087
16-228-12352	NEW	02-12-017	16-302-330	AMD-P	02-09-059	16-324-401	AMD	02-12-010
16-228-1237	NEW-E	02-06-048	16-302-330	AMD	02-12-060	16-324-431	AMD-P	02-08-087
16-228-1237	NEW-P	02-07-080	16-302-385	PREP	02-05-083	16-324-431	AMD	02-12-010
16-228-1237	NEW-C	02-11-070	16-302-385	AMD-P	02-09-059	16-324-720	AMD-P	02-08-087
16-228-1237	NEW	02-12-017	16-302-385	AMD	02-12-060	16-324-720	AMD	02-12-010
16-228-12371	NEW-E	02-06-048	16-302-390	PREP	02-05-083	16-324-730	AMD-P	02-08-087
16-228-12371	NEW-P	02-07-080	16-302-390	AMD-P	02-09-059	16-324-730	AMD	02-12-010
16-228-12371	NEW-C	02-11-070	16-302-390	AMD	02-12-060	16-324-740	AMD-P	02-08-087
16-228-12371	NEW	02-12-017	16-302-410	PREP	02-05-083	16-324-740	AMD	02-12-010
16-228-1238	NEW-P	02-07-080	16-302-410	AMD-P	02-09-059	16-324-750	AMD-P	02-08-087
16-228-1238	NEW-C	02-11-070	16-302-410	AMD	02-12-060	16-324-750	AMD	02-12-010
16-228-1238	NEW-W	02-12-028	16-302-435	PREP	02-05-083	16-325-015	AMD-X	02-04-020
16-228-1460	PREP	02-18-111	16-302-435	AMD-P	02-09-059	16-325-015	AMD	02-09-030
16-228-2000	REP-P	02-14-092	16-302-435	AMD	02-12-060	16-400	PREP	02-14-128
16-228-2000	REP-C	02-18-023	16-302-440	PREP	02-05-083	16-400-008	NEW-E	02-14-127
16-228-2005	NEW-P	02-14-092	16-302-440	REP-P	02-09-059	16-400-008	NEW-P	02-17-101
16-228-2005	NEW-C	02-18-023	16-302-440	REP	02-12-060	16-400-008	NEW	02-20-062
16-228-2005	NEW-S	02-19-107	16-302-490	PREP	02-05-083	16-400-045	AMD-X	02-09-012
			16-302-490	AMD-P	02-09-059	16-400-045	AMD	02-13-119

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-401	PREP	02-14-150	16-470-860	NEW	02-09-099	16-557-080	REP-C	02-09-005
16-403-141	AMD-P	02-07-118	16-470-870	NEW-P	02-06-131	16-557-080	REP-W	02-11-083
16-403-141	AMD-C	02-12-005	16-470-870	NEW-E	02-07-120	16-575-030	NEW-E	02-19-076
16-403-141	AMD	02-12-011	16-470-870	NEW	02-09-099	16-585	AMD-P	02-10-121
16-403-142	AMD-P	02-07-118	16-484-210	AMD-P	02-08-086	16-585	AMD	02-14-091
16-403-142	AMD-C	02-12-005	16-484-210	AMD	02-12-009	16-585-010	AMD-P	02-10-121
16-403-142	AMD	02-12-011	16-484-220	AMD-P	02-08-086	16-585-010	AMD	02-14-091
16-403-190	PREP	02-03-128	16-484-220	AMD	02-12-009	16-585-020	AMD-P	02-10-121
16-403-190	AMD-P	02-07-118	16-484-230	AMD-P	02-08-086	16-585-020	AMD	02-14-091
16-403-190	AMD-C	02-12-005	16-484-230	AMD	02-12-009	16-662-105	AMD-X	02-07-121
16-403-190	AMD	02-12-011	16-484-240	AMD-P	02-08-086	16-662-105	AMD	02-12-029
16-403-280	AMD-P	02-07-118	16-484-240	AMD	02-12-009	16-674	PREP	02-08-084
16-403-280	AMD-C	02-12-005	16-484-250	AMD-P	02-08-086	16-674	AMD-P	02-12-128
16-403-280	AMD	02-12-011	16-484-250	AMD	02-12-009	16-674	AMD	02-15-141
16-449	PREP	02-16-089	16-484-260	AMD-P	02-08-086	16-674-010	AMD-P	02-12-128
16-458	PREP	02-14-128	16-484-260	AMD	02-12-009	16-674-010	AMD	02-15-141
16-458-075	AMD-E	02-14-127	16-489-010	NEW-P	02-10-123	16-674-030	AMD-P	02-12-128
16-458-075	AMD-P	02-17-101	16-489-010	NEW	02-13-125	16-674-030	AMD	02-15-141
16-458-075	AMD	02-20-062	16-489-020	NEW-P	02-10-123	16-674-040	AMD-P	02-12-128
16-458-080	REP-E	02-14-127	16-489-020	NEW	02-13-125	16-674-040	AMD	02-15-141
16-458-080	REP-P	02-17-101	16-489-030	NEW-P	02-10-123	16-674-055	NEW-P	02-12-128
16-458-080	REP	02-20-062	16-489-030	NEW	02-13-125	16-674-055	NEW	02-15-141
16-458-085	AMD-E	02-14-127	16-489-040	NEW-P	02-10-123	16-674-065	REP-P	02-12-128
16-458-085	AMD-P	02-17-101	16-489-040	NEW	02-13-125	16-674-065	REP	02-15-141
16-458-085	AMD	02-20-062	16-489-050	NEW-P	02-10-123	16-674-080	REP-P	02-12-128
16-459	PREP	02-16-089	16-489-050	NEW	02-13-125	16-674-080	REP	02-15-141
16-462-015	AMD-P	02-08-085	16-489-060	NEW-P	02-10-123	16-674-090	REP-P	02-12-128
16-462-015	AMD	02-11-100	16-489-060	NEW	02-13-125	16-674-090	REP	02-15-141
16-462-020	AMD-P	02-08-085	16-489-070	NEW-P	02-10-123	16-674-095	AMD-P	02-12-128
16-462-020	AMD	02-11-100	16-489-070	NEW	02-13-125	16-674-095	AMD	02-15-141
16-462-021	AMD-P	02-08-085	16-501-005	NEW-P	02-13-132	16-675	PREP	02-08-083
16-462-021	AMD	02-11-100	16-501-005	NEW	02-16-045	16-675	AMD-P	02-12-129
16-462-022	AMD-P	02-08-085	16-501-010	NEW-P	02-13-132	16-675	AMD	02-15-140
16-462-022	AMD	02-11-100	16-501-010	NEW	02-16-045	16-675-010	AMD-P	02-12-129
16-462-025	AMD-P	02-08-085	16-501-015	NEW-P	02-13-132	16-675-010	AMD	02-15-140
16-462-025	AMD	02-11-100	16-501-015	NEW	02-16-045	16-675-030	AMD-P	02-12-129
16-462-030	AMD-P	02-08-085	16-532-020	AMD-P	02-06-130	16-675-030	AMD	02-15-140
16-462-030	AMD	02-11-100	16-532-020	AMD-W	02-12-099	16-675-040	AMD-P	02-12-129
16-462-050	AMD-P	02-08-085	16-532-025	NEW-P	02-06-130	16-675-040	AMD	02-15-140
16-462-050	AMD	02-11-100	16-532-025	NEW-W	02-12-099	16-675-050	NEW-P	02-12-129
16-462-055	AMD-P	02-08-085	16-532-040	AMD-P	02-06-130	16-675-050	NEW	02-15-140
16-462-055	AMD	02-11-100	16-532-040	AMD-W	02-12-099	16-675-060	NEW-P	02-12-129
16-470-800	NEW-P	02-06-131	16-555-020	AMD-P	02-06-129	16-675-060	NEW	02-15-140
16-470-800	NEW-E	02-07-120	16-555-020	AMD	02-15-128	16-690	PREP	02-16-089
16-470-800	NEW	02-09-099	16-557-010	REP-C	02-09-005	16-695-070	AMD-P	02-07-122
16-470-810	NEW-P	02-06-131	16-557-010	REP-W	02-11-083	16-695-070	AMD	02-12-031
16-470-810	NEW-E	02-07-120	16-557-020	REP-C	02-09-005	16-750	PREP	02-17-089
16-470-810	NEW	02-09-099	16-557-020	REP-W	02-11-083	16-752	PREP	02-05-089
16-470-820	NEW-P	02-06-131	16-557-025	REP-C	02-09-005	16-752-610	AMD-P	02-09-098
16-470-820	NEW-E	02-07-120	16-557-025	REP-W	02-11-083	16-752-610	AMD	02-12-030
16-470-820	NEW	02-09-099	16-557-030	REP-C	02-09-005	36-12	PREP	02-13-139
16-470-830	NEW-P	02-06-131	16-557-030	REP-W	02-11-083	36-12-010	REP	02-03-069
16-470-830	NEW-E	02-07-120	16-557-040	REP-C	02-09-005	36-12-011	AMD	02-03-069
16-470-830	NEW	02-09-099	16-557-040	REP-W	02-11-083	36-12-011	AMD-P	02-16-060
16-470-840	NEW-P	02-06-131	16-557-041	REP-C	02-09-005	36-12-011	AMD-W	02-17-059
16-470-840	NEW-E	02-07-120	16-557-041	REP-W	02-11-083	36-12-011	AMD-P	02-17-103
16-470-840	NEW	02-09-099	16-557-050	REP-C	02-09-005	36-12-011	AMD	02-20-094
16-470-850	NEW-P	02-06-131	16-557-050	REP-W	02-11-083	36-12-020	AMD	02-03-069
16-470-850	NEW-E	02-07-120	16-557-060	REP-C	02-09-005	36-12-030	AMD	02-03-069
16-470-850	NEW	02-09-099	16-557-060	REP-W	02-11-083	36-12-030	AMD-P	02-16-060
16-470-860	NEW-P	02-06-131	16-557-070	REP-C	02-09-005	36-12-030	AMD-W	02-17-059
16-470-860	NEW-E	02-07-120	16-557-070	REP-W	02-11-083	36-12-030	AMD-P	02-17-103

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
36- 12-030	AMD	02-20-094	36- 12-350	REP	02-03-069	36- 13-130	AMD-P	02-16-060
36- 12-040	AMD	02-03-069	36- 12-360	AMD	02-03-069	36- 13-130	AMD-W	02-17-059
36- 12-050	AMD	02-03-069	36- 12-363	REP	02-03-069	36- 13-130	AMD-P	02-17-103
36- 12-060	REP	02-03-069	36- 12-364	AMD	02-03-069	36- 13-130	AMD	02-20-094
36- 12-070	AMD	02-03-069	36- 12-465	AMD	02-03-069	36- 14	PREP	02-13-139
36- 12-080	REP	02-03-069	36- 12-465	AMD-P	02-16-060	36- 14-105	NEW-P	02-16-060
36- 12-100	AMD	02-03-069	36- 12-465	AMD-W	02-17-059	36- 14-105	NEW-W	02-17-059
36- 12-100	AMD-P	02-16-060	36- 12-465	AMD-P	02-17-103	36- 14-105	NEW-P	02-17-103
36- 12-100	AMD-W	02-17-059	36- 12-465	AMD	02-20-094	36- 14-105	NEW	02-20-094
36- 12-100	AMD-P	02-17-103	36- 12-475	AMD-P	02-16-060	36- 14-106	NEW-P	02-16-060
36- 12-100	AMD	02-20-094	36- 12-475	AMD-W	02-17-059	36- 14-106	NEW-W	02-17-059
36- 12-110	AMD	02-03-069	36- 12-475	AMD-P	02-17-103	36- 14-106	NEW-P	02-17-103
36- 12-110	AMD-P	02-16-060	36- 12-475	AMD	02-20-094	36- 14-106	NEW	02-20-094
36- 12-110	AMD-W	02-17-059	36- 13	PREP	02-13-139	36- 14-110	AMD-P	02-16-060
36- 12-110	AMD-P	02-17-103	36- 13-010	AMD-P	02-16-060	36- 14-110	AMD-W	02-17-059
36- 12-110	AMD	02-20-094	36- 13-010	AMD-W	02-17-059	36- 14-110	AMD-P	02-17-103
36- 12-120	REP	02-03-069	36- 13-010	AMD-P	02-17-103	36- 14-110	AMD	02-20-094
36- 12-130	AMD	02-03-069	36- 13-010	AMD	02-20-094	36- 14-120	NEW-P	02-16-060
36- 12-130	AMD-P	02-16-060	36- 13-020	AMD-P	02-16-060	36- 14-120	NEW-W	02-17-059
36- 12-130	AMD-W	02-17-059	36- 13-020	AMD-W	02-17-059	36- 14-120	NEW-P	02-17-103
36- 12-130	AMD-P	02-17-103	36- 13-020	AMD-P	02-17-103	36- 14-120	NEW-P	02-20-093
36- 12-130	AMD	02-20-094	36- 13-020	AMD	02-20-094	36- 14-400	AMD-P	02-16-060
36- 12-140	AMD	02-03-069	36- 13-030	AMD-P	02-16-060	36- 14-400	AMD-W	02-17-059
36- 12-140	AMD-P	02-16-060	36- 13-030	AMD-W	02-17-059	36- 14-400	AMD-P	02-17-103
36- 12-140	AMD-W	02-17-059	36- 13-030	AMD-P	02-17-103	36- 14-400	AMD	02-20-094
36- 12-140	AMD-P	02-17-103	36- 13-030	AMD	02-20-094	36- 14-410	AMD-P	02-16-060
36- 12-140	AMD	02-20-094	36- 13-040	AMD-P	02-16-060	36- 14-410	AMD-W	02-17-059
36- 12-150	AMD	02-03-069	36- 13-040	AMD-W	02-17-059	36- 14-410	AMD-P	02-17-103
36- 12-160	REP	02-03-069	36- 13-040	AMD-P	02-17-103	36- 14-410	AMD	02-20-094
36- 12-170	AMD	02-03-069	36- 13-040	AMD	02-20-094	44- 10	PREP	02-06-046
36- 12-170	AMD-P	02-16-060	36- 13-050	AMD-P	02-16-060	44- 10-010	AMD-P	02-10-060
36- 12-170	AMD-W	02-17-059	36- 13-050	AMD-W	02-17-059	44- 10-010	AMD	02-12-093
36- 12-170	AMD-P	02-17-103	36- 13-050	AMD-P	02-17-103	44- 10-050	AMD-P	02-10-060
36- 12-170	AMD-P	02-20-093	36- 13-050	AMD	02-20-094	44- 10-050	AMD	02-12-093
36- 12-190	AMD	02-03-069	36- 13-060	REP-P	02-16-060	44- 10-060	AMD-P	02-10-060
36- 12-195	AMD-P	02-16-060	36- 13-060	REP-W	02-17-059	44- 10-060	AMD	02-12-093
36- 12-195	AMD-W	02-17-059	36- 13-060	REP-P	02-17-103	44- 10-070	AMD-P	02-10-060
36- 12-195	AMD-P	02-17-103	36- 13-060	REP	02-20-094	44- 10-070	AMD	02-12-093
36- 12-195	AMD	02-20-094	36- 13-070	REP-P	02-16-060	44- 10-080	AMD-P	02-10-060
36- 12-200	AMD	02-03-069	36- 13-070	REP-W	02-17-059	44- 10-080	AMD	02-12-093
36- 12-200	AMD-P	02-16-060	36- 13-070	REP-P	02-17-103	44- 10-100	AMD-P	02-10-060
36- 12-200	AMD-W	02-17-059	36- 13-070	REP	02-20-094	44- 10-100	AMD	02-12-093
36- 12-200	AMD-P	02-17-103	36- 13-080	REP-P	02-16-060	44- 10-110	AMD-P	02-10-060
36- 12-200	AMD	02-20-094	36- 13-080	REP-W	02-17-059	44- 10-110	AMD	02-12-093
36- 12-210	REP	02-03-069	36- 13-080	REP-P	02-17-103	44- 10-120	AMD-P	02-10-060
36- 12-220	REP	02-03-069	36- 13-080	REP	02-20-094	44- 10-120	AMD	02-12-093
36- 12-240	AMD	02-03-069	36- 13-090	REP-P	02-16-060	44- 10-130	AMD-P	02-10-060
36- 12-240	AMD-P	02-16-060	36- 13-090	REP-W	02-17-059	44- 10-130	AMD	02-12-093
36- 12-240	AMD-W	02-17-059	36- 13-090	REP-P	02-17-103	44- 10-140	AMD-P	02-10-060
36- 12-240	AMD-P	02-17-103	36- 13-090	REP	02-20-094	44- 10-140	AMD	02-12-093
36- 12-240	AMD	02-20-094	36- 13-100	REP-P	02-16-060	44- 10-150	AMD-P	02-10-060
36- 12-250	AMD	02-03-069	36- 13-100	REP-W	02-17-059	44- 10-150	AMD	02-12-093
36- 12-260	AMD	02-03-069	36- 13-100	REP-P	02-17-103	44- 10-160	AMD-P	02-10-060
36- 12-270	AMD	02-03-069	36- 13-100	REP	02-20-094	44- 10-160	AMD	02-12-093
36- 12-280	AMD	02-03-069	36- 13-110	AMD-P	02-16-060	44- 10-170	AMD-P	02-10-060
36- 12-285	NEW	02-03-069	36- 13-110	AMD-W	02-17-059	44- 10-170	AMD	02-12-093
36- 12-290	AMD	02-03-069	36- 13-110	AMD-P	02-17-103	44- 10-200	AMD-P	02-10-060
36- 12-300	AMD	02-03-069	36- 13-110	AMD	02-20-094	44- 10-200	AMD	02-12-093
36- 12-310	AMD	02-03-069	36- 13-120	AMD-P	02-16-060	44- 10-210	AMD-P	02-10-060
36- 12-320	AMD	02-03-069	36- 13-120	AMD-W	02-17-059	44- 10-210	AMD	02-12-093
36- 12-330	REP	02-03-069	36- 13-120	AMD-P	02-17-103	44- 10-221	AMD-P	02-10-060
36- 12-340	REP	02-03-069	36- 13-120	AMD	02-20-094	44- 10-221	AMD	02-12-093

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
44- 10-222	AMD-P	02-10-060	98- 08-390	REP-P	02-14-058	98- 40-050	REP-P	02-14-058
44- 10-222	AMD	02-12-093	98- 08-390	REP	02-19-018	98- 40-050	REP	02-19-018
44- 10-300	AMD-P	02-10-060	98- 08-400	REP-P	02-14-058	98- 40-060	REP-P	02-14-058
44- 10-300	AMD	02-12-093	98- 08-400	REP	02-19-018	98- 40-060	REP	02-19-018
44- 10-310	AMD-P	02-10-060	98- 08-410	REP-P	02-14-058	98- 40-070	REP-P	02-14-058
44- 10-310	AMD	02-12-093	98- 08-410	REP	02-19-018	98- 40-070	REP	02-19-018
51- 11	PREP	02-14-029	98- 08-420	REP-P	02-14-058	98- 40-080	REP-P	02-14-058
51- 11-0530	AMD-E	02-14-032	98- 08-420	REP	02-19-018	98- 40-080	REP	02-19-018
51- 11-0533	AMD-E	02-14-032	98- 08-430	REP-P	02-14-058	98- 80-010	NEW-P	02-14-058
51- 11-0625	AMD-E	02-14-032	98- 08-430	REP	02-19-018	98- 80-010	NEW	02-19-018
51- 40-0403	AMD-P	02-20-042	98- 08-440	REP-P	02-14-058	98- 80-020	NEW-P	02-14-058
51- 40-1004	PREP	02-15-103	98- 08-440	REP	02-19-018	98- 80-020	NEW	02-19-018
51- 40-1004	AMD-P	02-20-042	98- 08-450	REP-P	02-14-058	98- 80-030	NEW-P	02-14-058
51- 40-905	PREP	02-15-103	98- 08-450	REP	02-19-018	98- 80-030	NEW	02-19-018
51- 40-905	NEW-P	02-20-042	98- 08-460	REP-P	02-14-058	98- 80-040	NEW-P	02-14-058
51- 56-1500	NEW-W	02-05-032	98- 08-460	REP	02-19-018	98- 80-040	NEW	02-19-018
82- 50-021	AMD-X	02-09-025	98- 08-470	REP-P	02-14-058	98- 80-050	NEW-P	02-14-058
82- 50-021	AMD	02-13-087	98- 08-470	REP	02-19-018	98- 80-050	NEW	02-19-018
98- 08-001	NEW-P	02-14-058	98- 08-480	REP-P	02-14-058	98- 80-060	NEW-P	02-14-058
98- 08-001	NEW	02-19-018	98- 08-480	REP	02-19-018	98- 80-060	NEW	02-19-018
98- 08-010	REP-P	02-14-058	98- 08-490	REP-P	02-14-058	98- 80-070	NEW-P	02-14-058
98- 08-010	REP	02-19-018	98- 08-490	REP	02-19-018	98- 80-070	NEW	02-19-018
98- 08-030	REP-P	02-14-058	98- 08-500	REP-P	02-14-058	106-116-103	AMD-P	02-15-116
98- 08-030	REP	02-19-018	98- 08-500	REP	02-19-018	106-116-103	AMD	02-18-077
98- 08-040	REP-P	02-14-058	98- 08-510	REP-P	02-14-058	106-116-201	AMD-P	02-15-116
98- 08-040	REP	02-19-018	98- 08-510	REP	02-19-018	106-116-201	AMD	02-18-077
98- 08-050	REP-P	02-14-058	98- 08-520	REP-P	02-14-058	106-116-208	AMD-P	02-15-116
98- 08-050	REP	02-19-018	98- 08-520	REP	02-19-018	106-116-208	AMD	02-18-077
98- 08-060	REP-P	02-14-058	98- 08-530	REP-P	02-14-058	106-116-304	AMD-P	02-15-116
98- 08-060	REP	02-19-018	98- 08-530	REP	02-19-018	106-116-304	AMD	02-18-077
98- 08-070	REP-P	02-14-058	98- 08-540	REP-P	02-14-058	106-116-305	AMD-P	02-15-116
98- 08-070	REP	02-19-018	98- 08-540	REP	02-19-018	106-116-305	AMD	02-18-077
98- 08-080	REP-P	02-14-058	98- 08-550	REP-P	02-14-058	106-116-308	AMD-P	02-15-116
98- 08-080	REP	02-19-018	98- 08-550	REP	02-19-018	106-116-308	AMD	02-18-077
98- 08-090	REP-P	02-14-058	98- 08-560	REP-P	02-14-058	106-116-514	AMD-P	02-15-116
98- 08-090	REP	02-19-018	98- 08-560	REP	02-19-018	106-116-514	AMD	02-18-077
98- 08-100	REP-P	02-14-058	98- 08-570	REP-P	02-14-058	106-116-601	AMD-P	02-15-116
98- 08-100	REP	02-19-018	98- 08-570	REP	02-19-018	106-116-601	AMD	02-18-077
98- 08-110	REP-P	02-14-058	98- 08-580	REP-P	02-14-058	106-116-603	AMD-P	02-15-116
98- 08-110	REP	02-19-018	98- 08-580	REP	02-19-018	106-116-603	AMD	02-18-077
98- 08-120	REP-P	02-14-058	98- 08-590	REP-P	02-14-058	106-116-701	AMD-P	02-15-116
98- 08-120	REP	02-19-018	98- 08-590	REP	02-19-018	106-116-701	AMD	02-18-077
98- 08-130	REP-P	02-14-058	98- 14-050	AMD-P	02-14-058	106-116-856	AMD-P	02-15-116
98- 08-130	REP	02-19-018	98- 14-050	AMD	02-19-018	106-116-856	AMD	02-18-077
98- 08-140	REP-P	02-14-058	98- 14-060	AMD-P	02-14-058	106-116-859	AMD-P	02-15-116
98- 08-140	REP	02-19-018	98- 14-060	AMD	02-19-018	106-116-859	AMD	02-18-077
98- 08-150	REP-P	02-14-058	98- 14-070	AMD-P	02-14-058	106-276-100	AMD-X	02-12-018
98- 08-150	REP	02-19-018	98- 14-070	AMD	02-19-018	106-276-100	AMD	02-18-064
98- 08-170	REP-P	02-14-058	98- 14-080	AMD-P	02-14-058	118- 65-020	AMD-P	02-09-072
98- 08-170	REP	02-19-018	98- 14-080	AMD	02-19-018	118- 65-020	AMD	02-12-053
98- 08-190	REP-P	02-14-058	98- 15-010	NEW-P	02-14-058	118- 65-030	AMD-P	02-09-072
98- 08-190	REP	02-19-018	98- 15-010	NEW	02-19-018	118- 65-030	AMD	02-12-053
98- 08-200	REP-P	02-14-058	98- 15-020	NEW-P	02-14-058	118- 65-040	AMD-P	02-09-072
98- 08-200	REP	02-19-018	98- 15-020	NEW	02-19-018	118- 65-040	AMD	02-12-053
98- 08-210	REP-P	02-14-058	98- 40-010	REP-P	02-14-058	118- 65-050	AMD-P	02-09-072
98- 08-210	REP	02-19-018	98- 40-010	REP	02-19-018	118- 65-050	AMD	02-12-053
98- 08-220	REP-P	02-14-058	98- 40-020	REP-P	02-14-058	118- 65-060	AMD-P	02-09-072
98- 08-220	REP	02-19-018	98- 40-020	REP	02-19-018	118- 65-060	AMD	02-12-053
98- 08-370	REP-P	02-14-058	98- 40-030	REP-P	02-14-058	118- 65-070	AMD-P	02-09-072
98- 08-370	REP	02-19-018	98- 40-030	REP	02-19-018	118- 65-070	AMD	02-12-053
98- 08-380	REP-P	02-14-058	98- 40-040	REP-P	02-14-058	118- 65-081	AMD-P	02-09-072
98- 08-380	REP	02-19-018	98- 40-040	REP	02-19-018	118- 65-081	AMD	02-12-053

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
118- 65-090	AMD-P	02-09-072	132H-140-080	REP-P	02-09-071	132N-150-170	NEW	02-04-068
118- 65-090	AMD	02-12-053	132H-140-080	REP	02-14-007	132N-150-180	NEW	02-04-068
130- 14-010	AMD-P	02-03-131	132H-140-085	NEW-P	02-09-071	132N-150-190	NEW	02-04-068
130- 14-010	AMD	02-06-043	132H-140-085	NEW	02-14-007	132N-150-200	NEW	02-04-068
130- 14-030	AMD-P	02-03-131	132H-140-090	REP-P	02-09-071	132N-150-210	NEW	02-04-068
130- 14-030	AMD	02-06-043	132H-140-090	REP	02-14-007	132N-150-220	NEW	02-04-068
130- 14-050	AMD-P	02-03-131	132H-140-100	REP-P	02-09-071	132N-150-230	NEW	02-04-068
130- 14-050	AMD	02-06-043	132H-140-100	REP	02-14-007	132N-150-240	NEW	02-04-068
130- 14-060	AMD-P	02-03-131	132H-140-110	AMD-P	02-09-071	132N-150-250	NEW	02-04-068
130- 14-060	AMD	02-06-043	132H-140-110	AMD	02-14-007	132N-150-260	NEW	02-04-068
131	PREP	02-12-012	132H-140-120	NEW-P	02-09-071	132N-150-270	NEW	02-04-068
131- 12-041	AMD-E	02-15-035	132H-140-120	NEW	02-14-007	132N-150-280	NEW	02-04-068
131- 12-041	AMD-P	02-15-133	132H-140-900	REP-P	02-09-071	132U- 52	PREP	02-06-104
131- 12-041	AMD	02-20-013	132H-140-900	REP	02-14-007	132U- 52-010	AMD-P	02-19-057
132D-120-010	PREP	02-18-049	132H-152-135	PREP	02-03-104	132U- 52-010	AMD-P	02-20-067
132G-104-010	AMD-P	02-06-127	132H-152-135	AMD-P	02-08-082	132U-120	PREP	02-06-103
132G-104-010	AMD	02-11-090	132H-152-135	AMD	02-14-006	132U-120-010	AMD-P	02-19-056
132G-104-020	AMD-P	02-06-127	132H-160-190	AMD-P	02-09-038	132U-120-010	AMD-C	02-20-066
132G-104-020	AMD	02-11-090	132H-160-190	AMD	02-14-008	132U-120-015	NEW-P	02-19-056
132G-104-030	REP-P	02-06-127	132H-410-010	NEW-P	02-03-107	132U-120-015	NEW-C	02-20-066
132G-104-030	REP	02-11-090	132H-410-010	NEW	02-10-070	132U-120-020	AMD-P	02-19-056
132H-106-030	AMD-P	02-05-052	132H-410-010	NEW	02-03-107	132U-120-020	AMD-C	02-20-066
132H-106-030	AMD	02-10-067	132H-410-020	NEW-P	02-03-107	132U-120-020	AMD-C	02-20-066
132H-120-030	AMD-P	02-03-106	132H-410-020	NEW	02-10-070	132U-120-030	AMD-P	02-19-056
132H-120-030	AMD	02-10-069	132H-410-030	NEW-P	02-03-107	132U-120-030	AMD-C	02-20-066
132H-120-030	AMD	02-10-069	132H-410-030	NEW	02-10-070	132U-120-040	AMD-P	02-19-056
132H-120-050	AMD-P	02-03-106	132H-410-030	NEW	02-10-070	132U-120-040	AMD-C	02-20-066
132H-120-050	AMD	02-10-069	132H-410-040	NEW-P	02-03-107	132U-120-040	AMD-C	02-20-066
132H-120-200	AMD-P	02-03-106	132H-410-040	NEW	02-10-070	132U-120-050	AMD-P	02-19-056
132H-120-200	AMD	02-10-069	132H-410-050	NEW-P	02-03-107	132U-120-050	AMD-C	02-20-066
132H-120-220	AMD-P	02-03-106	132H-410-050	NEW	02-10-070	132U-120-060	AMD-P	02-19-056
132H-120-220	AMD	02-10-069	132H-410-060	NEW-P	02-03-107	132U-120-060	AMD-C	02-20-066
132H-120-300	AMD-P	02-03-106	132H-410-060	NEW	02-10-070	132U-120-065	NEW-P	02-19-056
132H-120-300	AMD	02-10-069	132H-410-060	NEW	02-10-070	132U-120-065	NEW-C	02-20-066
132H-120-300	AMD	02-10-069	132H-410-070	NEW-P	02-03-107	132U-120-070	REP-P	02-19-056
132H-120-350	AMD-P	02-03-106	132H-410-070	NEW	02-10-070	132U-120-070	REP-C	02-20-066
132H-120-350	AMD	02-10-069	132H-410-070	NEW	02-10-070	132U-120-070	REP-C	02-20-066
132H-120-410	AMD-P	02-03-106	132H-410-080	NEW-P	02-03-107	132U-120-075	NEW-P	02-19-056
132H-120-410	AMD	02-10-069	132H-410-080	NEW	02-10-070	132U-120-075	NEW-C	02-20-066
132H-120-410	AMD	02-10-069	132H-410-090	NEW-P	02-03-107	132U-120-075	NEW-C	02-20-066
132H-120-420	AMD-P	02-03-106	132H-410-090	NEW	02-10-070	132U-120-080	AMD-P	02-19-056
132H-120-420	AMD	02-10-069	132H-410-100	NEW-P	02-03-107	132U-120-080	AMD-C	02-20-066
132H-120-420	AMD	02-10-069	132H-410-100	NEW	02-10-070	132U-120-080	AMD-C	02-20-066
132H-120-440	AMD-P	02-03-106	132H-410-100	NEW	02-10-070	132U-120-090	REP-P	02-19-056
132H-120-440	AMD	02-10-069	132H-410-110	NEW-P	02-03-107	132U-120-090	REP-C	02-20-066
132H-120-440	AMD	02-10-069	132H-410-110	NEW	02-10-070	132U-120-095	NEW-P	02-19-056
132H-120-450	AMD-P	02-03-106	132H-450-010	NEW-P	02-05-053	132U-120-095	NEW-C	02-20-066
132H-120-450	AMD	02-10-069	132H-450-010	NEW	02-10-068	132U-120-100	AMD-P	02-19-056
132H-122-020	AMD-P	02-09-038	132H-450-010	NEW	02-10-068	132U-120-100	AMD-C	02-20-066
132H-122-020	AMD	02-14-008	132H-450-010	AMD-X	02-18-084	132U-120-100	AMD-C	02-20-066
132H-133-040	AMD-X	02-18-112	132N-144-010	REP	02-04-068	132U-120-110	AMD-P	02-19-056
132H-133-050	AMD-X	02-18-112	132N-144-020	REP	02-04-068	132U-120-110	AMD-C	02-20-066
132H-140	PREP	02-05-051	132N-150-010	NEW	02-04-068	132U-120-120	AMD-P	02-19-056
132H-140-020	AMD-P	02-09-071	132N-150-020	NEW	02-04-068	132U-120-120	AMD-C	02-20-066
132H-140-020	AMD	02-14-007	132N-150-030	NEW	02-04-068	132U-120-130	REP-P	02-19-056
132H-140-030	AMD-P	02-09-071	132N-150-040	NEW	02-04-068	132U-120-130	REP-C	02-20-066
132H-140-030	AMD	02-14-007	132N-150-050	NEW	02-04-068	132U-120-140	AMD-P	02-19-056
132H-140-040	AMD-P	02-09-071	132N-150-060	NEW	02-04-068	132U-120-140	AMD-C	02-20-066
132H-140-040	AMD	02-14-007	132N-150-070	NEW	02-04-068	132U-120-150	AMD-P	02-19-056
132H-140-040	AMD	02-14-007	132N-150-080	NEW	02-04-068	132U-120-150	AMD-C	02-20-066
132H-140-050	AMD-P	02-09-071	132N-150-080	NEW	02-04-068	132U-120-150	AMD-C	02-20-066
132H-140-050	AMD	02-14-007	132N-150-090	NEW	02-04-068	132U-120-190	REP-P	02-19-056
132H-140-060	REP-P	02-09-071	132N-150-090	NEW	02-04-068	132U-120-190	REP-C	02-20-066
132H-140-060	REP	02-14-007	132N-150-100	NEW	02-04-068	132U-120-190	REP-C	02-20-066
132H-140-065	NEW-P	02-09-071	132N-150-100	NEW	02-04-068	132U-120-200	REP-P	02-19-056
132H-140-065	NEW	02-14-007	132N-150-110	NEW	02-04-068	132U-120-200	REP-C	02-20-066
132H-140-070	AMD-P	02-09-071	132N-150-120	NEW	02-04-068	132U-120-200	REP-C	02-20-066
132H-140-070	AMD	02-14-007	132N-150-130	NEW	02-04-068	132U-120-210	REP-P	02-19-056
132H-140-070	AMD	02-14-007	132N-150-140	NEW	02-04-068	132U-120-210	REP-C	02-20-066
132H-140-070	AMD	02-14-007	132N-150-150	NEW	02-04-068	132U-120-220	REP-P	02-19-056
132H-140-070	AMD	02-14-007	132N-150-160	NEW	02-04-068	132U-120-220	REP-C	02-20-066

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
132U-120-230	REP-P	02-19-056	132Z-116-090	NEW-E	02-04-061	132Z-116-400	NEW-E	02-12-056
132U-120-230	REP-C	02-20-066	132Z-116-090	NEW	02-11-048	132Z-116-410	NEW-P	02-03-089
132U-120-240	REP-P	02-19-056	132Z-116-090	NEW-E	02-12-056	132Z-116-410	NEW-E	02-04-061
132U-120-240	REP-C	02-20-066	132Z-116-100	NEW-P	02-03-089	132Z-116-410	NEW	02-11-048
132U-120-250	REP-P	02-19-056	132Z-116-100	NEW-E	02-04-061	132Z-116-410	NEW-E	02-12-056
132U-120-250	REP-C	02-20-066	132Z-116-100	NEW	02-11-048	136- 04-020	AMD-P	02-11-120
132U-120-260	AMD-P	02-19-056	132Z-116-100	NEW-E	02-12-056	136- 04-020	AMD	02-18-016
132U-120-260	AMD-C	02-20-066	132Z-116-110	NEW-P	02-03-089	136- 10-010	REP-P	02-11-122
132U-120-270	AMD-P	02-19-056	132Z-116-110	NEW-E	02-04-061	136- 10-010	REP	02-18-017
132U-120-270	AMD-C	02-20-066	132Z-116-110	NEW	02-11-048	136- 10-020	REP-P	02-11-122
132U-120-280	REP-P	02-19-056	132Z-116-110	NEW-E	02-12-056	136- 10-020	REP	02-18-017
132U-120-280	REP-C	02-20-066	132Z-116-200	NEW-P	02-03-089	136- 10-030	REP-P	02-11-122
132U-120-285	NEW-P	02-19-056	132Z-116-200	NEW-E	02-04-061	136- 10-030	REP	02-18-017
132U-120-285	NEW-C	02-20-066	132Z-116-200	NEW	02-11-048	136- 10-035	REP-P	02-11-122
132U-120-290	REP-P	02-19-056	132Z-116-200	NEW-E	02-12-056	136- 10-035	REP	02-18-017
132U-120-290	REP-C	02-20-066	132Z-116-210	NEW-P	02-03-089	136- 10-040	REP-P	02-11-122
132U-120-300	REP-P	02-19-056	132Z-116-210	NEW-E	02-04-061	136- 10-040	REP	02-18-017
132U-120-300	REP-C	02-20-066	132Z-116-210	NEW	02-11-048	136- 10-050	REP-P	02-11-122
132U-120-310	REP-P	02-19-056	132Z-116-210	NEW-E	02-12-056	136- 10-050	REP	02-18-017
132U-120-310	REP-C	02-20-066	132Z-116-220	NEW-P	02-03-089	136- 10-060	REP-P	02-11-122
132U-120-320	AMD-P	02-19-056	132Z-116-220	NEW-E	02-04-061	136- 10-060	REP	02-18-017
132U-120-320	AMD-C	02-20-066	132Z-116-220	NEW	02-11-048	136- 12-010	AMD-P	02-11-121
132U-120-330	AMD-P	02-19-056	132Z-116-220	NEW-E	02-12-056	136- 12-010	AMD	02-18-018
132U-120-330	AMD-C	02-20-066	132Z-116-230	NEW-P	02-03-089	136- 12-020	AMD-P	02-11-121
132X- 60-065	PREP	02-20-107	132Z-116-230	NEW-E	02-04-061	136- 12-020	AMD	02-18-018
132Z-116-005	NEW-P	02-03-089	132Z-116-230	NEW	02-11-048	136- 12-045	NEW-P	02-11-121
132Z-116-005	NEW-E	02-04-061	132Z-116-230	NEW-E	02-12-056	136- 12-045	NEW	02-18-018
132Z-116-005	NEW	02-11-048	132Z-116-240	NEW-P	02-03-089	136- 12-060	AMD-P	02-11-121
132Z-116-005	NEW-E	02-12-056	132Z-116-240	NEW-E	02-04-061	136- 12-060	AMD	02-18-018
132Z-116-010	NEW-P	02-03-089	132Z-116-240	NEW	02-11-048	136- 12-070	AMD-P	02-11-121
132Z-116-010	NEW-E	02-04-061	132Z-116-240	NEW-E	02-12-056	136- 12-070	AMD	02-18-018
132Z-116-010	NEW	02-11-048	132Z-116-250	NEW-P	02-03-089	136- 12-080	AMD-P	02-11-121
132Z-116-010	NEW-E	02-12-056	132Z-116-250	NEW-E	02-04-061	136- 12-080	AMD	02-18-018
132Z-116-020	NEW-P	02-03-089	132Z-116-250	NEW	02-11-048	136- 18-085	NEW-P	02-11-119
132Z-116-020	NEW-E	02-04-061	132Z-116-250	NEW-E	02-12-056	136- 18-085	NEW	02-18-019
132Z-116-020	NEW	02-11-048	132Z-116-260	NEW-P	02-03-089	136- 50-010	NEW-P	02-11-118
132Z-116-020	NEW-E	02-12-056	132Z-116-260	NEW-E	02-04-061	136- 50-010	NEW	02-18-020
132Z-116-030	NEW-P	02-03-089	132Z-116-260	NEW	02-11-048	136- 50-020	NEW-P	02-11-118
132Z-116-030	NEW-E	02-04-061	132Z-116-260	NEW-E	02-12-056	136- 50-020	NEW	02-18-020
132Z-116-030	NEW	02-11-048	132Z-116-270	NEW-P	02-03-089	136- 50-030	NEW-P	02-11-118
132Z-116-030	NEW-E	02-12-056	132Z-116-270	NEW-E	02-04-061	136- 50-030	NEW	02-18-020
132Z-116-040	NEW-P	02-03-089	132Z-116-270	NEW	02-11-048	136- 50-035	NEW-P	02-11-118
132Z-116-040	NEW-E	02-04-061	132Z-116-270	NEW-E	02-12-056	136- 50-035	NEW	02-18-020
132Z-116-040	NEW	02-11-048	132Z-116-280	NEW-P	02-03-089	136- 50-050	NEW-P	02-11-118
132Z-116-040	NEW-E	02-12-056	132Z-116-280	NEW-E	02-04-061	136- 50-050	NEW	02-18-020
132Z-116-050	NEW-P	02-03-089	132Z-116-280	NEW	02-11-048	136- 50-051	NEW-P	02-11-118
132Z-116-050	NEW-E	02-04-061	132Z-116-280	NEW-E	02-12-056	136- 50-051	NEW	02-18-020
132Z-116-050	NEW	02-11-048	132Z-116-300	NEW-P	02-03-089	136- 50-052	NEW-P	02-11-118
132Z-116-050	NEW-E	02-12-056	132Z-116-300	NEW-E	02-04-061	136- 50-052	NEW	02-18-020
132Z-116-060	NEW-P	02-03-089	132Z-116-300	NEW	02-11-048	136- 50-053	NEW-P	02-11-118
132Z-116-060	NEW-E	02-04-061	132Z-116-300	NEW-E	02-12-056	136- 50-053	NEW	02-18-020
132Z-116-060	NEW	02-11-048	132Z-116-310	NEW-P	02-03-089	136- 50-054	NEW-P	02-11-118
132Z-116-060	NEW-E	02-12-056	132Z-116-310	NEW-E	02-04-061	136- 50-054	NEW	02-18-020
132Z-116-070	NEW-P	02-03-089	132Z-116-310	NEW	02-11-048	136- 50-055	NEW-P	02-11-118
132Z-116-070	NEW-E	02-04-061	132Z-116-310	NEW-E	02-12-056	136- 50-055	NEW	02-18-020
132Z-116-070	NEW	02-11-048	132Z-116-320	NEW-P	02-03-089	136- 50-070	NEW-P	02-11-118
132Z-116-070	NEW-E	02-12-056	132Z-116-320	NEW-E	02-04-061	136- 50-070	NEW	02-18-020
132Z-116-080	NEW-P	02-03-089	132Z-116-320	NEW	02-11-048	136-130-030	AMD-P	02-06-105
132Z-116-080	NEW-E	02-04-061	132Z-116-320	NEW-E	02-12-056	136-130-030	AMD	02-11-008
132Z-116-080	NEW	02-11-048	132Z-116-400	NEW-P	02-03-089	136-130-070	AMD-P	02-06-105
132Z-116-080	NEW-E	02-12-056	132Z-116-400	NEW-E	02-04-061	136-130-070	AMD	02-11-008
132Z-116-090	NEW-P	02-03-089	132Z-116-400	NEW	02-11-048	137- 28	PREP	02-03-075

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
137- 28-160	AMD-P	02-09-002	173- 50-060	AMD	02-20-090	173-157-020	NEW-P	02-15-181
137- 28-160	AMD	02-12-023	173- 50-063	NEW-P	02-11-151	173-157-030	NEW-P	02-15-181
137- 28-220	AMD-P	02-09-002	173- 50-063	NEW	02-20-090	173-157-040	NEW-P	02-15-181
137- 28-220	AMD	02-12-023	173- 50-067	NEW-P	02-11-151	173-157-050	NEW-P	02-15-181
137- 28-240	AMD-P	02-09-002	173- 50-067	NEW	02-20-090	173-157-100	NEW-P	02-15-181
137- 28-240	AMD	02-12-023	173- 50-070	AMD-P	02-11-151	173-157-110	NEW-P	02-15-181
137- 28-260	AMD-P	02-09-002	173- 50-070	AMD	02-20-090	173-157-120	NEW-P	02-15-181
137- 28-260	AMD	02-12-023	173- 50-080	AMD-P	02-11-151	173-157-130	NEW-P	02-15-181
137- 28-310	AMD-P	02-09-002	173- 50-080	AMD	02-20-090	173-157-140	NEW-P	02-15-181
137- 28-310	AMD	02-12-023	173- 50-090	AMD-P	02-11-151	173-157-150	NEW-P	02-15-181
137- 28-350	AMD-P	02-09-002	173- 50-090	AMD	02-20-090	173-157-160	NEW-P	02-15-181
137- 28-350	AMD	02-12-023	173- 50-100	AMD-P	02-11-151	173-157-170	NEW-P	02-15-181
137- 28-380	AMD-P	02-09-002	173- 50-100	AMD	02-20-090	173-157-180	NEW-P	02-15-181
137- 28-380	AMD	02-12-023	173- 50-110	AMD-P	02-11-151	173-157-200	NEW-P	02-15-181
139- 05-915	PREP	02-08-015	173- 50-110	AMD	02-20-090	173-157-210	NEW-P	02-15-181
139- 05-915	AMD-P	02-12-027	173- 50-120	AMD-P	02-11-151	173-157-220	NEW-P	02-15-181
139- 06	PREP	02-12-125	173- 50-120	AMD	02-20-090	173-157-230	NEW-P	02-15-181
139- 06-010	NEW-P	02-18-066	173- 50-130	AMD-P	02-11-151	173-158-030	AMD-P	02-06-040
139- 06-020	NEW-P	02-18-066	173- 50-130	AMD	02-20-090	173-158-030	AMD	02-15-093
139- 06-030	NEW-P	02-18-066	173- 50-140	AMD-P	02-11-151	173-158-070	AMD-P	02-06-040
139- 06-040	NEW-P	02-18-066	173- 50-140	AMD	02-20-090	173-158-070	AMD	02-15-093
139- 06-050	NEW-P	02-18-066	173- 50-150	AMD-P	02-11-151	173-158-075	NEW-P	02-06-040
139- 06-060	NEW-P	02-18-066	173- 50-150	AMD	02-20-090	173-158-075	NEW	02-15-093
139- 06-070	NEW-P	02-18-066	173- 50-160	AMD-P	02-11-151	173-158-076	NEW-P	02-06-040
139- 06-080	NEW-P	02-18-066	173- 50-160	AMD	02-20-090	173-158-076	NEW	02-15-093
139- 06-090	NEW-P	02-18-066	173- 50-170	AMD-P	02-11-151	173-170	PREP	02-18-095
139- 06-100	NEW-P	02-18-066	173- 50-170	AMD	02-20-090	173-173-030	NEW-W	02-05-034
139- 06-110	NEW-P	02-18-066	173- 50-180	AMD-P	02-11-151	173-173-070	NEW-W	02-05-034
139- 06-120	NEW-P	02-18-066	173- 50-180	AMD	02-20-090	173-201A	PREP-W	02-19-097
139- 06-130	NEW-P	02-18-066	173- 50-190	AMD-P	02-11-151	173-201A	PREP	02-19-098
139- 06-140	NEW-P	02-18-066	173- 50-190	AMD	02-20-090	173-216-125	AMD	02-05-055
139- 06-150	NEW-P	02-18-066	173- 50-200	AMD-P	02-11-151	173-220-210	AMD	02-05-055
139- 06-160	NEW-P	02-18-066	173- 50-200	AMD	02-20-090	173-222-010	REP-X	02-07-038
139- 10-221	PREP	02-18-067	173- 50-210	AMD-P	02-11-151	173-222-010	REP-W	02-07-098
139- 30-015	PREP	02-18-071	173- 50-210	AMD	02-20-090	173-222-010	REP-X	02-07-099
139- 30-025	PREP	02-18-072	173- 50-220	AMD-P	02-11-151	173-222-010	REP	02-11-149
139- 35-005	PREP	02-19-100	173- 50-220	AMD	02-20-090	173-222-015	REP-X	02-07-038
139- 35-010	PREP	02-18-068	173-153-010	AMD-P	02-17-062	173-222-015	REP-W	02-07-098
139- 35-015	AMD-P	02-08-016	173-153-020	AMD-P	02-17-062	173-222-015	REP-X	02-07-099
139- 35-015	AMD-W	02-14-037	173-153-030	AMD-P	02-17-062	173-222-015	REP	02-11-149
139- 35-015	PREP	02-18-069	173-153-040	AMD-P	02-17-062	173-222-020	REP-X	02-07-038
139- 35-025	AMD-P	02-08-016	173-153-042	NEW-P	02-17-062	173-222-020	REP-W	02-07-098
139- 35-025	AMD-W	02-14-037	173-153-043	NEW-P	02-17-062	173-222-020	REP-X	02-07-099
139- 35-025	PREP	02-18-070	173-153-045	NEW-P	02-17-062	173-222-020	REP	02-11-149
148-100-001	AMD-P	02-17-002	173-153-050	AMD-P	02-17-062	173-222-030	REP-X	02-07-038
148-100-010	NEW-P	02-17-002	173-153-060	AMD-P	02-17-062	173-222-030	REP-W	02-07-098
148-100-020	NEW-P	02-17-002	173-153-070	AMD-P	02-17-062	173-222-030	REP-X	02-07-099
148-100-030	NEW-P	02-17-002	173-153-080	AMD-P	02-17-062	173-222-030	REP	02-11-149
148-100-040	NEW-P	02-17-002	173-153-090	AMD-P	02-17-062	173-222-040	REP-X	02-07-038
148-100-050	NEW-P	02-17-002	173-153-100	NEW-P	02-17-062	173-222-040	REP-W	02-07-098
148-100-200	NEW-P	02-17-002	173-153-110	AMD-P	02-17-062	173-222-040	REP-X	02-07-099
173- 50-010	AMD-P	02-11-151	173-153-120	AMD-P	02-17-062	173-222-040	REP	02-11-149
173- 50-010	AMD	02-20-090	173-153-130	AMD-P	02-17-062	173-222-050	REP-X	02-07-038
173- 50-020	AMD-P	02-11-151	173-153-140	AMD-P	02-17-062	173-222-050	REP-W	02-07-098
173- 50-020	AMD	02-20-090	173-153-150	AMD-P	02-17-062	173-222-050	REP-X	02-07-099
173- 50-030	AMD-P	02-11-151	173-153-160	AMD-P	02-17-062	173-222-050	REP	02-11-149
173- 50-030	AMD	02-20-090	173-153-170	AMD-P	02-17-062	173-222-060	REP-X	02-07-038
173- 50-040	AMD-P	02-11-151	173-153-180	AMD-P	02-17-062	173-222-060	REP-W	02-07-098
173- 50-040	AMD	02-20-090	173-153-190	AMD-P	02-17-062	173-222-060	REP-X	02-07-099
173- 50-050	AMD-P	02-11-151	173-153-200	AMD-P	02-17-062	173-222-060	REP	02-11-149
173- 50-050	AMD	02-20-090	173-157	NEW-C	02-19-077	173-222-070	REP-X	02-07-038
173- 50-060	AMD-P	02-11-151	173-157-010	NEW-P	02-15-181	173-222-070	REP-W	02-07-098

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
173-222-070	REP-X	02-07-099	173-303-140	AMD-S	02-19-099	173-350-220	NEW-P	02-14-061
173-222-070	REP	02-11-149	173-303-170	AMD-P	02-11-101	173-350-230	NEW-P	02-14-061
173-222-080	REP-X	02-07-038	173-303-170	AMD-S	02-19-099	173-350-240	NEW-P	02-14-061
173-222-080	REP-W	02-07-098	173-303-200	AMD-P	02-11-101	173-350-300	NEW-P	02-14-061
173-222-080	REP-X	02-07-099	173-303-200	AMD-S	02-19-099	173-350-310	NEW-P	02-14-061
173-222-080	REP	02-11-149	173-303-283	AMD-P	02-11-101	173-350-320	NEW-P	02-14-061
173-222-090	REP-X	02-07-038	173-303-283	AMD-S	02-19-099	173-350-330	NEW-P	02-14-061
173-222-090	REP-W	02-07-098	173-303-380	AMD-P	02-11-101	173-350-350	NEW-P	02-14-061
173-222-090	REP-X	02-07-099	173-303-380	AMD-S	02-19-099	173-350-360	NEW-P	02-14-061
173-222-090	REP	02-11-149	173-303-390	AMD-P	02-11-101	173-350-400	NEW-P	02-14-061
173-222-100	REP-X	02-07-038	173-303-390	AMD-S	02-19-099	173-350-410	NEW-P	02-14-061
173-222-100	REP-W	02-07-098	173-303-400	AMD-P	02-11-101	173-350-490	NEW-P	02-14-061
173-222-100	REP-X	02-07-099	173-303-400	AMD-S	02-19-099	173-350-500	NEW-P	02-14-061
173-222-100	REP	02-11-149	173-303-500	AMD-P	02-11-101	173-350-600	NEW-P	02-14-061
173-222-110	REP-X	02-07-038	173-303-500	AMD-S	02-19-099	173-350-700	NEW-P	02-14-061
173-222-110	REP-W	02-07-098	173-303-505	AMD-P	02-11-101	173-350-710	NEW-P	02-14-061
173-222-110	REP-X	02-07-099	173-303-505	AMD-S	02-19-099	173-350-715	NEW-P	02-14-061
173-222-110	REP	02-11-149	173-303-506	AMD-P	02-11-101	173-350-900	NEW-P	02-14-061
173-224-015	REP-X	02-07-038	173-303-506	AMD-S	02-19-099	173-350-990	NEW-P	02-14-061
173-224-015	REP-W	02-07-098	173-303-510	AMD-P	02-11-101	173-400-075	AMD-X	02-10-107
173-224-020	REP-X	02-07-038	173-303-510	AMD-S	02-19-099	173-400-075	AMD	02-15-068
173-224-020	REP-W	02-07-098	173-303-520	AMD-P	02-11-101	173-401	PREP	02-05-011
173-224-030	AMD-P	02-06-091	173-303-520	AMD-S	02-19-099	173-401-200	AMD-P	02-10-031
173-224-030	REP-X	02-07-038	173-303-522	AMD-P	02-11-101	173-401-200	AMD	02-19-078
173-224-030	REP-W	02-07-098	173-303-522	AMD-S	02-19-099	173-401-300	AMD-P	02-10-031
173-224-030	AMD	02-12-059	173-303-525	AMD-P	02-11-101	173-401-300	AMD	02-19-078
173-224-040	AMD-P	02-06-091	173-303-525	AMD-S	02-19-099	173-401-500	AMD-P	02-10-031
173-224-040	REP-X	02-07-038	173-303-578	AMD-P	02-11-101	173-401-500	AMD	02-19-078
173-224-040	REP-W	02-07-098	173-303-578	AMD-S	02-19-099	173-401-530	AMD-P	02-10-031
173-224-040	AMD	02-12-059	173-303-620	AMD-S	02-19-099	173-401-530	AMD	02-19-078
173-224-050	AMD-P	02-06-091	173-303-645	AMD-P	02-11-101	173-401-615	AMD-P	02-10-031
173-224-050	REP-X	02-07-038	173-303-645	AMD-S	02-19-099	173-401-615	AMD	02-19-078
173-224-050	REP-W	02-07-098	173-303-646	AMD-P	02-11-101	173-401-710	AMD-P	02-10-031
173-224-050	AMD	02-12-059	173-303-646	AMD-S	02-19-099	173-401-710	AMD	02-19-078
173-224-060	REP-X	02-07-038	173-303-690	AMD-P	02-11-101	173-401-722	AMD-P	02-10-031
173-224-060	REP-W	02-07-098	173-303-690	AMD-S	02-19-099	173-401-722	AMD	02-19-078
173-224-080	REP-X	02-07-038	173-303-691	AMD-P	02-11-101	173-422	PREP	02-05-071
173-224-080	REP-W	02-07-098	173-303-691	AMD-S	02-19-099	173-422-020	AMD-P	02-09-066
173-224-090	REP-X	02-07-038	173-303-692	AMD-P	02-11-101	173-422-020	AMD	02-12-072
173-224-090	REP-W	02-07-098	173-303-692	AMD-S	02-19-099	173-422-030	AMD-P	02-09-066
173-224-100	REP-X	02-07-038	173-303-806	AMD-P	02-11-101	173-422-030	AMD	02-12-072
173-224-100	REP-W	02-07-098	173-303-806	AMD-S	02-19-099	173-422-031	AMD-P	02-09-066
173-224-110	REP-X	02-07-038	173-303-830	AMD-P	02-11-101	173-422-031	AMD	02-12-072
173-224-110	REP-W	02-07-098	173-303-830	AMD-S	02-19-099	173-422-060	AMD-P	02-09-066
173-224-120	REP-X	02-07-038	173-303-920	NEW-P	02-11-101	173-422-060	AMD	02-12-072
173-224-120	REP-W	02-07-098	173-312-010	AMD	02-05-070	173-422-065	AMD-P	02-09-066
173-226-090	AMD	02-05-055	173-312-020	AMD	02-05-070	173-422-065	AMD	02-12-072
173-303	PREP	02-05-054	173-312-040	AMD	02-05-070	173-422-070	AMD-P	02-09-066
173-303-045	AMD-P	02-11-101	173-312-050	AMD	02-05-070	173-422-070	AMD	02-12-072
173-303-045	AMD-S	02-19-099	173-312-060	AMD	02-05-070	173-422-075	AMD-P	02-09-066
173-303-070	AMD-P	02-11-101	173-312-070	AMD	02-05-070	173-422-075	AMD	02-12-072
173-303-070	AMD-S	02-19-099	173-312-080	AMD	02-05-070	173-422-190	AMD-P	02-09-066
173-303-071	AMD-E	02-04-030	173-312-090	AMD	02-05-070	173-422-190	AMD	02-12-072
173-303-071	AMD-P	02-11-101	173-312-100	AMD	02-05-070	173-422-195	AMD-P	02-09-066
173-303-071	AMD-E	02-11-102	173-350-010	NEW-P	02-14-061	173-422-195	AMD	02-12-072
173-303-071	AMD-E	02-19-079	173-350-020	NEW-P	02-14-061	173-434	PREP	02-07-097
173-303-071	AMD-S	02-19-099	173-350-025	NEW-P	02-14-061	173-700-010	NEW-W	02-12-058
173-303-100	AMD-P	02-11-101	173-350-030	NEW-P	02-14-061	173-700-020	NEW-W	02-12-058
173-303-100	AMD-S	02-19-099	173-350-040	NEW-P	02-14-061	173-700-030	NEW-W	02-12-058
173-303-110	AMD-P	02-11-101	173-350-100	NEW-P	02-14-061	173-700-040	NEW-W	02-12-058
173-303-110	AMD-S	02-19-099	173-350-200	NEW-P	02-14-061	173-700-100	NEW-W	02-12-058
173-303-140	AMD-P	02-11-101	173-350-210	NEW-P	02-14-061	173-700-200	NEW-W	02-12-058

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
173-700-201	NEW-W	02-12-058	173-700-403	NEW-W	02-12-058	180- 10-035	REP-P	02-14-115
173-700-202	NEW-W	02-12-058	173-700-404	NEW-W	02-12-058	180- 10-040	REP-P	02-14-115
173-700-203	NEW-W	02-12-058	173-700-405	NEW-W	02-12-058	180- 10-045	REP-P	02-14-115
173-700-204	NEW-W	02-12-058	173-700-410	NEW-W	02-12-058	180- 16	PREP	02-08-039
173-700-205	NEW-W	02-12-058	173-700-411	NEW-W	02-12-058	180- 16	PREP	02-08-044
173-700-220	NEW-W	02-12-058	173-700-412	NEW-W	02-12-058	180- 16-002	AMD-E	02-08-038
173-700-221	NEW-W	02-12-058	173-700-413	NEW-W	02-12-058	180- 16-002	AMD-E	02-14-114
173-700-222	NEW-W	02-12-058	173-700-414	NEW-W	02-12-058	180- 16-002	AMD-P	02-14-117
173-700-223	NEW-W	02-12-058	173-700-415	NEW-W	02-12-058	180- 16-002	AMD	02-18-056
173-700-224	NEW-W	02-12-058	173-700-416	NEW-W	02-12-058	180- 16-006	REP-E	02-08-038
173-700-230	NEW-W	02-12-058	173-700-420	NEW-W	02-12-058	180- 16-006	REP-E	02-14-114
173-700-231	NEW-W	02-12-058	173-700-421	NEW-W	02-12-058	180- 16-006	REP-P	02-14-117
173-700-232	NEW-W	02-12-058	173-700-422	NEW-W	02-12-058	180- 16-006	REP	02-18-056
173-700-233	NEW-W	02-12-058	173-700-423	NEW-W	02-12-058	180- 16-162	AMD-P	02-14-126
173-700-234	NEW-W	02-12-058	173-700-500	NEW-W	02-12-058	180- 16-162	AMD	02-18-053
173-700-235	NEW-W	02-12-058	173-700-501	NEW-W	02-12-058	180- 16-191	AMD-P	02-14-126
173-700-240	NEW-W	02-12-058	173-700-502	NEW-W	02-12-058	180- 16-191	AMD	02-18-053
173-700-241	NEW-W	02-12-058	173-700-503	NEW-W	02-12-058	180- 16-195	AMD-E	02-08-038
173-700-250	NEW-W	02-12-058	173-700-504	NEW-W	02-12-058	180- 16-195	AMD-E	02-14-114
173-700-251	NEW-W	02-12-058	173-700-505	NEW-W	02-12-058	180- 16-195	AMD-P	02-14-117
173-700-252	NEW-W	02-12-058	173-700-600	NEW-W	02-12-058	180- 16-195	AMD	02-18-056
173-700-253	NEW-W	02-12-058	173-700-610	NEW-W	02-12-058	180- 16-215	AMD-P	02-14-126
173-700-254	NEW-W	02-12-058	173-700-611	NEW-W	02-12-058	180- 16-215	AMD	02-18-053
173-700-255	NEW-W	02-12-058	173-700-612	NEW-W	02-12-058	180- 16-220	AMD-E	02-08-038
173-700-256	NEW-W	02-12-058	173-700-620	NEW-W	02-12-058	180- 16-220	AMD-E	02-14-114
173-700-257	NEW-W	02-12-058	173-700-630	NEW-W	02-12-058	180- 16-220	AMD-P	02-14-117
173-700-258	NEW-W	02-12-058	173-700-700	NEW-W	02-12-058	180- 16-220	AMD	02-18-056
173-700-300	NEW-W	02-12-058	173-700-710	NEW-W	02-12-058	180- 16-227	NEW-E	02-08-038
173-700-310	NEW-W	02-12-058	173-700-720	NEW-W	02-12-058	180- 16-227	NEW-E	02-14-114
173-700-311	NEW-W	02-12-058	173-700-730	NEW-W	02-12-058	180- 16-227	NEW-P	02-14-117
173-700-320	NEW-W	02-12-058	173-700-731	NEW-W	02-12-058	180- 16-227	NEW	02-18-056
173-700-330	NEW-W	02-12-058	173-700-732	NEW-W	02-12-058	180- 18	PREP	02-08-039
173-700-340	NEW-W	02-12-058	173-700-740	NEW-W	02-12-058	180- 18-010	AMD-E	02-08-038
173-700-350	NEW-W	02-12-058	173-700-750	NEW-W	02-12-058	180- 18-010	AMD-E	02-14-114
173-700-351	NEW-W	02-12-058	173-700-800	NEW-W	02-12-058	180- 18-010	AMD-P	02-14-117
173-700-352	NEW-W	02-12-058	180- 08	PREP	02-08-041	180- 18-010	AMD	02-18-056
173-700-353	NEW-W	02-12-058	180- 08	AMD-P	02-14-115	180- 18-020	REP-E	02-08-038
173-700-354	NEW-W	02-12-058	180- 08	AMD	02-18-054	180- 18-020	REP-E	02-14-114
173-700-355	NEW-W	02-12-058	180- 08-001	NEW-P	02-14-115	180- 18-020	REP-P	02-14-117
173-700-356	NEW-W	02-12-058	180- 08-001	NEW	02-18-054	180- 18-020	REP	02-18-056
173-700-357	NEW-W	02-12-058	180- 08-002	NEW-P	02-14-115	180- 20	PREP	02-10-049
173-700-358	NEW-W	02-12-058	180- 08-002	NEW	02-18-054	180- 20	PREP	02-10-084
173-700-359	NEW-W	02-12-058	180- 08-003	REP-P	02-14-115	180- 20-005	AMD-P	02-14-116
173-700-360	NEW-W	02-12-058	180- 08-003	REP	02-18-054	180- 20-005	AMD	02-18-055
173-700-361	NEW-W	02-12-058	180- 08-004	NEW-P	02-14-115	180- 20-007	NEW-P	02-14-116
173-700-370	NEW-W	02-12-058	180- 08-004	NEW	02-18-054	180- 20-007	NEW	02-18-055
173-700-371	NEW-W	02-12-058	180- 08-005	REP-P	02-14-115	180- 20-009	NEW-P	02-14-116
173-700-372	NEW-W	02-12-058	180- 08-005	REP	02-18-054	180- 20-009	NEW	02-18-055
173-700-373	NEW-W	02-12-058	180- 08-006	NEW-P	02-14-115	180- 20-030	REP-P	02-14-116
173-700-374	NEW-W	02-12-058	180- 08-006	NEW	02-18-054	180- 20-030	REP	02-18-055
173-700-375	NEW-W	02-12-058	180- 08-008	NEW-P	02-14-115	180- 20-031	AMD-P	02-14-116
173-700-376	NEW-W	02-12-058	180- 08-008	NEW	02-18-054	180- 20-031	AMD	02-18-055
173-700-380	NEW-W	02-12-058	180- 10	PREP	02-08-041	180- 20-034	REP-P	02-14-116
173-700-390	NEW-W	02-12-058	180- 10-001	REP-P	02-14-115	180- 20-034	REP	02-18-055
173-700-391	NEW-W	02-12-058	180- 10-003	REP-P	02-14-115	180- 20-090	REP-P	02-14-116
173-700-392	NEW-W	02-12-058	180- 10-005	REP-P	02-14-115	180- 20-090	REP	02-18-055
173-700-393	NEW-W	02-12-058	180- 10-007	REP-P	02-14-115	180- 20-095	REP-P	02-14-116
173-700-394	NEW-W	02-12-058	180- 10-010	REP-P	02-14-115	180- 20-095	REP	02-18-055
173-700-395	NEW-W	02-12-058	180- 10-015	REP-P	02-14-115	180- 20-101	AMD-P	02-14-116
173-700-400	NEW-W	02-12-058	180- 10-020	REP-P	02-14-115	180- 20-101	AMD	02-18-055
173-700-401	NEW-W	02-12-058	180- 10-025	REP-P	02-14-115	180- 20-111	AMD-P	02-14-116
173-700-402	NEW-W	02-12-058	180- 10-030	REP-P	02-14-115	180- 20-111	AMD	02-18-055

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180- 20-115	REP-P	02-14-116	180- 23-085	REP-P	02-14-118	180- 38-040	REP-E	02-18-051
180- 20-115	REP	02-18-055	180- 23-085	REP	02-18-052	180- 38-045	AMD-P	02-14-140
180- 20-120	AMD-P	02-14-116	180- 23-090	REP-P	02-14-118	180- 38-045	AMD-E	02-18-051
180- 20-120	AMD	02-18-055	180- 23-090	REP	02-18-052	180- 38-050	AMD-P	02-14-140
180- 20-123	REP-P	02-14-116	180- 23-095	REP-P	02-14-118	180- 38-050	AMD-E	02-18-051
180- 20-123	REP	02-18-055	180- 23-095	REP	02-18-052	180- 38-055	REP-P	02-14-140
180- 20-125	REP-P	02-14-116	180- 23-100	REP-P	02-14-118	180- 38-055	REP-E	02-18-051
180- 20-125	REP	02-18-055	180- 23-100	REP	02-18-052	180- 38-060	REP-P	02-14-140
180- 20-130	REP-P	02-14-116	180- 23-105	REP-P	02-14-118	180- 38-060	REP-E	02-18-051
180- 20-130	REP	02-18-055	180- 23-105	REP	02-18-052	180- 38-065	AMD-P	02-14-140
180- 20-135	AMD-P	02-14-116	180- 23-110	REP-P	02-14-118	180- 38-065	REP-E	02-18-051
180- 20-135	AMD	02-18-055	180- 23-110	REP	02-18-052	180- 38-070	REP-P	02-14-140
180- 22	PREP	02-08-045	180- 23-115	REP-P	02-14-118	180- 38-070	REP-E	02-18-051
180- 22-100	AMD-P	02-14-118	180- 23-115	REP	02-18-052	180- 38-080	NEW-E	02-18-051
180- 22-100	AMD	02-18-052	180- 23-120	REP-P	02-14-118	180- 39	PREP	02-06-061
180- 22-105	REP-P	02-14-118	180- 23-120	REP	02-18-052	180- 40	PREP	02-06-062
180- 22-105	REP	02-18-052	180- 24	PREP	02-06-052	180- 41	PREP	02-06-063
180- 22-140	AMD-P	02-14-118	180- 24-400	AMD-E	02-08-035	180- 43	PREP	02-08-042
180- 22-140	AMD	02-18-052	180- 24-400	AMD-P	02-10-053	180- 43-005	AMD-P	02-14-123
180- 22-150	AMD-P	02-14-118	180- 24-400	AMD	02-14-113	180- 43-005	AMD	02-18-062
180- 22-150	AMD	02-18-052	180- 24-405	REP-E	02-08-035	180- 43-010	AMD-P	02-14-123
180- 22-201	NEW-P	02-14-118	180- 24-405	REP-P	02-10-053	180- 43-010	AMD	02-18-062
180- 22-201	NEW	02-18-052	180- 24-405	REP	02-14-113	180- 43-015	AMD-P	02-14-123
180- 22-205	NEW-P	02-14-118	180- 24-410	AMD-E	02-08-035	180- 43-015	AMD	02-18-062
180- 22-205	NEW	02-18-052	180- 24-410	AMD-P	02-10-053	180- 44	PREP	02-06-064
180- 22-210	NEW-P	02-14-118	180- 24-410	AMD	02-14-113	180- 46	PREP	02-06-065
180- 22-210	NEW	02-18-052	180- 24-415	AMD-E	02-08-035	180- 50	PREP	02-06-066
180- 22-215	NEW-P	02-14-118	180- 24-415	AMD-P	02-10-053	180- 50-135	PREP	02-15-026
180- 22-215	NEW	02-18-052	180- 24-415	AMD	02-14-113	180- 52-070	NEW-P	02-08-092
180- 22-220	NEW-P	02-14-118	180- 25	PREP	02-06-053	180- 52-070	NEW-P	02-10-089
180- 22-220	NEW	02-18-052	180- 26	PREP	02-06-054	180- 52-070	NEW	02-14-125
180- 22-225	NEW-P	02-14-118	180- 27	PREP	02-06-055	180- 53	PREP	02-08-039
180- 22-225	NEW	02-18-052	180- 29	PREP	02-06-056	180- 53-005	REP-E	02-08-038
180- 23	PREP	02-08-045	180- 31	PREP	02-06-057	180- 53-005	REP-E	02-14-114
180- 23-037	REP-P	02-14-118	180- 32	PREP	02-06-058	180- 53-005	REP-P	02-14-117
180- 23-037	REP	02-18-052	180- 33	PREP	02-06-059	180- 53-005	REP	02-18-056
180- 23-040	REP-P	02-14-118	180- 34	PREP	02-08-046	180- 53-010	REP-E	02-08-038
180- 23-040	REP	02-18-052	180- 34-005	REP-P	02-14-119	180- 53-010	REP-E	02-14-114
180- 23-043	REP-P	02-14-118	180- 34-010	REP-P	02-14-119	180- 53-010	REP-P	02-14-117
180- 23-043	REP	02-18-052	180- 36	PREP	02-06-060	180- 53-010	REP	02-18-056
180- 23-047	REP-P	02-14-118	180- 37-005	PREP	02-10-051	180- 53-020	REP-E	02-08-038
180- 23-047	REP	02-18-052	180- 37-005	NEW-P	02-14-120	180- 53-020	REP-E	02-14-114
180- 23-050	REP-P	02-14-118	180- 37-005	NEW	02-18-060	180- 53-020	REP-P	02-14-117
180- 23-050	REP	02-18-052	180- 37-010	PREP	02-10-051	180- 53-020	REP	02-18-056
180- 23-055	REP-P	02-14-118	180- 37-010	NEW-P	02-14-120	180- 53-025	REP-E	02-08-038
180- 23-055	REP	02-18-052	180- 37-010	NEW	02-18-060	180- 53-025	REP-E	02-14-114
180- 23-058	REP-P	02-14-118	180- 38	PREP	02-08-043	180- 53-025	REP-P	02-14-117
180- 23-058	REP	02-18-052	180- 38	AMD-P	02-14-140	180- 53-025	REP	02-18-056
180- 23-060	REP-P	02-14-118	180- 38	AMD-E	02-18-051	180- 53-030	REP-E	02-08-038
180- 23-060	REP	02-18-052	180- 38-005	AMD-P	02-14-140	180- 53-030	REP-E	02-14-114
180- 23-065	REP-P	02-14-118	180- 38-005	AMD-E	02-18-051	180- 53-030	REP-P	02-14-117
180- 23-065	REP	02-18-052	180- 38-010	REP-P	02-14-140	180- 53-030	REP	02-18-056
180- 23-070	REP-P	02-14-118	180- 38-010	REP-E	02-18-051	180- 53-035	REP-E	02-08-038
180- 23-070	REP	02-18-052	180- 38-020	AMD-P	02-14-140	180- 53-035	REP-E	02-14-114
180- 23-075	REP-P	02-14-118	180- 38-020	AMD-E	02-18-051	180- 53-035	REP-P	02-14-117
180- 23-075	REP	02-18-052	180- 38-025	REP-P	02-14-140	180- 53-035	REP	02-18-056
180- 23-077	REP-P	02-14-118	180- 38-025	REP-E	02-18-051	180- 53-040	REP-E	02-08-038
180- 23-077	REP	02-18-052	180- 38-030	REP-P	02-14-140	180- 53-040	REP-E	02-14-114
180- 23-078	REP-P	02-14-118	180- 38-030	REP-E	02-18-051	180- 53-040	REP-P	02-14-117
180- 23-078	REP	02-18-052	180- 38-035	REP-P	02-14-140	180- 53-040	REP	02-18-056
180- 23-080	REP-P	02-14-118	180- 38-035	REP-E	02-18-051	180- 53-045	REP-E	02-08-038
180- 23-080	REP	02-18-052	180- 38-040	REP-P	02-14-140	180- 53-045	REP-E	02-14-114

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-53-045	REP-P	02-14-117	180-55-075	REP-E	02-08-038	180-77-005	AMD	02-04-018
180-53-045	REP	02-18-056	180-55-075	REP-E	02-14-114	180-77-012	AMD	02-04-018
180-53-050	REP-E	02-08-038	180-55-075	REP-P	02-14-117	180-77-014	AMD	02-04-018
180-53-050	REP-E	02-14-114	180-55-075	REP	02-18-056	180-77-020	AMD	02-04-018
180-53-050	REP-P	02-14-117	180-55-080	REP-E	02-08-038	180-77-025	AMD	02-04-018
180-53-050	REP	02-18-056	180-55-080	REP-E	02-14-114	180-77-031	AMD	02-04-018
180-53-055	REP-E	02-08-038	180-55-080	REP-P	02-14-117	180-77-041	AMD	02-04-018
180-53-055	REP-E	02-14-114	180-55-080	REP	02-18-056	180-77-041	PREP	02-10-048
180-53-055	REP-P	02-14-117	180-55-085	REP-E	02-08-038	180-77-041	AMD-P	02-14-106
180-53-055	REP	02-18-056	180-55-085	REP-E	02-14-114	180-77-041	AMD	02-18-039
180-53-060	REP-E	02-08-038	180-55-085	REP-P	02-14-117	180-77-068	AMD	02-04-018
180-53-060	REP-E	02-14-114	180-55-085	REP	02-18-056	180-77-070	AMD	02-04-018
180-53-060	REP-P	02-14-117	180-55-090	REP-E	02-08-038	180-77-075	AMD	02-04-018
180-53-060	REP	02-18-056	180-55-090	REP-E	02-14-114	180-77-080	AMD	02-04-018
180-53-070	REP-E	02-08-038	180-55-090	REP-P	02-14-117	180-77-110	AMD	02-04-018
180-53-070	REP-E	02-14-114	180-55-090	REP	02-18-056	180-77-120	AMD	02-04-018
180-53-070	REP-P	02-14-117	180-55-095	REP-E	02-08-038	180-77-122	AMD	02-04-018
180-53-070	REP	02-18-056	180-55-095	REP-E	02-14-114	180-77A	AMD	02-04-018
180-55	PREP	02-08-039	180-55-095	REP-P	02-14-117	180-77A	PREP	02-06-069
180-55-005	AMD-E	02-08-038	180-55-095	REP	02-18-056	180-77A-004	AMD	02-04-018
180-55-005	AMD-E	02-14-114	180-55-100	REP-E	02-08-038	180-77A-006	AMD	02-04-018
180-55-005	AMD-P	02-14-117	180-55-100	REP-E	02-14-114	180-77A-025	AMD	02-04-018
180-55-005	AMD	02-18-056	180-55-100	REP-P	02-14-117	180-77A-029	AMD	02-04-018
180-55-010	REP-E	02-08-038	180-55-100	REP	02-18-056	180-77A-030	AMD	02-04-018
180-55-010	REP-E	02-14-114	180-55-105	REP-E	02-08-038	180-77A-033	AMD	02-04-018
180-55-010	REP-P	02-14-117	180-55-105	REP-E	02-14-114	180-77A-037	AMD	02-04-018
180-55-010	REP	02-18-056	180-55-105	REP-P	02-14-117	180-77A-040	AMD	02-04-018
180-55-015	AMD-E	02-08-038	180-55-105	REP	02-18-056	180-77A-057	AMD	02-04-018
180-55-015	AMD-E	02-14-114	180-55-110	REP-E	02-08-038	180-77A-165	AMD	02-04-018
180-55-015	AMD-P	02-14-117	180-55-110	REP-E	02-14-114	180-77A-180	AMD	02-04-018
180-55-015	AMD	02-18-056	180-55-110	REP-P	02-14-117	180-77A-195	AMD	02-04-018
180-55-020	AMD-E	02-08-038	180-55-110	REP	02-18-056	180-78A	PREP	02-06-070
180-55-020	AMD-E	02-14-114	180-55-115	REP-E	02-08-038	180-78A-010	AMD-P	02-14-109
180-55-020	AMD-P	02-14-117	180-55-115	REP-E	02-14-114	180-78A-010	AMD	02-18-037
180-55-020	AMD	02-18-056	180-55-115	REP-P	02-14-117	180-78A-100	AMD-P	02-14-109
180-55-025	REP-E	02-08-038	180-55-115	REP	02-18-056	180-78A-100	AMD	02-18-037
180-55-025	REP-E	02-14-114	180-55-120	REP-E	02-08-038	180-78A-200	AMD-P	02-14-109
180-55-025	REP-P	02-14-117	180-55-120	REP-E	02-14-114	180-78A-200	AMD	02-18-037
180-55-025	REP	02-18-056	180-55-120	REP-P	02-14-117	180-78A-209	AMD	02-04-018
180-55-030	REP-E	02-08-038	180-55-120	REP	02-18-056	180-78A-220	AMD	02-04-014
180-55-030	REP-E	02-14-114	180-55-125	REP-E	02-08-038	180-78A-220	AMD	02-04-014
180-55-030	REP-P	02-14-117	180-55-125	REP-E	02-14-114	180-78A-250	AMD-P	02-14-109
180-55-030	REP	02-18-056	180-55-125	REP-P	02-14-117	180-78A-250	AMD	02-18-037
180-55-032	NEW-E	02-08-038	180-55-125	REP	02-18-056	180-78A-255	AMD	02-04-014
180-55-032	NEW-E	02-14-114	180-55-130	REP-E	02-08-038	180-78A-261	AMD	02-04-014
180-55-032	NEW-P	02-14-117	180-55-130	REP-E	02-14-114	180-78A-264	AMD	02-04-014
180-55-034	NEW-E	02-08-038	180-55-130	REP-P	02-14-117	180-78A-270	AMD	02-04-018
180-55-034	NEW-E	02-14-114	180-55-130	REP	02-18-056	180-78A-270	AMD-P	02-14-109
180-55-034	NEW-P	02-14-117	180-55-135	REP-E	02-08-038	180-78A-270	AMD	02-18-037
180-55-034	NEW	02-18-056	180-55-135	REP-E	02-14-114	180-78A-325	AMD-P	02-14-109
180-55-035	REP-E	02-08-038	180-55-135	REP-P	02-14-117	180-78A-325	AMD	02-18-037
180-55-035	REP-E	02-14-114	180-55-135	REP	02-18-056	180-78A-400	AMD-P	02-14-109
180-55-035	REP-P	02-14-117	180-55-150	NEW-E	02-08-038	180-78A-400	AMD	02-18-037
180-55-035	REP	02-18-056	180-55-150	NEW-E	02-14-114	180-78A-500	AMD-P	02-14-109
180-55-050	REP-E	02-08-038	180-55-150	NEW-P	02-14-117	180-78A-500	AMD	02-18-037
180-55-050	REP-E	02-14-114	180-55-150	NEW	02-18-056	180-78A-505	PREP	02-06-051
180-55-050	REP-P	02-14-117	180-57	PREP	02-16-007	180-78A-505	AMD-P	02-10-085
180-55-050	REP	02-18-056	180-72	PREP	02-06-067	180-78A-505	AMD-P	02-14-109
180-55-070	REP-E	02-08-038	180-77	AMD	02-04-018	180-78A-505	AMD	02-14-111
180-55-070	REP-E	02-14-114	180-77	PREP	02-06-068	180-78A-505	AMD	02-18-037
180-55-070	REP-P	02-14-117	180-77-002	AMD	02-04-018	180-78A-507	PREP	02-19-015
180-55-070	REP	02-18-056	180-77-003	AMD	02-04-018	180-78A-507	NEW-P	02-14-109
							NEW	02-18-037

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180- 78A-535	AMD-P	02-14-109	180- 82A-206	NEW	02-04-013	180- 86-180	AMD-P	02-10-052
180- 78A-535	AMD	02-18-037	180- 82A-215	NEW	02-04-013	180- 86-180	AMD-P	02-14-122
180- 78A-535	PREP	02-19-015	180- 83	PREP	02-06-074	180- 86-180	AMD	02-19-050
180- 78A-540	AMD-P	02-14-109	180- 85	PREP	02-06-075	180- 86-185	AMD-P	02-10-052
180- 78A-540	AMD	02-18-037	180- 85	PREP	02-15-027	180- 86-185	AMD-P	02-14-122
180- 78A-700	PREP	02-15-028	180- 85-025	AMD-P	02-14-107	180- 86-185	AMD	02-19-050
180- 79A	PREP	02-06-071	180- 85-025	AMD	02-18-050	180- 87	PREP	02-06-077
180- 79A-015	REP-P	02-14-109	180- 85-033	NEW-P	02-14-107	180- 90	PREP	02-06-078
180- 79A-015	REP	02-18-037	180- 85-033	NEW	02-18-050	180- 90-105	AMD-E	02-08-037
180- 79A-020	REP-P	02-14-109	180- 85-035	AMD	02-04-017	180- 90-105	AMD-P	02-10-088
180- 79A-020	REP	02-18-037	180- 85-075	AMD	02-04-017	180- 90-105	AMD-W	02-14-110
180- 79A-022	REP-P	02-14-109	180- 85-075	PREP	02-06-081	180- 90-105	AMD-P	02-14-124
180- 79A-022	REP	02-18-037	180- 85-075	AMD-P	02-10-086	180- 90-110	REP-E	02-08-037
180- 79A-030	AMD	02-04-015	180- 85-075	AMD	02-14-112	180- 90-110	REP-P	02-10-088
180- 79A-107	NEW-E	02-14-036	180- 86	PREP	02-06-076	180- 90-110	REP-W	02-14-110
180- 79A-117	AMD	02-04-018	180- 86-011	AMD-P	02-10-052	180- 90-110	REP-P	02-14-124
180- 79A-130	AMD	02-04-018	180- 86-011	AMD-P	02-14-122	180- 90-112	AMD-E	02-08-037
180- 79A-131	AMD-P	02-14-109	180- 86-011	AMD	02-19-050	180- 90-112	AMD-P	02-10-088
180- 79A-131	AMD	02-18-037	180- 86-013	AMD-P	02-10-052	180- 90-112	AMD-W	02-14-110
180- 79A-140	AMD	02-04-018	180- 86-013	AMD-P	02-14-122	180- 90-112	AMD-P	02-14-124
180- 79A-140	AMD	02-13-027	180- 86-013	AMD	02-19-050	180- 90-115	REP-E	02-08-037
180- 79A-140	AMD-P	02-14-109	180- 86-020	PREP	02-03-084	180- 90-115	REP-P	02-10-088
180- 79A-140	AMD	02-18-037	180- 86-020	REP-P	02-10-052	180- 90-115	REP-W	02-14-110
180- 79A-145	AMD-P	02-14-109	180- 86-020	REP-P	02-14-122	180- 90-115	REP-P	02-14-124
180- 79A-145	AMD	02-18-037	180- 86-020	REP	02-19-050	180- 90-119	REP-E	02-08-037
180- 79A-150	AMD	02-04-018	180- 86-030	AMD-P	02-10-052	180- 90-119	REP-P	02-10-088
180- 79A-150	PREP	02-10-050	180- 86-030	AMD-P	02-14-122	180- 90-119	REP-W	02-14-110
180- 79A-150	AMD-P	02-14-109	180- 86-030	AMD	02-19-050	180- 90-119	REP-P	02-14-124
180- 79A-150	AMD	02-18-037	180- 86-055	PREP	02-03-084	180- 90-120	REP-E	02-08-037
180- 79A-155	PREP	02-16-008	180- 86-055	REP-P	02-10-052	180- 90-120	REP-P	02-10-088
180- 79A-206	PREP	02-05-061	180- 86-055	REP-P	02-14-122	180- 90-120	REP-W	02-14-110
180- 79A-206	AMD-P	02-10-085	180- 86-055	REP	02-19-050	180- 90-120	REP-P	02-14-124
180- 79A-206	AMD	02-14-111	180- 86-065	AMD-P	02-10-052	180- 90-120	REP-E	02-08-037
180- 79A-211	AMD	02-04-018	180- 86-065	AMD-P	02-14-122	180- 90-123	REP-P	02-10-088
180- 79A-211	AMD-P	02-14-109	180- 86-065	AMD	02-19-050	180- 90-123	REP-W	02-14-110
180- 79A-211	AMD	02-18-037	180- 86-070	AMD-P	02-10-052	180- 90-123	REP-P	02-14-124
180- 79A-231	AMD	02-13-027	180- 86-070	AMD-P	02-14-122	180- 90-125	REP-E	02-08-037
180- 79A-231	PREP	02-16-010	180- 86-070	AMD	02-19-050	180- 90-125	REP-P	02-10-088
180- 79A-250	PREP	02-05-060	180- 86-075	AMD-P	02-10-052	180- 90-125	REP-W	02-14-110
180- 79A-250	AMD-P	02-10-087	180- 86-075	AMD-P	02-14-122	180- 90-125	REP-P	02-14-124
180- 79A-250	AMD-W	02-12-123	180- 86-075	AMD	02-19-050	180- 90-130	AMD-E	02-08-037
180- 79A-250	AMD-P	02-14-109	180- 86-100	AMD-P	02-10-052	180- 90-130	AMD-P	02-10-088
180- 79A-250	AMD	02-18-037	180- 86-100	AMD-P	02-14-122	180- 90-130	AMD-W	02-14-110
180- 81	PREP	02-06-072	180- 86-100	AMD	02-19-050	180- 90-130	AMD-P	02-14-124
180- 82	PREP	02-06-073	180- 86-116	AMD-P	02-10-052	180- 90-133	REP-E	02-08-037
180- 82-105	AMD	02-04-018	180- 86-116	AMD-P	02-14-122	180- 90-133	REP-P	02-10-088
180- 82-105	PREP	02-10-045	180- 86-116	AMD	02-19-050	180- 90-133	REP-W	02-14-110
180- 82-105	AMD-P	02-14-108	180- 86-130	AMD-P	02-10-052	180- 90-133	REP-P	02-14-124
180- 82-105	AMD	02-18-038	180- 86-130	AMD-P	02-14-122	180- 90-135	REP-E	02-08-037
180- 82-110	PREP	02-16-009	180- 86-130	AMD	02-19-050	180- 90-135	REP-P	02-10-088
180- 82-120	AMD-P	02-14-109	180- 86-140	AMD-P	02-10-052	180- 90-135	REP-W	02-14-110
180- 82-120	AMD	02-18-037	180- 86-140	AMD-P	02-14-122	180- 90-135	REP-P	02-14-124
180- 82-202	AMD	02-04-018	180- 86-140	AMD	02-19-050	180- 90-137	REP-E	02-08-037
180- 82-322	AMD	02-04-018	180- 86-145	AMD-P	02-10-052	180- 90-137	REP-P	02-10-088
180- 82-346	AMD	02-04-016	180- 86-145	AMD-P	02-14-122	180- 90-137	REP-W	02-14-110
180- 82-350	AMD	02-04-018	180- 86-145	AMD	02-19-050	180- 90-137	REP-P	02-14-124
180- 82A-002	NEW	02-04-013	180- 86-160	AMD-P	02-10-052	180- 90-141	AMD-E	02-08-037
180- 82A-004	NEW-W	02-13-028	180- 86-160	AMD-P	02-14-122	180- 90-141	AMD-P	02-10-088
180- 82A-200	NEW	02-04-013	180- 86-160	AMD	02-19-050	180- 90-141	AMD-W	02-14-110
180- 82A-201	NEW-W	02-13-028	180- 86-170	AMD-P	02-10-052	180- 90-141	AMD-P	02-14-124
180- 82A-202	NEW	02-04-013	180- 86-170	AMD-P	02-14-122	180- 90-160	AMD-E	02-08-037
180- 82A-204	NEW	02-04-013	180- 86-170	AMD	02-19-050	180- 90-160	AMD-P	02-10-088

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-90-160	AMD-W	02-14-110	182-25-020	AMD-P	02-15-176	196-26-020	REP-P	02-08-075
180-90-160	AMD-P	02-14-124	182-25-020	AMD	02-19-053	196-26-020	REP	02-13-080
180-95	PREP	02-06-079	182-25-040	AMD-P	02-15-180	196-26-030	REP-P	02-08-075
180-96	PREP	02-06-080	182-25-040	AMD	02-19-054	196-26-030	REP	02-13-080
180-97	PREP	02-08-040	182-25-041	NEW-E	02-18-090	196-26A-010	NEW-P	02-08-075
180-97-003	AMD-E	02-08-034	182-25-080	AMD-P	02-15-176	196-26A-010	NEW	02-13-080
180-97-003	AMD-P	02-14-121	182-25-080	AMD	02-19-053	196-26A-020	NEW-P	02-08-075
180-97-003	AMD	02-18-061	182-25-085	AMD-P	02-15-180	196-26A-020	NEW	02-13-080
180-97-005	REP-E	02-08-034	182-25-085	AMD	02-19-054	196-26A-025	NEW-P	02-08-075
180-97-005	REP-P	02-14-121	182-25-090	AMD-P	02-15-180	196-26A-025	NEW	02-13-080
180-97-005	REP	02-18-061	182-25-090	AMD	02-19-054	196-26A-030	NEW-P	02-08-075
180-97-010	AMD-E	02-08-034	192-16-013	REP-X	02-08-071	196-26A-030	NEW	02-13-080
180-97-010	AMD-P	02-14-121	192-16-013	REP	02-14-035	196-26A-035	NEW-P	02-08-075
180-97-010	AMD	02-18-061	192-16-021	REP	02-08-072	196-26A-035	NEW	02-13-080
180-97-015	REP-E	02-08-034	192-16-033	REP-E	02-03-074	196-26A-040	NEW-P	02-08-075
180-97-015	REP-P	02-14-121	192-16-033	PREP	02-07-064	196-26A-040	NEW	02-13-080
180-97-015	REP	02-18-061	192-16-033	REP-E	02-07-065	196-26A-045	NEW-P	02-08-075
180-97-020	REP-E	02-08-034	192-16-036	REP-E	02-03-074	196-26A-045	NEW	02-13-080
180-97-020	REP-P	02-14-121	192-16-036	PREP	02-07-064	196-26A-050	NEW-P	02-08-075
180-97-020	REP	02-18-061	192-16-036	REP-P	02-07-065	196-26A-050	NEW	02-13-080
180-97-040	AMD-E	02-08-034	192-16-040	REP-E	02-03-074	196-26A-055	NEW-P	02-08-075
180-97-040	AMD-P	02-14-121	192-16-040	PREP	02-07-064	196-26A-055	NEW	02-13-080
180-97-040	AMD	02-18-061	192-16-040	REP-P	02-07-065	196-26A-060	NEW-P	02-08-075
180-97-050	REP-E	02-08-034	192-16-042	REP-E	02-03-074	196-26A-060	NEW	02-13-080
180-97-050	REP-P	02-14-121	192-16-042	PREP	02-07-064	196-26A-070	NEW-P	02-08-075
180-97-050	REP	02-18-061	192-16-042	REP-P	02-07-065	196-26A-070	NEW	02-13-080
180-97-060	AMD-E	02-08-034	192-16-045	REP-E	02-03-074	196-27-010	REP-P	02-15-139
180-97-060	AMD-P	02-14-121	192-16-045	PREP	02-07-064	196-27-020	REP-P	02-15-139
180-97-060	AMD	02-18-061	192-16-045	REP-P	02-07-065	196-27A-010	NEW-P	02-15-139
180-97-070	REP-E	02-08-034	192-16-047	REP-E	02-03-074	196-27A-020	NEW-P	02-15-139
180-97-070	REP-P	02-14-121	192-16-047	PREP	02-07-064	196-27A-030	NEW-P	02-15-139
180-97-070	REP	02-18-061	192-16-047	REP-P	02-07-065	197-11	PREP	02-20-080
180-97-080	AMD-E	02-08-034	192-150	PREP	02-20-095	204-24-030	AMD-P	02-15-072
180-97-080	AMD-P	02-14-121	192-150-055	NEW-X	02-08-071	204-24-030	AMD	02-19-055
180-97-080	AMD	02-18-061	192-150-055	NEW	02-14-035	204-24-050	AMD-P	02-15-072
180-97-090	REP-E	02-08-034	192-150-060	NEW	02-08-072	204-24-050	AMD	02-19-055
180-97-090	REP-P	02-14-121	192-170	PREP	02-20-095	204-36-030	AMD	02-07-055
180-97-090	REP	02-18-061	192-170-050	NEW	02-08-072	204-36-040	AMD	02-07-055
180-97-100	REP-E	02-08-034	192-180-010	PREP	02-20-095	204-36-060	AMD	02-07-055
180-97-100	REP-P	02-14-121	192-180-012	NEW	02-08-072	204-91A-010	AMD	02-07-056
180-97-100	REP	02-18-061	192-180-015	PREP	02-20-095	204-91A-030	AMD	02-07-056
181-01-001	NEW-P	02-17-100	192-210-005	AMD-P	02-12-126	204-91A-060	AMD	02-07-056
182	PREP	02-11-034	192-210-005	AMD-E	02-12-127	204-91A-090	AMD	02-07-056
182	PREP	02-11-035	192-210-005	AMD	02-19-009	204-91A-120	AMD	02-07-056
182-08-190	AMD-P	02-15-178	192-210-015	AMD-P	02-12-126	204-91A-130	AMD	02-07-056
182-08-190	AMD	02-18-088	192-210-015	AMD-E	02-12-127	204-91A-140	AMD	02-07-056
182-12-111	AMD-P	02-15-177	192-210-015	AMD	02-19-009	204-91A-170	AMD	02-07-056
182-12-111	AMD	02-18-087	192-210-020	NEW-P	02-12-126	204-91A-180	AMD	02-07-056
182-12-119	AMD-P	02-15-177	192-210-020	NEW-E	02-12-127	204-95	PREP	02-11-037
182-12-119	AMD	02-18-087	192-210-020	NEW	02-19-009	204-95-030	AMD-P	02-16-046
182-12-132	AMD-P	02-15-177	192-240-010	NEW-E	02-03-074	204-95-080	AMD-P	02-16-046
182-12-132	AMD	02-18-087	192-240-015	NEW-E	02-03-074	208-424-010	NEW-P	02-11-010
182-12-220	AMD-P	02-15-178	192-240-020	NEW-E	02-03-074	208-424-010	NEW	02-14-038
182-12-220	AMD	02-18-088	192-240-025	NEW-E	02-03-074	208-424-020	NEW-P	02-11-010
182-12-230	NEW-P	02-05-078	192-240-030	NEW-E	02-03-074	208-424-020	NEW	02-14-038
182-12-230	NEW	02-08-047	192-240-030	NEW-E	02-07-065	208-424-030	NEW-P	02-11-010
182-12-230	AMD-P	02-15-177	192-240-035	NEW-E	02-03-074	208-424-030	NEW	02-14-038
182-12-230	AMD	02-18-087	192-240-040	NEW-E	02-03-074	208-472	AMD	02-04-094
182-20-250	NEW-P	02-15-179	192-240-040	NEW-E	02-07-065	208-472-010	AMD	02-04-094
182-20-250	NEW	02-18-089	192-240-045	NEW-E	02-07-065	208-472-012	REP	02-04-094
182-25-010	PREP	02-18-086	196-09	PREP	02-13-079	208-472-015	AMD	02-04-094
182-25-010	AMD-E	02-18-090	196-24-041	PREP	02-13-079	208-472-020	AMD	02-04-094

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
208-472-025	AMD	02-04-094	212- 12-280	NEW-E	02-03-060	220- 20-025	AMD	02-08-048
208-472-030	NEW	02-04-094	212- 12-280	NEW-P	02-17-102	220- 20-025	AMD-X	02-15-025
208-472-035	NEW	02-04-094	212- 12-290	NEW-E	02-03-060	220- 20-075	NEW	02-05-046
208-472-041	REP	02-04-094	212- 12-290	NEW-P	02-17-102	220- 20-080	NEW-P	02-13-134
208-472-045	REP	02-04-094	212- 12-300	NEW-E	02-03-060	220- 20-08000A	NEW-E	02-14-089
208-472-050	REP	02-04-094	212- 12-300	NEW-P	02-17-102	220- 20-100	NEW	02-08-048
208-472-060	REP	02-04-094	212- 12-310	NEW-E	02-03-060	220- 20-100	NEW-W	02-15-088
208-472-065	REP	02-04-094	212- 12-310	NEW-P	02-17-102	220- 22-40000D	NEW-E	02-19-040
208-472-070	REP	02-04-094	212- 12-320	NEW-E	02-03-060	220- 24-04000B	NEW-E	02-10-078
208-472-075	REP	02-04-094	212- 12-320	NEW-P	02-17-102	220- 24-04000B	REP-E	02-10-078
208-472-080	REP	02-04-094	212- 12-330	NEW-E	02-03-060	220- 24-04000B	REP-E	02-10-120
208-620-160	AMD-P	02-12-004	212- 12-330	NEW-P	02-17-102	220- 24-04000C	NEW-E	02-10-120
208-660-125	AMD-P	02-12-003	212- 12-340	NEW-E	02-03-060	220- 24-04000C	REP-E	02-10-120
212- 12-001	PREP	02-07-018	212- 12-340	NEW-P	02-17-102	220- 24-04000C	REP-E	02-13-003
212- 12-001	AMD-P	02-11-038	212- 12-350	NEW-E	02-03-060	220- 24-04000D	NEW-E	02-14-090
212- 12-001	AMD	02-16-023	212- 12-350	NEW-P	02-17-102	220- 24-04000D	REP-E	02-14-090
212- 12-005	PREP	02-07-018	212- 12-360	NEW-E	02-03-060	220- 24-04000E	NEW-E	02-15-041
212- 12-005	AMD-P	02-11-038	212- 12-360	NEW-P	02-17-102	220- 24-04000E	REP-E	02-15-041
212- 12-005	AMD	02-16-023	212- 12-370	NEW-E	02-03-060	220- 24-04000F	NEW-E	02-16-013
212- 12-010	PREP	02-07-018	212- 12-370	NEW-P	02-17-102	220- 24-04000F	REP-E	02-16-013
212- 12-010	AMD-P	02-11-038	212- 12-380	NEW-E	02-03-060	220- 24-04000G	NEW-E	02-17-010
212- 12-010	AMD	02-16-023	212- 12-380	NEW-P	02-17-102	220- 24-04000G	REP-E	02-17-010
212- 12-011	PREP	02-07-018	212- 12-390	NEW-E	02-03-060	220- 24-04000H	NEW-E	02-18-010
212- 12-011	AMD-P	02-11-038	212- 12-390	NEW-P	02-17-102	220- 24-04000H	REP-E	02-18-010
212- 12-011	AMD	02-16-023	212- 12-400	NEW-E	02-03-060	220- 32-05100K	REP-E	02-04-073
212- 12-015	PREP	02-07-018	212- 12-400	NEW-P	02-17-102	220- 32-05100L	NEW-E	02-04-073
212- 12-015	AMD-P	02-11-038	212- 12-410	NEW-E	02-03-060	220- 32-05100L	REP-E	02-04-073
212- 12-015	AMD	02-16-023	212- 12-410	NEW-P	02-17-102	220- 32-05100L	REP-E	02-07-011
212- 12-020	PREP	02-07-018	212- 12-420	NEW-E	02-03-060	220- 32-05100M	NEW-E	02-07-011
212- 12-020	AMD-P	02-11-038	212- 12-420	NEW-P	02-17-102	220- 32-05100M	REP-E	02-07-011
212- 12-020	AMD	02-16-023	220- 12-005	NEW-P	02-13-107	220- 32-05100M	REP-E	02-07-044
212- 12-025	PREP	02-07-018	220- 12-005	NEW	02-19-007	220- 32-05100N	NEW-E	02-07-044
212- 12-025	AMD-P	02-11-038	220- 12-090	NEW-P	02-13-107	220- 32-05100N	REP-E	02-07-044
212- 12-025	AMD	02-16-023	220- 12-090	NEW	02-19-007	220- 32-05100P	NEW-E	02-10-042
212- 12-030	PREP	02-07-018	220- 12-09000A	NEW-E	02-15-001	220- 32-05100P	REP-E	02-10-042
212- 12-030	AMD-P	02-11-038	220- 16-028	AMD	02-08-048	220- 32-05100Q	NEW-E	02-11-003
212- 12-030	AMD	02-16-023	220- 16-410	AMD-W	02-05-035	220- 32-05100Q	REP-E	02-11-003
212- 12-035	PREP	02-07-018	220- 16-480	AMD	02-08-027	220- 32-05100R	NEW-E	02-11-049
212- 12-035	AMD-P	02-11-038	220- 16-760	NEW	02-08-048	220- 32-05100R	REP-E	02-11-049
212- 12-035	AMD	02-16-023	220- 16-760	AMD-P	02-13-088	220- 32-05100S	NEW-E	02-11-085
212- 12-035	AMD	02-16-023	220- 16-760	AMD-P	02-13-088	220- 32-05100S	REP-E	02-11-085
212- 12-040	PREP	02-07-018	220- 16-760	NEW-W	02-15-088	220- 32-05100S	REP-E	02-11-146
212- 12-040	AMD-P	02-11-038	220- 16-760	AMD	02-17-017	220- 32-05100S	REP-E	02-11-146
212- 12-040	AMD	02-16-023	220- 16-770	NEW-W	02-15-088	220- 32-05100T	NEW-E	02-14-138
212- 12-044	PREP	02-07-018	220- 16-780	NEW	02-08-048	220- 32-05100T	REP-E	02-14-138
212- 12-044	AMD-P	02-11-038	220- 16-780	AMD-P	02-13-088	220- 32-05100U	NEW-E	02-17-064
212- 12-044	AMD	02-16-023	220- 16-780	NEW-W	02-15-088	220- 32-05100U	REP-E	02-18-079
212- 12-200	NEW-E	02-03-060	220- 16-780	AMD	02-17-017	220- 32-05100V	NEW-E	02-18-079
212- 12-200	NEW-P	02-17-102	220- 16-78000A	NEW-E	02-10-118	220- 32-05100V	REP-E	02-19-074
212- 12-210	NEW-E	02-03-060	220- 16-790	NEW	02-08-048	220- 32-05100W	NEW-E	02-19-074
212- 12-210	NEW-P	02-17-102	220- 16-790	AMD-P	02-13-088	220- 32-05100W	REP-E	02-19-074
212- 12-220	NEW-E	02-03-060	220- 16-790	NEW-W	02-15-088	220- 32-05100X	NEW-E	02-20-008
212- 12-220	NEW-P	02-17-102	220- 16-790	AMD	02-17-017	220- 32-05100X	REP-E	02-20-008
212- 12-230	NEW-E	02-03-060	220- 16-79000A	NEW-E	02-10-118	220- 32-05500E	NEW-E	02-11-146
212- 12-230	NEW-P	02-17-102	220- 16-800	NEW-W	02-15-088	220- 32-05500E	REP-E	02-11-146
212- 12-240	NEW-E	02-03-060	220- 20-001	NEW-P	02-13-085	220- 32-05700P	NEW-E	02-11-146
212- 12-240	NEW-P	02-17-102	220- 20-001	NEW	02-16-069	220- 32-05700P	REP-E	02-11-146
212- 12-250	NEW-E	02-03-060	220- 20-010	AMD	02-08-048	220- 32-05700Q	NEW-E	02-20-033
212- 12-250	NEW-P	02-17-102	220- 20-015	AMD-X	02-15-025	220- 32-05700Q	REP-E	02-20-033
212- 12-260	NEW-E	02-03-060	220- 20-016	PREP	02-06-107	220- 33-01000I	NEW-E	02-04-077
212- 12-260	NEW-P	02-17-102	220- 20-016	AMD-X	02-11-073	220- 33-01000I	REP-E	02-04-077
212- 12-270	NEW-E	02-03-060	220- 20-016	AMD-C	02-16-002	220- 33-01000J	NEW-E	02-05-056
212- 12-270	NEW-P	02-17-102	220- 20-020	AMD-X	02-15-025	220- 33-01000J	REP-E	02-05-056

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-33-01000J	REP-E	02-07-010	220-44-05000M	REP-E	02-18-081	220-52-05100E	NEW-E	02-15-031
220-33-01000K	NEW-E	02-07-010	220-44-05000N	NEW-E	02-18-081	220-52-05100E	REP-E	02-15-104
220-33-01000K	REP-E	02-07-010	220-44-05000N	REP-E	02-20-009	220-52-05100F	NEW-E	02-15-104
220-33-01000K	REP-E	02-07-094	220-44-05000P	NEW-E	02-20-009	220-52-05100F	REP-E	02-16-011
220-33-01000L	NEW-E	02-07-094	220-47-301	AMD-X	02-11-073	220-52-05100G	NEW-E	02-16-011
220-33-01000L	REP-E	02-07-094	220-47-301	AMD-W	02-16-003	220-52-05100G	REP-E	02-16-049
220-33-01000L	REP-E	02-08-014	220-47-311	AMD-X	02-11-073	220-52-05100H	NEW-E	02-16-049
220-33-01000M	NEW-E	02-08-014	220-47-311	AMD	02-16-004	220-52-05100H	REP-E	02-17-020
220-33-01000M	REP-E	02-08-025	220-47-401	AMD-X	02-11-073	220-52-05100I	NEW-E	02-17-020
220-33-01000N	NEW-E	02-08-025	220-47-401	AMD	02-16-004	220-52-05100I	REP-E	02-17-037
220-33-01000N	REP-E	02-08-025	220-47-40100D	NEW-E	02-19-039	220-52-05100J	NEW-E	02-17-037
220-33-01000P	NEW-E	02-16-063	220-47-40100D	REP-E	02-19-039	220-52-05100J	REP-E	02-18-021
220-33-01000P	REP-E	02-16-063	220-47-411	AMD-X	02-11-073	220-52-05100K	NEW-E	02-18-021
220-33-01000Q	NEW-E	02-17-021	220-47-411	AMD	02-16-004	220-52-05100K	REP-E	02-18-059
220-33-01000Q	REP-E	02-17-021	220-47-42700B	NEW-E	02-17-042	220-52-05100L	NEW-E	02-18-059
220-33-01000R	NEW-E	02-17-063	220-47-428	AMD-X	02-11-073	220-52-05100L	REP-E	02-19-002
220-33-01000R	REP-E	02-17-063	220-47-428	AMD	02-16-004	220-52-05100M	NEW-E	02-19-002
220-33-01000R	REP-E	02-19-073	220-47-430	AMD-X	02-11-073	220-52-05100M	REP-E	02-19-111
220-33-01000S	NEW-E	02-19-073	220-47-430	AMD	02-16-004	220-52-05100M	REP-E	02-19-111
220-33-01000S	REP-E	02-19-073	220-47-901	NEW-E	02-16-056	220-52-05100N	NEW-E	02-19-111
220-33-01000S	REP-E	02-20-010	220-47-902	NEW-E	02-18-007	220-52-05100Y	NEW-E	02-09-021
220-33-01000T	NEW-E	02-20-010	220-47-902	REP-E	02-18-007	220-52-05100Y	REP-E	02-09-067
220-33-01000T	REP-E	02-20-010	220-48-005	AMD	02-08-026	220-52-05100Z	NEW-E	02-09-067
220-33-01000T	REP-E	02-20-038	220-48-015	AMD-W	02-15-086	220-52-05100Z	REP-E	02-10-004
220-33-01000U	NEW-E	02-20-038	220-48-01500P	NEW-E	02-17-012	220-52-071	AMD-P	02-13-090
220-33-01000U	REP-E	02-20-038	220-48-029	AMD-P	02-13-108	220-52-071	AMD	02-17-016
220-33-01000V	NEW-E	02-20-064	220-48-029	AMD-W	02-15-086	220-52-07100W	NEW-E	02-15-002
220-33-01000V	REP-E	02-20-064	220-48-032	AMD-P	02-13-108	220-52-07100W	REP-E	02-16-012
220-33-03000S	NEW-E	02-11-014	220-48-05100Q	NEW-E	02-19-051	220-52-07100X	NEW-E	02-16-012
220-33-03000S	REP-E	02-11-014	220-49-013	AMD	02-08-026	220-52-07100X	REP-E	02-17-066
220-33-04000N	REP-E	02-04-072	220-49-056	AMD	02-08-026	220-52-07100Y	NEW-E	02-17-066
220-33-04000P	NEW-E	02-04-072	220-52-03000R	NEW-E	02-11-043	220-52-07100Y	REP-E	02-18-022
220-33-04000P	REP-E	02-04-072	220-52-03000R	REP-E	02-11-043	220-52-07100Z	NEW-E	02-18-022
220-33-04000P	REP-E	02-04-102	220-52-04000F	REP-E	02-03-068	220-52-07100Z	REP-E	02-20-047
220-33-04000Q	NEW-E	02-04-102	220-52-04000G	NEW-E	02-15-124	220-52-073	AMD-P	02-13-090
220-33-04000Q	REP-E	02-04-102	220-52-04000G	REP-E	02-15-124	220-52-073	AMD	02-17-016
220-33-04000Q	REP-E	02-06-036	220-52-04000H	NEW-E	02-19-040	220-52-07300Q	REP-E	02-03-025
220-33-04000R	NEW-E	02-06-036	220-52-04600A	REP-E	02-03-024	220-52-07300R	NEW-E	02-03-025
220-33-04000R	REP-E	02-06-036	220-52-04600B	NEW-E	02-03-024	220-52-07300R	REP-E	02-03-067
220-36-02300B	NEW-E	02-16-050	220-52-04600B	REP-E	02-03-050	220-52-07300S	NEW-E	02-03-067
220-36-02300B	REP-E	02-16-103	220-52-04600C	NEW-E	02-03-050	220-52-07300S	REP-E	02-03-090
220-36-02300C	NEW-E	02-16-103	220-52-04600C	REP-E	02-04-093	220-52-07300T	NEW-E	02-03-090
220-36-02300C	REP-E	02-19-038	220-52-04600D	NEW-E	02-04-093	220-52-07300T	REP-E	02-04-035
220-36-02300D	NEW-E	02-19-038	220-52-04600D	REP-E	02-07-037	220-52-07300U	NEW-E	02-04-035
220-40-02100W	NEW-E	02-15-040	220-52-04600E	NEW-E	02-07-037	220-52-07300U	REP-E	02-04-078
220-40-02100W	REP-E	02-15-040	220-52-04600E	REP-E	02-07-075	220-52-07300V	NEW-E	02-04-078
220-40-027	AMD-X	02-11-072	220-52-04600F	NEW-E	02-07-075	220-52-07300V	REP-E	02-07-046
220-40-027	AMD	02-16-021	220-52-04600F	REP-E	02-07-075	220-52-07300W	NEW-E	02-07-092
220-40-02700A	NEW-E	02-20-065	220-52-04600F	REP-E	02-08-070	220-52-07300W	REP-E	02-07-092
220-40-02700A	REP-E	02-20-065	220-52-04600G	NEW-E	02-08-070	220-52-07500D	NEW-E	02-09-021
220-40-02700Z	NEW-E	02-20-018	220-52-04600G	REP-E	02-08-070	220-52-07500D	REP-E	02-10-004
220-40-02700Z	REP-E	02-20-018	220-52-04600H	NEW-E	02-19-040	220-52-07500E	NEW-E	02-10-004
220-44-05000H	REP-E	02-04-060	220-52-04700J	NEW-E	02-19-040	220-55-001	AMD-P	02-13-084
220-44-05000I	NEW-E	02-04-060	220-52-050	AMD-W	02-11-026	220-55-001	AMD	02-16-070
220-44-05000I	REP-E	02-07-093	220-52-05000E	NEW-E	02-15-013	220-55-00100A	NEW-E	02-10-106
220-44-05000J	NEW-E	02-07-093	220-52-05100A	NEW-E	02-10-004	220-55-100	AMD-P	02-13-084
220-44-05000J	REP-E	02-11-042	220-52-05100A	REP-E	02-10-043	220-55-100	AMD	02-16-070
220-44-05000K	NEW-E	02-11-042	220-52-05100B	NEW-E	02-10-043	220-55-200	NEW-P	02-12-130
220-44-05000K	REP-E	02-15-036	220-52-05100B	REP-E	02-13-023	220-55-200	NEW	02-15-038
220-44-05000L	NEW-E	02-15-036	220-52-05100C	NEW-E	02-13-023	220-55-20000A	REP-P	02-12-130
220-44-05000L	REP-E	02-16-019	220-52-05100C	REP-E	02-14-068	220-55-20000A	REP	02-15-038
220-44-05000M	NEW-E	02-16-019	220-52-05100D	NEW-E	02-14-068	220-55-20000B	NEW-E	02-13-045
220-44-05000M	REP-E	02-16-019	220-52-05100D	REP-E	02-15-031	220-56-100	AMD	02-08-048

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-56-105	AMD	02-08-048	220-56-315	AMD	02-08-048	220-56-355	AMD-P	02-13-091
220-56-115	AMD	02-09-001	220-56-315	AMD-P	02-15-106	220-56-355	AMD	02-17-019
220-56-116	AMD	02-08-048	220-56-315	AMD	02-19-014	220-56-35500B	NEW-E	02-07-076
220-56-124	AMD-X	02-10-127	220-56-31500A	NEW-E	02-09-003	220-56-35500C	NEW-E	02-15-120
220-56-124	AMD	02-15-097	220-56-31500A	REP-E	02-09-003	220-56-36000L	NEW-E	02-03-053
220-56-128	AMD	02-08-048	220-56-31500B	NEW-E	02-11-020	220-56-36000L	REP-E	02-03-053
220-56-15600A	NEW-E	02-10-108	220-56-31500C	NEW-E	02-19-037	220-56-36000L	REP-E	02-04-039
220-56-193	NEW-P	02-10-124	220-56-32500A	NEW-E	02-15-125	220-56-36000M	NEW-E	02-04-039
220-56-193	NEW	02-13-026	220-56-32500A	REP-E	02-16-044	220-56-36000M	REP-E	02-04-039
220-56-194	NEW-P	02-10-124	220-56-32500B	NEW-E	02-16-044	220-56-36000N	NEW-E	02-07-012
220-56-194	NEW	02-13-026	220-56-32500T	NEW-E	02-08-028	220-56-36000N	REP-E	02-07-012
220-56-195	AMD-X	02-10-127	220-56-32500T	REP-E	02-09-003	220-56-36000P	NEW-E	02-10-012
220-56-195	AMD	02-15-097	220-56-32500U	NEW-E	02-10-028	220-56-36000P	REP-E	02-10-012
220-56-19500I	NEW-E	02-11-086	220-56-32500U	REP-E	02-11-013	220-56-36000Q	NEW-E	02-11-012
220-56-19500I	REP-E	02-11-086	220-56-32500V	NEW-E	02-11-013	220-56-36000Q	REP-E	02-11-012
220-56-19500J	NEW-E	02-17-038	220-56-32500V	REP-E	02-11-041	220-56-380	AMD	02-08-048
220-56-19500J	REP-E	02-17-038	220-56-32500W	NEW-E	02-11-041	220-56-38000C	REP-E	02-06-035
220-56-210	AMD	02-08-048	220-56-32500W	REP-E	02-11-134	220-56-38000D	NEW-E	02-06-035
220-56-235	AMD	02-09-001	220-56-32500X	NEW-E	02-11-134	220-56-38000D	REP-E	02-10-029
220-56-23500L	NEW-E	02-03-002	220-56-32500X	REP-E	02-12-054	220-56-38000E	NEW-E	02-10-029
220-56-23500L	REP-E	02-07-004	220-56-32500Y	NEW-E	02-12-054	220-69	PREP	02-10-105
220-56-23500M	NEW-E	02-07-004	220-56-32500Y	REP-E	02-14-004	220-69-240	AMD-P	02-13-134
220-56-23500M	REP-E	02-15-003	220-56-32500Z	NEW-E	02-14-004	220-69-24000A	NEW-E	02-10-004
220-56-23500N	NEW-E	02-15-003	220-56-32500Z	REP-E	02-15-125	220-69-24000A	REP-E	02-10-043
220-56-25000C	NEW-E	02-15-105	220-56-33000D	NEW-E	02-03-051	220-69-24000B	NEW-E	02-10-043
220-56-25000D	NEW-E	02-07-025	220-56-33000D	REP-E	02-05-001	220-69-24000B	REP-E	02-13-023
220-56-25000D	REP-E	02-07-025	220-56-33000E	NEW-E	02-05-001	220-69-24000C	NEW-E	02-13-023
220-56-255	AMD-W	02-15-087	220-56-33000E	REP-E	02-07-037	220-69-24000C	REP-E	02-14-068
220-56-25500A	NEW-E	02-14-139	220-56-33000F	NEW-E	02-07-037	220-69-24000D	NEW-E	02-14-068
220-56-25500A	REP-E	02-15-024	220-56-33000F	REP-E	02-07-075	220-69-24000E	NEW-E	02-19-040
220-56-25500B	NEW-E	02-15-024	220-56-33000G	NEW-E	02-07-075	220-69-241	AMD-P	02-13-134
220-56-25500B	REP-E	02-15-105	220-56-33000G	REP-E	02-08-070	220-74-020	AMD-P	02-06-109
220-56-25500C	REP-E	02-15-109	220-56-33000H	NEW-E	02-08-070	220-74-020	AMD	02-10-023
220-56-25500D	NEW-E	02-15-109	220-56-33000H	REP-E	02-11-050	220-77-020	AMD	02-06-018
220-56-25500X	NEW-E	02-09-045	220-56-33000H	REP-E	02-11-094	220-77-040	AMD	02-06-018
220-56-25500X	REP-E	02-12-014	220-56-33000I	NEW-E	02-11-050	220-77-09000A	NEW-E	02-04-069
220-56-25500Y	NEW-E	02-12-014	220-56-33000I	REP-E	02-11-094	220-77-09000A	REP-E	02-04-089
220-56-25500Y	REP-E	02-13-044	220-56-33000J	NEW-E	02-11-094	220-77-09000B	NEW-E	02-04-089
220-56-25500Z	NEW-E	02-13-044	220-56-33000J	REP-E	02-11-132	220-77-095	AMD-P	02-13-136
220-56-25500Z	REP-E	02-14-139	220-56-33000K	NEW-E	02-11-132	220-77-095	AMD	02-17-015
220-56-265	AMD	02-08-048	220-56-33000K	REP-E	02-13-002	220-77-100	NEW-W	02-11-027
220-56-270	AMD	02-08-048	220-56-33000L	NEW-E	02-13-002	220-77-105	NEW-W	02-11-027
220-56-27000L	REP-E	02-06-036	220-56-33000L	REP-E	02-14-025	220-88C-04000	NEW-E	02-13-051
220-56-27000M	NEW-E	02-06-036	220-56-33000M	NEW-E	02-14-025	220-88C-04000	REP-E	02-19-072
220-56-27000M	REP-E	02-06-036	220-56-33000M	REP-E	02-15-039	220-88C-04000	NEW-E	02-19-071
220-56-282	AMD	02-08-048	220-56-33000N	NEW-E	02-15-039	220-88C-04000	REP-E	02-19-072
220-56-28200D	NEW-E	02-06-017	220-56-33000N	REP-E	02-18-004	220-88C-04000	NEW-E	02-19-072
220-56-28200D	REP-E	02-06-017	220-56-33000P	NEW-E	02-18-004	220-88C-04000	REP-E	02-20-019
220-56-28200E	NEW-E	02-10-119	220-56-33000P	REP-E	02-19-003	220-95-100	AMD-P	02-13-086
220-56-28200F	NEW-E	02-15-014	220-56-33000Q	NEW-E	02-19-003	220-95-100	AMD	02-17-014
220-56-28200F	REP-E	02-15-095	220-56-335	AMD	02-08-048	220-95-110	AMD-P	02-13-086
220-56-285	AMD	02-08-048	220-56-350	AMD	02-08-048	220-95-110	AMD	02-17-014
220-56-28500B	NEW-E	02-05-010	220-56-350	AMD-P	02-13-091	220-130-040	AMD-W	02-02-089
220-56-28500B	REP-E	02-10-063	220-56-350	AMD	02-17-019	222-10-040	AMD-P	02-05-087
220-56-28500C	NEW-E	02-11-006	220-56-35000J	REP-E	02-06-035	222-10-040	AMD	02-11-075
220-56-28500C	REP-E	02-11-006	220-56-35000K	NEW-E	02-06-035	222-10-041	AMD-P	02-05-087
220-56-28500C	REP-E	02-11-039	220-56-35000K	REP-E	02-10-029	222-10-041	AMD	02-11-075
220-56-28500D	NEW-E	02-11-039	220-56-35000L	NEW-E	02-10-029	222-16-050	AMD-E	02-05-086
220-56-307	REP	02-08-048	220-56-35000L	REP-E	02-13-011	222-16-050	PREP	02-07-023
220-56-310	AMD	02-08-048	220-56-35000M	NEW-E	02-13-011	222-16-050	AMD-P	02-11-138
220-56-31000U	NEW-E	02-09-003	220-56-35000M	REP-E	02-20-011	222-16-050	AMD-E	02-15-083
220-56-31000U	REP-E	02-09-003	220-56-355	AMD	02-08-048	222-16-050	AMD	02-17-099

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
222- 21	PREP	02-17-098	230- 20-230	REP	02-11-084	232- 28-277	REP	02-15-019
222- 21-010	AMD	02-05-084	230- 20-244	AMD	02-06-006	232- 28-278	AMD-P	02-06-126
222- 21-020	AMD	02-05-084	230- 20-246	AMD	02-06-006	232- 28-278	AMD	02-11-069
222- 21-045	AMD	02-05-084	230- 20-249	AMD	02-06-006	232- 28-279	AMD-P	02-06-123
222- 21-050	AMD	02-05-084	230- 30-033	AMD	02-06-007	232- 28-279	AMD	02-11-069
222- 21-061	NEW	02-05-084	230- 30-045	AMD	02-06-007	232- 28-279	AMD-P	02-13-138
226- 01-040	AMD-X	02-03-038	230- 30-072	AMD	02-06-007	232- 28-279	AMD	02-18-005
226- 01-040	AMD	02-08-076	230- 30-106	AMD-P	02-06-038	232- 28-282	NEW-P	02-10-128
226- 01-050	AMD-X	02-03-038	230- 30-106	AMD	02-10-003	232- 28-282	NEW	02-15-019
226- 01-050	AMD	02-08-076	230- 40-120	AMD-W	02-14-103	232- 28-299	AMD-P	02-10-128
226- 12-080	AMD-X	02-03-038	230- 40-610	AMD-P	02-12-076	232- 28-299	AMD	02-15-018
226- 12-080	AMD	02-08-076	230- 40-610	AMD	02-17-033	232- 28-425	REP-P	02-13-137
226- 16-160	AMD-X	02-03-038	230- 40-800	AMD-P	02-07-081	232- 28-425	REP	02-18-005
226- 16-160	AMD	02-08-076	230- 40-800	AMD	02-11-084	232- 28-42500C	NEW-E	02-03-052
226- 20-010	AMD-X	02-03-038	230- 40-897	REP-P	02-07-081	232- 28-42500C	REP-E	02-03-052
226- 20-010	AMD	02-08-076	230- 40-897	REP	02-11-084	232- 28-426	NEW-P	02-13-137
230- 02-145	REP-P	02-07-081	230- 50-010	AMD-P	02-13-111	232- 28-426	NEW	02-18-005
230- 02-145	REP	02-11-084	230- 50-010	AMD	02-17-035	232- 28-619	AMD	02-08-048
230- 02-205	AMD-S	02-03-077	232- 12-011	AMD-P	02-06-122	232- 28-619	AMD-X	02-10-127
230- 02-205	AMD-W	02-16-083	232- 12-011	AMD	02-08-048	232- 28-619	AMD-P	02-13-088
230- 04-064	AMD-P	02-06-037	232- 12-011	AMD	02-11-069	232- 28-619	AMD	02-15-097
230- 04-064	AMD	02-10-002	232- 12-014	AMD-P	02-06-122	232- 28-619	AMD-P	02-15-106
230- 04-180	AMD-P	02-13-112	232- 12-014	AMD	02-11-069	232- 28-619	AMD	02-20-082
230- 04-180	AMD	02-17-034	232- 12-016	NEW-P	02-13-107	232- 28-61900A	NEW-E	02-08-022
230- 04-202	AMD-W	02-02-090	232- 12-016	NEW	02-19-007	232- 28-61900A	REP-E	02-11-001
230- 04-202	AMD-P	02-13-111	232- 12-01600A	NEW-E	02-15-001	232- 28-61900A	NEW-E	02-15-159
230- 04-202	AMD-W	02-16-024	232- 12-017	AMD-P	02-13-107	232- 28-61900A	REP-E	02-15-159
230- 04-202	AMD-P	02-17-032	232- 12-017	AMD	02-19-007	232- 28-61900B	NEW-E	02-08-004
230- 04-203	AMD-P	02-13-111	232- 12-019	AMD	02-08-048	232- 28-61900B	REP-E	02-08-004
230- 04-203	AMD-W	02-16-024	232- 12-073	NEW-P	02-13-089	232- 28-61900B	NEW-E	02-16-001
230- 04-203	AMD-P	02-17-032	232- 12-147	REP	02-08-048	232- 28-61900B	REP-E	02-16-001
230- 04-204	AMD-P	02-17-032	232- 12-151	REP	02-08-048	232- 28-61900C	NEW-E	02-09-023
230- 04-315	REP-P	02-13-111	232- 12-168	AMD	02-08-048	232- 28-61900C	REP-E	02-09-023
230- 04-315	REP	02-18-043	232- 12-16800B	NEW-E	02-07-095	232- 28-61900C	NEW-E	02-16-022
230- 08-017	AMD-P	02-17-032	232- 12-16800B	REP-E	02-07-095	232- 28-61900C	REP-E	02-17-041
230- 08-255	AMD-P	02-06-037	232- 12-181	AMD-P	02-17-118	232- 28-61900D	REP-E	02-05-075
230- 08-255	AMD	02-10-002	232- 12-243	AMD-P	02-13-133	232- 28-61900D	NEW-E	02-09-009
230- 12-045	NEW-P	02-07-081	232- 12-243	AMD	02-17-013	232- 28-61900D	REP-E	02-10-063
230- 12-045	NEW	02-11-084	232- 12-245	NEW-W	02-11-025	232- 28-61900D	NEW-E	02-17-036
230- 12-050	AMD-P	02-07-081	232- 12-253	NEW	02-05-021	232- 28-61900D	REP-E	02-19-075
230- 12-050	AMD	02-11-084	232- 12-253	AMD-P	02-10-125	232- 28-61900E	NEW-E	02-10-024
230- 12-090	AMD-P	02-13-111	232- 12-253	AMD	02-16-043	232- 28-61900E	REP-E	02-10-024
230- 12-090	AMD	02-17-035	232- 12-267	AMD-P	02-10-128	232- 28-61900E	NEW-E	02-17-041
230- 12-330	AMD-P	02-06-038	232- 12-267	AMD	02-15-018	232- 28-61900E	REP-E	02-20-012
230- 12-330	AMD	02-10-003	232- 12-272	NEW	02-08-048	232- 28-61900F	NEW-E	02-10-077
230- 12-340	AMD-P	02-06-038	232- 12-619	AMD	02-08-048	232- 28-61900F	NEW-E	02-18-008
230- 12-340	AMD	02-10-003	232- 12-828	AMD-P	02-13-135	232- 28-61900F	REP-E	02-18-011
230- 20-002	NEW-P	02-13-111	232- 28-02220	AMD-P	02-06-124	232- 28-61900G	NEW-E	02-10-062
230- 20-002	NEW	02-17-035	232- 28-02220	AMD	02-11-069	232- 28-61900G	NEW-E	02-18-011
230- 20-005	NEW-P	02-13-111	232- 28-02240	AMD-P	02-06-124	232- 28-61900H	REP-E	02-03-014
230- 20-005	NEW	02-17-035	232- 28-02240	AMD	02-11-069	232- 28-61900H	NEW-E	02-10-063
230- 20-070	AMD-P	02-13-111	232- 28-248	AMD-P	02-06-124	232- 28-61900H	REP-E	02-11-006
230- 20-070	AMD	02-17-035	232- 28-248	AMD	02-11-069	232- 28-61900H	NEW-E	02-18-058
230- 20-104	AMD-P	02-13-111	232- 28-266	AMD-P	02-06-121	232- 28-61900H	REP-E	02-18-058
230- 20-104	AMD	02-17-035	232- 28-266	AMD-W	02-19-087	232- 28-61900I	NEW-E	02-03-022
230- 20-111	REP-P	02-07-081	232- 28-273	AMD-P	02-06-121	232- 28-61900I	REP-E	02-03-022
230- 20-111	REP	02-11-084	232- 28-273	AMD	02-11-069	232- 28-61900I	NEW-E	02-11-001
230- 20-125	REP-P	02-07-081	232- 28-276	AMD-P	02-10-128	232- 28-61900I	NEW-E	02-18-057
230- 20-125	REP	02-11-084	232- 28-276	AMD	02-15-018	232- 28-61900J	NEW-E	02-03-023
230- 20-170	AMD-P	02-13-111	232- 28-277	AMD-P	02-06-125	232- 28-61900J	NEW-E	02-11-006
230- 20-170	AMD	02-17-035	232- 28-277	REP-P	02-10-128	232- 28-61900J	REP-E	02-11-039
230- 20-230	REP-P	02-07-081	232- 28-277	AMD	02-11-069	232- 28-61900J	NEW-E	02-18-073

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
232- 28-61900K	NEW-E	02-03-014	232- 28-61900Z	NEW-E	02-15-095	246-215-150	AMD	02-09-028
232- 28-61900K	NEW-E	02-11-039	232- 28-61900Z	REP-E	02-16-022	246-217-010	PREP	02-20-075
232- 28-61900K	REP-E	02-11-039	232- 28-620	AMD-X	02-10-127	246-217-015	PREP	02-20-075
232- 28-61900K	NEW-E	02-19-005	232- 28-620	AMD	02-15-097	246-217-025	AMD-P	02-18-031
232- 28-61900K	REP-E	02-19-005	232- 28-62000D	NEW-E	02-11-086	246-224	AMD-P	02-07-021
232- 28-61900L	NEW-E	02-03-015	232- 28-62000D	REP-E	02-11-086	246-224	AMD	02-14-050
232- 28-61900L	REP-E	02-03-015	232- 28-62000D	REP-E	02-15-121	246-224-0001	NEW-P	02-07-021
232- 28-61900L	NEW-E	02-11-040	232- 28-62000E	NEW-E	02-15-121	246-224-0001	NEW	02-14-050
232- 28-61900L	NEW-E	02-19-075	232- 28-62000E	REP-E	02-17-011	246-224-001	REP-P	02-07-021
232- 28-61900M	NEW-E	02-03-066	232- 28-62000F	NEW-E	02-17-011	246-224-001	REP	02-14-050
232- 28-61900M	REP-E	02-10-063	232- 28-62000F	REP-E	02-17-065	246-224-0010	NEW-P	02-07-021
232- 28-61900M	NEW-E	02-11-068	232- 28-62000G	NEW-E	02-17-065	246-224-0010	NEW	02-14-050
232- 28-61900M	REP-E	02-11-068	232- 28-62000G	REP-E	02-18-009	246-224-0020	NEW-P	02-07-021
232- 28-61900M	NEW-E	02-20-012	232- 28-62000H	NEW-E	02-18-009	246-224-0020	NEW	02-14-050
232- 28-61900N	NEW-E	02-04-019	232- 28-62000H	REP-E	02-18-080	246-224-0030	NEW-P	02-07-021
232- 28-61900N	REP-E	02-04-019	232- 28-62000I	NEW-E	02-18-080	246-224-0030	NEW	02-14-050
232- 28-61900N	NEW-E	02-11-071	232- 28-62000I	REP-E	02-19-006	246-224-0040	NEW-P	02-07-021
232- 28-61900N	REP-E	02-11-071	232- 28-62000J	NEW-E	02-19-006	246-224-0040	NEW	02-14-050
232- 28-61900N	NEW-E	02-20-048	232- 28-621	AMD	02-08-048	246-224-0050	NEW-P	02-07-021
232- 28-61900N	REP-E	02-20-048	232- 28-621	AMD-X	02-10-127	246-224-0050	NEW	02-14-050
232- 28-61900P	NEW-E	02-04-103	232- 28-621	AMD	02-15-097	246-224-0060	NEW-P	02-07-021
232- 28-61900P	REP-E	02-12-013	232- 28-62100G	NEW-E	02-11-086	246-224-0060	NEW	02-14-050
232- 28-61900Q	NEW-E	02-05-007	232- 28-62100G	REP-E	02-11-086	246-224-0070	NEW-P	02-07-021
232- 28-61900Q	REP-E	02-11-040	232- 28-62100G	REP-E	02-14-069	246-224-0070	NEW	02-14-050
232- 28-61900Q	NEW-E	02-11-086	232- 28-62100H	NEW-E	02-14-069	246-224-0080	NEW-P	02-07-021
232- 28-61900Q	REP-E	02-11-086	232- 28-62100H	REP-E	02-15-033	246-224-0080	NEW	02-14-050
232- 28-61900Q	REP-E	02-12-013	232- 28-62100I	NEW-E	02-15-033	246-224-0090	NEW-P	02-07-021
232- 28-61900R	NEW-E	02-05-008	232- 28-62100I	REP-E	02-15-096	246-224-0090	NEW	02-14-050
232- 28-61900R	REP-E	02-05-008	232- 28-62100J	NEW-E	02-15-096	246-224-010	REP-P	02-07-021
232- 28-61900R	NEW-E	02-11-114	236- 48	PREP	02-16-025	246-224-010	REP	02-14-050
232- 28-61900R	REP-E	02-11-114	236- 48-002	PREP	02-16-025	246-224-0100	NEW-P	02-07-021
232- 28-61900S	NEW-E	02-05-010	236- 48-003	PREP	02-16-025	246-224-0100	NEW	02-14-050
232- 28-61900S	REP-E	02-09-009	236- 48-123	PREP	02-19-048	246-224-0110	NEW-P	02-07-021
232- 28-61900S	NEW-E	02-12-013	236- 49	PREP	02-16-026	246-224-0110	NEW	02-14-050
232- 28-61900S	REP-E	02-13-052	236- 56	PREP	02-19-049	246-224-0120	NEW-P	02-07-021
232- 28-61900T	NEW-E	02-05-075	236- 70	PREP	02-13-127	246-224-0120	NEW	02-14-050
232- 28-61900T	REP-E	02-07-096	246- 12-040	AMD-X	02-09-042	246-224-020	REP-P	02-07-021
232- 28-61900T	NEW-E	02-12-019	246- 50	PREP-P	02-09-027	246-224-020	REP	02-14-050
232- 28-61900T	REP-E	02-12-019	246-100-011	AMD-P	02-16-102	246-224-050	REP-P	02-07-021
232- 28-61900U	REP-E	02-03-022	246-100-036	AMD-P	02-16-102	246-224-050	REP	02-14-050
232- 28-61900U	NEW-E	02-06-100	246-100-040	NEW-P	02-16-102	246-224-060	REP-P	02-07-021
232- 28-61900U	REP-E	02-06-100	246-100-045	NEW-P	02-16-102	246-224-060	REP	02-14-050
232- 28-61900U	NEW-E	02-13-052	246-100-050	NEW-P	02-16-102	246-224-070	REP-P	02-07-021
232- 28-61900U	REP-E	02-14-046	246-100-055	NEW-P	02-16-102	246-224-070	REP	02-14-050
232- 28-61900V	NEW-E	02-06-099	246-100-060	NEW-P	02-16-102	246-224-090	REP-P	02-07-021
232- 28-61900V	REP-E	02-06-099	246-100-065	NEW-P	02-16-102	246-224-090	REP	02-14-050
232- 28-61900V	NEW-E	02-14-046	246-100-070	NEW-P	02-16-102	246-224-100	REP-P	02-07-021
232- 28-61900V	REP-E	02-15-032	246-100-166	PREP	02-10-066	246-224-100	REP	02-14-050
232- 28-61900W	NEW-E	02-07-061	246-100-166	AMD-E	02-14-075	246-229-0001	NEW-P	02-07-021
232- 28-61900W	REP-E	02-07-061	246-100-206	AMD-P	02-08-018	246-229-0001	NEW	02-14-050
232- 28-61900W	NEW-E	02-15-030	246-100-206	AMD	02-12-106	246-229-001	REP-P	02-07-021
232- 28-61900W	REP-E	02-18-008	246-100-207	AMD-P	02-08-018	246-229-001	REP	02-14-050
232- 28-61900X	NEW-E	02-07-019	246-100-207	AMD	02-12-106	246-229-0010	NEW-P	02-07-021
232- 28-61900X	REP-E	02-07-019	246-100-208	AMD-P	02-08-018	246-229-0010	NEW	02-14-050
232- 28-61900X	NEW-E	02-15-032	246-100-208	AMD	02-12-106	246-229-0020	NEW-P	02-07-021
232- 28-61900X	REP-E	02-17-036	246-101-505	AMD-P	02-16-102	246-229-0020	NEW	02-14-050
232- 28-61900Y	NEW-E	02-07-066	246-145-001	NEW	02-11-109	246-229-0030	NEW-P	02-07-021
232- 28-61900Y	REP-E	02-07-066	246-145-010	NEW	02-11-109	246-229-0030	NEW	02-14-050
232- 28-61900Y	NEW-E	02-15-037	246-145-020	NEW	02-11-109	246-229-0040	NEW-P	02-07-021
232- 28-61900Y	REP-E	02-15-037	246-145-030	NEW	02-11-109	246-229-0040	NEW	02-14-050
232- 28-61900Z	NEW-E	02-07-096	246-145-040	NEW	02-11-109	246-229-0050	NEW-P	02-07-021
232- 28-61900Z	REP-E	02-07-096	246-215-150	AMD-P	02-04-091	246-229-0050	NEW	02-14-050

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-229-0060	NEW-P	02-07-021	246-327-025	REP	02-18-026	246-331-135	REP	02-18-026
246-229-0060	NEW	02-14-050	246-327-030	REP-P	02-12-103	246-331-165	REP-P	02-12-103
246-229-0070	NEW-P	02-07-021	246-327-030	REP	02-18-026	246-331-165	REP	02-18-026
246-229-0070	NEW	02-14-050	246-327-035	REP-P	02-12-103	246-331-185	REP-P	02-12-103
246-229-0080	NEW-P	02-07-021	246-327-035	REP	02-18-026	246-331-185	REP	02-18-026
246-229-0080	NEW	02-14-050	246-327-065	REP-P	02-12-103	246-331-990	REP-P	02-12-103
246-229-0090	NEW-P	02-07-021	246-327-065	REP	02-18-026	246-331-990	REP	02-18-026
246-229-0090	NEW	02-14-050	246-327-077	REP-P	02-12-103	246-333-010	REP-X	02-10-132
246-229-0100	NEW-P	02-07-021	246-327-077	REP	02-18-026	246-333-010	REP	02-15-164
246-229-0100	NEW	02-14-050	246-327-085	REP-P	02-12-103	246-333-020	REP-X	02-10-132
246-229-020	REP-P	02-07-021	246-327-085	REP	02-18-026	246-333-020	REP	02-15-164
246-229-020	REP	02-14-050	246-327-090	REP-P	02-12-103	246-333-030	REP-X	02-10-132
246-229-030	REP-P	02-07-021	246-327-090	REP	02-18-026	246-333-030	REP	02-15-164
246-229-030	REP	02-14-050	246-327-095	REP-P	02-12-103	246-333-040	REP-X	02-10-132
246-229-050	REP-P	02-07-021	246-327-095	REP	02-18-026	246-333-040	REP	02-15-164
246-229-050	REP	02-14-050	246-327-105	REP-P	02-12-103	246-335-001	NEW-P	02-12-103
246-229-060	REP-P	02-07-021	246-327-105	REP	02-18-026	246-335-001	NEW	02-18-026
246-229-060	REP	02-14-050	246-327-115	REP-P	02-12-103	246-335-010	NEW-P	02-12-103
246-229-070	REP-P	02-07-021	246-327-115	REP	02-18-026	246-335-010	NEW	02-18-026
246-229-070	REP	02-14-050	246-327-125	REP-P	02-12-103	246-335-015	NEW-P	02-12-103
246-229-080	REP-P	02-07-021	246-327-125	REP	02-18-026	246-335-015	NEW	02-18-026
246-229-080	REP	02-14-050	246-327-135	REP-P	02-12-103	246-335-020	NEW-P	02-12-103
246-229-090	REP-P	02-07-021	246-327-135	REP	02-18-026	246-335-020	NEW	02-18-026
246-229-090	REP	02-14-050	246-327-145	REP-P	02-12-103	246-335-025	NEW-P	02-12-103
246-229-100	REP-P	02-07-021	246-327-145	REP	02-18-026	246-335-025	NEW	02-18-026
246-229-100	REP	02-14-050	246-327-165	REP-P	02-12-103	246-335-030	NEW-P	02-12-103
246-229-110	REP-P	02-07-021	246-327-165	REP	02-18-026	246-335-030	NEW	02-18-026
246-229-110	REP	02-14-050	246-327-185	REP-P	02-12-103	246-335-035	NEW-P	02-12-103
246-252-030	AMD-X	02-11-021	246-327-185	REP	02-18-026	246-335-035	NEW	02-18-026
246-252-030	AMD	02-17-005	246-327-990	REP-P	02-12-103	246-335-040	NEW-P	02-12-103
246-254-053	AMD-P	02-04-034	246-327-990	REP	02-18-026	246-335-040	NEW	02-18-026
246-254-053	AMD	02-07-085	246-328-200	REP-X	02-14-054	246-335-045	NEW-P	02-12-103
246-254-070	AMD	02-04-025	246-328-200	REP	02-20-078	246-335-045	NEW	02-18-026
246-254-080	AMD	02-04-025	246-328-990	REP-X	02-14-054	246-335-050	NEW-P	02-12-103
246-254-090	AMD	02-04-025	246-328-990	REP	02-20-078	246-335-050	NEW	02-18-026
246-254-100	AMD	02-04-025	246-329-990	AMD-P	02-10-131	246-335-055	NEW-P	02-12-103
246-254-120	AMD	02-04-025	246-329-990	AMD	02-13-061	246-335-055	NEW	02-18-026
246-272	PREP	02-03-137	246-331-010	REP-P	02-12-103	246-335-060	NEW-P	02-12-103
246-282-990	AMD-P	02-12-102	246-331-010	REP	02-18-026	246-335-060	NEW	02-18-026
246-282-990	AMD	02-15-094	246-331-025	REP-P	02-12-103	246-335-065	NEW-P	02-12-103
246-290	PREP	02-19-061	246-331-025	REP	02-18-026	246-335-065	NEW	02-18-026
246-291	PREP	02-19-060	246-331-030	REP-P	02-12-103	246-335-070	NEW-P	02-12-103
246-310	PREP	02-14-047	246-331-030	REP	02-18-026	246-335-070	NEW	02-18-026
246-310-990	AMD-P	02-10-064	246-331-035	REP-P	02-12-103	246-335-075	NEW-P	02-12-103
246-310-990	AMD	02-14-051	246-331-035	REP	02-18-026	246-335-075	NEW	02-18-026
246-320	PREP	02-11-076	246-331-065	REP-P	02-12-103	246-335-080	NEW-P	02-12-103
246-320	PREP-W	02-17-056	246-331-065	REP	02-18-026	246-335-080	NEW	02-18-026
246-320-990	AMD-P	02-10-131	246-331-077	REP-P	02-12-103	246-335-085	NEW-P	02-12-103
246-320-990	AMD	02-13-061	246-331-077	REP	02-18-026	246-335-085	NEW	02-18-026
246-322-990	AMD-P	02-10-131	246-331-085	REP-P	02-12-103	246-335-090	NEW-P	02-12-103
246-322-990	AMD	02-13-061	246-331-085	REP	02-18-026	246-335-090	NEW	02-18-026
246-323-990	AMD-P	02-13-058	246-331-095	REP-P	02-12-103	246-335-095	NEW-P	02-12-103
246-323-990	AMD	02-16-068	246-331-095	REP	02-18-026	246-335-095	NEW	02-18-026
246-324-990	AMD-P	02-10-131	246-331-100	REP-P	02-12-103	246-335-100	NEW-P	02-12-103
246-324-990	AMD	02-13-061	246-331-100	REP	02-18-026	246-335-100	NEW	02-18-026
246-325-990	AMD-P	02-13-059	246-331-105	REP-P	02-12-103	246-335-105	NEW-P	02-12-103
246-325-990	AMD	02-20-040	246-331-105	REP	02-18-026	246-335-105	NEW	02-18-026
246-326-990	AMD-P	02-13-059	246-331-115	REP-P	02-12-103	246-335-110	NEW-P	02-12-103
246-326-990	AMD	02-20-040	246-331-115	REP	02-18-026	246-335-110	NEW	02-18-026
246-327-010	REP-P	02-12-103	246-331-125	REP-P	02-12-103	246-335-115	NEW-P	02-12-103
246-327-010	REP	02-18-026	246-331-125	REP	02-18-026	246-335-115	NEW	02-18-026
246-327-025	REP-P	02-12-103	246-331-135	REP-P	02-12-103	246-335-120	NEW-P	02-12-103

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-335-120	NEW	02-18-026	246-335-280	NEW	02-18-026	246-388-050	REP-P	02-13-075
246-335-125	NEW-P	02-12-103	246-335-285	NEW-P	02-12-103	246-388-050	REP	02-17-001
246-335-125	NEW	02-18-026	246-335-285	NEW	02-18-026	246-388-060	REP-P	02-13-075
246-335-130	NEW-P	02-12-103	246-335-290	NEW-P	02-12-103	246-388-060	REP	02-17-001
246-335-130	NEW	02-18-026	246-335-290	NEW	02-18-026	246-388-070	REP-P	02-13-075
246-335-135	NEW-P	02-12-103	246-335-295	NEW-P	02-12-103	246-388-070	REP	02-17-001
246-335-135	NEW	02-18-026	246-335-295	NEW	02-18-026	246-388-072	REP-P	02-13-075
246-335-140	NEW-P	02-12-103	246-335-990	NEW-P	02-12-103	246-388-072	REP	02-17-001
246-335-140	NEW	02-18-026	246-335-990	NEW	02-18-026	246-388-080	REP-P	02-13-075
246-335-145	NEW-P	02-12-103	246-336-010	REP-P	02-12-103	246-388-080	REP	02-17-001
246-335-145	NEW	02-18-026	246-336-010	REP	02-18-026	246-388-090	REP-P	02-13-075
246-335-150	NEW-P	02-12-103	246-336-025	REP-P	02-12-103	246-388-090	REP	02-17-001
246-335-150	NEW	02-18-026	246-336-025	REP	02-18-026	246-388-100	REP-P	02-13-075
246-335-155	NEW-P	02-12-103	246-336-030	REP-P	02-12-103	246-388-100	REP	02-17-001
246-335-155	NEW	02-18-026	246-336-030	REP	02-18-026	246-388-110	REP-P	02-13-075
246-335-160	NEW-P	02-12-103	246-336-035	REP-P	02-12-103	246-388-110	REP	02-17-001
246-335-160	NEW	02-18-026	246-336-035	REP	02-18-026	246-388-120	REP-P	02-13-075
246-335-165	NEW-P	02-12-103	246-336-065	REP-P	02-12-103	246-388-120	REP	02-17-001
246-335-165	NEW	02-18-026	246-336-065	REP	02-18-026	246-388-130	REP-P	02-13-075
246-335-170	NEW-P	02-12-103	246-336-077	REP-P	02-12-103	246-388-130	REP	02-17-001
246-335-170	NEW	02-18-026	246-336-077	REP	02-18-026	246-388-140	REP-P	02-13-075
246-335-175	NEW-P	02-12-103	246-336-085	REP-P	02-12-103	246-388-140	REP	02-17-001
246-335-175	NEW	02-18-026	246-336-085	REP	02-18-026	246-388-150	REP-P	02-13-075
246-335-180	NEW-P	02-12-103	246-336-095	REP-P	02-12-103	246-388-150	REP	02-17-001
246-335-180	NEW	02-18-026	246-336-095	REP	02-18-026	246-388-160	REP-P	02-13-075
246-335-185	NEW-P	02-12-103	246-336-100	REP-P	02-12-103	246-388-160	REP	02-17-001
246-335-185	NEW	02-18-026	246-336-100	REP	02-18-026	246-388-170	REP-P	02-13-075
246-335-190	NEW-P	02-12-103	246-336-105	REP-P	02-12-103	246-388-170	REP	02-17-001
246-335-190	NEW	02-18-026	246-336-105	REP	02-18-026	246-388-180	REP-P	02-13-075
246-335-195	NEW-P	02-12-103	246-336-115	REP-P	02-12-103	246-388-180	REP	02-17-001
246-335-195	NEW	02-18-026	246-336-115	REP	02-18-026	246-388-190	REP-P	02-13-075
246-335-200	NEW-P	02-12-103	246-336-125	REP-P	02-12-103	246-388-190	REP	02-17-001
246-335-200	NEW	02-18-026	246-336-125	REP	02-18-026	246-388-200	REP-P	02-13-075
246-335-205	NEW-P	02-12-103	246-336-135	REP-P	02-12-103	246-388-200	REP	02-17-001
246-335-205	NEW	02-18-026	246-336-135	REP	02-18-026	246-388-210	REP-P	02-13-075
246-335-210	NEW-P	02-12-103	246-336-165	REP-P	02-12-103	246-388-210	REP	02-17-001
246-335-210	NEW	02-18-026	246-336-165	REP	02-18-026	246-388-220	REP-P	02-13-075
246-335-220	NEW-P	02-12-103	246-336-990	REP-P	02-12-103	246-388-220	REP	02-17-001
246-335-220	NEW	02-18-026	246-336-990	REP	02-18-026	246-388-230	REP-P	02-13-075
246-335-225	NEW-P	02-12-103	246-338-020	PREP	02-03-138	246-388-230	REP	02-17-001
246-335-225	NEW	02-18-026	246-338-020	AMD-P	02-09-026	246-388-240	REP-P	02-13-075
246-335-230	NEW-P	02-12-103	246-338-020	AMD	02-12-105	246-388-240	REP	02-17-001
246-335-230	NEW	02-18-026	246-338-990	PREP	02-03-138	246-388-250	REP-P	02-13-075
246-335-235	NEW-P	02-12-103	246-338-990	AMD-P	02-09-026	246-388-250	REP	02-17-001
246-335-235	NEW	02-18-026	246-338-990	AMD	02-12-105	246-388-260	REP-P	02-13-075
246-335-240	NEW-P	02-12-103	246-360-990	AMD-P	02-12-104	246-388-260	REP	02-17-001
246-335-240	NEW	02-18-026	246-360-990	AMD	02-18-115	246-388-270	REP-P	02-13-075
246-335-245	NEW-P	02-12-103	246-361-010	AMD-X	02-17-054	246-388-270	REP	02-17-001
246-335-245	NEW	02-18-026	246-361-025	AMD-X	02-17-054	246-388-280	REP-P	02-13-075
246-335-250	NEW-P	02-12-103	246-380-990	AMD-P	02-13-059	246-388-280	REP	02-17-001
246-335-250	NEW	02-18-026	246-380-990	AMD	02-20-040	246-388-290	REP-P	02-13-075
246-335-255	NEW-P	02-12-103	246-388	PREP	02-08-017	246-388-290	REP	02-17-001
246-335-255	NEW	02-18-026	246-388-001	REP-P	02-13-075	246-388-300	REP-P	02-13-075
246-335-260	NEW-P	02-12-103	246-388-001	REP	02-17-001	246-388-300	REP	02-17-001
246-335-260	NEW	02-18-026	246-388-010	REP-P	02-13-075	246-388-310	REP-P	02-13-075
246-335-265	NEW-P	02-12-103	246-388-010	REP	02-17-001	246-388-310	REP	02-17-001
246-335-265	NEW	02-18-026	246-388-020	REP-P	02-13-075	246-388-320	REP-P	02-13-075
246-335-270	NEW-P	02-12-103	246-388-020	REP	02-17-001	246-388-320	REP	02-17-001
246-335-270	NEW	02-18-026	246-388-030	REP-P	02-13-075	246-388-330	REP-P	02-13-075
246-335-275	NEW-P	02-12-103	246-388-030	REP	02-17-001	246-388-330	REP	02-17-001
246-335-275	NEW	02-18-026	246-388-040	REP-P	02-13-075	246-388-340	REP-P	02-13-075
246-335-280	NEW-P	02-12-103	246-388-040	REP	02-17-001	246-388-340	REP	02-17-001

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-388-350	REP-P	02-13-075	246-762-001	AMD-P	02-15-162	246-810-650	REP	02-11-108
246-388-350	REP	02-17-001	246-762-001	AMD	02-20-076	246-810-660	REP	02-11-108
246-388-360	REP-P	02-13-075	246-762-010	AMD-P	02-15-162	246-810-720	REP	02-09-041
246-388-360	REP	02-17-001	246-762-010	AMD	02-20-076	246-810-721	REP	02-09-041
246-388-370	REP-P	02-13-075	246-762-020	AMD-P	02-15-162	246-810-732	REP	02-09-041
246-388-370	REP	02-17-001	246-762-020	AMD	02-20-076	246-810-740	REP	02-09-041
246-388-380	REP-P	02-13-075	246-762-030	AMD-P	02-15-162	246-811	PREP-W	02-11-105
246-388-380	REP	02-17-001	246-762-030	AMD	02-20-076	246-811-081	NEW	02-07-083
246-388-390	REP-P	02-13-075	246-762-040	AMD-P	02-15-162	246-811-082	NEW	02-07-083
246-388-390	REP	02-17-001	246-762-040	AMD	02-20-076	246-811-200	NEW	02-07-084
246-388-400	REP-P	02-13-075	246-762-050	AMD-P	02-15-162	246-811-210	NEW	02-07-084
246-388-400	REP	02-17-001	246-762-050	AMD	02-20-076	246-811-220	NEW	02-07-084
246-388-410	REP-P	02-13-075	246-790-010	AMD-P	02-07-020	246-811-230	NEW	02-07-084
246-388-410	REP	02-17-001	246-790-010	AMD	02-11-107	246-811-240	NEW	02-07-084
246-388-420	REP-P	02-13-075	246-790-050	AMD-P	02-07-020	246-811-250	NEW	02-07-084
246-388-420	REP	02-17-001	246-790-050	AMD	02-11-107	246-811-260	NEW	02-07-084
246-388-430	REP-P	02-13-075	246-790-065	AMD-P	02-07-020	246-811-270	NEW	02-07-084
246-388-430	REP	02-17-001	246-790-065	AMD	02-11-107	246-811-990	AMD	02-07-083
246-388-440	REP-P	02-13-075	246-790-070	AMD-P	02-07-020	246-814-010	NEW-P	02-16-101
246-388-440	REP	02-17-001	246-790-070	AMD	02-11-107	246-814-020	NEW-P	02-16-101
246-388-450	REP-P	02-13-075	246-790-080	AMD-P	02-07-020	246-814-030	NEW-P	02-16-101
246-388-450	REP	02-17-001	246-790-080	AMD	02-11-107	246-814-040	NEW-P	02-16-101
246-388-990	REP-P	02-13-075	246-790-085	AMD-P	02-07-020	246-814-990	NEW-P	02-16-101
246-388-990	REP	02-17-001	246-790-085	AMD	02-11-107	246-815-020	PREP	02-19-083
246-455	PREP	02-18-114	246-790-090	AMD-P	02-07-020	246-815-050	PREP	02-19-083
246-491-001	NEW-P	02-16-100	246-790-090	AMD	02-11-107	246-815-100	PREP	02-19-083
246-491-001	NEW	02-20-092	246-790-100	AMD-P	02-07-020	246-815-110	PREP	02-19-083
246-491-010	NEW-P	02-16-100	246-790-100	AMD	02-11-107	246-815-115	PREP	02-19-083
246-491-010	NEW	02-20-092	246-790-120	AMD-P	02-07-020	246-817-110	PREP	02-15-160
246-491-029	AMD-P	02-16-100	246-790-120	AMD	02-11-107	246-817-120	PREP	02-15-160
246-491-029	AMD	02-20-092	246-790-130	AMD-P	02-07-020	246-824-010	AMD-P	02-13-062
246-491-039	AMD-P	02-16-100	246-790-130	AMD	02-11-107	246-824-010	AMD	02-18-025
246-491-039	AMD	02-20-092	246-808-101	REP-W	02-11-105	246-824-020	AMD-P	02-13-062
246-491-149	AMD-P	02-16-100	246-808-320	REP-W	02-11-105	246-824-020	AMD	02-18-025
246-491-149	AMD	02-20-092	246-808-330	REP-W	02-11-105	246-824-070	AMD-P	02-13-062
246-562-080	PREP	02-12-100	246-808-340	REP-W	02-11-105	246-824-070	AMD	02-18-025
246-562-080	AMD-P	02-15-161	246-808-350	REP-W	02-11-105	246-824-071	AMD-P	02-13-062
246-562-080	AMD	02-19-084	246-808-360	REP-W	02-11-105	246-824-071	AMD	02-18-025
246-562-160	AMD-P	02-15-161	246-808-370	REP-W	02-11-105	246-826-080	PREP-W	02-11-105
246-562-160	AMD	02-19-084	246-808-380	REP-W	02-11-105	246-826-100	AMD	02-06-115
246-650	PREP	02-03-136	246-808-390	REP-W	02-11-105	246-826-300	NEW	02-06-115
246-650	PREP-W	02-04-024	246-808-640	REP-W	02-11-105	246-826-301	NEW	02-06-115
246-760-001	AMD-P	02-15-163	246-808-700	REP-W	02-11-105	246-826-302	NEW	02-06-115
246-760-001	AMD	02-20-079	246-809-600	NEW	02-11-108	246-826-303	NEW	02-06-115
246-760-020	AMD-P	02-15-163	246-809-610	NEW	02-11-108	246-828	PREP-W	02-11-105
246-760-020	AMD	02-20-079	246-809-620	NEW	02-11-108	246-828-080	PREP-W	02-11-105
246-760-030	AMD-P	02-15-163	246-809-630	NEW	02-11-108	246-828-090	PREP-W	02-11-105
246-760-030	AMD	02-20-079	246-809-640	NEW	02-11-108	246-828-100	PREP-W	02-11-105
246-760-040	AMD-P	02-15-163	246-809-650	NEW	02-11-108	246-828-290	AMD	02-14-052
246-760-040	AMD	02-20-079	246-810-320	REP	02-09-041	246-828-320	PREP-W	02-11-105
246-760-050	AMD-P	02-15-163	246-810-321	REP	02-09-041	246-834	PREP	02-17-052
246-760-050	AMD	02-20-079	246-810-332	REP	02-09-041	246-834-250	PREP	02-17-053
246-760-060	AMD-P	02-15-163	246-810-340	REP	02-09-041	246-840-020	PREP	02-04-033
246-760-060	AMD	02-20-079	246-810-520	REP	02-09-041	246-840-030	PREP	02-04-033
246-760-070	AMD-P	02-15-163	246-810-521	REP	02-09-041	246-840-040	PREP	02-04-033
246-760-070	AMD	02-20-079	246-810-532	REP	02-09-041	246-840-050	PREP	02-04-033
246-760-080	AMD-P	02-15-163	246-810-540	REP	02-09-041	246-840-060	PREP	02-04-033
246-760-080	AMD	02-20-079	246-810-600	REP	02-11-108	246-840-070	PREP	02-04-033
246-760-090	AMD-P	02-15-163	246-810-610	REP	02-11-108	246-840-080	PREP	02-04-031
246-760-090	AMD	02-20-079	246-810-620	REP	02-11-108	246-840-090	PREP	02-04-031
246-760-100	AMD-P	02-15-163	246-810-630	REP	02-11-108	246-840-311	NEW-P	02-14-048
246-760-100	AMD	02-20-079	246-810-640	REP	02-11-108	246-840-311	NEW	02-20-077

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-840-700	AMD	02-06-117	246-976-510	AMD	02-12-107	251- 06-091	NEW-P	02-12-114
246-840-705	AMD	02-06-117	246-976-550	AMD-P	02-09-043	251- 06-091	NEW	02-15-051
246-840-710	AMD	02-06-117	246-976-550	AMD	02-12-107	251- 08-005	AMD-E	02-12-049
246-840-715	REP	02-06-117	246-976-560	AMD-P	02-09-043	251- 08-005	AMD-P	02-12-116
246-843-015	REP-X	02-06-116	246-976-560	AMD	02-12-107	251- 08-005	AMD	02-15-049
246-843-015	REP	02-17-055	246-976-600	AMD-P	02-09-043	251- 08-021	AMD-E	02-12-049
246-843-150	AMD-P	02-11-106	246-976-600	AMD	02-12-107	251- 08-021	AMD-P	02-12-116
246-843-180	AMD-P	02-11-106	246-976-610	AMD-P	02-09-043	251- 08-021	AMD	02-15-049
246-843-220	PREP-W	02-11-105	246-976-610	AMD	02-12-107	251- 08-051	REP-E	02-12-049
246-843-330	AMD-P	02-11-106	246-976-650	AMD-P	02-09-043	251- 08-051	REP-P	02-12-116
246-851	PREP-W	02-11-105	246-976-650	AMD	02-12-107	251- 08-051	REP	02-15-049
246-851-150	AMD-C	02-04-090	246-976-720	AMD-P	02-09-043	251- 08-060	REP-E	02-12-049
246-851-150	AMD	02-10-065	246-976-720	AMD	02-12-107	251- 08-060	REP-P	02-12-116
246-851-160	AMD-C	02-04-090	246-976-730	AMD-P	02-09-043	251- 08-060	REP	02-15-049
246-851-160	AMD	02-10-065	246-976-730	AMD	02-12-107	251- 09-030	AMD-P	02-20-108
246-851-200	REP	02-10-134	246-976-770	AMD-P	02-09-043	251- 10-030	AMD-P	02-12-119
246-851-250	AMD-C	02-04-090	246-976-770	AMD	02-12-107	251- 10-030	AMD-W	02-15-042
246-851-250	AMD	02-10-065	246-976-780	AMD-P	02-09-043	251- 10-030	AMD-P	02-16-034
246-851-300	AMD-C	02-04-090	246-976-780	AMD	02-12-107	251- 10-030	AMD	02-19-064
246-851-300	AMD	02-10-065	246-976-810	AMD-P	02-09-043	251- 12-073	REP-P	02-04-079
246-851-310	AMD-C	02-04-090	246-976-810	AMD	02-12-107	251- 12-073	REP	02-07-048
246-851-310	AMD	02-10-065	246-976-820	AMD-P	02-09-043	251- 14-005	AMD-E	02-12-052
246-851-330	AMD-C	02-04-090	246-976-820	AMD	02-12-107	251- 14-005	AMD-P	02-12-111
246-851-330	AMD	02-10-065	246-976-886	NEW-P	02-09-043	251- 14-005	AMD	02-15-048
246-851-520	AMD-C	02-04-090	246-976-886	NEW	02-12-107	251- 14-020	AMD-E	02-12-052
246-851-520	AMD	02-10-065	246-976-887	NEW-P	02-09-043	251- 14-020	AMD-P	02-12-111
246-873-090	PREP	02-12-101	246-976-887	NEW	02-12-107	251- 14-020	AMD	02-15-048
246-883-020	AMD-X	02-07-086	246-976-935	AMD	02-04-045	251- 14-030	REP-E	02-12-052
246-883-020	AMD	02-14-049	246-976-960	AMD-P	02-10-133	251- 14-030	REP-P	02-12-111
246-883-050	REP-W	02-11-105	246-976-960	AMD	02-14-053	251- 14-030	REP	02-15-048
246-887-160	PREP-W	02-11-105	246-976-970	AMD-P	02-10-133	251- 14-040	REP-E	02-12-052
246-887-160	AMD-X	02-13-060	246-976-970	AMD	02-14-053	251- 14-040	REP-P	02-12-111
246-889-020	AMD-X	02-11-152	250- 20-021	AMD-P	02-14-134	251- 14-040	REP	02-15-048
246-889-020	AMD	02-18-024	250- 20-021	AMD-E	02-14-136	251- 14-042	REP-E	02-12-052
246-904-010	PREP-W	02-11-105	250- 40-030	AMD-E	02-14-041	251- 14-042	REP-P	02-12-111
246-918-990	AMD	02-05-009	250- 40-030	AMD-P	02-14-060	251- 14-042	REP	02-15-048
246-919-990	AMD	02-05-009	250- 40-030	AMD	02-20-083	251- 14-050	REP-E	02-12-052
246-924-485	PREP-W	02-11-105	250- 66-030	AMD	02-05-006	251- 14-050	REP-P	02-12-111
246-926-100	PREP	02-20-074	250- 80-010	AMD-P	02-14-135	251- 14-050	REP	02-15-048
246-935	AMD	02-10-135	250- 80-010	AMD-E	02-14-137	251- 14-052	AMD-E	02-12-052
246-935-010	AMD	02-10-135	250- 80-020	AMD-P	02-14-135	251- 14-052	AMD-P	02-12-111
246-935-020	AMD	02-10-135	250- 80-020	AMD-E	02-14-137	251- 14-052	AMD	02-15-048
246-935-030	AMD	02-10-135	250- 80-070	AMD-P	02-14-135	251- 14-052	AMD-E	02-12-052
246-935-090	AMD	02-10-135	250- 80-070	AMD-E	02-14-137	251- 14-054	AMD-P	02-12-111
246-935-100	AMD	02-10-135	251- 01-056	NEW-P	02-20-108	251- 14-054	AMD	02-15-048
246-935-120	AMD	02-10-135	251- 01-129	NEW-P	02-20-108	251- 14-056	AMD-E	02-12-052
246-937	AMD	02-11-022	251- 01-175	AMD-E	02-12-046	251- 14-056	AMD-P	02-12-111
246-937-010	AMD	02-11-022	251- 01-175	AMD-P	02-12-115	251- 14-056	AMD	02-15-048
246-937-020	AMD	02-11-022	251- 01-175	AMD	02-15-052	251- 14-058	AMD-E	02-12-052
246-937-030	AMD	02-11-022	251- 01-180	REP-E	02-12-049	251- 14-058	AMD-P	02-12-111
246-937-040	AMD	02-11-022	251- 01-180	REP-P	02-12-116	251- 14-058	AMD	02-15-048
246-937-050	AMD	02-11-022	251- 01-180	REP	02-15-049	251- 14-060	AMD-E	02-12-052
246-937-060	AMD	02-11-022	251- 01-240	AMD-P	02-04-081	251- 14-060	AMD-P	02-12-111
246-937-070	AMD	02-11-022	251- 01-240	AMD	02-07-051	251- 14-060	AMD	02-15-048
246-937-090	AMD	02-11-022	251- 01-268	NEW-P	02-20-108	251- 14-070	REP-E	02-12-052
246-976-031	AMD-P	02-10-133	251- 04-040	REP-E	02-12-048	251- 14-070	REP-P	02-12-111
246-976-031	AMD	02-14-053	251- 04-040	REP-P	02-12-113	251- 14-070	REP	02-15-048
246-976-161	PREP	02-11-077	251- 04-040	REP	02-15-050	251- 14-080	REP-E	02-12-052
246-976-171	PREP	02-11-077	251- 06-090	AMD-E	02-12-047	251- 14-080	REP-P	02-12-111
246-976-500	AMD-P	02-09-043	251- 06-090	AMD-P	02-12-114	251- 14-080	REP	02-15-048
246-976-500	AMD	02-12-107	251- 06-090	AMD	02-15-051	251- 14-082	REP-E	02-12-052
246-976-510	AMD-P	02-09-043	251- 06-091	NEW-E	02-12-047	251- 14-082	REP-P	02-12-111

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
251- 14-082	REP	02-15-048	251- 30-057	NEW	02-17-114	284- 18A-910	NEW-P	02-16-092
251- 14-083	REP-E	02-12-052	251- 30-060	NEW-E	02-13-056	284- 18A-920	NEW-P	02-16-092
251- 14-083	REP-P	02-12-111	251- 30-060	NEW-P	02-13-131	284- 18A-930	NEW-P	02-16-092
251- 14-083	REP	02-15-048	251- 30-060	NEW	02-17-114	284- 18A-940	NEW-P	02-16-092
251- 14-085	REP-E	02-12-052	259- 04-010	AMD	02-06-014	284- 18A-950	NEW-P	02-16-092
251- 14-085	REP-P	02-12-111	259- 04-050	AMD	02-06-014	284- 18A-960	NEW-P	02-16-092
251- 14-085	REP	02-15-048	259- 04-070	AMD	02-06-014	284- 22-020	AMD-P	02-14-154
251- 14-086	REP-E	02-12-052	260- 28-030	PREP	02-17-046	284- 22-050	AMD-P	02-14-154
251- 14-086	REP-P	02-12-111	260- 36-040	AMD-P	02-05-029	284- 22-060	AMD-P	02-14-154
251- 14-086	REP	02-15-048	260- 36-040	AMD	02-10-101	284- 22-080	AMD-P	02-14-154
251- 14-087	REP-E	02-12-052	260- 48-930	NEW-P	02-05-028	284- 24A-001	NEW-P	02-14-155
251- 14-087	REP-P	02-12-111	260- 48-930	NEW-W	02-05-033	284- 24A-001	NEW	02-19-013
251- 14-087	REP	02-15-048	260- 48-930	NEW	02-10-100	284- 24A-005	NEW-P	02-14-155
251- 14-090	REP-E	02-12-052	260- 70-500	PREP	02-13-024	284- 24A-005	NEW	02-19-013
251- 14-090	REP-P	02-12-111	260- 70-640	PREP	02-13-024	284- 24A-010	NEW-P	02-14-155
251- 14-090	REP	02-15-048	260- 70-650	AMD-P	02-05-030	284- 24A-010	NEW	02-19-013
251- 14-120	AMD-E	02-12-052	260- 70-650	AMD	02-10-102	284- 24A-015	NEW-P	02-14-155
251- 14-120	AMD-P	02-12-111	260- 70-650	PREP	02-13-024	284- 24A-015	NEW	02-19-013
251- 14-120	AMD	02-15-048	260- 70-660	PREP	02-05-027	284- 24A-020	NEW-P	02-14-155
251- 17-150	AMD-E	02-12-046	260- 70-700	PREP	02-13-024	284- 24A-020	NEW	02-19-013
251- 17-150	AMD-P	02-12-115	263- 12-045	AMD-P	02-19-088	284- 24A-025	NEW-P	02-14-155
251- 17-150	AMD	02-15-052	263- 12-050	AMD-P	02-19-088	284- 24A-025	NEW	02-19-013
251- 17-200	AMD-P	02-04-080	263- 12-059	AMD-P	02-19-088	284- 24A-030	NEW-P	02-14-155
251- 17-200	AMD	02-07-050	263- 12-060	AMD-P	02-19-088	284- 24A-030	NEW	02-19-013
251- 18-190	AMD-P	02-12-119	263- 12-065	AMD-P	02-19-088	284- 24A-035	NEW-P	02-14-155
251- 18-190	AMD-W	02-15-042	263- 12-093	AMD-P	02-19-088	284- 24A-035	NEW	02-19-013
251- 18-190	AMD-P	02-16-034	263- 12-115	AMD-P	02-19-088	284- 24A-040	NEW-P	02-14-155
251- 18-190	AMD	02-19-064	263- 12-117	NEW-P	02-19-088	284- 24A-040	NEW	02-19-013
251- 19-060	AMD-E	02-12-047	263- 12-150	AMD-P	02-19-088	284- 24A-045	NEW-P	02-14-155
251- 19-060	AMD-P	02-12-114	263- 12-156	NEW-P	02-19-088	284- 24A-045	NEW	02-19-013
251- 19-060	AMD	02-15-051	284- 04-120	AMD	02-08-019	284- 24A-050	NEW-P	02-14-155
251- 19-120	AMD-P	02-04-081	284- 07-050	AMD-X	02-16-091	284- 24A-050	NEW	02-19-013
251- 19-120	AMD	02-07-051	284- 07-060	AMD-X	02-16-091	284- 24A-055	NEW-P	02-14-155
251- 22-045	AMD-P	02-20-108	284- 07-070	AMD-X	02-16-091	284- 24A-055	NEW	02-19-013
251- 22-060	AMD-E	02-12-046	284- 07-100	AMD-X	02-16-091	284- 24A-065	NEW-P	02-14-155
251- 22-060	AMD-P	02-12-115	284- 07-110	AMD-X	02-16-091	284- 24A-065	NEW	02-19-013
251- 22-060	AMD	02-15-052	284- 07-130	AMD-X	02-16-091	284- 24A-070	NEW-P	02-14-155
251- 22-070	AMD-P	02-20-108	284- 17A-010	NEW-X	02-16-093	284- 30-390	PREP	02-15-173
251- 22-110	AMD-P	02-20-108	284- 17A-020	NEW-X	02-16-093	284- 30-505	NEW-P	02-19-011
251- 22-180	AMD-E	02-12-046	284- 17A-030	NEW-X	02-16-093	284- 34	PREP	02-14-153
251- 22-180	AMD-P	02-12-115	284- 17A-040	NEW-X	02-16-093	292-110-010	AMD	02-07-074
251- 22-180	AMD	02-15-052	284- 17A-050	NEW-X	02-16-093	292-110-010	AMD-W	02-09-069
251- 30-010	NEW-E	02-13-056	284- 17A-060	NEW-X	02-16-093	292-110-060	PREP	02-12-002
251- 30-010	NEW-P	02-13-131	284- 17A-070	NEW-X	02-16-093	292-120-030	AMD	02-04-003
251- 30-010	NEW	02-17-114	284- 17A-080	NEW-X	02-16-093	292-120-035	NEW	02-04-003
251- 30-020	NEW-E	02-13-056	284- 17A-090	NEW-X	02-16-093	296- 05-007	AMD-X	02-04-004
251- 30-020	NEW-P	02-13-131	284- 17A-100	NEW-X	02-16-093	296- 05-007	AMD	02-10-083
251- 30-020	NEW	02-17-114	284- 18A-300	NEW-P	02-16-092	296- 05-300	AMD-X	02-04-004
251- 30-030	NEW-E	02-13-056	284- 18A-310	NEW-P	02-16-092	296- 05-300	AMD	02-10-083
251- 30-030	NEW-P	02-13-131	284- 18A-320	NEW-P	02-16-092	296- 05-316	AMD-X	02-04-004
251- 30-030	NEW	02-17-114	284- 18A-330	NEW-P	02-16-092	296- 05-316	AMD	02-10-083
251- 30-040	NEW-E	02-13-056	284- 18A-340	NEW-P	02-16-092	296- 05-402	AMD-X	02-04-004
251- 30-040	NEW-P	02-13-131	284- 18A-350	NEW-P	02-16-092	296- 05-402	AMD	02-10-083
251- 30-040	NEW	02-17-114	284- 18A-360	NEW-P	02-16-092	296- 13	PREP	02-15-167
251- 30-050	NEW-E	02-13-056	284- 18A-370	NEW-P	02-16-092	296- 14	PREP	02-17-108
251- 30-050	NEW-P	02-13-131	284- 18A-380	NEW-P	02-16-092	296- 15	PREP	02-15-182
251- 30-050	NEW	02-17-114	284- 18A-390	NEW-P	02-16-092	296- 150C	PREP	02-04-106
251- 30-055	NEW-E	02-13-056	284- 18A-400	NEW-P	02-16-092	296- 150F	PREP	02-04-106
251- 30-055	NEW-P	02-13-131	284- 18A-410	NEW-P	02-16-092	296- 150M	PREP	02-04-106
251- 30-055	NEW	02-17-114	284- 18A-420	NEW-P	02-16-092	296- 150P	PREP	02-04-106
251- 30-057	NEW-E	02-13-056	284- 18A-430	NEW-P	02-16-092	296- 150R	PREP	02-04-106
251- 30-057	NEW-P	02-13-131	284- 18A-440	NEW-P	02-16-092	296- 150V	PREP	02-04-106

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296- 17	PREP	02-07-102	296- 17-90433	REP-P	02-17-105	296- 24-102	REP	02-16-087
296- 17	PREP	02-13-117	296- 17-90434	REP-P	02-17-105	296- 24-10203	REP-X	02-08-080
296- 17-35203	AMD-P	02-03-123	296- 17-90436	REP-P	02-17-105	296- 24-10203	REP	02-16-087
296- 17-35203	AMD	02-09-093	296- 17-90437	NEW-P	02-17-105	296- 24-125	REP-X	02-17-107
296- 17-52140	AMD-P	02-03-123	296- 17-90438	NEW-P	02-17-105	296- 24-12501	REP-X	02-17-107
296- 17-52140	AMD	02-09-093	296- 17-90439	REP-P	02-17-105	296- 24-12503	REP-X	02-17-107
296- 17-52141	AMD-P	02-03-123	296- 17-90440	NEW-P	02-17-105	296- 24-12504	REP-X	02-17-107
296- 17-52141	AMD	02-09-093	296- 17-90442	REP-P	02-17-105	296- 24-12505	REP-X	02-17-107
296- 17-52150	AMD-P	02-03-123	296- 17-90445	AMD-P	02-17-105	296- 24-12507	REP-X	02-17-107
296- 17-52150	AMD	02-09-093	296- 17-90446	NEW-P	02-17-105	296- 24-12509	REP-X	02-17-107
296- 17-52151	AMD-P	02-03-123	296- 17-90447	AMD-P	02-17-105	296- 24-12511	REP-X	02-17-107
296- 17-52151	AMD	02-09-093	296- 17-90448	REP-P	02-17-105	296- 24-12513	REP-X	02-17-107
296- 17-855	AMD-P	02-19-101	296- 17-90451	REP-P	02-17-105	296- 24-12515	REP-X	02-17-107
296- 17-855	AMD-S	02-20-046	296- 17-90453	NEW-P	02-17-105	296- 24-12517	REP-X	02-17-107
296- 17-875	AMD-P	02-19-101	296- 17-90463	REP-P	02-17-105	296- 24-12519	REP-X	02-17-107
296- 17-875	AMD-S	02-20-046	296- 17-90466	REP-P	02-17-105	296- 24-12521	REP-X	02-17-107
296- 17-880	AMD-P	02-19-101	296- 17-90469	REP-P	02-17-105	296- 24-12523	REP-X	02-17-107
296- 17-880	AMD-S	02-20-046	296- 17-90472	REP-P	02-17-105	296- 24-14001	AMD-X	02-05-077
296- 17-885	AMD-P	02-19-101	296- 17-90475	REP-P	02-17-105	296- 24-14001	AMD	02-12-098
296- 17-885	AMD-S	02-20-046	296- 17-90478	REP-P	02-17-105	296- 24-145	PREP	02-09-088
296- 17-890	AMD-P	02-19-101	296- 17-90481	REP-P	02-17-105	296- 24-145	REP-P	02-13-118
296- 17-890	AMD-S	02-20-046	296- 17-90484	AMD-P	02-17-105	296- 24-14501	REP-P	02-13-118
296- 17-895	AMD-P	02-19-101	296- 17-90486	NEW-P	02-17-105	296- 24-14503	REP-P	02-13-118
296- 17-895	AMD-S	02-20-046	296- 17-90490	AMD-P	02-17-105	296- 24-14505	REP-P	02-13-118
296- 17-89502	AMD-P	02-19-101	296- 17-90491	REP-P	02-17-105	296- 24-14507	REP-P	02-13-118
296- 17-89502	AMD-S	02-20-046	296- 17-90492	AMD-P	02-19-101	296- 24-14509	REP-P	02-13-118
296- 17-90100	REP-P	02-19-101	296- 17-90492	AMD-S	02-20-046	296- 24-14511	REP-P	02-13-118
296- 17-90100	REP-S	02-20-046	296- 17-90493	AMD-P	02-19-101	296- 24-14513	REP-P	02-13-118
296- 17-90110	REP-P	02-19-101	296- 17-90493	AMD-S	02-20-046	296- 24-14515	REP-P	02-13-118
296- 17-90110	REP-S	02-20-046	296- 17-90494	AMD-P	02-19-101	296- 24-14517	REP-P	02-13-118
296- 17-90120	REP-P	02-19-101	296- 17-90494	AMD-S	02-20-046	296- 24-14519	REP-P	02-13-118
296- 17-90120	REP-S	02-20-046	296- 17-90495	AMD-P	02-19-101	296- 24-23003	AMD-X	02-05-077
296- 17-90130	REP-P	02-19-101	296- 17-90495	AMD-S	02-20-046	296- 24-23003	AMD	02-12-098
296- 17-90130	REP-S	02-20-046	296- 17-90496	AMD-P	02-19-101	296- 24-405	REP-P	02-07-100
296- 17-90140	REP-P	02-19-101	296- 17-90496	AMD-S	02-20-046	296- 24-405	REP	02-15-102
296- 17-90140	REP-S	02-20-046	296- 17-90497	AMD-P	02-19-101	296- 24-40501	REP-P	02-07-100
296- 17-90150	REP-P	02-19-101	296- 17-90497	AMD-S	02-20-046	296- 24-40501	REP	02-15-102
296- 17-90150	REP-S	02-20-046	296- 17-920	AMD-P	02-19-101	296- 24-40503	REP-P	02-07-100
296- 17-90401	AMD-P	02-17-105	296- 17-920	AMD-S	02-20-046	296- 24-40503	REP	02-15-102
296- 17-90402	AMD-P	02-17-105	296- 20-01002	AMD-P	02-16-086	296- 24-40505	REP-P	02-07-100
296- 17-90403	REP-P	02-17-105	296- 20-02001	REP-X	02-14-149	296- 24-40505	REP	02-15-102
296- 17-90404	NEW-P	02-17-105	296- 200A	PREP	02-04-106	296- 24-40507	REP-P	02-07-100
296- 17-90405	NEW-P	02-17-105	296- 20-135	AMD-P	02-05-076	296- 24-40507	REP	02-15-102
296- 17-90406	REP-P	02-17-105	296- 20-135	AMD	02-10-129	296- 24-40509	REP-P	02-07-100
296- 17-90407	NEW-P	02-17-105	296- 20-19000	NEW-P	02-16-086	296- 24-40509	REP	02-15-102
296- 17-90408	REP-P	02-17-105	296- 20-19010	NEW-P	02-16-086	296- 24-40511	REP-P	02-07-100
296- 17-90409	AMD-P	02-17-105	296- 20-19020	NEW-P	02-16-086	296- 24-40511	REP	02-15-102
296- 17-90410	NEW-P	02-17-105	296- 20-19030	NEW-P	02-16-086	296- 24-40513	REP-P	02-07-100
296- 17-90411	NEW-P	02-17-105	296- 23-170	REP-X	02-14-149	296- 24-40513	REP	02-15-102
296- 17-90412	REP-P	02-17-105	296- 23-175	REP-X	02-14-149	296- 24-40515	REP-P	02-07-100
296- 17-90413	NEW-P	02-17-105	296- 23-185	REP-X	02-14-149	296- 24-40515	REP	02-15-102
296- 17-90414	NEW-P	02-17-105	296- 23-220	AMD-P	02-05-076	296- 24-51009	AMD-X	02-05-077
296- 17-90415	REP-P	02-17-105	296- 23-220	AMD	02-10-129	296- 24-51009	AMD	02-12-098
296- 17-90418	REP-P	02-17-105	296- 23-225	REP-X	02-14-149	296- 24-51011	AMD-X	02-05-077
296- 17-90421	AMD-P	02-17-105	296- 23-230	AMD-P	02-05-076	296- 24-51011	AMD	02-12-098
296- 17-90422	NEW-P	02-17-105	296- 23-230	AMD	02-10-129	296- 24-51015	AMD-X	02-05-077
296- 17-90424	REP-P	02-17-105	296- 24	PREP	02-04-107	296- 24-51015	AMD	02-12-098
296- 17-90425	NEW-P	02-17-105	296- 24	PREP	02-04-108	296- 24-60205	AMD-X	02-05-077
296- 17-90427	REP-P	02-17-105	296- 24	PREP	02-09-091	296- 24-60205	AMD	02-12-098
296- 17-90428	NEW-P	02-17-105	296- 24-012	AMD-X	02-05-077	296- 24-63499	AMD-X	02-05-077
296- 17-90430	REP-P	02-17-105	296- 24-012	AMD	02-12-098	296- 24-63499	AMD	02-12-098
296- 17-90431	NEW-P	02-17-105	296- 24-102	REP-X	02-08-080	296- 24-67513	AMD-X	02-05-077

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296- 24-67513	AMD	02-12-098	296- 52-423	REP	02-03-125	296- 52-61035	NEW	02-03-125
296- 24-67515	AMD-X	02-05-077	296- 52-425	REP	02-03-125	296- 52-61040	NEW	02-03-125
296- 24-67515	AMD	02-12-098	296- 52-429	REP	02-03-125	296- 52-61045	NEW	02-03-125
296- 27	PREP	02-20-099	296- 52-433	REP	02-03-125	296- 52-61050	NEW	02-03-125
296- 27-01113	AMD-X	02-17-104	296- 52-437	REP	02-03-125	296- 52-62005	NEW	02-03-125
296- 27-01117	AMD-X	02-17-104	296- 52-441	REP	02-03-125	296- 52-62010	NEW	02-03-125
296- 27-01119	AMD-X	02-17-104	296- 52-445	REP	02-03-125	296- 52-62020	NEW-W	02-06-102
296- 28-001	REP-P	02-07-101	296- 52-449	REP	02-03-125	296- 52-62025	NEW	02-03-125
296- 28-001	REP	02-17-106	296- 52-453	REP	02-03-125	296- 52-62030	NEW	02-03-125
296- 28-005	REP-P	02-07-101	296- 52-457	REP	02-03-125	296- 52-62035	NEW	02-03-125
296- 28-005	REP	02-17-106	296- 52-461	REP	02-03-125	296- 52-62040	NEW	02-03-125
296- 28-010	REP-P	02-07-101	296- 52-465	REP	02-03-125	296- 52-62045	NEW	02-03-125
296- 28-010	REP	02-17-106	296- 52-469	REP	02-03-125	296- 52-63005	NEW	02-03-125
296- 28-015	REP-P	02-07-101	296- 52-477	REP	02-03-125	296- 52-63010	NEW	02-03-125
296- 28-015	REP	02-17-106	296- 52-481	REP	02-03-125	296- 52-63015	NEW-W	02-06-102
296- 28-020	REP-P	02-07-101	296- 52-485	REP	02-03-125	296- 52-63020	NEW	02-03-125
296- 28-020	REP	02-17-106	296- 52-487	REP	02-03-125	296- 52-63025	NEW	02-03-125
296- 28-025	REP-P	02-07-101	296- 52-489	REP	02-03-125	296- 52-63030	NEW	02-03-125
296- 28-025	REP	02-17-106	296- 52-493	REP	02-03-125	296- 52-64005	NEW	02-03-125
296- 28-030	REP-P	02-07-101	296- 52-497	REP	02-03-125	296- 52-64010	NEW-W	02-06-102
296- 28-030	REP	02-17-106	296- 52-501	REP	02-03-125	296- 52-64015	NEW-W	02-06-102
296- 28-035	REP-P	02-07-101	296- 52-505	REP	02-03-125	296- 52-64020	NEW	02-03-125
296- 28-035	REP	02-17-106	296- 52-509	REP	02-03-125	296- 52-64025	NEW-W	02-06-102
296- 28-040	REP-P	02-07-101	296- 52-510	REP	02-03-125	296- 52-64030	NEW	02-03-125
296- 28-040	REP	02-17-106	296- 52-550	REP	02-03-125	296- 52-64035	NEW	02-03-125
296- 28-045	REP-P	02-07-101	296- 52-552	REP	02-03-125	296- 52-64040	NEW	02-03-125
296- 28-045	REP	02-17-106	296- 52-555	REP	02-03-125	296- 52-64045	NEW	02-03-125
296- 28-050	REP-P	02-07-101	296- 52-600	NEW-W	02-06-102	296- 52-64050	NEW	02-03-125
296- 28-050	REP	02-17-106	296- 52-60005	NEW	02-03-125	296- 52-64055	NEW	02-03-125
296- 30	PREP	02-18-092	296- 52-60010	NEW	02-03-125	296- 52-64060	NEW-W	02-06-102
296- 32	AMD-S	02-10-025	296- 52-60015	NEW	02-03-125	296- 52-64065	NEW	02-03-125
296- 32	AMD-W	02-15-132	296- 52-60020	NEW	02-03-125	296- 52-64070	NEW-W	02-06-102
296- 32-240	AMD-P	02-05-080	296- 52-60020	AMD-X	02-15-165	296- 52-64075	NEW	02-03-125
296- 32-240	AMD-W	02-15-132	296- 52-60025	NEW-W	02-06-102	296- 52-64080	NEW	02-03-125
296- 32-250	AMD-X	02-05-077	296- 52-60030	NEW	02-03-125	296- 52-64085	NEW	02-03-125
296- 32-250	AMD	02-12-098	296- 52-60035	NEW	02-03-125	296- 52-64090	NEW	02-03-125
296- 32-280	AMD-X	02-05-077	296- 52-60040	NEW-W	02-06-102	296- 52-64095	NEW	02-03-125
296- 32-280	AMD	02-12-098	296- 52-60045	NEW	02-03-125	296- 52-64100	NEW	02-03-125
296- 33-010	NEW	02-06-024	296- 52-60050	NEW	02-03-125	296- 52-650	NEW	02-03-125
296- 400A	PREP	02-04-106	296- 52-60055	NEW	02-03-125	296- 52-65005	NEW	02-03-125
296- 401B	PREP	02-04-106	296- 52-60060	NEW	02-03-125	296- 52-65010	NEW	02-03-125
296- 401B	PREP	02-15-167	296- 52-60065	NEW	02-03-125	296- 52-65015	NEW	02-03-125
296- 402A	PREP	02-15-167	296- 52-60070	NEW-W	02-06-102	296- 52-65020	NEW	02-03-125
296- 45	AMD-S	02-10-025	296- 52-60075	NEW	02-03-125	296- 52-65025	NEW	02-03-125
296- 45	AMD-W	02-15-132	296- 52-60080	NEW	02-03-125	296- 52-65030	NEW	02-03-125
296- 45-52530	AMD-P	02-05-080	296- 52-60085	NEW	02-03-125	296- 52-660	NEW	02-03-125
296- 45-52530	AMD-W	02-15-132	296- 52-60090	NEW	02-03-125	296- 52-66005	NEW	02-03-125
296- 46A	PREP	02-04-106	296- 52-60095	NEW	02-03-125	296- 52-66010	NEW	02-03-125
296- 46A	PREP	02-15-167	296- 52-60100	NEW	02-03-125	296- 52-66015	NEW	02-03-125
296- 46A-910	AMD-P	02-09-095	296- 52-60105	NEW	02-03-125	296- 52-66020	NEW	02-03-125
296- 46A-910	AMD	02-12-022	296- 52-60110	NEW-W	02-06-102	296- 52-66025	NEW-W	02-06-102
296- 46A-915	AMD-P	02-09-095	296- 52-60115	NEW	02-03-125	296- 52-66030	NEW	02-03-125
296- 46A-915	AMD	02-12-022	296- 52-60120	NEW	02-03-125	296- 52-66035	NEW	02-03-125
296- 46A-950	AMD-P	02-18-093	296- 52-60125	NEW	02-03-125	296- 52-66040	NEW	02-03-125
296- 52	AMD	02-03-125	296- 52-60130	NEW	02-03-125	296- 52-66045	NEW	02-03-125
296- 52-401	REP	02-03-125	296- 52-60130	AMD-X	02-15-165	296- 52-66050	NEW	02-03-125
296- 52-405	REP	02-03-125	296- 52-61005	NEW	02-03-125	296- 52-66055	NEW	02-03-125
296- 52-409	REP	02-03-125	296- 52-61010	NEW	02-03-125	296- 52-66060	NEW	02-03-125
296- 52-413	REP	02-03-125	296- 52-61015	NEW	02-03-125	296- 52-67005	NEW-W	02-06-102
296- 52-417	REP	02-03-125	296- 52-61020	NEW	02-03-125	296- 52-67010	NEW	02-03-125
296- 52-419	REP	02-03-125	296- 52-61025	NEW	02-03-125	296- 52-67015	NEW-W	02-06-102
296- 52-421	REP	02-03-125	296- 52-61030	NEW	02-03-125	296- 52-67020	NEW	02-03-125

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-52-67025	NEW	02-03-125	296-52-68070	NEW-W	02-06-102	296-52-71035	NEW	02-03-125
296-52-67030	NEW	02-03-125	296-52-68075	NEW	02-03-125	296-52-71040	NEW	02-03-125
296-52-67035	NEW	02-03-125	296-52-68080	NEW	02-03-125	296-52-71040	AMD-X	02-15-165
296-52-67040	NEW	02-03-125	296-52-68085	NEW	02-03-125	296-52-71045	NEW	02-03-125
296-52-67045	NEW	02-03-125	296-52-69005	NEW	02-03-125	296-52-71045	AMD-X	02-15-165
296-52-67050	NEW	02-03-125	296-52-69010	NEW	02-03-125	296-52-71050	NEW-W	02-06-102
296-52-67055	NEW	02-03-125	296-52-69010	AMD-X	02-15-165	296-52-71055	NEW	02-03-125
296-52-67060	NEW	02-03-125	296-52-69015	NEW	02-03-125	296-52-71060	NEW	02-03-125
296-52-67065	NEW	02-03-125	296-52-69015	AMD-X	02-15-165	296-52-71065	NEW	02-03-125
296-52-67065	AMD-X	02-15-165	296-52-69020	NEW	02-03-125	296-52-71070	NEW-W	02-06-102
296-52-67070	NEW	02-03-125	296-52-69025	NEW	02-03-125	296-52-71075	NEW	02-03-125
296-52-67075	NEW	02-03-125	296-52-69030	NEW	02-03-125	296-52-71080	NEW	02-03-125
296-52-67080	NEW	02-03-125	296-52-69035	NEW	02-03-125	296-52-71085	NEW-W	02-06-102
296-52-67085	NEW	02-03-125	296-52-69040	NEW	02-03-125	296-52-71090	NEW	02-03-125
296-52-67090	NEW	02-03-125	296-52-69045	NEW	02-03-125	296-52-71095	NEW	02-03-125
296-52-67095	NEW	02-03-125	296-52-69050	NEW	02-03-125	296-52-71100	NEW	02-03-125
296-52-67100	NEW	02-03-125	296-52-69055	NEW	02-03-125	296-52-71105	NEW	02-03-125
296-52-67105	NEW	02-03-125	296-52-69060	NEW	02-03-125	296-52-720	NEW	02-03-125
296-52-67110	NEW	02-03-125	296-52-69065	NEW	02-03-125	296-52-725	NEW	02-03-125
296-52-67115	NEW	02-03-125	296-52-69070	NEW	02-03-125	296-62	PREP	02-04-107
296-52-67120	NEW-W	02-06-102	296-52-69075	NEW-W	02-06-102	296-62	PREP	02-10-130
296-52-67125	NEW	02-03-125	296-52-69080	NEW	02-03-125	296-62	PREP	02-13-114
296-52-67130	NEW	02-03-125	296-52-69085	NEW	02-03-125	296-62	PREP	02-13-116
296-52-67135	NEW	02-03-125	296-52-69090	NEW	02-03-125	296-62	PREP	02-20-099
296-52-67140	NEW	02-03-125	296-52-69095	NEW	02-03-125	296-62-054	AMD-P	02-18-094
296-52-67145	NEW	02-03-125	296-52-69095	AMD-X	02-15-165	296-62-055	NEW-P	02-18-094
296-52-67150	NEW-W	02-06-102	296-52-69100	NEW-W	02-06-102	296-62-05510	NEW-P	02-18-094
296-52-67155	NEW-W	02-06-102	296-52-69105	NEW	02-03-125	296-62-05520	NEW-P	02-18-094
296-52-67160	NEW	02-03-125	296-52-69110	NEW	02-03-125	296-62-060	AMD-P	02-09-092
296-52-67160	AMD-X	02-15-165	296-52-69115	NEW	02-03-125	296-62-060	AMD	02-16-047
296-52-67165	NEW	02-03-125	296-52-69120	NEW	02-03-125	296-62-070	AMD-P	02-09-092
296-52-67170	NEW	02-03-125	296-52-69125	NEW	02-03-125	296-62-070	AMD	02-16-047
296-52-67175	NEW-W	02-06-102	296-52-69125	AMD-X	02-15-165	296-62-071	PREP	02-11-140
296-52-67180	NEW	02-03-125	296-52-69130	NEW-X	02-15-165	296-62-07302	AMD-X	02-05-077
296-52-67185	NEW	02-03-125	296-52-700	NEW	02-03-125	296-62-07302	AMD	02-12-098
296-52-67190	NEW	02-03-125	296-52-70005	NEW	02-03-125	296-62-07304	AMD-X	02-05-077
296-52-67195	NEW	02-03-125	296-52-70010	NEW	02-03-125	296-62-07304	AMD	02-12-098
296-52-67200	NEW	02-03-125	296-52-70010	AMD-X	02-15-165	296-62-07312	AMD-X	02-05-077
296-52-67205	NEW-W	02-06-102	296-52-70015	NEW	02-03-125	296-62-07312	AMD	02-12-098
296-52-67210	NEW	02-03-125	296-52-70020	NEW	02-03-125	296-62-07314	AMD-X	02-05-077
296-52-67215	NEW	02-03-125	296-52-70025	NEW	02-03-125	296-62-07314	AMD	02-12-098
296-52-67220	NEW	02-03-125	296-52-70030	NEW	02-03-125	296-62-07421	AMD-X	02-05-077
296-52-67225	NEW	02-03-125	296-52-70035	NEW	02-03-125	296-62-07421	AMD	02-12-098
296-52-67230	NEW	02-03-125	296-52-70040	NEW	02-03-125	296-62-07501	AMD-X	02-05-077
296-52-67235	NEW	02-03-125	296-52-70045	NEW	02-03-125	296-62-07501	AMD	02-12-098
296-52-67240	NEW	02-03-125	296-52-70050	NEW	02-03-125	296-62-07527	AMD-X	02-05-077
296-52-67245	NEW	02-03-125	296-52-70055	NEW	02-03-125	296-62-07527	AMD	02-12-098
296-52-67250	NEW-W	02-06-102	296-52-70060	NEW	02-03-125	296-62-07540	AMD-X	02-05-077
296-52-68005	NEW-W	02-06-102	296-52-70065	NEW	02-03-125	296-62-07540	AMD	02-12-098
296-52-68010	NEW	02-03-125	296-52-70070	NEW	02-03-125	296-62-080	AMD-P	02-09-092
296-52-68015	NEW	02-03-125	296-52-70075	NEW-W	02-06-102	296-62-080	AMD	02-16-047
296-52-68020	NEW	02-03-125	296-52-70080	NEW	02-03-125	296-62-11021	AMD-P	02-07-100
296-52-68025	NEW	02-03-125	296-52-70085	NEW	02-03-125	296-62-11021	AMD	02-15-102
296-52-68030	NEW	02-03-125	296-52-710	NEW	02-03-125	296-62-130	AMD-P	02-09-092
296-52-68035	NEW-W	02-06-102	296-52-710	AMD-X	02-15-165	296-62-130	AMD	02-16-047
296-52-68040	NEW	02-03-125	296-52-71005	NEW-W	02-06-102	296-62-14105	AMD-X	02-05-077
296-52-68045	NEW	02-03-125	296-52-71010	NEW-W	02-06-102	296-62-14105	AMD	02-12-098
296-52-68050	NEW	02-03-125	296-52-71015	NEW	02-03-125	296-62-14110	AMD-X	02-05-077
296-52-68055	NEW	02-03-125	296-52-71020	NEW	02-03-125	296-62-14110	AMD	02-12-098
296-52-68060	NEW	02-03-125	296-52-71020	AMD-X	02-15-165	296-62-14155	AMD-X	02-05-077
296-52-68060	AMD-X	02-15-165	296-52-71025	NEW	02-03-125	296-62-14155	AMD	02-12-098
296-52-68065	NEW	02-03-125	296-52-71030	NEW-W	02-06-102	296-62-14171	AMD-X	02-05-077

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-62-14171	AMD	02-12-098	296-86A-070	REP	02-12-022	296-104-273	A/R-P	02-17-120
296-62-410	REP	02-11-141	296-86A-073	REP-P	02-09-095	296-104-300	RECOD-P	02-17-120
296-62-41001	REP	02-11-141	296-86A-073	REP	02-12-022	296-104-305	RECOD-P	02-17-120
296-62-41003	REP	02-11-141	296-86A-074	REP-P	02-09-095	296-104-307	RECOD-P	02-17-120
296-62-41010	REP	02-11-141	296-86A-074	REP	02-12-022	296-104-310	RECOD-P	02-17-120
296-62-41011	REP	02-11-141	296-86A-075	REP-P	02-09-095	296-104-320	RECOD-P	02-17-120
296-62-41013	REP	02-11-141	296-86A-075	REP	02-12-022	296-104-502	AMD-P	02-17-120
296-62-41015	REP	02-11-141	296-86A-080	REP-P	02-09-095	296-104-700	AMD-P	02-09-094
296-62-41017	REP	02-11-141	296-86A-080	REP	02-12-022	296-104-700	AMD	02-12-021
296-62-41019	REP	02-11-141	296-96	PREP	02-04-106	296-104-700	AMD-P	02-17-120
296-62-41020	REP	02-11-141	296-96	PREP	02-09-090	296-130	PREP	02-11-139
296-62-41021	REP	02-11-141	296-96-01010	AMD-P	02-09-095	296-150C-0800	AMD-P	02-09-095
296-62-41023	REP	02-11-141	296-96-01010	AMD	02-12-022	296-150C-0800	AMD	02-12-022
296-62-41025	REP	02-11-141	296-96-01012	NEW-P	02-09-095	296-150C-3000	AMD-P	02-09-095
296-62-41030	REP	02-11-141	296-96-01012	NEW	02-12-022	296-150C-3000	AMD	02-12-022
296-62-41031	REP	02-11-141	296-96-01015	REP-P	02-09-095	296-150F-3000	AMD-E	02-14-073
296-62-41033	REP	02-11-141	296-96-01015	REP	02-12-022	296-150M-0020	AMD	02-03-048
296-62-41035	REP	02-11-141	296-96-01025	AMD-P	02-09-095	296-150M-0020	AMD-E	02-14-073
296-62-41040	REP	02-11-141	296-96-01025	AMD	02-12-022	296-150M-0049	NEW	02-03-048
296-62-41041	REP	02-11-141	296-96-01027	AMD-P	02-09-095	296-150M-0049	AMD-E	02-14-073
296-62-41042	REP	02-11-141	296-96-01027	AMD	02-12-022	296-150M-0050	AMD-E	02-14-073
296-62-41043	REP	02-11-141	296-96-01030	AMD-P	02-09-095	296-150M-0051	NEW-E	02-14-073
296-62-41044	REP	02-11-141	296-96-01030	AMD	02-12-022	296-150M-0140	AMD	02-03-048
296-62-41045	REP	02-11-141	296-96-01035	AMD-P	02-09-095	296-150M-0302	NEW	02-03-048
296-62-41046	REP	02-11-141	296-96-01035	AMD	02-12-022	296-150M-0304	NEW-W	02-09-070
296-62-41047	REP	02-11-141	296-96-01040	AMD-P	02-09-095	296-150M-0320	AMD-E	02-14-073
296-62-41060	REP	02-11-141	296-96-01040	AMD	02-12-022	296-150M-0322	NEW-E	02-14-073
296-62-41061	REP	02-11-141	296-96-01045	AMD-P	02-09-095	296-150M-3000	AMD-E	02-14-073
296-62-41063	REP	02-11-141	296-96-01045	AMD	02-12-022	296-150P-3000	AMD-P	02-09-095
296-62-41080	REP	02-11-141	296-96-01050	AMD-P	02-09-095	296-150P-3000	AMD	02-12-022
296-62-41081	REP	02-11-141	296-96-01050	AMD	02-12-022	296-150R-3000	AMD-P	02-09-095
296-62-41082	REP	02-11-141	296-96-01055	AMD-P	02-09-095	296-150R-3000	AMD	02-12-022
296-62-41084	REP	02-11-141	296-96-01055	AMD	02-12-022	296-150T-3000	AMD-P	02-09-095
296-62-41085	REP	02-11-141	296-96-01060	AMD-P	02-09-095	296-150T-3000	AMD	02-12-022
296-62-41086	REP	02-11-141	296-96-01060	AMD	02-12-022	296-150V-0800	AMD-P	02-09-095
296-67-053	AMD-X	02-15-166	296-96-01065	AMD-P	02-09-095	296-150V-0800	AMD	02-12-022
296-67-053	AMD	02-20-034	296-96-01065	AMD	02-12-022	296-150V-3000	AMD-P	02-09-095
296-67-291	AMD-X	02-15-166	296-104	PREP	02-04-105	296-150V-3000	AMD	02-12-022
296-67-291	AMD	02-20-034	296-104	PREP	02-08-090	296-155	PREP	02-09-091
296-78-56501	AMD	02-03-124	296-104-010	AMD-P	02-17-120	296-155	AMD-S	02-10-025
296-78-56505	AMD	02-03-124	296-104-020	AMD-P	02-17-120	296-155	AMD-W	02-15-132
296-78-71015	AMD-P	02-07-100	296-104-021	NEW-P	02-17-120	296-155-110	AMD-P	02-05-080
296-78-71015	AMD	02-15-102	296-104-050	AMD-P	02-17-120	296-155-110	AMD-W	02-15-132
296-79-140	AMD-X	02-05-077	296-104-055	AMD-P	02-09-094	296-155-165	AMD-P	02-05-080
296-79-140	AMD	02-12-098	296-104-055	AMD	02-12-021	296-155-165	AMD-W	02-15-132
296-86A-010	REP-P	02-09-095	296-104-060	AMD-P	02-09-094	296-155-200	AMD-P	02-05-080
296-86A-010	REP	02-12-022	296-104-060	AMD	02-12-021	296-155-200	AMD-W	02-15-132
296-86A-020	REP-P	02-09-095	296-104-060	AMD-P	02-17-120	296-155-24525	AMD-X	02-05-077
296-86A-020	REP	02-12-022	296-104-125	AMD-P	02-17-120	296-155-24525	AMD	02-12-098
296-86A-025	REP-P	02-09-095	296-104-140	AMD-P	02-17-120	296-155-441	AMD-X	02-05-077
296-86A-025	REP	02-12-022	296-104-145	AMD-P	02-17-120	296-155-441	AMD	02-12-098
296-86A-028	REP-P	02-09-095	296-104-150	AMD-P	02-17-120	296-155-525	AMD-X	02-05-077
296-86A-028	REP	02-12-022	296-104-151	AMD-P	02-17-120	296-155-525	AMD	02-12-098
296-86A-030	REP-P	02-09-095	296-104-155	AMD-P	02-17-120	296-155-530	AMD-X	02-05-077
296-86A-030	REP	02-12-022	296-104-170	AMD-P	02-17-120	296-155-530	AMD	02-12-098
296-86A-040	REP-P	02-09-095	296-104-200	AMD-P	02-17-120	296-155-601	NEW-P	02-05-080
296-86A-040	REP	02-12-022	296-104-230	AMD-P	02-17-120	296-155-601	NEW-W	02-15-132
296-86A-060	REP-P	02-09-095	296-104-240	REP-P	02-17-120	296-155-602	NEW-P	02-05-080
296-86A-060	REP	02-12-022	296-104-256	RECOD-P	02-17-120	296-155-602	NEW-W	02-15-132
296-86A-065	REP-P	02-09-095	296-104-260	A/R-P	02-17-120	296-155-603	NEW-P	02-05-080
296-86A-065	REP	02-12-022	296-104-265	RECOD-P	02-17-120	296-155-603	NEW-W	02-15-132
296-86A-070	REP-P	02-09-095	296-104-270	A/R-P	02-17-120	296-155-604	NEW-P	02-05-080

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-155-604	NEW-W	02-15-132	296-155-72402	NEW-W	02-13-115	296-400A-045	AMD-P	02-09-096
296-155-605	AMD-P	02-05-080	296-155-72403	NEW-P	02-06-114	296-400A-045	AMD	02-14-074
296-155-605	AMD-W	02-15-132	296-155-72403	NEW-W	02-13-115	296-400A-070	AMD-P	02-09-096
296-155-606	NEW-P	02-05-080	296-155-72404	NEW-P	02-06-114	296-400A-070	AMD	02-14-074
296-155-606	NEW-W	02-15-132	296-155-72404	NEW-W	02-13-115	296-400A-100	AMD-P	02-09-096
296-155-607	NEW-P	02-05-080	296-155-72405	NEW-P	02-06-114	296-400A-100	AMD	02-14-074
296-155-607	NEW-W	02-15-132	296-155-72405	NEW-W	02-13-115	296-400A-120	AMD-P	02-09-096
296-155-608	NEW-P	02-05-080	296-155-72406	NEW-P	02-06-114	296-400A-120	AMD	02-14-074
296-155-608	NEW-W	02-15-132	296-155-72406	NEW-W	02-13-115	296-400A-121	AMD-P	02-09-096
296-155-609	NEW-P	02-05-080	296-155-960	AMD-X	02-05-077	296-400A-121	AMD	02-14-074
296-155-609	NEW-W	02-15-132	296-155-960	AMD	02-12-098	296-400A-122	NEW-P	02-09-096
296-155-610	AMD-P	02-05-080	296-200A-080	AMD-P	02-09-095	296-400A-122	NEW	02-14-074
296-155-610	AMD-W	02-15-132	296-200A-080	AMD	02-12-022	296-400A-130	AMD-P	02-09-096
296-155-611	NEW-P	02-05-080	296-200A-900	AMD-P	02-09-095	296-400A-130	AMD	02-14-074
296-155-611	NEW-W	02-15-132	296-200A-900	AMD	02-12-022	296-400A-140	AMD-P	02-09-096
296-155-612	NEW-P	02-05-080	296-305	PREP	02-13-114	296-400A-140	AMD	02-14-074
296-155-612	NEW-W	02-15-132	296-305	PREP	02-20-099	296-400A-430	NEW-P	02-09-096
296-155-615	AMD-P	02-05-080	296-305-04001	AMD-X	02-05-077	296-400A-430	NEW	02-14-074
296-155-615	AMD-W	02-15-132	296-305-04001	AMD	02-12-098	296-401B-340	AMD-P	02-18-093
296-155-655	AMD-P	02-05-080	296-305-05003	AMD-X	02-05-077	296-401B-700	AMD-P	02-09-095
296-155-655	AMD-W	02-15-132	296-305-05003	AMD	02-12-098	296-401B-700	AMD	02-12-022
296-155-66405	AMD-X	02-05-077	296-305-05011	AMD-X	02-15-166	296-402A-040	AMD-P	02-09-097
296-155-66405	AMD	02-12-098	296-305-05011	AMD	02-20-034	296-402A-410	AMD-P	02-09-097
296-155-66411	AMD-X	02-05-077	296-307	PREP	02-04-107	296-402A-630	AMD-P	02-09-097
296-155-66411	AMD	02-12-098	296-307	PREP	02-20-099	296-403-010	REP-P	02-09-097
296-155-700	REP-P	02-06-114	296-307-039	AMD-X	02-05-077	296-403-020	REP-P	02-09-097
296-155-700	REP	02-13-115	296-307-039	AMD	02-12-098	296-403-030	REP-P	02-09-097
296-155-701	NEW-P	02-06-114	296-307-08009	AMD-X	02-05-077	296-403-040	REP-P	02-09-097
296-155-701	NEW	02-13-115	296-307-08009	AMD	02-12-098	296-403-050	REP-P	02-09-097
296-155-702	NEW-P	02-06-114	296-307-14520	PREP	02-07-103	296-403-060	REP-P	02-09-097
296-155-702	NEW	02-13-115	296-307-16303	AMD-X	02-17-109	296-403-070	REP-P	02-09-097
296-155-703	NEW-P	02-06-114	296-307-452	NEW	02-11-141	296-403-080	REP-P	02-09-097
296-155-703	NEW	02-13-115	296-307-45210	NEW	02-11-141	296-403-090	REP-P	02-09-097
296-155-704	NEW-P	02-06-114	296-307-45220	NEW	02-11-141	296-403-100	REP-P	02-09-097
296-155-704	NEW	02-13-115	296-307-45230	NEW	02-11-141	296-403-110	REP-P	02-09-097
296-155-705	REP-P	02-06-114	296-307-45240	NEW	02-11-141	296-403-120	REP-P	02-09-097
296-155-705	REP	02-13-115	296-307-45400	NEW	02-11-141	296-403-130	REP-P	02-09-097
296-155-706	NEW-P	02-06-114	296-307-45410	NEW	02-11-141	296-403-140	REP-P	02-09-097
296-155-706	NEW	02-13-115	296-307-45420	NEW	02-11-141	296-403-150	REP-P	02-09-097
296-155-707	NEW-P	02-06-114	296-307-45430	NEW	02-11-141	296-403-160	REP-P	02-09-097
296-155-707	NEW	02-13-115	296-307-45440	NEW	02-11-141	296-403A-100	NEW-P	02-09-097
296-155-708	NEW-P	02-06-114	296-307-45450	NEW	02-11-141	296-403A-110	NEW-P	02-09-097
296-155-708	NEW	02-13-115	296-307-45600	NEW	02-11-141	296-403A-120	NEW-P	02-09-097
296-155-709	NEW-P	02-06-114	296-307-45610	NEW	02-11-141	296-403A-130	NEW-P	02-09-097
296-155-709	NEW	02-13-115	296-307-45620	NEW	02-11-141	296-403A-140	NEW-P	02-09-097
296-155-710	REP-P	02-06-114	296-307-45800	NEW	02-11-141	296-403A-150	NEW-P	02-09-097
296-155-710	REP	02-13-115	296-307-46000	NEW	02-11-141	296-403A-160	NEW-P	02-09-097
296-155-711	NEW-P	02-06-114	296-400A	PREP	02-09-089	296-403A-170	NEW-P	02-09-097
296-155-711	NEW	02-13-115	296-400A	AMD-P	02-09-096	296-403A-180	NEW-P	02-09-097
296-155-714	NEW-P	02-06-114	296-400A	AMD	02-14-074	296-403A-190	NEW-P	02-09-097
296-155-714	NEW	02-13-115	296-400A-005	AMD-P	02-09-096	296-403A-195	NEW-P	02-09-097
296-155-715	REP-P	02-06-114	296-400A-005	AMD	02-14-074	296-403A-200	NEW-P	02-09-097
296-155-715	REP	02-13-115	296-400A-020	AMD-P	02-09-096	296-403A-210	NEW-P	02-09-097
296-155-716	NEW-P	02-06-114	296-400A-020	AMD	02-14-074	296-403A-220	NEW-P	02-09-097
296-155-716	NEW	02-13-115	296-400A-025	AMD-P	02-09-096	296-403A-230	NEW-P	02-09-097
296-155-717	NEW-P	02-06-114	296-400A-026	AMD-P	02-09-096	296-403A-240	NEW-P	02-09-097
296-155-717	NEW	02-13-115	296-400A-030	AMD-P	02-09-096	296-800	PREP	02-04-107
296-155-720	REP-P	02-06-114	296-400A-030	AMD	02-14-074	296-800	PREP	02-20-099
296-155-720	REP	02-13-115	296-400A-031	AMD-P	02-09-096	296-800-110	AMD-P	02-09-092
296-155-72401	NEW-P	02-06-114	296-400A-031	AMD	02-14-074	296-800-110	AMD	02-16-047
296-155-72401	NEW-W	02-13-115	296-400A-035	AMD-P	02-09-096	296-800-11040	NEW-P	02-09-092
296-155-72402	NEW-P	02-06-114	296-400A-035	AMD	02-14-074	296-800-11040	NEW	02-16-047

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-800-11045	NEW-P	02-09-092	296-800-35076	AMD	02-16-047	296-824-30005	NEW-X	02-15-166
296-800-11045	NEW	02-16-047	296-800-370	AMD-P	02-09-092	296-824-30005	NEW	02-20-034
296-800-130	AMD-P	02-09-092	296-800-370	AMD	02-16-047	296-824-400	NEW-X	02-15-166
296-800-130	AMD	02-16-047	296-817	PREP	02-13-114	296-824-400	NEW	02-20-034
296-800-13005	REP-P	02-09-092	296-824	PREP	02-20-099	296-824-40005	NEW-X	02-15-166
296-800-13005	REP	02-16-047	296-824-100	NEW	02-11-141	296-824-40005	NEW	02-20-034
296-800-13010	REP-P	02-09-092	296-824-100	AMD-X	02-15-166	296-824-40010	NEW-X	02-15-166
296-800-13010	REP	02-16-047	296-824-100	AMD	02-20-034	296-824-40010	NEW	02-20-034
296-800-13015	REP-P	02-09-092	296-824-110	NEW	02-11-141	296-824-500	NEW-X	02-15-166
296-800-13015	REP	02-16-047	296-824-110	AMD-X	02-15-166	296-824-500	NEW	02-20-034
296-800-13020	NEW-P	02-09-092	296-824-110	AMD	02-20-034	296-824-50005	NEW-X	02-15-166
296-800-13020	NEW	02-16-047	296-824-11010	NEW	02-11-141	296-824-50005	NEW	02-20-034
296-800-13025	NEW-P	02-09-092	296-824-11010	AMD-X	02-15-166	296-824-50010	NEW-X	02-15-166
296-800-13025	NEW	02-16-047	296-824-11010	AMD	02-20-034	296-824-50010	NEW	02-20-034
296-800-13030	NEW-P	02-09-092	296-824-11020	NEW	02-11-141	296-824-50015	NEW-X	02-15-166
296-800-13035	NEW-P	02-09-092	296-824-11020	AMD-X	02-15-166	296-824-50015	NEW	02-20-034
296-800-13040	NEW-P	02-09-092	296-824-11020	AMD	02-20-034	296-824-50020	NEW-X	02-15-166
296-800-150	AMD-P	02-09-092	296-824-11050	NEW	02-11-141	296-824-50020	NEW	02-20-034
296-800-150	AMD	02-16-047	296-824-11050	AMD-X	02-15-166	296-824-50025	NEW-X	02-15-166
296-800-15030	NEW-P	02-09-092	296-824-11050	AMD	02-20-034	296-824-50025	NEW	02-20-034
296-800-15030	NEW	02-16-047	296-824-11060	NEW	02-11-141	296-824-50030	NEW-X	02-15-166
296-800-15035	NEW-P	02-09-092	296-824-11060	AMD-X	02-15-166	296-824-50030	NEW	02-20-034
296-800-15035	NEW	02-16-047	296-824-11060	AMD	02-20-034	296-824-600	NEW-X	02-15-166
296-800-15040	NEW-P	02-09-092	296-824-12010	NEW	02-11-141	296-824-600	NEW	02-20-034
296-800-15040	NEW	02-16-047	296-824-12010	AMD-X	02-15-166	296-824-60005	NEW-X	02-15-166
296-800-16050	AMD-P	02-09-092	296-824-12010	AMD	02-20-034	296-824-60005	NEW	02-20-034
296-800-16050	AMD	02-16-047	296-824-12020	NEW	02-11-141	296-824-60010	NEW-X	02-15-166
296-800-16070	AMD-P	02-09-092	296-824-12020	AMD-X	02-15-166	296-824-60010	NEW	02-20-034
296-800-16070	AMD	02-16-047	296-824-12020	AMD	02-20-034	296-824-60015	NEW-X	02-15-166
296-800-170	AMD-P	02-09-092	296-824-12030	NEW	02-11-141	296-824-60015	NEW	02-20-034
296-800-170	AMD	02-16-047	296-824-12030	AMD-X	02-15-166	296-824-700	NEW-X	02-15-166
296-800-17020	AMD-P	02-09-092	296-824-12030	AMD	02-20-034	296-824-700	NEW	02-20-034
296-800-17020	AMD	02-16-047	296-824-12040	NEW	02-11-141	296-824-70005	NEW-X	02-15-166
296-800-17025	AMD-P	02-09-092	296-824-12040	AMD-X	02-15-166	296-824-70005	NEW	02-20-034
296-800-17025	AMD	02-16-047	296-824-12040	AMD	02-20-034	296-824-800	NEW-X	02-15-166
296-800-17030	AMD-P	02-09-092	296-824-12050	NEW	02-11-141	296-824-800	NEW	02-20-034
296-800-17030	AMD	02-16-047	296-824-12050	AMD-X	02-15-166	296-832-100	NEW	02-16-087
296-800-18010	AMD-P	02-09-092	296-824-12050	AMD	02-20-034	296-832-10000	NEW-X	02-08-080
296-800-18010	AMD	02-16-047	296-824-12060	NEW	02-11-141	296-832-10005	NEW-X	02-08-080
296-800-18015	AMD-P	02-09-092	296-824-12060	AMD-X	02-15-166	296-832-10010	NEW-X	02-08-080
296-800-18015	AMD	02-16-047	296-824-12060	AMD	02-20-034	296-832-10015	NEW-X	02-08-080
296-800-20005	AMD-P	02-09-092	296-824-13010	NEW	02-11-141	296-832-10020	NEW-X	02-08-080
296-800-20005	AMD	02-16-047	296-824-13010	AMD-X	02-15-166	296-832-10025	NEW-X	02-08-080
296-800-23010	AMD-P	02-09-092	296-824-13010	AMD	02-20-034	296-832-200	NEW	02-16-087
296-800-23010	AMD	02-16-047	296-824-13020	NEW	02-11-141	296-832-20005	NEW	02-16-087
296-800-23020	AMD-P	02-09-092	296-824-13020	AMD-X	02-15-166	296-832-20010	NEW	02-16-087
296-800-23020	AMD	02-16-047	296-824-13020	AMD	02-20-034	296-832-300	NEW	02-16-087
296-800-25015	AMD-P	02-09-092	296-824-13030	NEW	02-11-141	296-832-30005	NEW	02-16-087
296-800-25015	AMD	02-16-047	296-824-13030	AMD-X	02-15-166	296-832-30010	NEW	02-16-087
296-800-28040	AMD-P	02-09-092	296-824-13030	AMD	02-20-034	296-832-30015	NEW	02-16-087
296-800-28040	AMD	02-16-047	296-824-14010	NEW	02-11-141	296-833-100	NEW-X	02-17-107
296-800-28045	AMD-P	02-09-092	296-824-14010	AMD-X	02-15-166	296-833-10010	NEW-X	02-17-107
296-800-28045	AMD	02-16-047	296-824-14010	AMD	02-20-034	296-833-200	NEW-X	02-17-107
296-800-32025	AMD-P	02-09-092	296-824-15010	NEW	02-11-141	296-833-20005	NEW-X	02-17-107
296-800-32025	AMD	02-16-047	296-824-15010	AMD-X	02-15-166	296-833-20010	NEW-X	02-17-107
296-800-35030	AMD-P	02-09-092	296-824-15010	AMD	02-20-034	296-833-300	NEW-X	02-17-107
296-800-35030	AMD	02-16-047	296-824-200	NEW-X	02-15-166	296-833-30005	NEW-X	02-17-107
296-800-35040	AMD-P	02-09-092	296-824-200	NEW	02-20-034	296-833-30010	NEW-X	02-17-107
296-800-35040	AMD	02-16-047	296-824-20005	NEW-X	02-15-166	296-833-30015	NEW-X	02-17-107
296-800-35056	AMD-P	02-09-092	296-824-20005	NEW	02-20-034	296-833-30020	NEW-X	02-17-107
296-800-35056	AMD	02-16-047	296-824-300	NEW-X	02-15-166	296-833-400	NEW-X	02-17-107
296-800-35076	AMD-P	02-09-092	296-824-300	NEW	02-20-034	296-833-40005	NEW-X	02-17-107

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-833-40010	NEW-X	02-17-107	296-835-13005	NEW	02-15-102	296-878-15025	NEW-P	02-13-118
296-833-500	NEW-X	02-17-107	296-835-13010	NEW-P	02-07-100	296-878-160	NEW-P	02-13-118
296-833-50005	NEW-X	02-17-107	296-835-13010	NEW	02-15-102	296-878-16005	NEW-P	02-13-118
296-833-50010	NEW-X	02-17-107	296-835-13015	NEW-P	02-07-100	296-878-170	NEW-P	02-13-118
296-833-600	NEW-X	02-17-107	296-835-13015	NEW	02-15-102	296-878-17005	NEW-P	02-13-118
296-833-60005	NEW-X	02-17-107	296-835-13020	NEW-P	02-07-100	296-878-180	NEW-P	02-13-118
296-833-60010	NEW-X	02-17-107	296-835-13020	NEW	02-15-102	296-878-18005	NEW-P	02-13-118
296-835-100	NEW-P	02-07-100	296-835-13025	NEW-P	02-07-100	296-878-18010	NEW-P	02-13-118
296-835-100	NEW	02-15-102	296-835-13025	NEW	02-15-102	296-878-18015	NEW-P	02-13-118
296-835-110	NEW-P	02-07-100	296-835-13030	NEW-P	02-07-100	296-878-18020	NEW-P	02-13-118
296-835-110	NEW	02-15-102	296-835-13030	NEW	02-15-102	296-878-190	NEW-P	02-13-118
296-835-11005	NEW-P	02-07-100	296-835-140	NEW-P	02-07-100	296-878-19005	NEW-P	02-13-118
296-835-11005	NEW	02-15-102	296-835-140	NEW	02-15-102	296-878-19010	NEW-P	02-13-118
296-835-11010	NEW-P	02-07-100	296-839-100	NEW-P	02-18-094	296-878-200	NEW-P	02-13-118
296-835-11010	NEW	02-15-102	296-839-200	NEW-P	02-18-094	296-878-20005	NEW-P	02-13-118
296-835-11015	NEW-P	02-07-100	296-839-20005	NEW-P	02-18-094	296-878-20010	NEW-P	02-13-118
296-835-11015	NEW	02-15-102	296-839-20010	NEW-P	02-18-094	296-878-20015	NEW-P	02-13-118
296-835-11020	NEW-P	02-07-100	296-839-300	NEW-P	02-18-094	296-878-210	NEW-P	02-13-118
296-835-11020	NEW	02-15-102	296-839-30005	NEW-P	02-18-094	296-878-21005	NEW-P	02-13-118
296-835-11025	NEW-P	02-07-100	296-839-30010	NEW-P	02-18-094	296-878-220	NEW-P	02-13-118
296-835-11025	NEW	02-15-102	296-839-30015	NEW-P	02-18-094	308- 08-085	AMD-X	02-14-001
296-835-11030	NEW-P	02-07-100	296-839-400	NEW-P	02-18-094	308- 08-085	AMD	02-19-035
296-835-11030	NEW	02-15-102	296-839-40005	NEW-P	02-18-094	308- 08-600	AMD	02-11-011
296-835-11035	NEW-P	02-07-100	296-839-500	NEW-P	02-18-094	308- 12-010	AMD-P	02-04-114
296-835-11035	NEW	02-15-102	296-860-100	NEW-P	02-07-101	308- 12-010	AMD	02-11-082
296-835-11040	NEW-P	02-07-100	296-860-100	NEW	02-17-106	308- 12-031	AMD-P	02-04-114
296-835-11040	NEW	02-15-102	296-860-10005	NEW-P	02-07-101	308- 12-031	AMD	02-11-082
296-835-11045	NEW-P	02-07-100	296-860-10010	NEW-P	02-07-101	308- 12-050	AMD-P	02-04-114
296-835-11045	NEW	02-15-102	296-860-10020	NEW-P	02-07-101	308- 12-050	AMD	02-11-082
296-835-11050	NEW-P	02-07-100	296-860-10025	NEW-P	02-07-101	308- 12-081	AMD-P	02-04-114
296-835-11050	NEW	02-15-102	296-860-10030	NEW-P	02-07-101	308- 12-081	AMD	02-11-082
296-835-120	NEW-P	02-07-100	296-860-10040	NEW-P	02-07-101	308- 12-085	AMD-P	02-04-114
296-835-120	NEW	02-15-102	296-860-10050	NEW-P	02-07-101	308- 12-085	AMD	02-11-082
296-835-12005	NEW-P	02-07-100	296-860-10060	NEW-P	02-07-101	308- 12-115	AMD-P	02-04-114
296-835-12005	NEW	02-15-102	296-860-10070	NEW-P	02-07-101	308- 12-115	AMD	02-11-082
296-835-12010	NEW-P	02-07-100	296-860-10100	NEW-P	02-07-101	308- 12-150	AMD-P	02-04-114
296-835-12010	NEW	02-15-102	296-860-200	NEW	02-17-106	308- 12-150	AMD	02-11-082
296-835-12015	NEW-P	02-07-100	296-860-20010	NEW	02-17-106	308- 12-210	AMD-P	02-04-114
296-835-12015	NEW	02-15-102	296-860-20020	NEW	02-17-106	308- 12-210	AMD	02-11-082
296-835-12020	NEW-P	02-07-100	296-860-20030	NEW	02-17-106	308- 12-220	AMD-P	02-04-114
296-835-12020	NEW	02-15-102	296-860-20040	NEW	02-17-106	308- 12-220	AMD	02-11-082
296-835-12025	NEW-P	02-07-100	296-860-20050	NEW	02-17-106	308- 12-230	AMD-P	02-04-114
296-835-12025	NEW	02-15-102	296-860-20060	NEW	02-17-106	308- 12-230	AMD	02-11-082
296-835-12030	NEW-P	02-07-100	296-860-20070	NEW	02-17-106	308- 12-240	AMD-P	02-04-114
296-835-12030	NEW-W	02-20-091	296-860-20080	NEW	02-17-106	308- 12-240	AMD	02-11-082
296-835-12035	NEW-P	02-07-100	296-860-300	NEW	02-17-106	308- 12-320	AMD-P	02-04-114
296-835-12035	NEW	02-15-102	296-878-100	NEW-P	02-13-118	308- 12-320	AMD	02-11-082
296-835-12040	NEW-P	02-07-100	296-878-10005	NEW-P	02-13-118	308- 12-321	REP-P	02-04-114
296-835-12040	NEW	02-15-102	296-878-110	NEW-P	02-13-118	308- 12-321	REP	02-11-082
296-835-12045	NEW-P	02-07-100	296-878-11005	NEW-P	02-13-118	308- 12-322	REP-P	02-04-114
296-835-12045	NEW	02-15-102	296-878-120	NEW-P	02-13-118	308- 12-322	REP	02-11-082
296-835-12050	NEW-P	02-07-100	296-878-12005	NEW-P	02-13-118	308- 12-323	REP-P	02-04-114
296-835-12050	NEW	02-15-102	296-878-130	NEW-P	02-13-118	308- 12-323	REP	02-11-082
296-835-12055	NEW-P	02-07-100	296-878-13005	NEW-P	02-13-118	308- 12-324	REP-P	02-04-114
296-835-12055	NEW	02-15-102	296-878-13010	NEW-P	02-13-118	308- 12-324	REP	02-11-082
296-835-12060	NEW-P	02-07-100	296-878-140	NEW-P	02-13-118	308- 12-325	REP-P	02-04-114
296-835-12060	NEW	02-15-102	296-878-14005	NEW-P	02-13-118	308- 12-325	REP	02-11-082
296-835-12065	NEW-P	02-07-100	296-878-150	NEW-P	02-13-118	308- 12-330	NEW-P	02-04-114
296-835-12065	NEW	02-15-102	296-878-15005	NEW-P	02-13-118	308- 12-330	NEW	02-11-082
296-835-130	NEW-P	02-07-100	296-878-15010	NEW-P	02-13-118	308- 13-005	AMD-P	02-04-113
296-835-130	NEW	02-15-102	296-878-15015	NEW-P	02-13-118	308- 13-005	AMD	02-07-047
296-835-13005	NEW-P	02-07-100	296-878-15020	NEW-P	02-13-118	308- 13-020	AMD-P	02-04-113

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308- 13-020	AMD	02-07-047	308- 20-210	AMD	02-09-040	308- 48-750	REP	02-19-019
308- 13-024	AMD-P	02-04-113	308- 20-310	REP	02-04-012	308- 48-760	REP-P	02-14-059
308- 13-024	AMD	02-07-047	308- 20-590	REP	02-04-012	308- 48-760	REP	02-19-019
308- 13-036	NEW-P	02-04-113	308- 47-010	NEW-P	02-14-059	308- 48-770	REP-P	02-14-059
308- 13-036	NEW	02-07-047	308- 47-010	NEW	02-19-019	308- 48-770	REP	02-19-019
308- 13-050	AMD-P	02-04-113	308- 47-020	NEW-P	02-14-059	308- 49-150	AMD-P	02-14-059
308- 13-050	AMD	02-07-047	308- 47-020	NEW	02-19-019	308- 49-150	AMD	02-19-019
308- 13-100	AMD-P	02-04-113	308- 47-030	NEW-P	02-14-059	308- 49-164	AMD-P	02-14-059
308- 13-100	AMD	02-07-047	308- 47-030	NEW	02-19-019	308- 49-164	AMD	02-19-019
308- 13-150	PREP	02-08-033	308- 47-040	NEW-P	02-14-059	308- 49-170	AMD-P	02-14-059
308- 13-150	AMD-P	02-12-077	308- 47-040	NEW	02-19-019	308- 49-170	AMD	02-19-019
308- 13-150	AMD	02-16-018	308- 47-050	NEW-P	02-14-059	308- 49-210	NEW-P	02-14-059
308- 14-085	AMD-P	02-08-074	308- 47-050	NEW	02-19-019	308- 49-210	NEW	02-19-019
308- 14-085	AMD-W	02-11-057	308- 47-060	NEW-P	02-14-059	308- 56A	PREP	02-15-077
308- 14-090	REP-P	02-08-074	308- 47-060	NEW	02-19-019	308- 56A-030	PREP	02-05-019
308- 14-090	REP-W	02-11-057	308- 47-070	NEW-P	02-14-059	308- 56A-040	PREP	02-05-019
308- 14-100	AMD-P	02-08-074	308- 47-070	NEW	02-19-019	308- 56A-056	PREP	02-05-019
308- 14-100	AMD-W	02-11-057	308- 48-010	AMD-P	02-14-059	308- 56A-060	PREP	02-05-019
308- 14-120	AMD-P	02-08-074	308- 48-010	AMD	02-19-019	308- 56A-070	PREP	02-05-015
308- 14-120	AMD-W	02-11-057	308- 48-015	NEW-P	02-14-059	308- 56A-075	PREP	02-05-015
308- 14-130	AMD-P	02-08-074	308- 48-015	NEW-W	02-19-047	308- 56A-110	PREP	02-05-019
308- 14-130	AMD-W	02-11-057	308- 48-031	AMD-P	02-14-059	308- 56A-115	PREP	02-05-019
308- 14-135	AMD-P	02-08-074	308- 48-031	AMD	02-19-019	308- 56A-140	PREP	02-05-018
308- 14-135	AMD-W	02-11-057	308- 48-040	AMD-P	02-14-059	308- 56A-150	PREP	02-05-018
308- 14-210	AMD-P	02-08-074	308- 48-040	AMD	02-19-019	308- 56A-160	PREP	02-05-018
308- 14-210	AMD-W	02-11-057	308- 48-050	AMD-P	02-14-059	308- 56A-200	PREP	02-05-018
308- 15-040	PREP	02-05-079	308- 48-050	AMD	02-19-019	308- 56A-210	PREP	02-05-019
308- 15-040	AMD-P	02-09-011	308- 48-060	AMD-P	02-14-059	308- 56A-210	PREP	02-14-002
308- 15-040	AMD-W	02-16-095	308- 48-060	AMD	02-19-019	308- 56A-215	PREP	02-05-018
308- 15-140	PREP	02-05-079	308- 48-070	REP-P	02-14-059	308- 56A-250	PREP	02-05-016
308- 15-140	NEW-P	02-09-011	308- 48-070	REP	02-19-019	308- 56A-265	PREP	02-05-016
308- 15-140	NEW-S	02-16-096	308- 48-085	AMD-P	02-14-059	308- 56A-270	PREP	02-05-016
308- 15-140	NEW	02-20-072	308- 48-085	AMD	02-19-019	308- 56A-275	PREP	02-05-016
308- 17-150	AMD-P	02-03-130	308- 48-100	REP-P	02-14-059	308- 56A-295	PREP	02-05-019
308- 17-150	AMD	02-11-098	308- 48-100	REP	02-19-019	308- 56A-300	PREP	02-05-014
308- 17-310	PREP	02-07-069	308- 48-145	AMD-P	02-14-059	308- 56A-305	PREP	02-05-014
308- 17-310	AMD-P	02-20-085	308- 48-145	AMD	02-19-019	308- 56A-310	PREP	02-05-014
308- 17-320	PREP	02-07-069	308- 48-180	AMD-P	02-14-059	308- 56A-315	PREP	02-05-014
308- 17-320	AMD-P	02-20-085	308- 48-180	AMD	02-19-019	308- 56A-320	PREP	02-05-014
308- 18-150	AMD-P	02-02-096	308- 48-185	REP-P	02-14-059	308- 56A-325	PREP	02-05-014
308- 18-150	AMD	02-07-068	308- 48-185	REP	02-19-019	308- 56A-330	PREP	02-05-014
308- 19-130	AMD-P	02-02-095	308- 48-200	AMD-P	02-14-059	308- 56A-460	PREP	02-08-005
308- 19-130	AMD	02-07-067	308- 48-200	AMD	02-19-019	308- 56A-460	AMD-E	02-13-005
308- 19-240	AMD-P	02-02-095	308- 48-210	AMD-P	02-14-059	308- 56A-460	AMD-P	02-15-034
308- 19-240	AMD	02-07-067	308- 48-210	AMD	02-19-019	308- 56A-460	AMD	02-19-016
308- 20-010	AMD	02-04-012	308- 48-350	AMD-P	02-14-059	308- 56A-500	AMD-P	02-07-035
308- 20-030	REP	02-04-012	308- 48-350	AMD	02-19-019	308- 56A-500	AMD-E	02-13-005
308- 20-040	AMD	02-04-012	308- 48-520	AMD-P	02-14-059	308- 56A-500	AMD-W	02-13-025
308- 20-045	REP	02-04-012	308- 48-520	AMD	02-19-019	308- 56A-500	AMD-P	02-15-034
308- 20-080	AMD	02-04-012	308- 48-600	AMD-P	02-14-059	308- 56A-500	AMD	02-19-016
308- 20-090	AMD	02-04-012	308- 48-600	AMD	02-19-019	308- 56A-525	PREP	02-15-077
308- 20-105	AMD	02-04-012	308- 48-700	REP-P	02-14-059	308- 56A-525	NEW-P	02-18-013
308- 20-107	AMD	02-04-012	308- 48-700	REP	02-19-019	308- 56A-530	NEW-P	02-07-035
308- 20-110	AMD	02-04-012	308- 48-710	REP-P	02-14-059	308- 56A-530	NEW-E	02-13-005
308- 20-120	AMD	02-04-012	308- 48-710	REP	02-19-019	308- 56A-530	NEW-W	02-13-025
308- 20-122	NEW	02-04-012	308- 48-720	REP-P	02-14-059	308- 56A-530	NEW-P	02-15-034
308- 20-130	REP	02-04-012	308- 48-720	REP	02-19-019	308- 56A-530	NEW	02-19-016
308- 20-150	REP	02-04-012	308- 48-730	REP-P	02-14-059	308- 56A-640	PREP	02-05-013
308- 20-155	REP	02-04-012	308- 48-730	REP	02-19-019	308- 56A-640	PREP	02-05-017
308- 20-171	REP	02-04-012	308- 48-740	REP-P	02-14-059	308- 61	PREP	02-12-095
308- 20-172	REP	02-04-012	308- 48-740	REP	02-19-019	308- 61-026	AMD-P	02-16-067
308- 20-210	AMD-P	02-04-088	308- 48-750	REP-P	02-14-059	308- 61-026	AMD	02-20-035

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308- 61-105	AMD-P	02-16-067	308- 93-243	AMD-P	02-18-012	308- 96A-101	AMD-P	02-08-036
308- 61-105	AMD	02-20-035	308- 93-244	PREP	02-08-006	308- 96A-101	AMD	02-11-096
308- 61-108	AMD-P	02-16-067	308- 93-244	AMD-P	02-18-012	308- 96A-110	PREP	02-03-086
308- 61-108	AMD	02-20-035	308- 93-250	REP	02-04-001	308- 96A-110	AMD-P	02-08-036
308- 61-115	AMD-P	02-16-067	308- 93-270	AMD	02-04-001	308- 96A-110	AMD	02-11-096
308- 61-115	AMD	02-20-035	308- 93-275	NEW	02-04-001	308- 96A-117	PREP	02-14-003
308- 61-125	AMD-P	02-16-067	308- 93-276	PREP	02-15-117	308- 96A-136	PREP	02-03-086
308- 61-125	AMD	02-20-035	308- 93-276	NEW-P	02-18-014	308- 96A-136	AMD-P	02-08-036
308- 61-135	AMD-P	02-16-067	308- 93-280	AMD	02-04-001	308- 96A-136	AMD	02-11-096
308- 61-135	AMD	02-20-035	308- 93-390	PREP	02-14-026	308- 96A-161	AMD-P	02-07-014
308- 61-145	AMD-P	02-16-067	308- 93-520	AMD	02-05-059	308- 96A-161	AMD	02-11-079
308- 61-145	AMD	02-20-035	308- 93-530	AMD	02-05-059	308- 96A-201	AMD-P	02-05-057
308- 61-158	AMD-P	02-16-067	308- 93-540	AMD	02-05-059	308- 96A-201	AMD	02-10-013
308- 61-158	AMD	02-20-035	308- 93-700	AMD	02-05-058	308- 96A-205	AMD-P	02-07-036
308- 61-168	AMD-P	02-16-067	308- 93-710	AMD	02-05-058	308- 96A-205	AMD	02-11-095
308- 61-168	AMD	02-20-035	308- 93-720	AMD	02-05-058	308- 96A-206	AMD-P	02-07-036
308- 61-175	AMD-P	02-16-067	308- 93-730	AMD	02-05-058	308- 96A-206	AMD	02-11-095
308- 61-175	AMD	02-20-035	308- 93-740	AMD	02-05-058	308- 96A-207	AMD-P	02-05-057
308- 61-190	AMD-P	02-16-067	308- 93-740	AMD	02-05-058	308- 96A-207	AMD	02-10-013
308- 61-190	AMD	02-20-035	308- 93-750	AMD	02-05-058	308- 96A-207	AMD	02-10-013
308- 63	PREP	02-13-012	308- 93-760	AMD	02-05-058	308- 96A-208	AMD-P	02-05-057
308- 63-090	AMD-E	02-13-005	308- 93-770	AMD	02-05-058	308- 96A-208	AMD	02-10-013
308- 63-090	AMD-P	02-16-057	308- 94-050	AMD-P	02-07-024	308- 96A-208	AMD	02-10-013
308- 63-090	AMD	02-19-036	308- 94-050	AMD	02-11-019	308- 96A-220	AMD-P	02-07-036
308- 66	PREP	02-04-059	308- 96A-005	PREP	02-09-004	308- 96A-220	AMD	02-11-095
308- 66	PREP	02-12-096	308- 96A-005	AMD-P	02-12-064	308- 96A-275	AMD-P	02-07-014
308- 66-110	AMD-P	02-09-057	308- 96A-005	AMD	02-17-024	308- 96A-275	AMD	02-11-079
308- 66-110	AMD	02-12-062	308- 96A-021	PREP	02-14-003	308- 96A-306	AMD	02-04-002
308- 66-120	AMD-P	02-09-057	308- 96A-046	PREP	02-05-002	308- 96A-311	AMD	02-04-002
308- 66-120	AMD	02-12-062	308- 96A-046	AMD-P	02-12-078	308- 96A-312	AMD	02-04-002
308- 90-040	AMD	02-05-073	308- 96A-046	AMD	02-16-071	308- 96A-313	AMD	02-04-002
308- 90-070	AMD	02-05-073	308- 96A-050	PREP	02-05-002	308- 96A-314	AMD	02-04-002
308- 90-080	AMD	02-05-073	308- 96A-050	AMD-P	02-12-078	308- 96A-314	PREP	02-12-006
308- 90-090	AMD	02-05-073	308- 96A-050	AMD	02-16-071	308- 96A-316	AMD	02-04-002
308- 90-100	AMD	02-05-073	308- 96A-056	PREP	02-05-002	308- 96A-530	PREP	02-05-002
308- 90-110	AMD	02-05-073	308- 96A-056	AMD-P	02-12-078	308- 96A-530	AMD-P	02-12-078
308- 90-130	AMD	02-05-073	308- 96A-056	AMD	02-16-071	308- 96A-530	AMD	02-16-071
308- 90-140	AMD	02-05-073	308- 96A-057	PREP	02-05-002	308- 96A-550	PREP	02-12-006
308- 90-150	AMD	02-05-073	308- 96A-057	AMD-P	02-12-078	308- 99	PREP	02-20-104
308- 90-160	AMD	02-05-073	308- 96A-057	AMD	02-16-071	308- 99-040	PREP	02-10-079
308- 91-030	PREP	02-12-124	308- 96A-062	PREP	02-09-004	308- 99-040	PREP	02-20-104
308- 91-040	PREP	02-12-124	308- 96A-062	AMD-P	02-12-064	308-100-140	AMD	02-04-076
308- 91-050	PREP	02-12-124	308- 96A-062	AMD	02-17-024	308-103-010	NEW	02-11-011
308- 91-060	PREP	02-12-124	308- 96A-064	PREP	02-09-004	308-103-020	NEW	02-11-011
308- 91-080	PREP	02-12-124	308- 96A-064	AMD-P	02-12-064	308-103-030	NEW	02-11-011
308- 91-090	PREP	02-12-124	308- 96A-064	AMD	02-17-024	308-103-040	NEW	02-11-011
308- 91-095	PREP	02-12-124	308- 96A-073	PREP	02-05-002	308-103-050	NEW	02-11-011
308- 91-120	PREP	02-12-124	308- 96A-073	AMD-P	02-12-078	308-103-060	NEW	02-11-011
308- 91-130	PREP	02-12-124	308- 96A-073	AMD	02-16-071	308-103-070	NEW	02-11-011
308- 91-140	PREP	02-12-124	308- 96A-074	PREP	02-05-002	308-103-080	NEW	02-11-011
308- 91-150	PREP	02-12-124	308- 96A-074	AMD-P	02-12-078	308-103-090	NEW	02-11-011
308- 91-171	PREP	02-12-124	308- 96A-074	AMD	02-16-071	308-103-100	NEW	02-11-011
308- 91-172	PREP	02-12-124	308- 96A-080	PREP	02-05-020	308-103-110	NEW	02-11-011
308- 93	PREP	02-11-097	308- 96A-080	AMD-P	02-18-034	308-103-120	NEW	02-11-011
308- 93	PREP	02-15-117	308- 96A-085	PREP	02-05-020	308-103-130	NEW	02-11-011
308- 93-230	AMD	02-04-001	308- 96A-085	AMD-P	02-18-034	308-103-140	NEW	02-11-011
308- 93-230	PREP	02-11-097	308- 96A-090	PREP	02-05-020	308-103-150	NEW	02-11-011
308- 93-241	PREP	02-08-006	308- 96A-090	AMD-P	02-18-034	308-103-160	NEW	02-11-011
308- 93-241	AMD-P	02-18-012	308- 96A-095	PREP	02-05-020	308-103-170	NEW	02-11-011
308- 93-242	PREP	02-08-006	308- 96A-095	AMD-P	02-18-034	308-103-180	NEW	02-11-011
308- 93-242	AMD-P	02-18-012	308- 96A-098	AMD-P	02-07-014	308-103-190	NEW	02-11-011
308- 93-243	PREP	02-08-006	308- 96A-098	AMD	02-11-079	308-104-018	AMD-W	02-11-024
308- 93-243	PREP	02-08-006	308- 96A-101	PREP	02-03-086	308-124A-110	AMD-P	02-03-058
						308-124A-110	AMD	02-07-060

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-124A-460	AMD	02-03-057	314- 11-040	AMD	02-11-054	315- 38-040	NEW	02-15-122
308-124A-600	AMD	02-03-080	314- 11-045	AMD-P	02-04-110	315- 38-050	NEW-P	02-12-080
308-124A-605	NEW	02-03-080	314- 11-045	AMD	02-11-054	315- 38-050	NEW	02-15-122
308-124B-150	AMD	02-03-054	314- 11-060	AMD-P	02-04-110	315- 38-060	NEW-P	02-12-080
308-124H-014	NEW	02-03-055	314- 11-060	AMD	02-11-054	315- 38-060	NEW	02-15-122
308-124H-025	AMD	02-03-055	314- 11-065	AMD-P	02-04-110	315- 38-070	NEW-P	02-12-080
308-124H-025	PREP	02-15-017	314- 11-065	AMD	02-11-054	315- 38-070	NEW	02-15-122
308-124H-029	PREP	02-15-017	314- 11-070	AMD-P	02-04-110	315- 38-080	NEW-P	02-12-080
308-124H-061	AMD	02-03-056	314- 11-070	AMD	02-11-054	315- 38-080	NEW	02-15-122
308-124H-062	AMD	02-03-056	314- 11-072	NEW-P	02-04-110	315- 38-090	NEW-P	02-12-080
308-125-085	AMD-P	02-04-083	314- 11-072	NEW	02-11-054	315- 38-090	NEW	02-15-122
308-125-085	AMD	02-10-022	314- 11-095	AMD-P	02-04-110	315- 38-100	NEW-P	02-12-080
308-125-120	AMD	02-03-011	314- 11-095	AMD	02-11-054	315- 38-100	NEW	02-15-122
308-125-200	AMD	02-03-012	314- 16-190	REP-P	02-04-115	315- 38-110	NEW-P	02-12-080
308-127-160	AMD-P	02-12-082	314- 16-190	REP-W	02-17-086	315- 38-110	NEW	02-15-122
308-127-160	AMD	02-15-169	314- 16-196	REP-P	02-04-115	315- 38-120	NEW-P	02-12-080
308-129	PREP	02-16-059	314- 16-196	REP-W	02-17-086	315- 38-120	NEW	02-15-122
308-330-305	AMD	02-04-075	314- 21-005	NEW-P	02-04-112	315- 38-130	NEW-P	02-12-080
308-330-307	AMD	02-04-075	314- 21-005	NEW	02-11-030	315- 38-130	NEW	02-15-122
308-330-320	AMD	02-04-075	314- 21-015	NEW-P	02-04-112	315- 38-140	NEW-P	02-12-080
308-330-464	AMD	02-04-075	314- 21-015	NEW	02-11-030	315- 38-140	NEW	02-15-122
308-330-481	AMD	02-04-075	314- 21-025	NEW-P	02-04-112	315- 38-150	NEW-P	02-12-080
308-330-705	AMD	02-04-075	314- 21-025	NEW	02-11-030	315- 38-150	NEW	02-15-122
308-420-240	AMD-P	02-12-081	314- 60-040	AMD-P	02-04-111	315- 38-160	NEW-P	02-12-080
308-420-240	AMD	02-15-168	314- 60-040	AMD	02-10-006	315- 38-160	NEW	02-15-122
314- 02-010	AMD-P	02-04-115	315- 06-040	AMD-P	02-07-072	315- 38-170	NEW-P	02-12-080
314- 02-010	AMD-W	02-17-086	315- 06-040	AMD	02-12-065	315- 38-170	NEW	02-15-122
314- 02-015	AMD-P	02-04-115	315- 06-123	PREP	02-09-081	315- 38-180	NEW-P	02-12-080
314- 02-015	AMD-W	02-17-086	315- 10	PREP	02-05-048	315- 38-180	NEW	02-15-122
314- 02-020	AMD-P	02-04-115	315- 20-010	AMD-C	02-03-108	315- 38-190	NEW-P	02-12-080
314- 02-020	AMD-W	02-17-086	315- 20-010	AMD	02-08-001	315- 38-190	NEW	02-15-122
314- 02-025	AMD-P	02-04-115	315- 37-010	NEW-P	02-03-109	315- 38-200	NEW-P	02-12-080
314- 02-025	AMD-W	02-17-086	315- 37-010	NEW	02-07-073	315- 38-200	NEW	02-15-122
314- 02-030	AMD-P	02-04-115	315- 37-020	NEW-P	02-03-109	316- 02-001	AMD-X	02-08-029
314- 02-030	AMD-W	02-17-086	315- 37-020	NEW	02-07-073	316- 02-001	AMD	02-14-013
314- 02-033	NEW-P	02-04-115	315- 37-030	NEW-P	02-03-109	316- 02-135	AMD-X	02-08-029
314- 02-033	NEW-W	02-17-086	315- 37-030	NEW	02-07-073	316- 02-135	AMD	02-14-013
314- 02-035	AMD-P	02-04-115	315- 37-040	NEW-P	02-03-109	316- 02-150	AMD-X	02-08-029
314- 02-035	AMD-W	02-17-086	315- 37-040	NEW	02-07-073	316- 02-150	AMD	02-14-013
314- 02-045	AMD-P	02-04-115	315- 37-050	NEW-P	02-03-109	316- 02-170	AMD-X	02-08-029
314- 02-045	AMD-W	02-17-086	315- 37-050	NEW	02-07-073	316- 02-170	AMD	02-14-013
314- 02-050	REP-P	02-04-115	315- 37-060	NEW-P	02-03-109	316- 02-300	AMD-X	02-08-029
314- 02-050	REP-W	02-17-086	315- 37-060	NEW	02-07-073	316- 02-300	AMD	02-14-013
314- 02-055	AMD-P	02-04-115	315- 37-070	NEW-P	02-03-109	316- 02-310	REP-X	02-08-029
314- 02-055	AMD-W	02-17-086	315- 37-070	NEW	02-07-073	316- 02-310	REP	02-14-013
314- 02-115	AMD-P	02-04-115	315- 37-080	NEW-P	02-03-109	316- 02-340	REP-X	02-08-029
314- 02-115	AMD-W	02-17-086	315- 37-080	NEW	02-07-073	316- 02-340	REP	02-14-013
314- 02-125	AMD-P	02-04-115	315- 37-090	NEW-P	02-03-109	316- 02-350	REP-X	02-08-029
314- 02-125	AMD-W	02-17-086	315- 37-090	NEW	02-07-073	316- 02-350	REP	02-14-013
314- 02-130	AMD-P	02-04-115	315- 37-100	NEW-P	02-03-109	316- 02-360	REP-X	02-08-029
314- 02-130	AMD-W	02-17-086	315- 37-100	NEW	02-07-073	316- 02-360	REP	02-14-013
314- 11-015	AMD-P	02-04-110	315- 37-110	NEW-P	02-03-109	316- 02-370	REP-X	02-08-029
314- 11-015	AMD	02-11-054	315- 37-110	NEW	02-07-073	316- 02-370	REP	02-14-013
314- 11-020	AMD-P	02-04-110	315- 37-120	NEW-P	02-03-109	316- 02-600	AMD-X	02-08-029
314- 11-020	AMD	02-11-054	315- 37-120	NEW	02-07-073	316- 02-600	AMD	02-14-013
314- 11-025	AMD-P	02-04-110	315- 38-010	NEW-P	02-12-080	316- 02-610	AMD-X	02-08-029
314- 11-025	AMD-W	02-17-087	315- 38-010	NEW	02-15-122	316- 02-610	AMD	02-14-013
314- 11-030	AMD-P	02-04-110	315- 38-020	NEW-P	02-12-080	316- 02-620	AMD-X	02-08-029
314- 11-030	AMD	02-11-054	315- 38-020	NEW	02-15-122	316- 02-620	AMD	02-14-013
314- 11-035	AMD-P	02-04-110	315- 38-030	NEW-P	02-12-080	316- 02-630	AMD-X	02-08-029
314- 11-035	AMD	02-11-054	315- 38-030	NEW	02-15-122	316- 02-630	AMD	02-14-013
314- 11-040	AMD-P	02-04-110	315- 38-040	NEW-P	02-12-080	316- 02-640	AMD-X	02-08-029

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
316-02-640	AMD	02-14-013	356-14-010	AMD-E	02-12-049	356-30-305	AMD-P	02-12-117
316-02-650	AMD-X	02-08-029	356-14-010	AMD-P	02-12-116	356-30-305	AMD	02-15-053
316-02-650	AMD	02-14-013	356-14-010	AMD	02-15-049	356-30-331	AMD-P	02-04-080
316-02-660	AMD-X	02-08-029	356-14-026	AMD-E	02-12-049	356-30-331	AMD	02-07-050
316-02-660	AMD	02-14-013	356-14-026	AMD-P	02-12-116	356-42-010	AMD-E	02-12-052
316-02-820	AMD-X	02-08-029	356-14-026	AMD	02-15-049	356-42-010	AMD-P	02-12-111
316-02-820	AMD	02-14-013	356-14-060	REP-E	02-12-049	356-42-010	AMD	02-15-048
316-65-005	AMD-X	02-08-029	356-14-060	REP-P	02-12-116	356-42-020	REP-E	02-12-052
316-65-005	AMD	02-14-013	356-14-060	REP	02-15-049	356-42-020	REP-P	02-12-111
332-10-041	AMD-X	02-11-056	356-14-260	AMD-P	02-20-108	356-42-020	REP	02-15-048
332-10-041	AMD	02-19-058	356-15-080	AMD-P	02-16-035	356-42-030	REP-E	02-12-052
332-30-106	AMD-P	02-03-111	356-15-080	AMD	02-19-063	356-42-030	REP-P	02-12-111
332-30-106	AMD-S	02-14-157	356-15-090	AMD-E	02-07-052	356-42-030	REP	02-15-048
332-30-106	AMD-C	02-17-058	356-15-090	AMD-E	02-12-051	356-42-040	REP-E	02-12-052
332-30-109	AMD-S	02-14-157	356-15-090	AMD-P	02-12-112	356-42-040	REP-P	02-12-111
332-30-109	AMD-C	02-17-058	356-15-090	AMD	02-15-046	356-42-040	REP	02-15-048
332-30-115	AMD-P	02-03-111	356-15-100	AMD-E	02-07-052	356-42-042	AMD-E	02-12-052
332-30-115	AMD-S	02-14-157	356-15-100	AMD-E	02-12-051	356-42-042	AMD-P	02-12-111
332-30-115	AMD-C	02-17-058	356-15-100	AMD-P	02-12-112	356-42-042	AMD	02-15-048
332-30-139	AMD-P	02-03-111	356-15-100	AMD	02-15-046	356-42-045	AMD-E	02-12-052
332-30-139	AMD-S	02-14-157	356-15-110	AMD-E	02-07-052	356-42-045	AMD-P	02-12-111
332-30-139	AMD-C	02-17-058	356-15-110	AMD-P	02-12-112	356-42-045	AMD	02-15-048
332-30-144	AMD-P	02-03-111	356-15-110	AMD-E	02-12-121	356-42-049	REP-E	02-12-052
332-30-144	AMD-S	02-14-157	356-15-110	AMD	02-15-046	356-42-049	REP-P	02-12-111
332-30-144	AMD-C	02-17-058	356-18-025	AMD-P	02-20-108	356-42-049	REP	02-15-048
332-30-148	AMD-P	02-03-111	356-18-060	AMD-P	02-20-108	356-42-060	REP-E	02-12-052
332-30-148	AMD-S	02-14-157	356-18-080	AMD-P	02-12-117	356-42-060	REP-P	02-12-111
332-30-148	AMD-C	02-17-058	356-18-080	AMD	02-15-053	356-42-060	REP	02-15-048
332-30-171	NEW-P	02-03-111	356-18-100	AMD	02-03-061	356-42-070	REP-E	02-12-052
332-30-171	NEW-S	02-14-157	356-18-100	AMD-P	02-12-109	356-42-070	REP-P	02-12-111
332-30-171	NEW-C	02-17-058	356-18-100	AMD	02-15-045	356-42-070	REP	02-15-048
332-150-030	AMD-X	02-09-046	356-18-110	AMD-P	02-20-108	356-42-080	REP-E	02-12-052
332-150-030	AMD	02-15-126	356-18-112	AMD-S	02-04-082	356-42-080	REP-P	02-12-111
352-32	PREP	02-16-082	356-18-112	AMD	02-07-049	356-42-080	REP	02-15-048
352-32	PREP	02-18-027	356-18-120	AMD-E	02-07-052	356-42-082	REP-E	02-12-052
352-32-010	AMD-E	02-14-014	356-18-120	AMD-P	02-12-112	356-42-082	REP-P	02-12-111
352-32-010	AMD-P	02-16-081	356-18-120	AMD-E	02-12-121	356-42-082	REP	02-15-048
352-32-010	AMD	02-19-069	356-18-120	AMD	02-15-046	356-42-083	REP-E	02-12-052
352-32-250	AMD-E	02-14-014	356-18-160	AMD-E	02-12-046	356-42-083	REP-P	02-12-111
352-32-250	AMD-P	02-16-081	356-18-160	AMD-P	02-12-115	356-42-083	REP	02-15-048
352-32-250	AMD	02-19-069	356-18-160	AMD	02-15-052	356-42-084	REP-E	02-12-052
356-03-010	NEW-E	02-13-054	356-18-220	AMD-P	02-12-118	356-42-084	REP-P	02-12-111
356-03-010	NEW-P	02-14-039	356-18-220	AMD	02-15-055	356-42-084	REP	02-15-048
356-03-010	NEW	02-17-117	356-22-220	AMD-E	02-12-046	356-42-085	REP-E	02-12-052
356-05-072	NEW-P	02-20-108	356-22-220	AMD-P	02-12-115	356-42-085	REP-P	02-12-111
356-05-148	NEW-P	02-20-108	356-22-220	AMD	02-15-052	356-42-085	REP	02-15-048
356-05-234	NEW-P	02-20-108	356-26-040	AMD	02-03-062	356-42-086	REP-E	02-12-052
356-05-389	NEW	02-03-063	356-26-060	AMD-P	02-12-108	356-42-086	REP-P	02-12-111
356-05-415	AMD-S	02-04-082	356-26-060	AMD	02-15-044	356-42-086	REP	02-15-048
356-05-415	AMD	02-07-049	356-26-130	AMD	02-03-063	356-42-088	REP-E	02-12-052
356-05-465	AMD-P	02-16-036	356-26-140	AMD-P	02-04-080	356-42-088	REP-P	02-12-111
356-05-465	AMD-C	02-19-062	356-26-140	AMD	02-07-050	356-42-088	REP	02-15-048
356-06-020	REP-E	02-12-048	356-30-025	AMD-S	02-04-082	356-42-089	REP-E	02-12-052
356-06-020	REP-P	02-12-113	356-30-025	AMD	02-07-049	356-42-089	REP-P	02-12-111
356-06-020	REP	02-15-050	356-30-065	AMD-S	02-04-082	356-42-089	REP	02-15-048
356-06-065	NEW-E	02-07-054	356-30-065	AMD	02-07-049	356-42-105	AMD-E	02-12-052
356-06-065	NEW-E	02-12-050	356-30-067	AMD-S	02-04-082	356-42-105	AMD-P	02-12-111
356-06-065	NEW-P	02-12-110	356-30-067	AMD	02-07-049	356-42-105	AMD	02-15-048
356-06-065	NEW	02-15-047	356-30-140	AMD-S	02-04-082	356-56-001	AMD-E	02-13-053
356-10-020	AMD-E	02-12-048	356-30-140	AMD	02-07-049	356-56-001	AMD-P	02-13-130
356-10-020	AMD-P	02-12-113	356-30-260	AMD-P	02-12-117	356-56-001	AMD	02-17-115
356-10-020	AMD	02-15-050	356-30-260	AMD	02-15-053	356-56-070	NEW-E	02-07-053

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
356- 56-070	NEW-E	02-12-045	359- 40-050	REP-P	02-20-109	388- 02-0015	AMD-P	02-17-090
356- 56-070	NEW-P	02-12-120	359- 40-060	REP-P	02-20-109	388- 02-0025	AMD-P	02-17-090
356- 56-070	NEW	02-15-043	359- 48-010	REP-P	02-20-109	388- 02-0215	AMD-P	02-17-090
356- 56-125	REP-E	02-13-055	359- 48-020	REP-P	02-20-109	388- 02-0524	NEW-P	02-17-092
356- 56-125	REP-P	02-13-129	359- 48-030	REP-P	02-20-109	388- 02-0525	AMD-P	02-17-092
356- 56-125	REP	02-17-116	359- 48-040	REP-P	02-20-109	388- 02-0527	NEW-P	02-17-092
356- 60-010	NEW-E	02-13-056	359- 48-050	REP-P	02-20-109	388- 02-0530	AMD-P	02-17-092
356- 60-010	NEW-P	02-13-131	359- 48-060	REP-P	02-20-109	388- 02-0535	REP-P	02-17-091
356- 60-010	NEW	02-17-114	363-116-185	AMD-E	02-06-001	388- 02-0540	AMD-P	02-17-092
356- 60-020	NEW-E	02-13-056	363-116-185	AMD-P	02-10-081	388- 02-0545	AMD-P	02-17-092
356- 60-020	NEW-P	02-13-131	363-116-185	AMD	02-13-076	388- 02-0550	AMD-P	02-17-092
356- 60-020	NEW	02-17-114	363-116-300	AMD-P	02-08-053	388- 02-0555	AMD-P	02-17-092
356- 60-030	NEW-E	02-13-056	363-116-300	AMD	02-12-008	388- 02-0560	AMD-P	02-17-092
356- 60-030	NEW-P	02-13-131	365- 18-040	AMD-X	02-12-001	388- 02-0570	AMD-P	02-17-092
356- 60-030	NEW	02-17-114	365- 18-040	AMD	02-17-018	388- 02-0575	AMD-P	02-17-092
356- 60-040	NEW-E	02-13-056	365-120-080	AMD	02-05-012	388- 02-0580	AMD-P	02-17-092
356- 60-040	NEW-P	02-13-131	365-210	PREP	02-15-100	388- 02-0585	AMD-P	02-17-092
356- 60-040	NEW	02-17-114	365-220-005	NEW	02-07-026	388- 02-0595	AMD-P	02-17-092
356- 60-050	NEW-E	02-13-056	365-220-010	NEW	02-07-026	388- 02-0600	AMD-P	02-17-091
356- 60-050	NEW-P	02-13-131	365-220-015	NEW	02-07-026	388- 02-0605	AMD-P	02-17-091
356- 60-050	NEW	02-17-114	365-220-020	NEW	02-07-026	388- 02-0610	AMD-P	02-17-091
356- 60-055	NEW-E	02-13-056	365-220-025	NEW	02-07-026	388- 02-0615	AMD-P	02-17-091
356- 60-055	NEW-P	02-13-131	365-220-030	NEW	02-07-026	388- 02-0620	AMD-P	02-17-091
356- 60-055	NEW	02-17-114	365-220-035	NEW	02-07-026	388- 02-0625	AMD-P	02-17-091
356- 60-057	NEW-E	02-13-056	365-220-040	NEW	02-07-026	388- 02-0630	AMD-P	02-17-091
356- 60-057	NEW-P	02-13-131	365-220-045	NEW	02-07-026	388- 02-0635	AMD-P	02-17-091
356- 60-057	NEW	02-17-114	365-220-050	NEW	02-07-026	388- 02-0640	AMD-P	02-17-091
356- 60-060	NEW-E	02-13-056	365-220-055	NEW	02-07-026	388- 02-0645	AMD-P	02-17-091
356- 60-060	NEW-P	02-13-131	365-220-060	NEW	02-07-026	388- 02-0650	AMD-P	02-17-091
356- 60-060	NEW	02-17-114	365-220-065	NEW	02-07-026	388- 14A-2000	PREP	02-03-010
359- 07-010	REP-P	02-20-109	365-220-070	NEW	02-07-026	388- 14A-2025	PREP	02-03-010
359- 07-020	REP-P	02-20-109	365-220-075	NEW	02-07-026	388- 14A-2080	PREP	02-03-010
359- 07-030	REP-P	02-20-109	365-220-080	NEW	02-07-026	388- 14A-2105	AMD	02-07-091
359- 07-040	REP-P	02-20-109	365-220-085	NEW	02-07-026	388- 14A-2107	NEW	02-07-091
359- 07-050	REP-P	02-20-109	365-220-090	NEW	02-07-026	388- 14A-2110	AMD	02-07-091
359- 07-055	REP-P	02-20-109	365-220-095	NEW	02-07-026	388- 14A-2112	NEW	02-07-091
359- 07-060	REP-P	02-20-109	365-220-100	NEW	02-07-026	388- 14A-2114	NEW	02-07-091
359- 07-070	REP-P	02-20-109	365-220-105	NEW	02-07-026	388- 14A-2115	AMD	02-07-091
359- 09-010	REP-P	02-20-109	365-220-110	NEW	02-07-026	388- 14A-2116	NEW	02-07-091
359- 09-012	REP-P	02-20-109	365-220-115	NEW	02-07-026	388- 14A-2120	AMD	02-07-091
359- 09-015	REP-P	02-20-109	365-220-120	NEW	02-07-026	388- 14A-2125	AMD	02-07-091
359- 09-020	REP-P	02-20-109	365-220-125	NEW	02-07-026	388- 14A-2130	NEW	02-07-091
359- 09-030	REP-P	02-20-109	365-220-130	NEW	02-07-026	388- 14A-2135	NEW	02-07-091
359- 09-040	REP-P	02-20-109	365-220-135	NEW	02-07-026	388- 14A-2140	NEW	02-07-091
359- 09-050	REP-P	02-20-109	365-220-140	NEW	02-07-026	388- 14A-3100	PREP	02-13-042
359- 14-010	REP-P	02-20-109	365-220-145	NEW	02-07-026	388- 14A-3100	AMD-E	02-13-043
359- 14-020	REP-P	02-20-109	365-220-150	NEW	02-07-026	388- 14A-3102	PREP	02-13-042
359- 14-030	REP-P	02-20-109	365-220-155	NEW	02-07-026	388- 14A-3102	AMD-E	02-13-043
359- 14-050	REP-P	02-20-109	365-220-160	NEW	02-07-026	388- 14A-3110	PREP	02-13-042
359- 14-070	REP-P	02-20-109	365-220-165	NEW	02-07-026	388- 14A-3110	AMD-E	02-13-043
359- 14-080	REP-P	02-20-109	365-220-170	NEW	02-07-026	388- 14A-3115	PREP	02-13-042
359- 14-100	REP-P	02-20-109	365-220-175	NEW	02-07-026	388- 14A-3115	AMD-E	02-13-043
359- 14-130	REP-P	02-20-109	365-220-180	NEW	02-07-026	388- 14A-3120	PREP	02-13-042
359- 39-010	REP-P	02-20-109	365-220-185	NEW	02-07-026	388- 14A-3120	AMD-E	02-13-043
359- 39-020	REP-P	02-20-109	365-220-190	NEW	02-07-026	388- 14A-3122	NEW-E	02-13-043
359- 39-030	REP-P	02-20-109	371- 08-320	AMD	02-06-011	388- 14A-3130	AMD-P	02-03-096
359- 39-040	REP-P	02-20-109	371- 08-450	AMD	02-06-012	388- 14A-3130	AMD	02-06-098
359- 39-050	REP-P	02-20-109	371- 08-485	AMD	02-06-013	388- 14A-3370	PREP	02-13-042
359- 39-090	REP-P	02-20-109	388- 01-015	NEW-P	02-03-119	388- 14A-3370	AMD-E	02-13-043
359- 39-140	REP-P	02-20-109	388- 01-015	NEW	02-15-119	388- 14A-3800	PREP	02-03-010
359- 40-010	REP-P	02-20-109	388- 02-0005	AMD-P	02-17-090	388- 14A-3810	PREP	02-03-010
359- 40-020	REP-P	02-20-109	388- 02-0010	AMD-P	02-17-090	388- 14A-3810	PREP	02-13-042

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388- 14A-3810	AMD-E	02-13-043	388- 15-053	NEW	02-17-045	388- 15-131	REP	02-15-098
388- 14A-3925	AMD-P	02-03-096	388- 15-057	NEW-P	02-03-118	388- 15-131	REP	02-17-045
388- 14A-3925	AMD	02-06-098	388- 15-057	NEW	02-15-098	388- 15-132	REP-P	02-03-118
388- 14A-4000	PREP	02-03-010	388- 15-057	NEW	02-17-045	388- 15-132	REP	02-15-098
388- 14A-4300	PREP	02-03-010	388- 15-061	NEW-P	02-03-118	388- 15-132	REP	02-17-045
388- 14A-4301	PREP	02-03-010	388- 15-061	NEW	02-15-098	388- 15-133	NEW-P	02-03-118
388- 14A-4302	PREP	02-03-010	388- 15-061	NEW	02-17-045	388- 15-133	NEW	02-15-098
388- 14A-4303	PREP	02-03-010	388- 15-065	NEW-P	02-03-118	388- 15-133	NEW	02-17-045
388- 14A-4304	PREP	02-03-010	388- 15-065	NEW	02-15-098	388- 15-134	REP-P	02-03-118
388- 14A-5520	AMD-P	02-03-096	388- 15-065	NEW	02-17-045	388- 15-134	REP	02-15-098
388- 14A-5520	AMD	02-06-098	388- 15-069	NEW-P	02-03-118	388- 15-134	REP	02-17-045
388- 14A-5525	AMD-P	02-03-096	388- 15-069	NEW	02-15-098	388- 15-135	NEW-P	02-03-118
388- 14A-5525	AMD	02-06-098	388- 15-069	NEW	02-17-045	388- 15-135	NEW	02-15-098
388- 14A-5530	AMD-P	02-03-096	388- 15-069	NEW	02-17-045	388- 15-135	NEW	02-17-045
388- 14A-5530	AMD	02-06-098	388- 15-073	NEW-P	02-03-118	388- 15-141	NEW-P	02-03-118
388- 15	AMD-P	02-03-118	388- 15-073	NEW	02-15-098	388- 15-141	NEW	02-15-098
388- 15	AMD	02-15-098	388- 15-077	NEW-P	02-03-118	388- 15-141	NEW	02-17-045
388- 15	AMD	02-17-045	388- 15-077	NEW	02-15-098	388- 15-194	PREP-W	02-05-066
388- 15-001	NEW-P	02-03-118	388- 15-077	NEW	02-17-045	388- 15-194	REP-P	02-16-080
388- 15-001	NEW	02-15-098	388- 15-081	NEW	02-17-045	388- 15-202	PREP	02-04-096
388- 15-001	NEW	02-17-045	388- 15-081	NEW-P	02-03-118	388- 15-202	PREP-W	02-04-096
388- 15-005	NEW-P	02-03-118	388- 15-081	NEW	02-15-098	388- 15-202	PREP-W	02-05-064
388- 15-005	NEW	02-15-098	388- 15-081	NEW	02-17-045	388- 15-202	PREP-W	02-05-065
388- 15-005	NEW	02-17-045	388- 15-085	NEW-P	02-03-118	388- 15-202	PREP-W	02-05-066
388- 15-009	NEW-P	02-03-118	388- 15-085	NEW	02-15-098	388- 15-202	REP-P	02-16-080
388- 15-009	NEW	02-15-098	388- 15-085	NEW	02-17-045	388- 15-203	PREP	02-04-096
388- 15-009	NEW	02-17-045	388- 15-089	NEW-P	02-03-118	388- 15-203	PREP-W	02-05-065
388- 15-011	NEW-P	02-03-118	388- 15-089	NEW	02-15-098	388- 15-203	PREP-W	02-05-066
388- 15-011	NEW	02-15-098	388- 15-089	NEW	02-17-045	388- 15-203	REP-P	02-16-080
388- 15-011	NEW	02-17-045	388- 15-093	NEW	02-17-045	388- 15-204	PREP	02-04-096
388- 15-013	NEW-P	02-03-118	388- 15-093	NEW-P	02-03-118	388- 15-204	PREP-W	02-05-066
388- 15-013	NEW	02-15-098	388- 15-093	NEW	02-15-098	388- 15-204	REP-P	02-16-080
388- 15-013	NEW	02-17-045	388- 15-093	NEW	02-17-045	388- 15-204	PREP-W	02-05-066
388- 15-017	NEW-P	02-03-118	388- 15-097	NEW-P	02-03-118	388- 15-205	PREP-W	02-05-065
388- 15-017	NEW	02-15-098	388- 15-097	NEW	02-15-098	388- 15-205	PREP-W	02-05-066
388- 15-017	NEW	02-17-045	388- 15-097	NEW	02-17-045	388- 15-205	REP-P	02-16-080
388- 15-021	NEW-P	02-03-118	388- 15-101	NEW-P	02-03-118	388- 15-205	PREP-W	02-05-064
388- 15-021	NEW	02-15-098	388- 15-101	NEW	02-15-098	388- 15-214	PREP-W	02-05-064
388- 15-021	NEW	02-17-045	388- 15-101	NEW	02-17-045	388- 15-215	PREP-W	02-05-064
388- 15-025	NEW-P	02-03-118	388- 15-105	NEW-P	02-03-118	388- 15-219	PREP-W	02-05-064
388- 15-025	NEW	02-15-098	388- 15-105	NEW	02-15-098	388- 15-600	PREP-W	02-05-064
388- 15-025	NEW	02-17-045	388- 15-105	NEW	02-17-045	388- 15-620	PREP-W	02-05-064
388- 15-029	NEW-P	02-03-118	388- 15-109	NEW-P	02-03-118	388- 15-630	PREP-W	02-05-064
388- 15-029	NEW	02-15-098	388- 15-109	NEW	02-15-098	388- 15-650	PREP	02-15-056
388- 15-029	NEW	02-17-045	388- 15-109	NEW	02-17-045	388- 15-650	PREP-W	02-15-058
388- 15-033	NEW-P	02-03-118	388- 15-113	NEW-P	02-03-118	388- 15-651	PREP	02-15-056
388- 15-033	NEW	02-15-098	388- 15-113	NEW	02-15-098	388- 15-651	PREP-W	02-15-058
388- 15-033	NEW	02-17-045	388- 15-117	NEW-P	02-03-118	388- 15-652	PREP	02-15-056
388- 15-037	NEW-P	02-03-118	388- 15-117	NEW	02-15-098	388- 15-652	PREP-W	02-15-058
388- 15-037	NEW	02-15-098	388- 15-117	NEW	02-17-045	388- 15-653	PREP	02-15-056
388- 15-037	NEW	02-17-045	388- 15-121	NEW	02-17-045	388- 15-653	PREP-W	02-15-058
388- 15-041	NEW-P	02-03-118	388- 15-121	NEW-P	02-03-118	388- 15-654	PREP	02-15-056
388- 15-041	NEW	02-15-098	388- 15-121	NEW	02-15-098	388- 15-654	PREP-W	02-15-058
388- 15-041	NEW	02-17-045	388- 15-125	NEW	02-17-045	388- 15-655	PREP	02-15-056
388- 15-045	NEW-P	02-03-118	388- 15-125	NEW-P	02-03-118	388- 15-655	PREP-W	02-15-058
388- 15-045	NEW	02-15-098	388- 15-125	NEW	02-15-098	388- 15-656	PREP	02-15-056
388- 15-045	NEW	02-17-045	388- 15-129	NEW	02-17-045	388- 15-656	PREP-W	02-15-058
388- 15-049	NEW-P	02-03-118	388- 15-129	NEW-P	02-03-118	388- 15-657	PREP	02-15-056
388- 15-049	NEW	02-15-098	388- 15-129	NEW	02-15-098	388- 15-657	PREP-W	02-15-058
388- 15-049	NEW	02-17-045	388- 15-130	NEW	02-17-045	388- 15-658	PREP	02-15-056
388- 15-053	NEW-P	02-03-118	388- 15-130	REP-P	02-03-118	388- 15-658	PREP-W	02-15-058
388- 15-053	NEW	02-15-098	388- 15-130	REP	02-15-098	388- 15-659	PREP	02-15-056
			388- 15-130	REP	02-17-045	388- 15-659	PREP-W	02-15-058
			388- 15-131	REP-P	02-03-118	388- 15-660	PREP	02-15-056

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388- 15-660	PREP-W	02-15-058	388- 71-05913	NEW	02-10-117	388- 76-59120	REP-S	02-11-032
388- 15-661	PREP	02-15-056	388- 71-05914	NEW	02-10-117	388- 76-59120	REP	02-15-065
388- 15-661	PREP-W	02-15-058	388- 71-05915	NEW	02-10-117	388- 76-61510	AMD-P	02-03-117
388- 15-662	PREP	02-15-056	388- 71-05916	NEW	02-10-117	388- 76-61510	AMD	02-15-081
388- 15-662	PREP-W	02-15-058	388- 71-05917	NEW	02-10-117	388- 76-640	REP-P	02-03-117
388- 15-880	PREP-W	02-05-064	388- 71-05918	NEW	02-10-117	388- 76-640	REP-S	02-14-161
388- 15-890	PREP-W	02-05-064	388- 71-05919	NEW	02-10-117	388- 76-640	REP	02-20-005
388- 27-0225	AMD-P	02-15-136	388- 71-05920	NEW	02-10-117	388- 76-64005	NEW-P	02-03-117
388- 27-0375	AMD-P	02-15-136	388- 71-05921	NEW	02-10-117	388- 76-64005	NEW-S	02-14-161
388- 71	PREP	02-11-064	388- 71-05922	NEW	02-10-117	388- 76-64005	NEW	02-20-005
388- 71	PREP	02-15-056	388- 71-05923	NEW	02-10-117	388- 76-64010	NEW-P	02-03-117
388- 71	PREP-W	02-15-058	388- 71-05924	NEW	02-10-117	388- 76-64010	NEW-S	02-14-161
388- 71	AMD-P	02-16-080	388- 71-05925	NEW	02-10-117	388- 76-64010	NEW	02-20-005
388- 71-0194	NEW-P	02-16-080	388- 71-05926	NEW	02-10-117	388- 76-64015	NEW-P	02-03-117
388- 71-0202	NEW-P	02-16-080	388- 71-05927	NEW	02-10-117	388- 76-64015	NEW-S	02-14-161
388- 71-0203	NEW-P	02-16-080	388- 71-05928	NEW	02-10-117	388- 76-64015	NEW	02-20-005
388- 71-0205	NEW-P	02-16-080	388- 71-05929	NEW	02-10-117	388- 76-64020	NEW-P	02-03-117
388- 71-0400	PREP	02-20-017	388- 71-05930	NEW	02-10-117	388- 76-64020	NEW-S	02-14-161
388- 71-0405	PREP	02-20-017	388- 71-05931	NEW	02-10-117	388- 76-64020	NEW	02-20-005
388- 71-0410	PREP	02-04-096	388- 71-05932	NEW	02-10-117	388- 76-64025	NEW-P	02-03-117
388- 71-0410	PREP-W	02-05-066	388- 71-05933	NEW	02-10-117	388- 76-64025	NEW-S	02-14-161
388- 71-0410	AMD-P	02-16-080	388- 71-05934	NEW	02-10-117	388- 76-64025	NEW	02-20-005
388- 71-0410	PREP	02-20-017	388- 71-05935	NEW	02-10-117	388- 76-64030	NEW-P	02-03-117
388- 71-0415	PREP	02-20-017	388- 71-05936	NEW	02-10-117	388- 76-64030	NEW-S	02-14-161
388- 71-0420	PREP	02-20-017	388- 71-05937	NEW	02-10-117	388- 76-64030	NEW	02-20-005
388- 71-0425	PREP	02-20-017	388- 71-05938	NEW	02-10-117	388- 76-64035	NEW-P	02-03-117
388- 71-0430	PREP	02-04-096	388- 71-05939	NEW	02-10-117	388- 76-64035	NEW-S	02-14-161
388- 71-0430	AMD-P	02-16-080	388- 71-05940	NEW	02-10-117	388- 76-64035	NEW	02-20-005
388- 71-0430	PREP	02-20-017	388- 71-05941	NEW	02-10-117	388- 76-64040	NEW-S	02-14-161
388- 71-0435	PREP	02-04-096	388- 71-05942	NEW	02-10-117	388- 76-64040	NEW	02-20-005
388- 71-0435	AMD-P	02-16-080	388- 71-05943	NEW	02-10-117	388- 76-64045	NEW-S	02-14-161
388- 71-0435	PREP	02-20-017	388- 71-05944	NEW	02-10-117	388- 76-64045	NEW	02-20-005
388- 71-0440	PREP	02-04-096	388- 71-05945	NEW	02-10-117	388- 76-64050	NEW-S	02-14-161
388- 71-0440	PREP-W	02-05-066	388- 71-05946	NEW	02-10-117	388- 76-64050	NEW	02-20-005
388- 71-0440	AMD-P	02-19-024	388- 71-05947	NEW	02-10-117	388- 76-64055	NEW-S	02-14-161
388- 71-0440	PREP	02-20-017	388- 71-05948	NEW	02-10-117	388- 76-64055	NEW	02-20-005
388- 71-0445	PREP	02-04-096	388- 71-05949	NEW-S	02-11-129	388- 76-655	AMD-S	02-11-032
388- 71-0445	PREP-W	02-05-066	388- 71-05949	NEW	02-15-064	388- 76-655	AMD	02-15-065
388- 71-0445	AMD-P	02-16-080	388- 71-05950	NEW	02-10-117	388- 76-660	AMD-S	02-11-032
388- 71-0445	PREP	02-20-017	388- 71-05951	NEW	02-10-117	388- 76-660	AMD	02-15-065
388- 71-0450	PREP	02-04-096	388- 71-05952	NEW	02-10-117	388- 76-710	AMD-P	02-03-117
388- 71-0450	AMD-P	02-16-080	388- 71-05953	NEW-W	02-10-036	388- 76-710	AMD	02-15-081
388- 71-0450	PREP	02-20-017	388- 71-0600	PREP	02-04-096	388- 76-765	REP-P	02-15-135
388- 71-0455	PREP	02-20-017	388- 71-0600	AMD-P	02-16-080	388- 76-765	REP	02-20-004
388- 71-0460	PREP	02-20-017	388- 71-0805	PREP	02-18-082	388- 76-76505	NEW-P	02-15-135
388- 71-0465	PREP	02-20-017	388- 71-0810	PREP	02-18-082	388- 76-76505	NEW	02-20-004
388- 71-0470	PREP	02-20-017	388- 71-0815	PREP	02-18-082	388- 76-76510	NEW-P	02-15-135
388- 71-0475	PREP	02-20-017	388- 71-0820	PREP	02-04-096	388- 76-76510	NEW	02-20-004
388- 71-0480	PREP	02-20-017	388- 71-0820	AMD-P	02-12-067	388- 76-76515	NEW-P	02-15-135
388- 71-0500	PREP	02-04-096	388- 71-0820	AMD	02-15-138	388- 76-76515	NEW	02-20-004
388- 71-0500	AMD	02-10-117	388- 71-0820	PREP	02-18-082	388- 76-76520	NEW-P	02-15-135
388- 71-0500	AMD-P	02-16-080	388- 71-0840	PREP	02-18-082	388- 76-76520	NEW	02-20-004
388- 71-0515	PREP	02-04-096	388- 76-535	AMD-P	02-03-117	388- 78A-050	AMD-S	02-11-031
388- 71-0515	AMD-P	02-16-080	388- 76-535	AMD	02-15-081	388- 78A-050	AMD	02-15-066
388- 71-0520	AMD	02-10-117	388- 76-540	PREP	02-04-096	388- 78A-060	AMD-W	02-11-059
388- 71-0525	REP	02-10-117	388- 76-540	AMD-P	02-16-080	388- 78A-265	PREP	02-09-047
388- 71-0530	REP	02-10-117	388- 76-570	AMD-S	02-11-032	388- 78A-265	AMD-P	02-14-062
388- 71-0535	REP	02-10-117	388- 76-570	AMD	02-15-065	388- 78A-265	AMD	02-17-027
388- 71-0540	AMD	02-10-117	388- 76-59100	REP-S	02-11-032	388- 79-010	AMD-P	02-11-067
388- 71-05910	NEW	02-10-117	388- 76-59100	REP	02-15-065	388- 79-020	AMD-P	02-11-067
388- 71-05911	NEW	02-10-117	388- 76-59110	REP-S	02-11-032	388- 79-030	AMD-P	02-11-067
388- 71-05912	NEW	02-10-117	388- 76-59110	REP	02-15-065	388- 79-040	AMD-P	02-11-067

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-96-713	AMD-E	02-04-011	388-97-615	NEW-P	02-07-116	388-98-870	REP	02-14-063
388-96-901	AMD-E	02-04-011	388-97-615	NEW	02-14-063	388-98-890	REP-P	02-07-116
388-97	PREP	02-11-066	388-97-620	NEW-P	02-07-116	388-98-890	REP	02-14-063
388-97-005	AMD-P	02-07-116	388-97-620	NEW	02-14-063	388-105	AMD-E	02-14-081
388-97-005	AMD	02-14-063	388-97-625	NEW-P	02-07-116	388-105	PREP	02-14-099
388-97-043	AMD-P	02-07-116	388-97-625	NEW	02-14-063	388-105	AMD-P	02-18-099
388-97-043	AMD	02-14-063	388-97-630	NEW-P	02-07-116	388-105-0005	AMD-E	02-14-081
388-97-07005	AMD-P	02-07-116	388-97-630	NEW	02-14-063	388-105-0005	AMD-P	02-18-099
388-97-07005	AMD	02-14-063	388-97-635	NEW-P	02-07-116	388-105-0030	NEW-E	02-14-081
388-97-07040	AMD-P	02-07-116	388-97-635	NEW	02-14-063	388-105-0030	NEW-P	02-18-099
388-97-07040	AMD	02-14-063	388-97-640	NEW-P	02-07-116	388-105-0035	NEW-E	02-14-081
388-97-07050	AMD-P	02-07-116	388-97-640	NEW	02-14-063	388-105-0035	NEW-P	02-18-099
388-97-07050	AMD	02-14-063	388-97-645	NEW-P	02-07-116	388-105-0040	NEW-E	02-14-081
388-97-076	AMD-P	02-07-116	388-97-645	NEW	02-14-063	388-105-0040	NEW-P	02-18-099
388-97-076	AMD	02-14-063	388-97-650	NEW-P	02-07-116	388-110-020	PREP	02-04-096
388-97-143	NEW-P	02-20-103	388-97-650	NEW	02-14-063	388-110-020	AMD-P	02-16-080
388-97-160	AMD-P	02-07-116	388-97-650	AMD-P	02-20-103	388-110-110	REP-S	02-11-032
388-97-160	AMD	02-14-063	388-97-655	NEW-P	02-07-116	388-110-110	REP	02-15-065
388-97-162	AMD-P	02-07-116	388-97-655	NEW	02-14-063	388-110-210	PREP	02-04-096
388-97-162	AMD	02-14-063	388-97-660	NEW-P	02-07-116	388-110-210	REP-P	02-16-080
388-97-180	AMD-P	02-07-116	388-97-660	NEW	02-14-063	388-110-230	PREP	02-04-096
388-97-180	AMD	02-14-063	388-97-665	NEW-P	02-07-116	388-110-230	REP-P	02-16-080
388-97-202	AMD-P	02-07-116	388-97-665	NEW	02-14-063	388-110-250	REP-P	02-16-080
388-97-202	AMD	02-14-063	388-97-670	NEW-P	02-07-116	388-112-0001	NEW-S	02-11-032
388-97-203	NEW-P	02-07-116	388-97-670	NEW	02-14-063	388-112-0001	NEW	02-15-065
388-97-203	NEW	02-14-063	388-97-675	NEW-P	02-07-116	388-112-0005	NEW-S	02-11-032
388-97-204	NEW-P	02-07-116	388-97-675	NEW	02-14-063	388-112-0005	NEW	02-15-065
388-97-204	NEW	02-14-063	388-97-680	NEW-P	02-07-116	388-112-0010	NEW-S	02-11-032
388-97-205	AMD-P	02-07-116	388-97-680	NEW	02-14-063	388-112-0010	NEW	02-15-065
388-97-205	AMD	02-14-063	388-97-685	NEW-P	02-07-116	388-112-0015	NEW-S	02-11-032
388-97-260	AMD-P	02-07-116	388-97-685	NEW	02-14-063	388-112-0015	NEW	02-15-065
388-97-260	AMD	02-14-063	388-97-690	NEW-P	02-07-116	388-112-0020	NEW-S	02-11-032
388-97-285	AMD-P	02-07-116	388-97-690	NEW	02-14-063	388-112-0020	NEW	02-15-065
388-97-285	AMD	02-14-063	388-97-695	NEW-P	02-07-116	388-112-0025	NEW-S	02-11-032
388-97-35040	AMD-P	02-07-116	388-97-695	NEW	02-14-063	388-112-0025	NEW	02-15-065
388-97-35040	AMD	02-14-063	388-98-001	REP-P	02-07-116	388-112-0030	NEW-S	02-11-032
388-97-550	PREP	02-11-126	388-98-001	REP	02-14-063	388-112-0030	NEW	02-15-065
388-97-550	AMD-E	02-14-082	388-98-003	REP-P	02-07-116	388-112-0035	NEW-S	02-11-032
388-97-550	AMD-P	02-17-094	388-98-003	REP	02-14-063	388-112-0035	NEW	02-15-065
388-97-550	AMD	02-20-058	388-98-010	REP-P	02-07-116	388-112-0040	NEW-S	02-11-032
388-97-555	PREP	02-11-126	388-98-010	REP	02-14-063	388-112-0040	NEW	02-15-065
388-97-555	AMD-E	02-14-082	388-98-015	REP-P	02-07-116	388-112-0045	NEW-S	02-11-032
388-97-555	AMD-P	02-17-094	388-98-015	REP	02-14-063	388-112-0045	NEW	02-15-065
388-97-555	AMD	02-20-058	388-98-020	REP-P	02-07-116	388-112-0050	NEW-S	02-11-032
388-97-565	AMD-P	02-07-116	388-98-020	REP	02-14-063	388-112-0050	NEW	02-15-065
388-97-565	AMD	02-14-063	388-98-300	REP-P	02-07-116	388-112-0055	NEW-S	02-11-032
388-97-570	AMD-P	02-07-116	388-98-300	REP	02-14-063	388-112-0055	NEW	02-15-065
388-97-570	PREP	02-11-066	388-98-320	REP-P	02-07-116	388-112-0060	NEW-S	02-11-032
388-97-570	AMD	02-14-063	388-98-320	REP	02-14-063	388-112-0060	NEW	02-15-065
388-97-570	AMD-P	02-20-103	388-98-330	REP-P	02-07-116	388-112-0065	NEW-S	02-11-032
388-97-575	AMD-P	02-07-116	388-98-330	REP	02-14-063	388-112-0065	NEW	02-15-065
388-97-575	AMD	02-14-063	388-98-340	REP-P	02-07-116	388-112-0070	NEW-S	02-11-032
388-97-580	AMD-P	02-07-116	388-98-340	REP	02-14-063	388-112-0070	NEW	02-15-065
388-97-580	AMD	02-14-063	388-98-700	REP-P	02-07-116	388-112-0075	NEW-S	02-11-032
388-97-585	AMD-P	02-07-116	388-98-700	REP	02-14-063	388-112-0075	NEW	02-15-065
388-97-585	AMD	02-14-063	388-98-750	REP-P	02-07-116	388-112-0080	NEW-S	02-11-032
388-97-595	AMD-P	02-07-116	388-98-750	REP	02-14-063	388-112-0080	NEW	02-15-065
388-97-595	AMD	02-14-063	388-98-810	REP-P	02-07-116	388-112-0085	NEW-S	02-11-032
388-97-605	NEW-P	02-07-116	388-98-810	REP	02-14-063	388-112-0085	NEW	02-15-065
388-97-605	NEW	02-14-063	388-98-830	REP-P	02-07-116	388-112-0090	NEW-S	02-11-032
388-97-610	NEW-P	02-07-116	388-98-830	REP	02-14-063	388-112-0090	NEW	02-15-065
388-97-610	NEW	02-14-063	388-98-870	REP-P	02-07-116	388-112-0095	NEW-S	02-11-032

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-140-0300	NEW-E	02-20-071	388-140-0615	NEW-E	02-20-071	388-148-0995	PREP	02-06-083
388-140-0305	NEW-E	02-20-071	388-140-0620	NEW-E	02-20-071	388-148-0995	AMD-E	02-14-042
388-140-0310	NEW-E	02-20-071	388-140-0625	NEW-E	02-20-071	388-148-1020	PREP	02-06-083
388-140-0315	NEW-E	02-20-071	388-140-0630	NEW-E	02-20-071	388-148-1060	AMD-E	02-14-042
388-140-0320	NEW-E	02-20-071	388-140-0635	NEW-E	02-20-071	388-148-1070	PREP	02-06-083
388-140-0325	NEW-E	02-20-071	388-148	PREP	02-06-083	388-148-1070	AMD-E	02-14-042
388-140-0330	NEW-E	02-20-071	388-148-0040	PREP	02-06-083	388-148-1076	PREP	02-06-083
388-140-0335	NEW-E	02-20-071	388-148-0040	AMD-E	02-14-042	388-148-1076	NEW-E	02-14-042
388-140-0340	NEW-E	02-20-071	388-148-0045	PREP	02-06-083	388-148-1077	PREP	02-06-083
388-140-0345	NEW-E	02-20-071	388-148-0045	AMD-E	02-14-042	388-148-1077	NEW-E	02-14-042
388-140-0350	NEW-E	02-20-071	388-148-0050	PREP	02-06-083	388-148-1078	PREP	02-06-083
388-140-0355	NEW-E	02-20-071	388-148-0050	AMD-E	02-14-042	388-148-1078	NEW-E	02-14-042
388-140-0360	NEW-E	02-20-071	388-148-0058	NEW-E	02-14-042	388-148-1079	PREP	02-06-083
388-140-0365	NEW-E	02-20-071	388-148-0060	PREP	02-06-083	388-148-1079	NEW-E	02-14-042
388-140-0370	NEW-E	02-20-071	388-148-0060	AMD-E	02-14-042	388-148-1115	PREP	02-06-083
388-140-0375	NEW-E	02-20-071	388-148-0065	PREP	02-06-083	388-148-1115	AMD-E	02-14-042
388-140-0380	NEW-E	02-20-071	388-148-0065	AMD-E	02-14-042	388-148-1120	PREP	02-06-083
388-140-0385	NEW-E	02-20-071	388-148-0120	PREP	02-06-083	388-148-1120	AMD-E	02-14-042
388-140-0390	NEW-E	02-20-071	388-148-0120	AMD-E	02-14-042	388-148-1140	NEW-E	02-14-042
388-140-0395	NEW-E	02-20-071	388-148-0125	PREP	02-06-083	388-148-1145	NEW-E	02-14-042
388-140-0400	NEW-E	02-20-071	388-148-0125	AMD-E	02-14-042	388-148-1150	NEW-E	02-14-042
388-140-0405	NEW-E	02-20-071	388-148-0140	AMD-E	02-14-042	388-148-1155	NEW-E	02-14-042
388-140-0410	NEW-E	02-20-071	388-148-0220	PREP	02-06-083	388-148-1160	NEW-E	02-14-042
388-140-0415	NEW-E	02-20-071	388-148-0220	AMD-E	02-14-042	388-148-1165	NEW-E	02-14-042
388-140-0420	NEW-E	02-20-071	388-148-0260	PREP	02-06-083	388-148-1170	NEW-E	02-14-042
388-140-0425	NEW-E	02-20-071	388-148-0260	AMD-E	02-14-042	388-148-1175	NEW-E	02-14-042
388-140-0430	NEW-E	02-20-071	388-148-0270	AMD-E	02-14-042	388-148-1180	NEW-E	02-14-042
388-140-0435	NEW-E	02-20-071	388-148-0335	AMD-E	02-14-042	388-148-1185	NEW-E	02-14-042
388-140-0440	NEW-E	02-20-071	388-148-0345	PREP	02-06-083	388-148-1190	NEW-E	02-14-042
388-140-0445	NEW-E	02-20-071	388-148-0345	AMD-E	02-14-042	388-148-1205	NEW-E	02-08-031
388-140-0450	NEW-E	02-20-071	388-148-0350	PREP	02-06-083	388-148-1205	NEW-E	02-15-137
388-140-0455	NEW-E	02-20-071	388-148-0350	AMD-E	02-14-042	388-148-1210	NEW-E	02-08-031
388-140-0460	NEW-E	02-20-071	388-148-0395	AMD-E	02-14-042	388-148-1210	NEW-E	02-15-137
388-140-0465	NEW-E	02-20-071	388-148-0427	NEW-E	02-14-042	388-148-1215	NEW-E	02-08-031
388-140-0470	NEW-E	02-20-071	388-148-0460	AMD-E	02-14-042	388-148-1215	NEW-E	02-15-137
388-140-0475	NEW-E	02-20-071	388-148-0462	PREP	02-06-083	388-148-1220	NEW-E	02-08-031
388-140-0480	NEW-E	02-20-071	388-148-0462	NEW-E	02-14-042	388-148-1220	NEW-E	02-15-137
388-140-0485	NEW-E	02-20-071	388-148-0520	PREP	02-06-083	388-148-1225	NEW-E	02-08-031
388-140-0490	NEW-E	02-20-071	388-148-0520	AMD-E	02-14-042	388-148-1225	NEW-E	02-15-137
388-140-0495	NEW-E	02-20-071	388-148-0542	PREP	02-06-083	388-148-1230	NEW-E	02-08-031
388-140-0500	NEW-E	02-20-071	388-148-0542	NEW-E	02-14-042	388-148-1230	NEW-E	02-15-137
388-140-0505	NEW-E	02-20-071	388-148-0560	PREP	02-06-083	388-148-1235	NEW-E	02-08-031
388-140-0510	NEW-E	02-20-071	388-148-0560	AMD-E	02-14-042	388-148-1235	NEW-E	02-15-137
388-140-0515	NEW-E	02-20-071	388-148-0585	PREP	02-06-083	388-148-1240	NEW-E	02-08-031
388-140-0520	NEW-E	02-20-071	388-148-0585	AMD-E	02-14-042	388-148-1240	NEW-E	02-15-137
388-140-0525	NEW-E	02-20-071	388-148-0630	PREP	02-06-083	388-148-1245	NEW-E	02-08-031
388-140-0530	NEW-E	02-20-071	388-148-0630	AMD-E	02-14-042	388-148-1245	NEW-E	02-15-137
388-140-0535	NEW-E	02-20-071	388-148-0700	PREP	02-06-083	388-148-1250	NEW-E	02-08-031
388-140-0540	NEW-E	02-20-071	388-148-0700	AMD-E	02-14-042	388-148-1250	NEW-E	02-15-137
388-140-0545	NEW-E	02-20-071	388-148-0720	PREP	02-06-083	388-148-1255	NEW-E	02-08-031
388-140-0550	NEW-E	02-20-071	388-148-0720	AMD-E	02-14-042	388-148-1255	NEW-E	02-15-137
388-140-0560	NEW-E	02-20-071	388-148-0722	PREP	02-06-083	388-148-1260	NEW-E	02-08-031
388-140-0565	NEW-E	02-20-071	388-148-0722	NEW-E	02-14-042	388-148-1260	NEW-E	02-15-137
388-140-0570	NEW-E	02-20-071	388-148-0725	PREP	02-06-083	388-148-1265	NEW-E	02-08-031
388-140-0575	NEW-E	02-20-071	388-148-0725	AMD-E	02-14-042	388-148-1265	NEW-E	02-15-137
388-140-0580	NEW-E	02-20-071	388-148-0785	PREP	02-06-083	388-148-1270	NEW-E	02-08-031
388-140-0585	NEW-E	02-20-071	388-148-0785	AMD-E	02-14-042	388-148-1270	NEW-E	02-15-137
388-140-0590	NEW-E	02-20-071	388-148-0880	PREP	02-06-083	388-148-1275	NEW-E	02-08-031
388-140-0595	NEW-E	02-20-071	388-148-0880	AMD-E	02-14-042	388-148-1275	NEW-E	02-15-137
388-140-0600	NEW-E	02-20-071	388-148-0892	PREP	02-06-083	388-148-1280	NEW-E	02-08-031
388-140-0605	NEW-E	02-20-071	388-148-0892	NEW-E	02-14-042	388-148-1280	NEW-E	02-15-137
388-140-0610	NEW-E	02-20-071	388-148-0915	AMD-E	02-14-042	388-148-1285	NEW-E	02-08-031

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-148-1285	NEW-E	02-15-137	388-290	PREP	02-20-055	388-290-0155	AMD	02-14-066
388-148-1290	NEW-E	02-08-031	388-290-0010	PREP	02-04-097	388-290-0160	PREP	02-04-097
388-148-1290	NEW-E	02-15-137	388-290-0010	AMD-E	02-08-032	388-290-0160	AMD-P	02-09-064
388-148-1295	NEW-E	02-08-031	388-290-0010	AMD-P	02-11-128	388-290-0160	AMD	02-14-066
388-148-1295	NEW-E	02-15-137	388-290-0010	AMD	02-14-067	388-290-0165	PREP	02-04-097
388-148-1300	NEW-E	02-08-031	388-290-0015	PREP	02-04-097	388-290-0165	AMD-P	02-09-064
388-148-1300	NEW-E	02-15-137	388-290-0015	AMD-P	02-08-060	388-290-0165	AMD	02-14-066
388-150	PREP	02-14-158	388-290-0015	AMD	02-12-069	388-290-0167	NEW-P	02-09-064
388-150-010	AMD-P	02-13-071	388-290-0020	PREP	02-04-097	388-290-0167	NEW	02-14-066
388-150-010	AMD	02-16-062	388-290-0020	AMD-P	02-08-060	388-290-0180	PREP	02-04-097
388-150-090	PREP	02-06-087	388-290-0020	AMD	02-12-069	388-290-0190	PREP	02-04-097
388-150-090	AMD-P	02-10-092	388-290-0035	PREP	02-04-097	388-290-0190	AMD-P	02-08-060
388-150-090	AMD	02-14-085	388-290-0035	AMD-P	02-08-060	388-290-0190	AMD	02-12-069
388-151-010	AMD-P	02-13-071	388-290-0035	AMD	02-12-069	388-290-0195	NEW-W	02-11-023
388-151-010	AMD	02-16-062	388-290-0040	PREP	02-04-097	388-290-0200	PREP	02-04-097
388-151-020	AMD-P	02-03-095	388-290-0040	AMD-P	02-08-060	388-290-0200	AMD-P	02-08-060
388-151-020	AMD	02-13-073	388-290-0040	AMD	02-12-069	388-290-0200	AMD	02-12-069
388-151-090	PREP	02-06-087	388-290-0045	PREP	02-04-097	388-290-0205	PREP	02-04-097
388-151-090	AMD-P	02-10-092	388-290-0045	AMD-P	02-08-060	388-290-0205	AMD-P	02-08-060
388-151-090	AMD	02-14-085	388-290-0045	AMD	02-12-069	388-290-0205	AMD	02-12-069
388-151-097	AMD-P	02-03-095	388-290-0050	PREP	02-04-097	388-290-0225	PREP	02-04-097
388-151-097	AMD	02-13-073	388-290-0050	AMD-P	02-08-060	388-290-0225	AMD-P	02-08-060
388-151-230	AMD-P	02-03-095	388-290-0050	AMD	02-12-069	388-290-0225	AMD	02-12-069
388-151-230	AMD	02-13-073	388-290-0055	PREP	02-04-097	388-290-0230	PREP	02-04-097
388-155-010	AMD-P	02-13-071	388-290-0055	AMD-P	02-08-060	388-290-0230	AMD-P	02-08-060
388-155-010	AMD	02-16-062	388-290-0055	AMD	02-12-069	388-290-0230	AMD	02-12-069
388-155-090	PREP	02-06-087	388-290-0075	AMD-E	02-08-032	388-290-0240	PREP	02-04-097
388-155-090	AMD-P	02-10-092	388-290-0075	AMD-P	02-11-128	388-290-0240	AMD-P	02-08-060
388-155-090	AMD	02-14-085	388-290-0075	AMD	02-14-067	388-290-0240	AMD	02-12-069
388-155-090	AMD-P	02-18-100	388-290-0080	PREP	02-04-097	388-290-0245	PREP	02-04-097
388-155-095	AMD-P	02-18-100	388-290-0085	PREP	02-04-097	388-290-0245	AMD-P	02-08-060
388-155-320	AMD-P	02-03-095	388-290-0085	AMD-E	02-08-032	388-290-0245	AMD	02-12-069
388-155-320	AMD	02-13-073	388-290-0085	AMD-P	02-11-128	388-290-0255	AMD-P	02-09-077
388-155-670	AMD-P	02-18-100	388-290-0085	AMD	02-14-067	388-290-0255	AMD	02-14-083
388-265-1150	REP-P	02-11-131	388-290-0095	PREP	02-04-097	388-290-0270	PREP	02-04-097
388-265-1150	REP	02-14-083	388-290-0095	AMD-P	02-08-060	388-290-0270	AMD-P	02-08-060
388-265-1155	REP-P	02-11-131	388-290-0095	AMD	02-12-069	388-290-0270	AMD	02-12-069
388-265-1155	REP	02-14-083	388-290-0105	PREP	02-04-097	388-295	PREP	02-14-158
388-265-1200	REP-P	02-11-131	388-290-0105	AMD-P	02-08-060	388-310-0200	AMD-P	02-09-076
388-265-1200	REP	02-14-083	388-290-0105	AMD	02-12-069	388-310-0200	AMD	02-15-067
388-265-1250	REP-P	02-11-131	388-290-0120	PREP	02-04-097	388-310-0300	AMD-P	02-10-138
388-265-1250	REP	02-14-083	388-290-0120	AMD-P	02-08-060	388-310-0300	AMD	02-14-087
388-265-1275	REP-P	02-11-131	388-290-0120	AMD	02-12-069	388-310-0350	NEW-P	02-09-076
388-265-1275	REP	02-14-083	388-290-0125	PREP	02-04-097	388-310-0350	NEW	02-12-068
388-265-1300	REP-P	02-11-131	388-290-0125	AMD-P	02-08-060	388-310-0400	AMD-P	02-09-076
388-265-1300	REP	02-14-083	388-290-0125	AMD	02-12-069	388-310-0400	AMD	02-15-067
388-265-1375	REP-P	02-11-131	388-290-0130	PREP	02-04-097	388-310-0500	AMD-P	02-09-076
388-265-1375	REP	02-14-083	388-290-0130	AMD-P	02-08-060	388-310-0500	AMD	02-15-067
388-265-1450	REP-P	02-11-131	388-290-0130	AMD	02-12-069	388-310-0600	AMD	02-04-058
388-265-1450	REP	02-14-083	388-290-0135	PREP	02-04-097	388-310-0600	AMD-P	02-09-076
388-265-1500	REP-P	02-11-131	388-290-0135	AMD-P	02-08-060	388-310-0600	AMD	02-15-067
388-265-1500	REP	02-14-083	388-290-0135	AMD	02-12-069	388-310-0800	AMD-P	02-07-112
388-265-1600	REP-P	02-11-131	388-290-0143	NEW-P	02-09-064	388-310-0800	AMD	02-11-130
388-265-1600	REP	02-14-083	388-290-0143	NEW	02-14-066	388-310-0900	AMD-P	02-09-076
388-265-1650	REP-P	02-11-131	388-290-0145	PREP	02-04-097	388-310-0900	AMD	02-15-067
388-265-1650	REP	02-14-083	388-290-0145	AMD-P	02-09-064	388-310-1000	AMD-P	02-09-077
388-273-0020	AMD-E	02-12-091	388-290-0145	AMD	02-14-066	388-310-1000	AMD	02-15-067
388-273-0020	AMD-S	02-13-072	388-290-0150	PREP	02-04-097	388-310-1050	AMD-P	02-09-077
388-273-0020	AMD	02-18-106	388-290-0150	AMD-P	02-09-064	388-310-1050	AMD	02-15-067
388-273-0025	AMD-E	02-12-091	388-290-0150	AMD	02-14-066	388-310-1300	AMD-S	02-08-058
388-273-0025	AMD-S	02-13-072	388-290-0155	PREP	02-04-097	388-310-1300	AMD-W	02-08-061
388-273-0025	AMD	02-18-106	388-290-0155	AMD-P	02-09-064	388-310-1300	AMD	02-20-073

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-310-1450	AMD-P	02-10-138	388-416-0035	PREP	02-07-111	388-450-0070	AMD	02-03-020
388-310-1450	AMD	02-14-087	388-416-0035	PREP	02-20-054	388-450-0075	PREP	02-09-049
388-310-1600	AMD-P	02-09-075	388-418	PREP	02-10-073	388-450-0075	REP-P	02-16-031
388-310-1600	AMD	02-15-067	388-418-0020	AMD-P	02-10-093	388-450-0075	REP	02-20-069
388-310-1650	NEW-P	02-10-076	388-418-0020	AMD	02-14-086	388-450-0105	AMD-P	02-13-104
388-310-1650	NEW	02-14-084	388-418-0025	AMD-P	02-13-102	388-450-0105	AMD	02-17-030
388-310-1700	AMD-P	02-09-077	388-418-0025	AMD	02-17-030	388-450-0106	AMD-E	02-14-065
388-310-1700	AMD	02-15-067	388-422	PREP	02-11-060	388-450-0106	AMD-P	02-16-033
388-310-1800	AMD-P	02-09-077	388-422-0005	AMD-P	02-15-147	388-450-0116	AMD-P	02-09-061
388-310-1800	AMD	02-15-067	388-422-0005	AMD	02-19-041	388-450-0116	AMD	02-14-021
388-400-0030	AMD-E	02-04-095	388-422-0010	AMD-P	02-15-147	388-450-0135	PREP	02-08-054
388-400-0030	AMD-P	02-05-069	388-422-0010	AMD	02-19-041	388-450-0140	AMD-P	02-03-021
388-400-0030	AMD	02-09-051	388-422-0020	AMD-P	02-15-147	388-450-0140	AMD	02-06-089
388-406	PREP	02-03-091	388-422-0020	AMD	02-19-041	388-450-0156	PREP	02-20-057
388-406-0005	AMD-P	02-08-059	388-422-0030	AMD-P	02-15-147	388-450-0160	PREP	02-20-057
388-406-0005	AMD	02-11-137	388-422-0030	AMD	02-19-041	388-450-0170	AMD-P	02-13-104
388-406-0010	AMD-P	02-08-059	388-424	PREP	02-10-073	388-450-0170	AMD	02-17-030
388-406-0010	AMD	02-11-137	388-424-0010	AMD	02-03-008	388-450-0185	AMD-P	02-19-042
388-406-0012	NEW-P	02-08-059	388-424-0010	AMD-P	02-13-100	388-450-0185	AMD-E	02-19-043
388-406-0012	NEW	02-11-137	388-424-0010	AMD	02-17-030	388-450-0190	PREP	02-09-073
388-406-0015	PREP	02-13-070	388-424-0020	AMD-P	02-19-025	388-450-0190	AMD-P	02-19-044
388-406-0015	AMD-P	02-17-029	388-424-0020	AMD-E	02-19-026	388-450-0190	AMD-E	02-19-045
388-406-0015	AMD	02-20-068	388-424-0020	PREP	02-20-057	388-450-0195	PREP	02-09-073
388-406-0025	REP-P	02-08-059	388-434-0010	AMD-S	02-05-068	388-450-0195	AMD-P	02-19-044
388-406-0025	REP	02-11-137	388-434-0010	AMD-S	02-09-063	388-450-0195	AMD-E	02-19-045
388-406-0030	AMD-P	02-08-059	388-434-0010	AMD-W	02-11-058	388-450-0210	AMD	02-03-009
388-406-0030	AMD	02-11-137	388-434-0010	AMD-P	02-15-118	388-450-0210	AMD-P	02-13-104
388-406-0035	AMD-P	02-08-059	388-434-0010	AMD	02-18-083	388-450-0210	AMD	02-17-030
388-406-0035	AMD	02-11-137	388-434-0015	NEW-S	02-05-068	388-450-0230	AMD-E	02-11-052
388-406-0040	AMD-P	02-09-065	388-434-0015	NEW-S	02-09-063	388-450-0230	AMD-P	02-14-098
388-406-0040	AMD	02-14-023	388-434-0015	NEW-W	02-11-058	388-450-0230	AMD	02-17-028
388-406-0045	AMD-P	02-09-065	388-434-0020	NEW-S	02-05-068	388-452-0005	PREP	02-03-091
388-406-0045	AMD	02-14-023	388-434-0020	NEW-S	02-09-063	388-452-0005	AMD-P	02-09-065
388-406-0050	AMD-P	02-09-065	388-434-0020	NEW-W	02-11-058	388-452-0005	AMD	02-14-023
388-406-0050	AMD	02-14-023	388-434-0025	NEW-S	02-05-068	388-454	PREP	02-11-061
388-406-0055	AMD-P	02-09-065	388-434-0025	NEW-S	02-09-063	388-458-0030	AMD-P	02-10-093
388-406-0055	AMD	02-14-023	388-434-0025	NEW-W	02-11-058	388-458-0030	AMD	02-14-086
388-406-0060	AMD-P	02-09-065	388-438-0110	AMD-P	02-13-100	388-460-0001	AMD-P	02-11-131
388-406-0060	AMD	02-14-023	388-438-0110	AMD	02-17-030	388-460-0001	AMD	02-14-083
388-406-0065	AMD-P	02-09-065	388-444	PREP	02-10-073	388-460-0005	PREP	02-20-053
388-406-0065	AMD	02-14-023	388-448-0180	PREP	02-11-125	388-460-0020	NEW-P	02-11-131
388-408-0055	AMD-P	02-13-103	388-450	PREP	02-10-073	388-460-0020	NEW	02-14-083
388-408-0055	AMD	02-17-030	388-450	PREP	02-11-062	388-460-0025	NEW-P	02-11-131
388-410-0020	AMD-P	02-03-100	388-450	PREP	02-11-065	388-460-0025	NEW	02-14-083
388-410-0020	AMD	02-06-090	388-450-0005	AMD-P	02-13-101	388-460-0030	NEW-P	02-11-131
388-410-0025	AMD-P	02-03-100	388-450-0005	AMD	02-17-030	388-460-0030	NEW	02-14-083
388-410-0025	AMD	02-06-090	388-450-0010	AMD-P	02-16-031	388-460-0035	NEW-P	02-11-131
388-410-0030	AMD-P	02-03-100	388-450-0010	AMD	02-20-069	388-460-0035	NEW	02-14-083
388-410-0030	AMD	02-06-090	388-450-0015	AMD-P	02-09-062	388-460-0040	NEW-P	02-11-131
388-410-0030	PREP	02-17-069	388-450-0015	AMD	02-14-022	388-460-0040	NEW	02-14-083
388-410-0033	NEW-P	02-03-100	388-450-0025	AMD-P	02-16-031	388-460-0045	NEW-P	02-11-131
388-410-0033	NEW	02-06-090	388-450-0025	AMD	02-20-069	388-460-0045	NEW	02-14-083
388-412-0020	AMD-P	02-15-146	388-450-0030	AMD-P	02-16-031	388-460-0050	NEW-P	02-11-131
388-412-0020	AMD	02-18-105	388-450-0030	AMD	02-20-069	388-460-0050	NEW	02-14-083
388-412-0025	PREP	02-11-063	388-450-0035	AMD-P	02-13-101	388-460-0055	NEW-P	02-11-131
388-412-0025	AMD-P	02-15-146	388-450-0035	AMD	02-17-030	388-460-0055	NEW	02-14-083
388-412-0025	AMD	02-18-105	388-450-0045	AMD	02-03-019	388-460-0060	NEW-P	02-11-131
388-414-0001	PREP	02-09-074	388-450-0045	PREP	02-20-056	388-460-0060	NEW	02-14-083
388-416-0010	AMD-P	02-13-103	388-450-0055	AMD-P	02-09-062	388-460-0065	NEW-P	02-11-131
388-416-0010	AMD	02-17-030	388-450-0055	AMD	02-14-022	388-460-0065	NEW	02-14-083
388-416-0025	REP-P	02-13-103	388-450-0065	AMD-P	02-13-101	388-460-0070	NEW-P	02-11-131
388-416-0025	REP	02-17-030	388-450-0065	AMD	02-17-030	388-460-0070	NEW	02-14-083

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-462-0015	AMD-P	02-13-102	388-484-0005	AMD	02-12-068	388-517-0300	PREP	02-20-054
388-462-0015	AMD	02-17-030	388-484-0005	AMD-P	02-17-110	388-523-0100	AMD-P	02-06-097
388-466-0010	REP	02-04-057	388-484-0006	NEW-P	02-09-075	388-523-0100	AMD	02-10-018
388-466-0120	NEW	02-04-057	388-484-0006	NEW	02-12-068	388-523-0100	AMD-P	02-13-104
388-466-0140	NEW	02-04-057	388-490	PREP	02-14-159	388-523-0100	AMD	02-17-030
388-470-0005	AMD-E	02-18-104	388-490-0005	PREP	02-03-091	388-523-0110	NEW-P	02-06-097
388-470-0026	AMD-P	02-13-102	388-492	PREP	02-08-055	388-523-0110	NEW	02-10-018
388-470-0026	AMD	02-17-030	388-492-0010	AMD-P	02-12-071	388-523-0120	NEW-P	02-06-097
388-470-0070	AMD-P	02-13-102	388-492-0010	AMD	02-15-148	388-523-0120	NEW	02-10-018
388-470-0070	AMD	02-17-030	388-492-0020	AMD-P	02-12-071	388-523-0130	NEW-P	02-06-097
388-470-0075	AMD-E	02-10-091	388-492-0020	AMD	02-15-148	388-523-0130	NEW	02-10-018
388-470-0075	AMD-P	02-16-032	388-492-0030	AMD-P	02-12-071	388-526-2610	AMD-P	02-17-083
388-470-0075	AMD-E	02-17-039	388-492-0030	AMD	02-15-148	388-526-2610	AMD-W	02-20-052
388-472-0005	PREP	02-03-091	388-492-0040	AMD-P	02-12-071	388-526-2620	NEW-P	02-17-083
388-472-0005	AMD-P	02-09-065	388-492-0040	AMD	02-15-148	388-526-2620	NEW-W	02-20-052
388-472-0005	AMD	02-14-023	388-492-0040	AMD-E	02-20-003	388-530	PREP	02-03-093
388-474	PREP	02-03-094	388-492-0050	AMD-P	02-12-071	388-530	PREP-W	02-03-116
388-474	PREP	02-10-074	388-492-0050	AMD	02-15-148	388-530-1000	AMD-P	02-12-092
388-474	PREP-W	02-16-077	388-492-0060	AMD-P	02-12-071	388-530-1000	AMD	02-17-023
388-474	PREP	02-16-078	388-492-0060	AMD	02-15-148	388-530-1050	AMD-P	02-12-092
388-474-0001	AMD-P	02-07-115	388-492-0070	AMD-P	02-12-071	388-530-1050	AMD	02-17-023
388-474-0001	AMD	02-11-033	388-492-0070	AMD	02-15-148	388-530-1100	AMD-P	02-12-092
388-474-0005	AMD-P	02-07-115	388-492-0070	AMD-E	02-20-003	388-530-1100	PREP	02-14-100
388-474-0005	AMD	02-11-033	388-492-0080	AMD-P	02-12-071	388-530-1100	AMD	02-17-023
388-474-0010	AMD-P	02-07-115	388-492-0080	AMD	02-15-148	388-530-1125	AMD-P	02-12-092
388-474-0010	AMD	02-11-033	388-492-0090	AMD-P	02-12-071	388-530-1125	AMD	02-17-023
388-474-0012	NEW-P	02-07-115	388-492-0090	AMD	02-15-148	388-530-1150	AMD-P	02-12-092
388-474-0012	NEW-W	02-10-072	388-492-0100	AMD-P	02-12-071	388-530-1150	AMD	02-17-023
388-474-0012	NEW-E	02-14-080	388-492-0100	AMD	02-15-148	388-530-1200	AMD-P	02-12-092
388-474-0015	AMD-P	02-07-115	388-492-0110	AMD-P	02-12-071	388-530-1200	AMD	02-17-023
388-474-0015	AMD	02-11-033	388-492-0110	AMD	02-15-148	388-530-1250	AMD-P	02-12-092
388-474-0015	AMD-E	02-14-080	388-492-0120	AMD-P	02-12-071	388-530-1250	AMD	02-17-023
388-474-0015	AMD-P	02-17-093	388-492-0120	AMD	02-15-148	388-530-1300	AMD-P	02-12-092
388-474-0015	AMD	02-20-070	388-492-0130	AMD-P	02-12-071	388-530-1300	AMD	02-17-023
388-474-0020	AMD-P	02-07-115	388-492-0130	AMD	02-15-148	388-530-1350	AMD-P	02-12-092
388-474-0020	AMD	02-11-033	388-501-0213	PREP	02-07-110	388-530-1350	AMD	02-17-023
388-475-1250	PREP	02-10-075	388-502-0160	AMD-P	02-09-079	388-530-1360	NEW-P	02-12-092
388-478	PREP	02-10-073	388-502-0160	AMD	02-12-070	388-530-1360	NEW	02-17-023
388-478-0015	AMD-P	02-20-039	388-503-0505	AMD-P	02-13-103	388-530-1380	NEW-P	02-12-092
388-478-0026	REP	02-05-004	388-503-0505	AMD	02-17-030	388-530-1400	AMD-P	02-12-092
388-478-0055	AMD-P	02-07-115	388-503-0510	AMD-P	02-13-103	388-530-1400	AMD	02-17-023
388-478-0055	AMD-E	02-08-020	388-503-0510	AMD	02-17-030	388-530-1405	NEW-P	02-12-092
388-478-0055	AMD-W	02-10-072	388-503-0515	AMD-P	02-13-103	388-530-1405	NEW	02-17-023
388-478-0055	PREP	02-12-044	388-503-0515	AMD	02-17-030	388-530-1410	AMD-P	02-12-092
388-478-0055	AMD-E	02-14-080	388-505-0210	AMD-P	02-13-100	388-530-1410	AMD	02-17-023
388-478-0055	PREP-W	02-15-057	388-505-0210	AMD	02-17-030	388-530-1425	AMD-P	02-12-092
388-478-0060	PREP	02-09-073	388-505-0220	AMD-P	02-13-100	388-530-1425	AMD	02-17-023
388-478-0060	AMD-P	02-18-102	388-505-0220	AMD	02-17-030	388-530-1450	AMD-P	02-12-092
388-478-0060	AMD-E	02-18-103	388-510-1030	PREP-W	02-19-020	388-530-1450	AMD	02-17-023
388-478-0070	AMD-P	02-06-096	388-513-1301	AMD	02-09-052	388-530-1500	AMD-P	02-12-092
388-478-0070	AMD	02-10-116	388-513-1350	AMD-E	02-10-017	388-530-1500	AMD	02-17-023
388-478-0075	AMD-P	02-03-097	388-513-1350	PREP	02-10-041	388-530-1550	AMD-P	02-12-092
388-478-0075	AMD	02-07-090	388-513-1350	AMD-E	02-17-081	388-530-1550	AMD	02-17-023
388-478-0075	AMD-P	02-13-102	388-513-1365	PREP	02-07-109	388-530-1600	AMD-P	02-12-092
388-478-0075	AMD	02-17-030	388-513-1365	PREP	02-09-050	388-530-1600	AMD	02-17-023
388-478-0080	AMD-P	02-06-096	388-513-1380	AMD-E	02-10-017	388-530-1625	AMD-P	02-12-092
388-478-0080	AMD	02-10-116	388-513-1380	PREP	02-10-041	388-530-1625	AMD	02-17-023
388-478-0085	PREP	02-08-056	388-513-1380	AMD-E	02-17-081	388-530-1650	AMD-P	02-12-092
388-478-0085	AMD-E	02-08-057	388-515	PREP	02-11-064	388-530-1650	AMD	02-17-023
388-478-0085	AMD-E	02-16-030	388-515-1505	AMD	02-05-003	388-530-1700	AMD-P	02-12-092
388-478-0085	PREP	02-20-054	388-517-0300	AMD-P	02-07-114	388-530-1700	AMD	02-17-023
388-484-0005	AMD-P	02-09-075	388-517-0300	AMD	02-11-074	388-530-1750	AMD-P	02-12-092

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-530-1750	AMD	02-17-023	388-535-1240	AMD-P	02-08-088	388-550-5350	AMD-P	02-17-082
388-530-1800	AMD-P	02-12-092	388-535-1240	AMD	02-13-074	388-550-6000	AMD-P	02-17-082
388-530-1800	AMD	02-17-023	388-535-1240	PREP	02-17-070	388-551-2000	AMD-P	02-08-089
388-530-1850	AMD-P	02-12-092	388-535-1245	NEW-P	02-07-113	388-551-2000	AMD	02-15-082
388-530-1850	AMD	02-17-023	388-535-1245	NEW	02-11-136	388-551-2010	AMD-P	02-08-089
388-530-1900	AMD-P	02-12-092	388-535-1260	REP-P	02-08-088	388-551-2010	AMD	02-15-082
388-530-1900	AMD	02-17-023	388-535-1260	REP	02-13-074	388-551-2020	AMD-P	02-08-089
388-530-1950	AMD-P	02-12-092	388-535-1300	REP-P	02-07-113	388-551-2020	AMD	02-15-082
388-530-1950	AMD	02-17-023	388-535-1300	REP	02-11-136	388-551-2030	NEW-P	02-08-089
388-530-2050	AMD-P	02-12-092	388-535-1350	AMD-P	02-08-088	388-551-2030	NEW	02-15-082
388-530-2050	AMD	02-17-023	388-535-1350	AMD	02-13-074	388-551-2100	AMD-P	02-08-089
388-531-0050	AMD-X	02-05-042	388-535-1400	AMD-P	02-08-088	388-551-2100	AMD	02-15-082
388-531-0050	AMD-W	02-18-091	388-535-1400	AMD	02-13-074	388-551-2110	AMD-P	02-08-089
388-531-0050	AMD-P	02-18-101	388-535-1450	AMD-P	02-08-088	388-551-2110	AMD	02-15-082
388-532	PREP	02-09-048	388-535-1450	AMD	02-13-074	388-551-2120	AMD-P	02-08-089
388-532-050	AMD-P	02-14-160	388-535-1450	PREP	02-17-070	388-551-2120	AMD	02-15-082
388-532-100	AMD-P	02-14-160	388-535-1500	AMD-P	02-08-088	388-551-2130	AMD-P	02-08-089
388-532-700	NEW-P	02-14-160	388-535-1500	AMD	02-13-074	388-551-2130	AMD	02-15-082
388-532-710	NEW-P	02-14-160	388-535-1550	AMD-P	02-08-088	388-551-2200	AMD-P	02-08-089
388-532-720	NEW-P	02-14-160	388-535-1550	AMD	02-13-074	388-551-2200	AMD	02-15-082
388-532-730	NEW-P	02-14-160	388-540	PREP	02-06-086	388-551-2210	AMD-P	02-08-089
388-532-740	NEW-P	02-14-160	388-543	PREP	02-10-139	388-551-2210	AMD	02-15-082
388-532-750	NEW-P	02-14-160	388-543-1000	AMD-S	02-10-115	388-551-2220	AMD-P	02-08-089
388-532-760	NEW-P	02-14-160	388-543-1000	AMD	02-16-054	388-551-2220	AMD	02-15-082
388-532-780	NEW-P	02-14-160	388-543-1100	AMD-S	02-10-115	388-555	PREP	02-11-127
388-532-790	NEW-P	02-14-160	388-543-1100	AMD	02-16-054	388-561-0100	PREP	02-07-109
388-533-0400	AMD-P	02-03-098	388-543-1225	PREP	02-10-139	388-730	PREP	02-11-142
388-533-0400	AMD	02-07-043	388-543-1225	NEW-P	02-16-079	388-730-0010	AMD-P	02-18-110
388-533-1000	PREP	02-07-108	388-543-1300	AMD-S	02-10-115	388-730-0060	AMD-P	02-18-110
388-534-0100	AMD-P	02-03-099	388-543-1300	AMD	02-16-054	388-730-0065	AMD-P	02-18-110
388-534-0100	AMD	02-07-016	388-543-2200	AMD-S	02-10-115	388-730-0070	AMD-P	02-18-110
388-534-0200	NEW-P	02-03-099	388-543-2200	AMD	02-16-054	388-730-0090	AMD-P	02-18-110
388-534-0200	NEW	02-07-016	388-544	PREP	02-06-085	388-800	PREP	02-12-043
388-535	PREP	02-17-070	388-550	PREP	02-03-092	388-805	PREP	02-10-112
388-535-1010	REP-P	02-08-088	388-550	PREP-W	02-03-115	388-805-005	AMD-E	02-07-015
388-535-1010	REP	02-13-074	388-550	PREP	02-06-084	388-805-005	AMD-E	02-15-015
388-535-1050	AMD-P	02-08-088	388-550	PREP	02-06-088	388-805-030	AMD-E	02-07-015
388-535-1050	AMD	02-13-074	388-550-2565	NEW-P	02-10-113	388-805-030	AMD-E	02-15-015
388-535-1050	PREP	02-17-070	388-550-2565	NEW	02-14-162	388-805-035	NEW-E	02-07-015
388-535-1060	AMD-P	02-08-088	388-550-2570	NEW-P	02-10-113	388-805-035	NEW-E	02-15-015
388-535-1060	AMD	02-13-074	388-550-2570	NEW	02-14-162	388-805-040	NEW-E	02-07-015
388-535-1070	NEW-P	02-08-088	388-550-2575	NEW-P	02-10-113	388-805-040	NEW-E	02-15-015
388-535-1070	NEW	02-13-074	388-550-2575	NEW	02-14-162	388-805-065	AMD-E	02-07-015
388-535-1070	PREP	02-17-070	388-550-2580	NEW-P	02-10-113	388-805-065	AMD-E	02-15-015
388-535-1080	AMD-P	02-08-088	388-550-2580	NEW	02-14-162	388-805-145	AMD-E	02-07-015
388-535-1080	AMD	02-13-074	388-550-2585	NEW-P	02-10-113	388-805-145	AMD-E	02-15-015
388-535-1080	PREP	02-17-070	388-550-2585	NEW	02-14-162	388-805-205	AMD-E	02-07-015
388-535-1100	AMD-P	02-08-088	388-550-2590	NEW-P	02-10-113	388-805-205	AMD-E	02-15-015
388-535-1100	AMD	02-13-074	388-550-2590	NEW	02-14-162	388-805-300	AMD-E	02-07-015
388-535-1100	PREP	02-17-070	388-550-2595	NEW-P	02-10-113	388-805-300	AMD-E	02-15-015
388-535-1120	NEW-P	02-08-088	388-550-2595	NEW	02-14-162	388-805-710	AMD-E	02-07-015
388-535-1120	NEW	02-13-074	388-550-2595	PREP	02-18-098	388-805-710	AMD-E	02-15-015
388-535-1150	REP-P	02-08-088	388-550-2596	NEW-P	02-10-113	388-805-720	AMD-E	02-07-015
388-535-1150	REP	02-13-074	388-550-2596	NEW	02-14-162	388-805-720	AMD-E	02-15-015
388-535-1200	AMD-P	02-08-088	388-550-2596	PREP	02-18-098	388-805-730	AMD-E	02-07-015
388-535-1200	AMD	02-13-074	388-550-2598	NEW-P	02-10-114	388-805-730	AMD-E	02-15-015
388-535-1200	PREP	02-17-070	388-550-2598	NEW	02-13-099	388-805-740	AMD-E	02-07-015
388-535-1220	AMD-P	02-08-088	388-550-2800	AMD-P	02-17-082	388-805-740	AMD-E	02-15-015
388-535-1220	AMD	02-13-074	388-550-4800	AMD-E	02-09-053	388-805-750	AMD-E	02-07-015
388-535-1230	AMD-P	02-08-088	388-550-4800	AMD-E	02-17-022	388-805-750	AMD-E	02-15-015
388-535-1230	AMD	02-13-074	388-550-4800	AMD-P	02-17-082	388-818	PREP	02-14-020
388-535-1230	PREP	02-17-070	388-550-5300	AMD-P	02-17-082	388-820	PREP	02-17-068

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-820-020	AMD-E	02-14-064	388-825-205	AMD	02-16-014	388-825-550	NEW-E	02-20-045
388-820-020	AMD-E	02-20-045	388-825-205	AMD-E	02-20-045	388-825-555	NEW-E	02-14-064
388-820-060	AMD-E	02-14-064	388-825-210	PREP	02-07-107	388-825-555	NEW-E	02-20-045
388-820-060	AMD-E	02-20-045	388-825-210	AMD-P	02-11-143	388-825-560	NEW-E	02-14-064
388-820-120	AMD-E	02-14-064	388-825-210	AMD	02-16-014	388-825-560	NEW-E	02-20-045
388-820-120	AMD-E	02-20-045	388-825-220	PREP	02-07-107	388-825-565	NEW-E	02-14-064
388-825	PREP	02-05-088	388-825-222	PREP	02-07-107	388-825-565	NEW-E	02-20-045
388-825	PREP	02-07-107	388-825-224	PREP	02-07-107	388-825-570	NEW-E	02-14-064
388-825	PREP	02-17-068	388-825-226	PREP	02-07-107	388-825-570	NEW-E	02-20-045
388-825-020	PREP	02-07-107	388-825-228	PREP	02-07-107	388-825-571	NEW-E	02-20-045
388-825-020	AMD-P	02-11-143	388-825-230	PREP	02-07-107	388-825-575	NEW-E	02-14-064
388-825-020	AMD-E	02-14-064	388-825-232	PREP	02-07-107	388-825-575	NEW-E	02-20-045
388-825-020	AMD	02-16-014	388-825-234	PREP	02-07-107	388-825-580	NEW-E	02-14-064
388-825-020	AMD-E	02-20-045	388-825-234	AMD-P	02-11-143	388-825-580	NEW-E	02-20-045
388-825-025	PREP	02-07-107	388-825-234	AMD	02-16-014	388-825-585	NEW-E	02-20-045
388-825-025	AMD-P	02-11-143	388-825-236	PREP	02-07-107	388-826-0001	NEW-P	02-16-061
388-825-025	AMD	02-16-014	388-825-238	PREP	02-07-107	388-826-0005	NEW-P	02-16-061
388-825-030	PREP	02-05-088	388-825-240	PREP	02-07-107	388-826-0010	NEW-P	02-16-061
388-825-030	PREP-W	02-07-087	388-825-242	PREP	02-07-107	388-826-0015	NEW-P	02-16-061
388-825-030	PREP	02-07-107	388-825-244	PREP	02-07-107	388-826-0020	NEW-P	02-16-061
388-825-030	AMD-P	02-11-143	388-825-246	PREP	02-07-107	388-826-0025	NEW-P	02-16-061
388-825-030	AMD	02-16-014	388-825-248	PREP	02-07-107	388-826-0030	NEW-P	02-16-061
388-825-035	PREP	02-05-088	388-825-248	AMD-P	02-11-143	388-826-0035	NEW-P	02-16-061
388-825-035	PREP-W	02-07-087	388-825-248	AMD	02-16-014	388-826-0040	NEW-P	02-16-061
388-825-035	PREP	02-07-107	388-825-248	AMD	02-16-014	388-826-0045	NEW-P	02-16-061
388-825-035	AMD-P	02-11-143	388-825-250	PREP	02-07-107	388-826-0050	NEW-P	02-16-061
388-825-035	AMD	02-16-014	388-825-250	AMD-P	02-11-143	388-826-0055	NEW-P	02-16-061
388-825-040	PREP	02-05-088	388-825-252	AMD	02-16-014	388-826-0060	NEW-P	02-16-061
388-825-040	PREP-W	02-07-087	388-825-252	PREP	02-07-107	388-826-0065	NEW-P	02-16-061
388-825-040	PREP	02-07-107	388-825-252	AMD-P	02-11-143	388-826-0070	NEW-P	02-16-061
388-825-045	PREP	02-05-088	388-825-252	AMD-E	02-14-064	388-826-0075	NEW-P	02-16-061
388-825-045	PREP-W	02-07-087	388-825-252	AMD	02-16-014	388-826-0080	NEW-P	02-16-061
388-825-045	PREP	02-07-107	388-825-252	AMD-E	02-20-045	388-826-0085	NEW-P	02-16-061
388-825-045	AMD-P	02-11-143	388-825-254	PREP	02-07-107	388-826-0090	NEW-P	02-16-061
388-825-045	AMD	02-16-014	388-825-254	AMD-E	02-14-064	388-826-0095	NEW-P	02-16-061
388-825-050	PREP	02-07-107	388-825-254	AMD-E	02-14-064	388-826-0100	NEW-P	02-16-061
388-825-050	AMD-P	02-11-143	388-825-256	AMD-E	02-20-045	388-826-0105	NEW-P	02-16-061
388-825-050	AMD	02-16-014	388-825-256	PREP	02-07-107	388-826-0110	NEW-P	02-16-061
388-825-055	PREP	02-07-107	388-825-270	AMD-P	02-11-143	388-826-0115	NEW-P	02-16-061
388-825-055	AMD-P	02-11-143	388-825-270	AMD	02-16-014	388-826-0120	NEW-P	02-16-061
388-825-055	AMD-E	02-14-064	388-825-278	AMD	02-16-014	388-826-0125	NEW-P	02-16-061
388-825-055	AMD	02-16-014	388-825-278	NEW-E	02-14-064	388-830-015	AMD-P	02-11-143
388-825-055	AMD-E	02-20-045	388-825-500	NEW-E	02-20-045	388-830-015	AMD	02-16-014
388-825-065	PREP	02-07-107	388-825-500	NEW-E	02-14-064	388-830-020	AMD-P	02-11-143
388-825-080	PREP	02-07-107	388-825-505	NEW-E	02-20-045	388-830-020	AMD	02-16-014
388-825-100	PREP	02-07-107	388-825-505	NEW-E	02-20-045	388-830-025	AMD-P	02-11-143
388-825-100	AMD-P	02-11-143	388-825-510	NEW-E	02-14-064	388-830-025	AMD	02-16-014
388-825-100	AMD	02-16-014	388-825-510	NEW-E	02-20-045	388-830-035	AMD-P	02-11-143
388-825-120	PREP	02-07-107	388-825-515	NEW-E	02-14-064	388-830-035	AMD	02-16-014
388-825-120	AMD-P	02-11-143	388-825-515	NEW-E	02-20-045	388-835-0110	AMD-P	02-11-143
388-825-120	AMD-E	02-14-064	388-825-520	NEW-E	02-14-064	388-835-0110	AMD	02-16-014
388-825-120	AMD	02-16-014	388-825-520	NEW-E	02-20-045	388-835-0180	AMD-P	02-11-143
388-825-120	AMD-E	02-20-045	388-825-525	NEW-E	02-14-064	388-835-0180	AMD	02-16-014
388-825-170	PREP	02-07-107	388-825-530	NEW-E	02-14-064	388-835-0265	AMD-P	02-11-143
388-825-180	PREP	02-07-107	388-825-530	NEW-E	02-20-045	388-835-0265	AMD	02-16-014
388-825-180	AMD-E	02-14-064	388-825-535	NEW-E	02-14-064	388-835-0395	AMD-P	02-11-143
388-825-180	AMD-E	02-20-045	388-825-535	NEW-E	02-20-045	388-835-0395	AMD	02-16-014
388-825-190	PREP	02-07-107	388-825-540	NEW-E	02-14-064	388-835-0575	AMD-P	02-11-143
388-825-200	PREP	02-07-107	388-825-540	NEW-E	02-20-045	388-835-0575	AMD	02-16-014
388-825-205	PREP	02-07-107	388-825-545	NEW-E	02-14-064	388-835-0745	AMD-P	02-11-143
388-825-205	AMD-P	02-11-143	388-825-545	NEW-E	02-20-045	388-835-0745	AMD	02-16-014
388-825-205	AMD-E	02-14-064	388-825-546	NEW-E	02-20-045	388-835-0755	AMD-P	02-11-143
			388-825-550	NEW-E	02-14-064			

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
390-16-060	AMD	02-03-018	392-120-020	AMD	02-15-150	392-140-613	AMD	02-05-036
390-16-060	AMD-P	02-09-080	392-120-025	AMD-P	02-12-097	392-140-613	PREP	02-17-112
390-16-060	AMD	02-12-007	392-120-025	AMD	02-15-150	392-140-616	AMD	02-05-036
390-16-105	AMD	02-03-018	392-120-030	AMD-P	02-12-097	392-140-616	PREP	02-17-112
390-16-226	AMD	02-03-018	392-120-030	AMD	02-15-150	392-140-620	PREP	02-17-112
390-16-234	AMD-P	02-19-094	392-120-035	AMD-P	02-12-097	392-140-625	AMD	02-05-036
390-16-308	AMD	02-03-018	392-120-035	AMD	02-15-150	392-140-625	PREP	02-17-112
390-17-011	REP-P	02-09-080	392-120-050	AMD-P	02-12-097	392-140-626	PREP	02-17-112
390-17-011	REP	02-12-007	392-120-050	AMD	02-15-150	392-140-630	AMD	02-05-036
390-17-030	AMD-P	02-09-080	392-120-055	AMD-P	02-12-097	392-140-630	PREP	02-17-112
390-17-030	AMD	02-12-007	392-120-055	AMD	02-15-150	392-140-640	PREP	02-17-112
390-17-060	AMD	02-03-018	392-120-060	AMD-P	02-12-097	392-140-643	PREP	02-17-112
390-17-060	AMD-P	02-09-080	392-120-060	AMD	02-15-150	392-140-646	PREP	02-17-112
390-17-060	AMD	02-12-007	392-120-065	AMD-P	02-12-097	392-140-650	AMD	02-05-036
390-17-200	AMD-P	02-19-094	392-120-065	AMD	02-15-150	392-140-650	PREP	02-17-112
390-17-315	AMD	02-03-018	392-120-070	AMD-P	02-12-097	392-140-653	PREP	02-17-112
390-18-025	NEW-P	02-09-080	392-120-070	AMD	02-15-150	392-140-656	PREP	02-17-112
390-18-025	NEW	02-12-007	392-121	PREP	02-10-009	392-140-660	PREP	02-17-112
390-18-040	AMD	02-03-018	392-121	PREP	02-10-010	392-140-670	PREP	02-17-112
390-20-020	AMD	02-03-018	392-121-205	AMD-P	02-18-041	392-140-675	PREP	02-17-112
390-20-105	AMD	02-03-018	392-121-206	AMD-P	02-18-041	392-140-680	AMD	02-05-036
390-20-110	AMD	02-03-018	392-121-212	NEW-P	02-18-041	392-140-680	PREP	02-17-112
390-20-111	AMD	02-03-018	392-121-215	AMD-P	02-18-041	392-140-685	PREP	02-17-112
390-20-120	AMD	02-03-018	392-121-217	NEW-P	02-18-041	392-140-900	PREP	02-15-151
390-20-125	AMD	02-03-018	392-121-220	AMD-P	02-18-041	392-140-901	PREP	02-15-151
390-20-130	AMD	02-03-018	392-121-245	AMD-P	02-18-041	392-140-902	PREP	02-15-151
390-24-010	AMD-X	02-15-171	392-121-245	DECOD-P	02-18-041	392-140-903	AMD	02-09-024
390-24-010	AMD	02-20-036	392-121-255	AMD-P	02-18-041	392-140-903	PREP	02-15-151
390-24-020	AMD-X	02-15-171	392-121-257	AMD-P	02-18-041	392-140-904	NEW	02-09-024
390-24-020	AMD	02-20-036	392-121-259	AMD-P	02-18-041	392-140-904	PREP	02-15-151
390-24-200	AMD	02-03-018	392-121-262	AMD-P	02-18-041	392-140-905	AMD	02-09-024
390-37-030	AMD-P	02-19-094	392-121-264	RECOD-P	02-18-041	392-140-905	PREP	02-15-151
391-08-001	AMD-E	02-13-109	392-121-270	AMD-P	02-18-041	392-140-906	PREP	02-15-151
391-25-001	AMD-E	02-13-109	392-121-280	AMD-P	02-18-041	392-140-907	AMD	02-09-024
391-25-002	AMD-E	02-13-109	392-121-295	AMD-P	02-18-041	392-140-907	PREP	02-15-151
391-25-011	AMD-E	02-13-109	392-121-299	AMD-P	02-18-041	392-140-908	AMD	02-09-024
391-25-036	NEW-E	02-13-109	392-121-400	AMD-P	02-18-041	392-140-908	PREP	02-15-151
391-25-051	NEW-E	02-13-109	392-122	PREP	02-10-011	392-140-908	AMD-P	02-18-040
391-25-076	NEW-E	02-13-109	392-122-900	AMD	02-04-023	392-140-910	AMD	02-09-024
391-25-096	NEW-E	02-13-109	392-136	PREP	02-20-032	392-140-910	PREP	02-15-151
391-25-136	NEW-E	02-13-109	392-139	PREP	02-10-008	392-140-911	REP	02-09-024
391-25-396	NEW-E	02-13-109	392-139-008	AMD-P	02-14-143	392-140-912	AMD	02-09-024
391-25-416	NEW-E	02-13-109	392-139-008	AMD	02-17-113	392-140-912	PREP	02-15-151
391-25-496	NEW-E	02-13-109	392-139-205	AMD-P	02-14-143	392-140-912	AMD-P	02-18-040
391-35-001	AMD-E	02-13-109	392-139-205	AMD	02-17-113	392-140-913	PREP	02-15-151
391-35-002	AMD-E	02-13-109	392-139-241	NEW-W	02-05-031	392-140-950	AMD-S	02-15-149
391-35-026	NEW-E	02-13-109	392-139-310	AMD-P	02-14-143	392-140-950	AMD	02-20-063
391-35-056	NEW-E	02-13-109	392-139-310	AMD	02-17-113	392-140-955	AMD-S	02-15-149
391-35-326	NEW-E	02-13-109	392-139-312	NEW-W	02-05-031	392-140-955	AMD	02-20-063
391-35-346	NEW-E	02-13-109	392-139-660	AMD-P	02-14-143	392-140-960	REP-W	02-13-083
391-45-001	AMD-E	02-13-109	392-139-660	AMD	02-17-113	392-140-960	REP-S	02-15-149
391-45-002	AMD-E	02-13-109	392-139-670	AMD-P	02-14-143	392-140-960	REP	02-20-063
391-45-056	NEW-E	02-13-109	392-139-670	AMD	02-17-113	392-140-961	AMD-W	02-13-083
391-55-200	AMD-E	02-13-109	392-140-600	PREP	02-17-112	392-140-961	AMD-S	02-15-149
392-120	PREP	02-08-021	392-140-601	PREP	02-17-112	392-140-961	AMD	02-20-063
392-120-001	AMD-P	02-12-097	392-140-602	PREP	02-17-112	392-140-962	AMD-S	02-15-149
392-120-001	AMD	02-15-150	392-140-605	AMD	02-05-036	392-140-962	AMD	02-20-063
392-120-005	AMD-P	02-12-097	392-140-605	PREP	02-17-112	392-140-965	AMD-W	02-13-083
392-120-005	AMD	02-15-150	392-140-608	PREP	02-17-112	392-140-965	AMD-S	02-15-149
392-120-010	AMD-P	02-12-097	392-140-609	AMD	02-05-036	392-140-965	AMD	02-20-063
392-120-010	AMD	02-15-150	392-140-609	PREP	02-17-112	392-140-967	AMD-S	02-15-149
392-120-020	AMD-P	02-12-097	392-140-610	PREP	02-17-112	392-140-967	AMD	02-20-063

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
392-140-970	NEW-S	02-10-007	415-104-0112	PREP	02-05-025	415-108-315	AMD	02-03-120
392-140-970	NEW	02-15-023	415-104-0112	PREP	02-06-041	415-108-324	AMD	02-03-120
392-140-971	NEW-S	02-10-007	415-104-0112	REP-P	02-15-153	415-108-340	AMD	02-03-120
392-140-971	NEW	02-15-023	415-104-0112	REP	02-18-046	415-108-340	PREP	02-11-078
392-140-972	NEW-S	02-10-007	415-104-0113	PREP	02-05-025	415-108-340	AMD-P	02-15-154
392-140-972	NEW	02-15-023	415-104-0113	PREP	02-06-041	415-108-340	AMD	02-18-048
392-140-973	NEW-S	02-10-007	415-104-0113	REP-P	02-15-153	415-108-425	NEW	02-03-120
392-140-973	NEW	02-15-023	415-104-0113	REP	02-18-046	415-108-441	AMD	02-03-120
392-140-974	NEW-S	02-10-007	415-104-0114	PREP	02-05-025	415-108-443	AMD	02-03-120
392-140-974	NEW	02-15-023	415-104-0114	PREP	02-06-041	415-108-445	AMD	02-03-120
392-141-200	AMD	02-04-023	415-104-0114	REP-P	02-15-153	415-108-445	AMD-P	02-15-073
392-143	PREP	02-12-024	415-104-0114	REP	02-18-046	415-108-445	AMD	02-18-045
392-143-080	AMD-P	02-16-041	415-104-0115	PREP	02-05-025	415-108-456	AMD	02-03-120
392-143-080	AMD	02-20-031	415-104-0115	PREP	02-06-041	415-108-458	AMD	02-03-120
392-153	PREP	02-16-040	415-104-0115	REP-P	02-15-153	415-108-464	AMD	02-03-120
392-170	PREP	02-18-116	415-104-0115	REP	02-18-046	415-108-465	AMD	02-03-120
392-300-015	AMD	02-06-044	415-104-0117	PREP	02-05-025	415-108-466	AMD	02-03-120
392-300-050	AMD	02-06-044	415-104-0117	PREP	02-06-041	415-108-480	AMD	02-03-120
392-300-055	AMD	02-06-044	415-104-0117	REP-P	02-15-153	415-108-491	AMD	02-03-120
392-300-060	AMD	02-06-044	415-104-0117	REP	02-18-046	415-108-570	AMD	02-03-120
415- 02	PREP	02-08-063	415-104-0118	PREP	02-05-025	415-108-640	AMD	02-03-120
415- 02-030	AMD-P	02-18-074	415-104-0118	PREP	02-06-041	415-108-679	AMD	02-03-120
415- 02-130	AMD	02-03-120	415-104-0118	REP-P	02-15-153	415-108-680	AMD-P	02-15-153
415- 02-300	NEW-P	02-15-154	415-104-0118	REP	02-18-046	415-108-680	AMD	02-18-046
415- 02-300	NEW	02-18-048	415-104-0120	PREP	02-05-025	415-108-690	AMD	02-03-120
415- 02-320	NEW-P	02-15-154	415-104-0120	PREP	02-06-041	415-108-700	AMD-P	02-15-153
415- 02-320	NEW	02-18-048	415-104-0120	REP-P	02-15-153	415-108-700	AMD	02-18-046
415- 02-340	NEW-P	02-15-154	415-104-0120	REP	02-18-046	415-108-710	AMD-P	02-15-153
415- 02-340	NEW	02-18-048	415-104-0120	PREP	02-05-025	415-108-710	AMD	02-18-046
415- 02-360	NEW-P	02-15-154	415-104-0121	PREP	02-06-041	415-108-720	AMD	02-03-120
415- 02-360	NEW	02-18-048	415-104-0121	REP-P	02-15-153	415-108-725	AMD-P	02-15-153
415- 02-380	NEW-P	02-15-154	415-104-0121	REP	02-18-046	415-108-725	AMD	02-18-046
415- 02-380	NEW	02-18-048	415-104-0122	PREP	02-05-025	415-108-726	AMD-P	02-15-153
415- 02-380	NEW	02-18-048	415-104-0122	PREP	02-06-041	415-108-726	AMD	02-18-046
415- 04-017	AMD-P	02-09-055	415-104-0122	REP-P	02-15-153	415-108-727	NEW	02-03-120
415- 04-017	AMD	02-12-084	415-104-0122	REP	02-18-046	415-108-727	AMD-P	02-18-074
415- 08-015	AMD-P	02-09-055	415-104-0125	PREP	02-05-025	415-108-728	AMD-P	02-15-153
415- 08-015	AMD	02-12-084	415-104-0125	PREP	02-06-041	415-108-728	AMD	02-18-046
415- 08-420	AMD-P	02-09-055	415-104-0125	REP-P	02-15-153	415-108-815	NEW	02-03-120
415- 08-420	AMD	02-12-084	415-104-0125	REP	02-18-046	415-108-830	AMD	02-03-120
415- 10-010	AMD	02-03-120	415-104-0125	PREP	02-11-078	415-108-980	NEW	02-03-120
415- 10-020	AMD	02-03-120	415-104-108	PREP	02-15-154	415-108-980	AMD-P	02-09-056
415- 10-030	AMD	02-03-120	415-104-108	AMD-P	02-18-048	415-108-980	AMD	02-12-085
415- 10-040	AMD-P	02-18-074	415-104-108	AMD	02-10-099	415-110-010	PREP	02-05-025
415- 10-080	AMD	02-03-120	415-104-111	AMD-P	02-14-072	415-110-010	PREP	02-06-041
415- 10-100	AMD	02-03-120	415-104-225	AMD-P	02-15-153	415-110-010	AMD-P	02-15-153
415- 10-110	REP	02-03-120	415-104-225	AMD	02-18-046	415-110-010	AMD	02-18-046
415-103	PREP	02-06-092	415-104-235	AMD-P	02-15-153	415-110-0102	PREP	02-05-025
415-103	PREP	02-14-095	415-104-235	AMD	02-18-046	415-110-0102	PREP	02-06-041
415-103-010	AMD-P	02-18-074	415-104-374	NEW-P	02-15-152	415-110-0102	REP-P	02-15-153
415-103-100	NEW-P	02-18-074	415-104-374	NEW	02-18-047	415-110-0102	REP	02-18-046
415-103-215	AMD-P	02-18-074	415-108-010	PREP	02-06-041	415-110-0103	PREP	02-05-025
415-103-225	NEW-P	02-18-074	415-108-010	AMD-P	02-15-153	415-110-0103	PREP	02-06-041
415-103-300	NEW-P	02-15-154	415-108-010	AMD	02-18-046	415-110-0103	REP-P	02-15-153
415-103-300	NEW	02-18-048	415-108-040	REP-P	02-09-055	415-110-0103	REP	02-18-046
415-104-011	PREP	02-05-025	415-108-040	REP	02-12-084	415-110-0104	PREP	02-05-025
415-104-011	PREP	02-06-041	415-108-181	NEW-P	02-10-098	415-110-0104	PREP	02-06-041
415-104-011	AMD-P	02-15-153	415-108-181	NEW	02-14-009	415-110-0104	REP-P	02-15-153
415-104-011	AMD	02-18-046	415-108-182	NEW-P	02-10-098	415-110-0104	REP	02-18-046
415-104-0111	PREP	02-05-025	415-108-182	NEW	02-14-009	415-110-0108	PREP	02-05-025
415-104-0111	PREP	02-06-041	415-108-183	NEW-P	02-10-098	415-110-0108	PREP	02-06-041
415-104-0111	REP-P	02-15-153	415-108-183	NEW	02-14-009	415-110-0108	REP-P	02-15-153
415-104-0111	REP	02-18-046						

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
415-110-0108	REP	02-18-046	415-112-0157	REP-P	02-15-153	415-113-030	AMD	02-18-046
415-110-0109	PREP	02-05-025	415-112-0157	REP	02-18-046	415-113-0301	PREP	02-06-041
415-110-0109	PREP	02-06-041	415-112-0158	PREP	02-05-025	415-113-0301	REP-P	02-15-153
415-110-0109	REP-P	02-15-153	415-112-0158	PREP	02-06-041	415-113-0301	REP	02-18-046
415-110-0109	REP	02-18-046	415-112-0158	REP-P	02-15-153	415-113-0302	PREP	02-06-041
415-110-0110	PREP	02-05-025	415-112-0158	REP	02-18-046	415-113-0302	REP-P	02-15-153
415-110-0110	PREP	02-06-041	415-112-0159	PREP	02-05-025	415-113-0302	REP	02-18-046
415-110-0110	REP-P	02-15-153	415-112-0159	PREP	02-06-041	415-113-0303	AMD	02-03-120
415-110-0110	REP	02-18-046	415-112-0159	REP-P	02-15-153	415-113-0303	PREP	02-06-041
415-110-0111	PREP	02-05-025	415-112-0159	REP	02-18-046	415-113-0303	REP-P	02-15-153
415-110-0111	PREP	02-06-041	415-112-0160	PREP	02-05-025	415-113-0303	REP	02-18-046
415-110-0111	REP-P	02-15-153	415-112-0160	PREP	02-06-041	415-113-0304	PREP	02-06-041
415-110-0111	REP	02-18-046	415-112-0160	REP-P	02-15-153	415-113-0304	REP-P	02-15-153
415-110-050	NEW-P	02-10-098	415-112-0160	REP	02-18-046	415-113-0304	REP	02-18-046
415-110-050	NEW	02-14-009	415-112-0161	PREP	02-05-025	415-113-0305	PREP	02-06-041
415-110-060	NEW-P	02-10-098	415-112-0161	PREP	02-06-041	415-113-0305	REP-P	02-15-153
415-110-060	NEW	02-14-009	415-112-0161	REP-P	02-15-153	415-113-0305	REP	02-18-046
415-110-060	NEW-P	02-10-098	415-112-0161	REP	02-18-046	415-113-0306	PREP	02-06-041
415-110-070	NEW-P	02-10-098	415-112-0161	PREP	02-05-025	415-113-0306	REP-P	02-15-153
415-110-070	NEW	02-14-009	415-112-0162	PREP	02-06-041	415-113-0306	REP	02-18-046
415-110-340	PREP	02-11-078	415-112-0162	PREP	02-06-041	415-113-0307	PREP	02-06-041
415-110-340	AMD-P	02-15-154	415-112-0162	REP-P	02-15-153	415-113-0307	REP-P	02-15-153
415-110-340	AMD	02-18-048	415-112-0162	REP	02-18-046	415-113-0307	REP	02-18-046
415-110-680	AMD-P	02-15-153	415-112-0163	PREP	02-05-025	415-113-0308	PREP	02-06-041
415-110-680	AMD	02-18-046	415-112-0163	PREP	02-06-041	415-113-0308	REP-P	02-15-153
415-110-690	AMD-P	02-15-153	415-112-0163	REP-P	02-15-153	415-113-0308	REP	02-18-046
415-110-690	AMD	02-18-046	415-112-0163	REP	02-18-046	415-113-0309	PREP	02-06-041
415-110-700	AMD-P	02-15-153	415-112-0165	PREP	02-05-025	415-113-0309	REP-P	02-15-153
415-110-700	AMD	02-18-046	415-112-0165	PREP	02-06-041	415-113-0309	REP	02-18-046
415-110-725	AMD-P	02-15-153	415-112-0165	REP-P	02-15-153	415-113-0310	REP	02-03-120
415-110-725	AMD	02-18-046	415-112-0165	REP	02-18-046	415-113-041	AMD	02-03-120
415-110-728	AMD-P	02-15-153	415-112-0167	PREP	02-05-025	415-113-041	AMD-P	02-15-153
415-110-728	AMD	02-18-046	415-112-0167	PREP	02-06-041	415-113-041	AMD	02-18-046
415-110-815	NEW	02-03-120	415-112-0167	REP-P	02-15-153	415-113-042	AMD	02-03-120
415-110-910	AMD	02-03-120	415-112-0167	REP	02-18-046	415-113-042	AMD-P	02-15-153
415-111-100	AMD	02-03-120	415-112-040	PREP	02-11-078	415-113-042	AMD	02-18-046
415-111-110	AMD	02-03-120	415-112-040	AMD-P	02-15-154	415-113-042	AMD	02-18-046
415-111-220	PREP	02-08-063	415-112-040	AMD	02-18-048	415-113-045	AMD-P	02-15-153
415-111-310	AMD	02-03-120	415-112-050	NEW-P	02-10-098	415-113-045	AMD	02-18-046
415-111-400	NEW	02-03-120	415-112-050	NEW	02-14-009	415-113-055	AMD-P	02-15-153
415-111-410	NEW	02-03-120	415-112-060	NEW-P	02-10-098	415-113-055	AMD	02-18-046
415-111-440	NEW	02-03-120	415-112-060	NEW	02-14-009	415-113-057	AMD-P	02-15-153
415-111-450	NEW	02-03-120	415-112-070	NEW-P	02-10-098	415-113-057	AMD	02-18-046
415-111-450	AMD-P	02-09-055	415-112-070	NEW	02-14-009	415-113-065	AMD	02-03-120
415-111-450	AMD	02-12-084	415-112-125	AMD-P	02-15-153	415-113-065	AMD-P	02-15-153
415-112-015	PREP	02-05-025	415-112-125	AMD	02-18-046	415-113-065	AMD	02-18-046
415-112-015	PREP	02-06-041	415-112-130	AMD-P	02-15-153	415-113-070	AMD	02-03-120
415-112-015	AMD-P	02-15-153	415-112-130	AMD	02-18-046	415-113-070	AMD-P	02-15-153
415-112-015	AMD	02-18-046	415-112-135	AMD-P	02-15-153	415-113-070	AMD	02-18-046
415-112-0151	PREP	02-05-025	415-112-135	AMD	02-18-046	415-113-080	AMD-P	02-15-153
415-112-0151	PREP	02-06-041	415-112-155	AMD-P	02-15-153	415-113-080	AMD	02-18-046
415-112-0151	REP-P	02-15-153	415-112-155	AMD	02-18-046	415-113-082	AMD-P	02-15-153
415-112-0151	REP	02-18-046	415-112-156	AMD-P	02-15-153	415-113-082	AMD	02-18-046
415-112-0154	PREP	02-05-025	415-112-156	AMD	02-18-046	415-113-084	AMD-P	02-15-153
415-112-0154	PREP	02-06-041	415-112-250	AMD	02-03-120	415-113-084	AMD	02-18-046
415-112-0154	REP-P	02-15-153	415-112-400	AMD	02-03-120	415-113-090	AMD	02-03-120
415-112-0154	REP	02-18-046	415-112-412	AMD	02-03-120	415-113-090	AMD-P	02-15-153
415-112-0156	PREP	02-05-025	415-112-413	AMD	02-03-120	415-113-090	AMD	02-18-046
415-112-0156	PREP	02-06-041	415-112-541	AMD-P	02-15-153	415-113-100	AMD-P	02-15-153
415-112-0156	REP-P	02-15-153	415-112-541	AMD	02-18-046	415-113-100	AMD	02-18-046
415-112-0156	REP	02-18-046	415-112-725	AMD	02-03-120	415-113-200	AMD	02-03-120
415-112-0157	PREP	02-05-025	415-113-030	PREP	02-06-041	415-200-030	AMD	02-03-120
415-112-0157	PREP	02-06-041	415-113-030	AMD-P	02-15-153	415-501-305	REP-W	02-11-028

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
415-501-495	AMD-P	02-09-055	434-236-100	DECOD	02-09-007	434-240-205	AMD-P	02-03-133
415-501-495	AMD	02-12-084	434-236-110	AMD-P	02-03-133	434-240-205	AMD	02-07-028
420-12-060	AMD	02-05-050	434-236-110	AMD	02-07-028	434-240-230	AMD-P	02-03-133
434-208-060	AMD-P	02-11-133	434-236-110	DECOD	02-09-007	434-240-230	AMD	02-07-028
434-208-060	AMD-E	02-14-088	434-236-120	DECOD	02-09-007	434-240-235	AMD-P	02-03-133
434-208-060	AMD	02-15-156	434-236-140	AMD-P	02-03-133	434-240-235	AMD	02-07-028
434-215-005	RECOD	02-09-007	434-236-140	AMD	02-07-028	434-240-240	AMD-P	02-03-134
434-215-012	RECOD	02-09-007	434-236-140	DECOD	02-09-007	434-240-240	AMD	02-07-029
434-215-012	AMD-P	02-11-133	434-236-160	DECOD	02-09-007	434-240-250	AMD-P	02-03-133
434-215-012	AMD-E	02-14-088	434-236-170	DECOD	02-09-007	434-240-250	AMD	02-07-028
434-215-012	AMD	02-15-156	434-236-180	AMD-P	02-03-133	434-240-320	AMD-P	02-03-133
434-215-020	RECOD	02-09-007	434-236-180	AMD	02-07-028	434-240-320	AMD	02-07-028
434-215-050	RECOD	02-09-007	434-236-180	DECOD	02-09-007	434-253-043	NEW-P	02-03-134
434-215-060	RECOD	02-09-007	434-236-200	DECOD	02-09-007	434-253-043	NEW	02-07-029
434-215-070	NEW-P	02-11-133	434-236-210	REP-P	02-03-133	434-253-045	NEW-P	02-03-134
434-215-070	NEW-E	02-14-088	434-236-210	REP	02-07-028	434-253-045	NEW	02-07-029
434-215-070	NEW	02-15-156	434-238-010	RECOD	02-09-007	434-253-047	NEW-P	02-03-134
434-215-080	NEW-P	02-11-133	434-238-020	RECOD	02-09-007	434-253-047	NEW	02-07-029
434-215-080	NEW-E	02-14-088	434-238-025	RECOD	02-09-007	434-253-049	NEW-P	02-03-134
434-215-080	NEW	02-15-156	434-238-030	RECOD	02-09-007	434-253-049	NEW	02-07-029
434-215-090	NEW-P	02-11-133	434-238-055	RECOD	02-09-007	434-261-005	AMD-P	02-03-134
434-215-090	NEW-E	02-14-088	434-238-060	RECOD	02-09-007	434-261-005	AMD	02-07-029
434-215-090	NEW	02-15-156	434-238-070	RECOD	02-09-007	434-261-070	AMD-P	02-03-134
434-215-110	NEW-P	02-11-133	434-238-080	RECOD	02-09-007	434-261-070	AMD	02-07-029
434-215-110	NEW-E	02-14-088	434-238-090	RECOD	02-09-007	434-261-075	NEW-P	02-03-134
434-215-110	NEW	02-15-156	434-238-100	RECOD	02-09-007	434-261-075	NEW	02-07-029
434-228-005	DECOD	02-09-007	434-238-110	RECOD	02-09-007	434-261-085	NEW-P	02-03-134
434-228-012	DECOD	02-09-007	434-238-120	RECOD	02-09-007	434-261-085	NEW	02-07-029
434-228-020	DECOD	02-09-007	434-238-140	RECOD	02-09-007	434-262-020	AMD-P	02-03-133
434-228-050	DECOD	02-09-007	434-238-160	RECOD	02-09-007	434-262-020	AMD	02-07-028
434-228-060	DECOD	02-09-007	434-238-170	RECOD	02-09-007	434-262-150	AMD-P	02-03-134
434-230-140	NEW-P	02-03-134	434-238-180	RECOD	02-09-007	434-262-150	AMD	02-07-029
434-230-140	NEW	02-07-029	434-238-200	RECOD	02-09-007	434-332-010	REP-X	02-09-008
434-236-010	DECOD	02-09-007	434-240-010	AMD-P	02-03-133	434-332-010	REP	02-13-097
434-236-020	DECOD	02-09-007	434-240-010	AMD	02-07-028	434-333-010	RECOD	02-09-007
434-236-025	NEW-P	02-03-133	434-240-010	AMD-X	02-15-157	434-333-015	RECOD	02-09-007
434-236-025	NEW	02-07-028	434-240-010	AMD	02-20-037	434-333-020	RECOD	02-09-007
434-236-025	DECOD	02-09-007	434-240-020	AMD-P	02-03-133	434-333-025	RECOD	02-09-007
434-236-030	AMD-P	02-03-133	434-240-020	AMD	02-07-028	434-333-030	RECOD	02-09-007
434-236-030	AMD	02-07-028	434-240-025	REP-P	02-03-133	434-333-035	RECOD	02-09-007
434-236-030	DECOD	02-09-007	434-240-025	REP	02-07-028	434-333-040	RECOD	02-09-007
434-236-040	REP-P	02-03-133	434-240-027	NEW-P	02-03-133	434-333-045	RECOD	02-09-007
434-236-040	REP	02-07-028	434-240-027	NEW	02-07-028	434-333-050	RECOD	02-09-007
434-236-050	REP-P	02-03-133	434-240-060	AMD-P	02-03-133	434-333-055	RECOD	02-09-007
434-236-050	REP	02-07-028	434-240-060	AMD	02-07-028	434-333-060	RECOD	02-09-007
434-236-055	NEW-P	02-03-133	434-240-080	NEW-P	02-03-133	434-333-063	RECOD	02-09-007
434-236-055	NEW	02-07-028	434-240-080	NEW	02-07-028	434-333-065	RECOD	02-09-007
434-236-055	DECOD	02-09-007	434-240-090	AMD-P	02-03-133	434-333-070	RECOD	02-09-007
434-236-060	AMD-P	02-03-133	434-240-090	AMD	02-07-028	434-333-075	RECOD	02-09-007
434-236-060	AMD	02-07-028	434-240-120	AMD-P	02-03-133	434-333-082	RECOD	02-09-007
434-236-060	DECOD	02-09-007	434-240-120	AMD	02-07-028	434-333-085	RECOD	02-09-007
434-236-070	AMD-P	02-03-133	434-240-130	AMD-P	02-03-133	434-333-090	RECOD	02-09-007
434-236-070	AMD	02-07-028	434-240-130	AMD	02-07-028	434-333-095	RECOD	02-09-007
434-236-070	DECOD	02-09-007	434-240-150	AMD-P	02-03-133	434-333-100	RECOD	02-09-007
434-236-080	AMD-P	02-03-133	434-240-150	AMD	02-07-028	434-333-105	RECOD	02-09-007
434-236-080	AMD	02-07-028	434-240-160	REP-P	02-03-133	434-333-110	RECOD	02-09-007
434-236-080	DECOD	02-09-007	434-240-160	REP	02-07-028	434-333-120	RECOD	02-09-007
434-236-090	AMD-P	02-03-134	434-240-190	AMD-P	02-03-133	434-333-125	RECOD	02-09-007
434-236-090	AMD	02-07-029	434-240-190	AMD	02-07-028	434-333-127	RECOD	02-09-007
434-236-090	DECOD	02-09-007	434-240-190	AMD-E	02-14-017	434-333-130	RECOD	02-09-007
434-236-100	AMD-P	02-03-133	434-240-200	AMD-P	02-03-134	434-333-135	RECOD	02-09-007
434-236-100	AMD	02-07-028	434-240-200	AMD	02-07-029	434-333-140	RECOD	02-09-007

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
434-333-145	RECOD	02-09-007	458- 12-140	AMD	02-14-011	458- 20-17803	NEW-E	02-20-061
434-333-150	RECOD	02-09-007	458- 12-270	REP-P	02-09-020	458- 20-185	PREP	02-13-081
434-333-155	RECOD	02-09-007	458- 12-270	REP-S	02-14-056	458- 20-185	AMD-E	02-13-082
434-333-160	RECOD	02-09-007	458- 12-270	REP	02-19-004	458- 20-192	AMD-X	02-10-033
434-333-165	RECOD	02-09-007	458- 12-275	REP-P	02-09-020	458- 20-192	AMD	02-14-133
434-333-170	RECOD	02-09-007	458- 12-275	REP-S	02-14-056	458- 20-208	PREP	02-09-068
434-333-175	RECOD	02-09-007	458- 12-275	REP	02-19-004	458- 20-208	AMD-P	02-18-035
434-334-010	DECOD	02-09-007	458- 12-280	REP-P	02-09-020	458- 20-209	PREP	02-11-123
434-334-015	DECOD	02-09-007	458- 12-280	REP-S	02-14-056	458- 20-210	PREP	02-11-123
434-334-020	DECOD	02-09-007	458- 12-280	REP	02-19-004	458- 20-210	AMD-X	02-11-044
434-334-025	DECOD	02-09-007	458- 16-115	AMD-P	02-09-020	458- 20-217	AMD	02-15-158
434-334-030	DECOD	02-09-007	458- 16-115	AMD-S	02-14-056	458- 20-217	AMD	02-15-158
434-334-035	DECOD	02-09-007	458- 16-115	AMD	02-19-004	458- 20-24003	PREP	02-15-078
434-334-040	DECOD	02-09-007	458- 16-560	PREP	02-07-077	458- 20-251	PREP	02-20-096
434-334-045	DECOD	02-09-007	458- 16-560	NEW-P	02-11-051	458- 20-252	PREP	02-06-030
434-334-050	DECOD	02-09-007	458- 16-560	NEW	02-15-020	458- 20-260	AMD-W	02-02-088
434-334-055	DECOD	02-09-007	458- 18-220	AMD	02-03-039	458- 20-260	AMD-P	02-06-032
434-334-060	DECOD	02-09-007	458- 18-220	AMD-X	02-19-096	458- 20-260	AMD	02-16-016
434-334-063	DECOD	02-09-007	458- 19-005	PREP	02-10-110	458- 20-265	PREP	02-06-030
434-334-065	DECOD	02-09-007	458- 19-005	AMD-P	02-16-055	458- 29A-400	PREP	02-08-067
434-334-070	DECOD	02-09-007	458- 19-010	PREP	02-10-110	458- 29A-400	AMD-P	02-13-106
434-334-075	DECOD	02-09-007	458- 19-010	AMD-P	02-16-055	458- 29A-400	AMD	02-18-036
434-334-082	DECOD	02-09-007	458- 19-015	PREP	02-10-110	458- 30-200	AMD-X	02-15-107
434-334-085	DECOD	02-09-007	458- 19-015	REP-P	02-16-055	458- 30-200	AMD	02-20-041
434-334-090	DECOD	02-09-007	458- 19-020	PREP	02-10-110	458- 30-210	AMD-X	02-15-107
434-334-095	DECOD	02-09-007	458- 19-020	AMD-P	02-16-055	458- 30-210	AMD	02-20-041
434-334-100	DECOD	02-09-007	458- 19-025	PREP	02-10-110	458- 30-232	AMD-X	02-15-107
434-334-105	DECOD	02-09-007	458- 19-025	AMD-P	02-16-055	458- 30-232	AMD	02-20-041
434-334-110	DECOD	02-09-007	458- 19-030	PREP	02-10-110	458- 30-262	AMD	02-03-040
434-334-120	DECOD	02-09-007	458- 19-030	AMD-P	02-16-055	458- 30-262	AMD-X	02-19-095
434-334-125	DECOD	02-09-007	458- 19-035	PREP	02-10-110	458- 30-275	AMD-X	02-15-107
434-334-127	DECOD	02-09-007	458- 19-035	AMD-P	02-16-055	458- 30-275	AMD	02-20-041
434-334-130	DECOD	02-09-007	458- 19-040	PREP	02-10-110	458- 30-325	AMD-X	02-15-107
434-334-135	DECOD	02-09-007	458- 19-040	AMD-P	02-16-055	458- 30-325	AMD	02-20-041
434-334-140	DECOD	02-09-007	458- 19-045	PREP	02-10-110	458- 30-500	AMD-X	02-15-107
434-334-145	DECOD	02-09-007	458- 19-045	AMD-P	02-16-055	458- 30-500	AMD	02-20-041
434-334-150	DECOD	02-09-007	458- 19-050	PREP	02-10-110	458- 30-590	AMD	02-03-041
434-334-155	DECOD	02-09-007	458- 19-050	AMD-P	02-16-055	458- 30-590	AMD-X	02-20-097
434-334-160	DECOD	02-09-007	458- 19-055	PREP	02-10-110	458- 30-700	NEW	02-05-043
434-334-165	DECOD	02-09-007	458- 19-055	AMD-P	02-16-055	458- 30-700	AMD-X	02-15-107
434-334-170	DECOD	02-09-007	458- 19-060	PREP	02-10-110	458- 30-700	AMD	02-20-041
434-334-175	DECOD	02-09-007	458- 19-060	AMD-P	02-16-055	458- 40-610	PREP	02-08-068
434-670-010	NEW-X	02-17-009	458- 19-065	PREP	02-10-110	458- 40-610	AMD-P	02-15-079
434-670-020	NEW-X	02-17-009	458- 19-065	AMD-P	02-16-055	458- 40-660	PREP	02-06-031
434-670-030	NEW-X	02-17-009	458- 19-070	PREP	02-10-110	458- 40-660	AMD-P	02-10-136
434-670-040	NEW-X	02-17-009	458- 19-070	AMD-P	02-16-055	458- 40-660	AMD	02-14-019
434-670-050	NEW-X	02-17-009	458- 19-075	PREP	02-10-110	458- 40-660	PREP	02-17-078
434-670-060	NEW-X	02-17-009	458- 19-075	AMD-P	02-16-055	458- 53-030	PREP	02-06-108
434-670-070	NEW-X	02-17-009	458- 19-080	PREP	02-10-110	458- 53-030	AMD-P	02-10-032
434-670-080	NEW-X	02-17-009	458- 19-080	AMD-P	02-16-055	458- 53-030	AMD	02-14-031
434-670-090	NEW-X	02-17-009	458- 19-085	PREP	02-10-110	458- 53-050	PREP	02-06-108
446- 20-285	PREP	02-19-052	458- 19-085	NEW-P	02-16-055	458- 53-050	AMD-P	02-10-032
456- 09-950	AMD-P	02-09-029	458- 19-550	PREP	02-10-110	458- 53-050	AMD	02-14-031
456- 09-950	AMD	02-14-034	458- 19-550	AMD-P	02-16-055	458- 53-090	PREP	02-06-108
456- 10-750	AMD-P	02-09-029	458- 20-122	PREP	02-11-123	458- 53-090	REP-P	02-10-032
456- 10-750	AMD	02-14-034	458- 20-135	PREP	02-11-148	458- 53-090	REP	02-14-031
458- 12-090	REP-P	02-09-020	458- 20-141	PREP	02-15-185	458- 53-140	PREP	02-06-108
458- 12-090	REP-S	02-14-056	458- 20-151	PREP	02-04-054	458- 53-140	AMD-P	02-10-032
458- 12-090	REP	02-19-004	458- 20-151	AMD-P	02-16-015	458- 53-140	AMD	02-14-031
458- 12-135	REP-X	02-09-018	458- 20-165	AMD-P	02-17-079	458- 57-005	PREP	02-12-122
458- 12-135	REP	02-14-011	458- 20-17803	NEW-E	02-12-063	458- 57-005	AMD-P	02-15-142
458- 12-140	AMD-P	02-09-019	458- 20-17803	PREP	02-15-184	458- 57-005	AMD	02-18-078
						458- 57-015	PREP	02-12-122

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
458- 57-015	AMD-P	02-15-142	468- 06-040	AMD	02-10-021	478-117-060	NEW-P	02-03-085
458- 57-015	AMD	02-18-078	468- 15	PREP	02-20-023	478-117-060	NEW-E	02-04-087
458- 57-017	PREP	02-12-122	468- 38-075	AMD-P	02-03-049	478-117-060	NEW	02-08-023
458- 57-017	NEW-P	02-15-142	468- 38-075	AMD	02-06-106	478-117-070	NEW-P	02-03-085
458- 57-017	NEW	02-18-078	468- 38-120	PREP	02-10-058	478-117-070	NEW-E	02-04-087
458- 57-025	PREP	02-12-122	468- 38-120	AMD-E	02-10-059	478-117-070	NEW	02-08-023
458- 57-025	AMD-P	02-15-142	468- 38-120	AMD-P	02-14-024	478-117-080	NEW-P	02-03-085
458- 57-025	AMD	02-18-078	468- 38-120	AMD	02-17-004	478-117-080	NEW-E	02-04-087
458- 57-035	PREP	02-12-122	468- 38-340	AMD-E	02-15-110	478-117-080	NEW	02-08-023
458- 57-035	AMD-P	02-15-142	468- 38-340	PREP	02-15-111	478-117-080	NEW-P	02-03-085
458- 57-035	AMD	02-18-078	468- 38-390	AMD-P	02-03-049	478-117-090	NEW-P	02-03-085
458- 57-045	PREP	02-12-122	468- 38-390	AMD	02-06-106	478-117-090	NEW-E	02-04-087
458- 57-045	AMD-P	02-15-142	468-300-010	AMD-P	02-05-062	478-117-090	NEW	02-08-023
458- 57-045	AMD	02-18-078	468-300-010	AMD	02-09-010	478-117-100	NEW-P	02-03-085
460- 10A-215	NEW-P	02-13-050	468-300-020	AMD-P	02-05-062	478-117-100	NEW-E	02-04-087
460- 10A-215	NEW	02-18-044	468-300-020	AMD	02-09-010	478-117-100	NEW	02-08-023
460- 12A-010	NEW-P	02-07-027	468-300-040	AMD-P	02-05-062	478-117-110	NEW-P	02-03-085
460- 12A-010	NEW	02-10-103	468-300-040	AMD	02-09-010	478-117-110	NEW-E	02-04-087
460- 16A-205	PREP	02-15-069	468-300-220	AMD-P	02-05-062	478-117-110	NEW	02-08-023
460- 16A-205	AMD-P	02-19-092	468-300-220	AMD	02-09-010	478-117-200	NEW-P	02-03-085
460- 21B-060	AMD-X	02-14-057	468-550	PREP	02-06-004	478-117-200	NEW-E	02-04-087
460- 21B-060	AMD	02-19-093	468-550-030	AMD-P	02-10-020	478-117-200	NEW	02-08-023
460- 22B-090	AMD-X	02-14-057	468-550-030	AMD	02-13-004	478-117-210	NEW-P	02-03-085
460- 22B-090	AMD	02-19-093	468-550-040	AMD-P	02-10-020	478-117-210	NEW-E	02-04-087
460- 24A-145	AMD-X	02-14-057	468-550-040	AMD	02-13-004	478-117-210	NEW	02-08-023
460- 24A-145	AMD	02-19-093	468-550-050	AMD-P	02-10-020	478-117-220	NEW-P	02-03-085
461- 08-320	AMD	02-06-008	468-550-060	AMD-P	02-10-020	478-117-220	NEW-E	02-04-087
461- 08-355	AMD	02-06-009	468-550-060	AMD	02-13-004	478-117-220	NEW	02-08-023
461- 08-500	AMD	02-06-010	468-550-070	AMD-P	02-10-020	478-117-230	NEW-P	02-03-085
461- 08-505	AMD	02-06-010	468-550-070	AMD	02-13-004	478-117-230	NEW-E	02-04-087
465- 10-010	NEW-X	02-13-092	468-550-080	AMD-P	02-10-020	478-117-230	NEW	02-08-023
465- 10-010	NEW	02-20-024	468-550-080	AMD	02-13-004	478-117-240	NEW-P	02-03-085
465- 10-020	NEW-X	02-13-092	478-108-010	AMD-P	02-03-085	478-117-240	NEW-E	02-04-087
465- 10-020	NEW	02-20-024	478-108-010	AMD-E	02-04-087	478-117-240	NEW	02-08-023
465- 10-030	NEW-X	02-13-092	478-108-010	AMD-E	02-06-042	478-117-250	NEW-P	02-03-085
465- 10-030	NEW	02-20-024	478-108-010	AMD	02-08-023	478-117-250	NEW-E	02-04-087
465- 10-040	NEW-X	02-13-092	478-108-010	AMD-P	02-08-066	478-117-250	NEW	02-08-023
465- 10-040	NEW	02-20-024	478-108-010	AMD-C	02-13-066	478-117-260	NEW-P	02-03-085
465- 10-050	NEW-X	02-13-092	478-108-010	AMD	02-15-174	478-117-260	NEW-E	02-04-087
465- 10-050	NEW	02-20-024	478-116-131	PREP	02-06-045	478-117-260	NEW	02-08-023
465- 10-060	NEW-X	02-13-092	478-116-131	AMD-P	02-10-080	478-117-270	NEW-P	02-03-085
465- 10-060	NEW	02-20-024	478-116-131	AMD-E	02-11-045	478-117-270	NEW-E	02-04-087
465- 10-070	NEW-X	02-13-092	478-116-131	AMD-C	02-15-012	478-117-270	NEW	02-08-023
465- 10-070	NEW	02-20-024	478-116-131	AMD	02-20-044	478-117-280	NEW-P	02-03-085
465- 10-080	NEW-X	02-13-092	478-117-005	NEW-P	02-03-085	478-117-280	NEW-E	02-04-087
465- 10-080	NEW	02-20-024	478-117-005	NEW-E	02-04-087	478-117-280	NEW	02-08-023
465- 10-090	NEW-X	02-13-092	478-117-005	NEW	02-08-023	478-117-280	NEW-E	02-04-087
465- 10-090	NEW	02-20-024	478-117-010	NEW-P	02-03-085	478-117-300	NEW-P	02-03-085
465- 10-100	NEW-X	02-13-092	478-117-010	NEW-E	02-04-087	478-117-300	NEW-E	02-04-087
465- 10-100	NEW	02-20-024	478-117-010	NEW	02-08-023	478-117-300	NEW	02-08-023
465- 10-110	NEW-X	02-13-092	478-117-020	NEW-P	02-03-085	478-117-310	NEW-P	02-03-085
465- 10-110	NEW	02-20-024	478-117-020	NEW-E	02-04-087	478-117-310	NEW-E	02-04-087
465- 20-010	NEW-X	02-13-093	478-117-020	NEW	02-08-023	478-117-310	NEW	02-08-023
465- 20-010	NEW	02-20-025	478-117-030	NEW-P	02-03-085	478-117-320	NEW-P	02-03-085
465- 20-020	NEW-X	02-13-093	478-117-030	NEW-E	02-04-087	478-117-320	NEW-E	02-04-087
465- 20-020	NEW	02-20-025	478-117-030	NEW	02-08-023	478-117-320	NEW	02-08-023
465- 20-030	NEW-X	02-13-093	478-117-040	NEW-P	02-03-085	478-117-400	NEW-P	02-03-085
465- 20-030	NEW	02-20-025	478-117-040	NEW-E	02-04-087	478-117-400	NEW-E	02-04-087
465- 30-010	NEW-X	02-13-094	478-117-040	NEW	02-08-023	478-117-400	NEW	02-08-023
465- 30-010	NEW	02-20-026	478-117-050	NEW-P	02-03-085	478-117-410	NEW-P	02-03-085
465- 40-010	NEW-X	02-13-095	478-117-050	NEW-E	02-04-087	478-117-410	NEW-E	02-04-087
465- 40-010	NEW	02-20-027	478-117-050	NEW	02-08-023	478-118	PREP	02-04-037
						478-118	NEW-C	02-13-066

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
478-118-010	NEW-E	02-06-042	478-118-410	NEW	02-15-174	480-75-250	NEW-P	02-12-132
478-118-010	NEW-P	02-08-066	478-118-420	NEW-E	02-06-042	480-75-250	NEW	02-18-032
478-118-010	NEW	02-15-174	478-118-420	NEW-P	02-08-066	480-75-260	NEW-P	02-12-132
478-118-020	NEW-E	02-06-042	478-118-420	NEW	02-15-174	480-75-260	NEW	02-18-032
478-118-020	NEW-P	02-08-066	478-118-500	NEW-E	02-06-042	480-75-300	NEW-P	02-12-132
478-118-020	NEW	02-15-174	478-118-500	NEW-P	02-08-066	480-75-300	NEW	02-18-032
478-118-030	NEW-E	02-06-042	478-118-500	NEW	02-15-174	480-75-310	NEW-P	02-12-132
478-118-030	NEW-P	02-08-066	478-118-510	NEW-E	02-06-042	480-75-310	NEW	02-18-032
478-118-030	NEW	02-15-174	478-118-510	NEW-P	02-08-066	480-75-320	NEW-P	02-12-132
478-118-040	NEW-E	02-06-042	478-118-510	NEW	02-15-174	480-75-320	NEW	02-18-032
478-118-040	NEW-P	02-08-066	478-136-012	AMD	02-06-020	480-75-330	NEW-P	02-12-132
478-118-040	NEW	02-15-174	478-136-015	AMD	02-06-020	480-75-330	NEW	02-18-032
478-118-050	NEW-E	02-06-042	478-136-030	AMD-E	02-03-102	480-75-340	NEW-P	02-12-132
478-118-050	NEW-P	02-08-066	478-136-030	AMD	02-06-020	480-75-340	NEW	02-18-032
478-118-050	NEW	02-15-174	478-160-125	AMD	02-06-021	480-75-350	NEW-P	02-12-132
478-118-060	NEW-E	02-06-042	478-160-130	AMD	02-06-021	480-75-350	NEW	02-18-032
478-118-060	NEW-P	02-08-066	478-160-140	AMD	02-06-021	480-75-360	NEW-P	02-12-132
478-118-060	NEW	02-15-174	478-160-163	NEW	02-06-021	480-75-360	NEW	02-18-032
478-118-070	NEW-E	02-06-042	478-160-175	AMD	02-06-021	480-75-370	NEW-P	02-12-132
478-118-070	NEW-P	02-08-066	480-14-999	AMD-X	02-12-131	480-75-370	NEW	02-18-032
478-118-070	NEW	02-15-174	480-14-999	AMD	02-18-033	480-75-380	NEW-P	02-12-132
478-118-080	NEW-E	02-06-042	480-15	PREP	02-20-105	480-75-380	NEW	02-18-032
478-118-080	NEW-P	02-08-066	480-15-999	AMD-X	02-12-131	480-75-390	NEW-P	02-12-132
478-118-080	NEW	02-15-174	480-15-999	AMD	02-18-033	480-75-400	NEW-P	02-12-132
478-118-090	NEW-E	02-06-042	480-30-999	AMD-X	02-12-131	480-75-400	NEW	02-18-032
478-118-090	NEW-P	02-08-066	480-30-999	AMD	02-18-033	480-75-410	NEW-P	02-12-132
478-118-090	NEW	02-15-174	480-31-999	AMD-X	02-12-131	480-75-410	NEW	02-18-032
478-118-100	NEW-E	02-06-042	480-31-999	AMD	02-18-033	480-75-420	NEW-P	02-12-132
478-118-100	NEW-P	02-08-066	480-40-999	AMD-X	02-12-131	480-75-420	NEW	02-18-032
478-118-100	NEW	02-15-174	480-40-999	AMD	02-18-033	480-75-430	NEW-P	02-12-132
478-118-200	NEW-E	02-06-042	480-51	PREP	02-20-105	480-75-430	NEW	02-18-032
478-118-200	NEW-P	02-08-066	480-62-240	AMD-X	02-12-131	480-75-430	NEW	02-20-015
478-118-200	NEW	02-15-174	480-62-240	AMD	02-18-033	480-75-440	NEW-P	02-12-132
478-118-210	NEW-E	02-06-042	480-62-999	AMD-X	02-12-131	480-75-440	NEW	02-18-032
478-118-210	NEW-P	02-08-066	480-62-999	AMD	02-18-033	480-75-450	NEW-P	02-12-132
478-118-210	NEW	02-15-174	480-70	PREP	02-10-055	480-75-450	NEW	02-18-032
478-118-220	NEW-E	02-06-042	480-70	PREP	02-20-105	480-75-460	NEW-P	02-12-132
478-118-220	NEW-P	02-08-066	480-70-411	AMD-P	02-17-088	480-75-460	NEW	02-18-032
478-118-220	NEW	02-15-174	480-70-999	AMD-X	02-12-131	480-75-500	NEW-P	02-12-132
478-118-230	NEW-E	02-06-042	480-70-999	AMD	02-18-033	480-75-500	NEW	02-18-032
478-118-230	NEW-P	02-08-066	480-75	AMD-P	02-12-132	480-75-510	NEW-P	02-12-132
478-118-230	NEW	02-15-174	480-75	AMD	02-18-032	480-75-510	NEW	02-18-032
478-118-240	NEW-E	02-06-042	480-75	PREP	02-20-105	480-75-520	NEW-P	02-12-132
478-118-240	NEW-P	02-08-066	480-75-002	REP-P	02-12-132	480-75-520	NEW	02-18-032
478-118-240	NEW	02-15-174	480-75-002	REP	02-18-032	480-75-530	NEW-P	02-12-132
478-118-250	NEW-E	02-06-042	480-75-005	REP-P	02-12-132	480-75-530	NEW	02-18-032
478-118-250	NEW-P	02-08-066	480-75-005	REP	02-18-032	480-75-540	NEW-P	02-12-132
478-118-250	NEW	02-15-174	480-75-010	REP-P	02-12-132	480-75-540	NEW	02-18-032
478-118-260	NEW-E	02-06-042	480-75-010	REP	02-18-032	480-75-550	NEW-P	02-12-132
478-118-260	NEW-P	02-08-066	480-75-100	NEW-P	02-12-132	480-75-550	NEW	02-18-032
478-118-260	NEW	02-15-174	480-75-100	NEW	02-18-032	480-75-600	NEW-P	02-12-132
478-118-270	NEW-E	02-06-042	480-75-200	NEW-P	02-12-132	480-75-600	NEW	02-18-032
478-118-270	NEW-P	02-08-066	480-75-200	NEW	02-18-032	480-75-610	NEW-P	02-12-132
478-118-270	NEW	02-15-174	480-75-210	NEW-P	02-12-132	480-75-610	NEW	02-18-032
478-118-280	NEW-E	02-06-042	480-75-210	NEW	02-18-032	480-75-620	NEW-P	02-12-132
478-118-280	NEW-P	02-08-066	480-75-220	NEW-P	02-12-132	480-75-620	NEW	02-18-032
478-118-280	NEW	02-15-174	480-75-220	NEW	02-18-032	480-75-630	NEW-P	02-12-132
478-118-400	NEW-E	02-06-042	480-75-223	REP-P	02-12-132	480-75-630	NEW	02-18-032
478-118-400	NEW-P	02-08-066	480-75-223	REP	02-18-032	480-75-640	NEW-P	02-12-132
478-118-400	NEW	02-15-174	480-75-230	REP-P	02-12-132	480-75-640	NEW	02-18-032
478-118-410	NEW-E	02-06-042	480-75-230	REP	02-18-032	480-75-650	NEW-P	02-12-132
478-118-410	NEW-P	02-08-066	480-75-240	NEW	02-03-016	480-75-650	NEW	02-18-032

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-75-660	NEW-P	02-12-132	480-80-270	REP	02-11-081	480-120	PREP	02-20-105
480-75-660	NEW	02-18-032	480-80-280	REP	02-11-081	480-120-011	AMD-P	02-12-055
480-75-999	AMD-P	02-12-132	480-80-290	REP	02-11-081	480-120-015	AMD-P	02-12-055
480-75-999	AMD	02-18-032	480-80-300	REP	02-11-081	480-120-017	NEW-P	02-12-055
480-80-010	AMD	02-11-081	480-80-310	REP	02-11-081	480-120-019	NEW-P	02-12-055
480-80-015	NEW	02-11-081	480-80-320	REP	02-11-081	480-120-021	AMD-P	02-12-055
480-80-020	AMD	02-11-081	480-80-325	REP	02-11-081	480-120-029	REP-P	02-12-055
480-80-025	NEW	02-11-081	480-80-326	REP	02-11-081	480-120-031	REP-P	02-12-055
480-80-030	AMD	02-11-081	480-80-330	REP	02-11-081	480-120-032	REP-P	02-12-055
480-80-031	NEW	02-11-081	480-80-335	REP	02-11-081	480-120-033	REP-P	02-12-055
480-80-035	REP	02-11-081	480-80-340	REP	02-11-081	480-120-041	REP-P	02-12-055
480-80-040	REP	02-11-081	480-80-350	REP	02-11-081	480-120-042	REP-P	02-12-055
480-80-041	REP	02-11-081	480-80-360	REP	02-11-081	480-120-043	REP	02-11-081
480-80-045	REP	02-11-081	480-80-370	REP	02-11-081	480-120-043	REP-P	02-12-055
480-80-050	REP	02-11-081	480-80-380	REP	02-11-081	480-120-045	REP-P	02-12-055
480-80-060	REP	02-11-081	480-90	PREP	02-10-055	480-120-046	REP-P	02-12-055
480-80-070	REP	02-11-081	480-90	PREP	02-20-105	480-120-051	REP-P	02-12-055
480-80-080	REP	02-11-081	480-90-113	AMD-P	02-17-088	480-120-052	REP	02-11-080
480-80-090	REP	02-11-081	480-90-118	AMD-P	02-17-088	480-120-056	REP-P	02-12-055
480-80-100	REP	02-11-081	480-90-193	AMD	02-11-081	480-120-057	REP-P	02-12-055
480-80-101	NEW	02-11-081	480-90-194	NEW	02-11-081	480-120-058	REP	02-11-080
480-80-102	NEW	02-11-081	480-90-195	NEW	02-11-081	480-120-061	AMD-P	02-12-055
480-80-103	NEW	02-11-081	480-90-197	NEW	02-11-081	480-120-081	REP-P	02-12-055
480-80-104	NEW	02-11-081	480-90-198	NEW	02-11-081	480-120-087	REP-P	02-12-055
480-80-105	NEW	02-11-081	480-90-199	NEW	02-11-081	480-120-088	REP-P	02-12-055
480-80-110	REP	02-11-081	480-90-203	AMD-X	02-12-131	480-120-089	REP-P	02-12-055
480-80-111	NEW	02-11-081	480-90-203	AMD	02-18-033	480-120-101	REP-P	02-12-055
480-80-112	NEW	02-11-081	480-90-208	AMD-X	02-12-131	480-120-102	NEW-P	02-12-055
480-80-121	NEW	02-11-081	480-90-208	AMD	02-18-033	480-120-103	NEW-P	02-12-055
480-80-122	NEW	02-11-081	480-90-999	AMD-X	02-12-131	480-120-104	NEW-P	02-12-055
480-80-123	NEW	02-11-081	480-90-999	AMD	02-18-033	480-120-105	NEW-P	02-12-055
480-80-124	NEW	02-11-081	480-92	PREP	02-20-105	480-120-106	REP-P	02-12-055
480-80-125	REP	02-11-081	480-93-240	NEW	02-03-016	480-120-107	NEW-P	02-12-055
480-80-130	REP	02-11-081	480-100	PREP	02-10-055	480-120-108	NEW-P	02-12-055
480-80-131	NEW	02-11-081	480-100	PREP	02-20-105	480-120-112	NEW-P	02-12-055
480-80-132	NEW	02-11-081	480-100-113	AMD-P	02-17-088	480-120-116	REP-P	02-12-055
480-80-133	NEW	02-11-081	480-100-118	AMD-P	02-17-088	480-120-121	REP-P	02-12-055
480-80-134	NEW	02-11-081	480-100-148	PREP	02-10-055	480-120-122	NEW-P	02-12-055
480-80-140	REP	02-11-081	480-100-148	AMD-P	02-17-088	480-120-123	NEW-P	02-12-055
480-80-141	NEW	02-11-081	480-100-163	AMD-X	02-12-131	480-120-124	NEW-P	02-12-055
480-80-142	NEW	02-11-081	480-100-163	AMD	02-18-033	480-120-125	NEW-P	02-12-055
480-80-143	NEW	02-11-081	480-100-193	AMD	02-11-081	480-120-126	REP-P	02-12-055
480-80-150	REP	02-11-081	480-100-194	NEW	02-11-081	480-120-127	NEW	02-11-080
480-80-160	REP	02-11-081	480-100-195	NEW	02-11-081	480-120-128	NEW-P	02-12-055
480-80-170	REP	02-11-081	480-100-197	NEW	02-11-081	480-120-131	REP-P	02-12-055
480-80-180	REP	02-11-081	480-100-198	NEW	02-11-081	480-120-132	NEW-P	02-12-055
480-80-190	REP	02-11-081	480-100-199	NEW	02-11-081	480-120-133	NEW-P	02-12-055
480-80-200	REP	02-11-081	480-100-203	AMD-X	02-12-131	480-120-136	REP-P	02-12-055
480-80-201	NEW	02-11-081	480-100-203	AMD	02-18-033	480-120-138	REP-P	02-12-055
480-80-202	NEW	02-11-081	480-100-208	AMD-X	02-12-131	480-120-139	REP-P	02-12-055
480-80-203	NEW	02-11-081	480-100-208	AMD	02-18-033	480-120-141	REP-P	02-12-055
480-80-204	NEW	02-11-081	480-100-999	AMD-X	02-12-131	480-120-144	REP-P	02-08-081
480-80-205	NEW	02-11-081	480-100-999	AMD	02-18-033	480-120-146	NEW-P	02-12-055
480-80-206	NEW	02-11-081	480-110	PREP	02-10-055	480-120-147	NEW-P	02-12-055
480-80-210	REP	02-11-081	480-110	PREP	02-20-105	480-120-148	NEW-P	02-12-055
480-80-220	REP	02-11-081	480-110-275	AMD-X	02-12-131	480-120-151	REP-P	02-08-081
480-80-230	REP	02-11-081	480-110-275	AMD	02-18-033	480-120-152	REP-P	02-08-081
480-80-240	REP	02-11-081	480-110-335	AMD-P	02-17-088	480-120-153	REP-P	02-08-081
480-80-241	NEW	02-11-081	480-110-485	AMD-X	02-12-131	480-120-154	REP-P	02-08-081
480-80-242	NEW	02-11-081	480-110-485	AMD	02-18-033	480-120-161	NEW-P	02-12-055
480-80-250	REP	02-11-081	480-110-999	NEW-X	02-12-131	480-120-162	NEW-P	02-12-055
480-80-260	REP	02-11-081	480-110-999	NEW	02-18-033	480-120-163	NEW-P	02-12-055

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-120-164	NEW-P	02-12-055	480-120-439	NEW-P	02-12-055	504- 15-460	AMD-P	02-11-092
480-120-165	NEW-P	02-12-055	480-120-440	NEW-P	02-12-055	504- 15-460	AMD	02-14-071
480-120-166	NEW-P	02-12-055	480-120-450	NEW-P	02-12-055	504- 15-540	AMD-P	02-11-092
480-120-167	NEW-P	02-12-055	480-120-451	NEW-P	02-12-055	504- 15-540	AMD	02-14-071
480-120-171	NEW-P	02-12-055	480-120-452	NEW-P	02-12-055	504- 15-580	AMD-P	02-11-092
480-120-172	NEW-P	02-12-055	480-120-500	REP-P	02-12-055	504- 15-580	AMD	02-14-071
480-120-173	NEW-P	02-12-055	480-120-505	REP-P	02-12-055	504- 15-600	AMD-P	02-11-092
480-120-174	NEW-P	02-12-055	480-120-510	REP-P	02-12-055	504- 15-600	AMD	02-14-071
480-120-193	NEW	02-11-081	480-120-515	REP-P	02-12-055	504- 15-650	AMD-P	02-11-092
480-120-194	NEW	02-11-081	480-120-520	REP-P	02-12-055	504- 15-650	AMD	02-14-071
480-120-195	NEW	02-11-081	480-120-525	REP-P	02-12-055	504- 15-810	AMD-P	02-11-092
480-120-196	NEW	02-11-081	480-120-530	REP-P	02-12-055	504- 15-810	AMD	02-14-071
480-120-197	NEW	02-11-081	480-120-531	REP-P	02-12-055	504- 15-830	AMD-P	02-11-092
480-120-198	NEW	02-11-081	480-120-535	REP-P	02-12-055	504- 15-830	AMD	02-14-071
480-120-199	NEW	02-11-081	480-120-541	REP-P	02-12-055	504- 25-001	NEW-P	02-11-093
480-120-201	NEW-P	02-08-081	480-120-542	REP-P	02-12-055	504- 25-001	NEW	02-15-075
480-120-202	NEW-P	02-08-081	480-120-543	REP-P	02-12-055	504- 25-002	NEW-P	02-11-093
480-120-203	NEW-P	02-08-081	480-120-544	REP-P	02-12-055	504- 25-002	NEW	02-15-075
480-120-204	NEW-P	02-08-081	480-120-545	REP-P	02-12-055	504- 25-003	NEW-P	02-11-093
480-120-205	NEW-P	02-08-081	480-120-999	NEW-P	02-12-055	504- 25-003	NEW	02-15-075
480-120-206	NEW-P	02-08-081	480-121-010	REP	02-11-080	504- 25-004	NEW-P	02-11-093
480-120-207	NEW-P	02-08-081	480-121-011	NEW	02-11-080	504- 25-004	NEW	02-15-075
480-120-208	NEW-P	02-08-081	480-121-015	AMD	02-11-080	504- 25-005	REP-P	02-11-093
480-120-209	NEW-P	02-08-081	480-121-016	NEW	02-11-080	504- 25-005	REP	02-15-075
480-120-211	NEW-P	02-08-081	480-121-017	NEW	02-11-080	504- 25-010	REP-P	02-11-093
480-120-212	NEW-P	02-08-081	480-121-018	NEW	02-11-080	504- 25-010	REP	02-15-075
480-120-213	NEW-P	02-08-081	480-121-020	AMD-S	02-07-041	504- 25-011	NEW-P	02-11-093
480-120-214	NEW-P	02-08-081	480-121-020	AMD	02-11-080	504- 25-011	NEW	02-15-075
480-120-215	NEW-P	02-08-081	480-121-023	REP	02-11-080	504- 25-012	NEW-P	02-11-093
480-120-216	NEW-P	02-08-081	480-121-026	AMD	02-11-080	504- 25-012	NEW	02-15-075
480-120-251	NEW-P	02-12-055	480-121-030	REP	02-11-080	504- 25-013	NEW-P	02-11-093
480-120-252	NEW-P	02-12-055	480-121-040	AMD	02-11-080	504- 25-013	NEW	02-15-075
480-120-253	NEW-P	02-12-055	480-121-050	REP	02-11-080	504- 25-014	NEW-P	02-11-093
480-120-254	NEW-P	02-12-055	480-121-060	AMD	02-11-080	504- 25-014	NEW	02-15-075
480-120-255	NEW-P	02-12-055	480-121-061	AMD	02-11-080	504- 25-015	AMD-P	02-11-093
480-120-256	NEW-P	02-12-055	480-121-062	AMD	02-11-080	504- 25-015	AMD	02-15-075
480-120-257	NEW-P	02-12-055	480-121-063	AMD-S	02-07-041	504- 25-018	NEW-P	02-11-093
480-120-261	NEW-P	02-12-055	480-121-063	AMD	02-11-080	504- 25-018	NEW	02-15-075
480-120-262	NEW-P	02-12-055	480-121-064	AMD	02-11-080	504- 25-020	AMD-P	02-11-093
480-120-263	NEW-P	02-12-055	480-121-065	NEW	02-11-081	504- 25-020	AMD	02-15-075
480-120-264	NEW	02-11-080	480-121-070	REP	02-11-080	504- 25-025	AMD-P	02-11-093
480-120-265	NEW-P	02-12-055	480-122-010	AMD	02-03-017	504- 25-025	AMD	02-15-075
480-120-301	NEW-P	02-12-055	480-122-020	AMD	02-03-017	504- 25-030	AMD-P	02-11-093
480-120-302	NEW-P	02-12-055	480-122-030	REP	02-03-017	504- 25-030	AMD	02-15-075
480-120-303	NEW-P	02-12-055	480-122-040	REP	02-03-017	504- 25-035	AMD-P	02-11-093
480-120-304	NEW-P	02-12-055	480-122-060	AMD	02-03-017	504- 25-035	AMD	02-15-075
480-120-305	NEW-P	02-12-055	480-122-070	REP	02-03-017	504- 25-040	AMD-P	02-11-093
480-120-311	NEW-P	02-12-055	480-122-080	AMD	02-03-017	504- 25-040	AMD	02-15-075
480-120-312	NEW-P	02-12-055	480-122-090	REP	02-03-017	504- 25-041	NEW-P	02-11-093
480-120-321	NEW-P	02-12-055	480-140	PREP	02-20-105	504- 25-041	NEW	02-15-075
480-120-322	NEW-P	02-12-055	480-146	PREP	02-20-105	504- 25-042	NEW-P	02-11-093
480-120-323	NEW-P	02-12-055	495C-120-040	AMD	02-04-022	504- 25-042	NEW	02-15-075
480-120-340	REP-P	02-12-055	495C-120-041	AMD	02-04-022	504- 25-045	AMD-P	02-11-093
480-120-350	REP-P	02-12-055	495D-325-010	AMD-X	02-20-014	504- 25-045	AMD	02-15-075
480-120-401	NEW-P	02-12-055	504- 15-060	REP-P	02-11-092	504- 25-050	AMD-P	02-11-093
480-120-402	NEW-P	02-12-055	504- 15-060	REP	02-14-071	504- 25-050	AMD	02-15-075
480-120-411	NEW-P	02-12-055	504- 15-100	AMD-P	02-11-092	504- 25-055	AMD-P	02-11-093
480-120-412	NEW-P	02-12-055	504- 15-100	AMD	02-14-071	504- 25-055	AMD	02-15-075
480-120-414	NEW-P	02-12-055	504- 15-200	AMD-P	02-11-092	504- 25-060	AMD-P	02-11-093
480-120-436	NEW-P	02-12-055	504- 15-200	AMD	02-14-071	504- 25-060	AMD	02-15-075
480-120-437	NEW-P	02-12-055	504- 15-210	AMD-P	02-11-092	504- 25-065	AMD-P	02-11-093
480-120-438	NEW-P	02-12-055	504- 15-210	AMD	02-14-071	504- 25-065	AMD	02-15-075

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
504- 25-075	AMD-P	02-11-093	504- 25-229	NEW-P	02-11-093	516- 23-290	NEW-P	02-16-088
504- 25-075	AMD	02-15-075	504- 25-229	NEW	02-15-075	516- 23-300	NEW-P	02-16-088
504- 25-080	AMD-P	02-11-093	504- 25-230	AMD-P	02-11-093	516- 23-310	NEW-P	02-16-088
504- 25-080	AMD	02-15-075	504- 25-230	AMD	02-15-075	516- 23-320	NEW-P	02-16-088
504- 25-085	AMD-P	02-11-093	504- 25-231	NEW-P	02-11-093	516- 23-330	NEW-P	02-16-088
504- 25-085	AMD	02-15-075	504- 25-231	NEW	02-15-075	516- 23-340	NEW-P	02-16-088
504- 25-090	AMD-P	02-11-093	504- 25-235	REP-P	02-11-093	516- 23-350	NEW-P	02-16-088
504- 25-090	AMD	02-15-075	504- 25-235	REP	02-15-075	516- 23-360	NEW-P	02-16-088
504- 25-095	AMD-P	02-11-093	504- 25-240	REP-P	02-11-093	516- 23-370	NEW-P	02-16-088
504- 25-095	AMD	02-15-075	504- 25-240	REP	02-15-075	516- 23-380	NEW-P	02-16-088
504- 25-100	AMD-P	02-11-093	504- 25-245	AMD-P	02-11-093	516- 23-390	NEW-P	02-16-088
504- 25-100	AMD	02-15-075	504- 25-245	AMD	02-15-075	516- 23-400	NEW-P	02-16-088
504- 25-115	AMD-P	02-11-093	516- 12-400	AMD	02-07-045	516- 23-410	NEW-P	02-16-088
504- 25-115	AMD	02-15-075	516- 12-420	AMD	02-07-045	516- 23-420	NEW-P	02-16-088
504- 25-120	AMD-P	02-11-093	516- 12-430	AMD	02-07-045	516- 23-430	NEW-P	02-16-088
504- 25-120	AMD	02-15-075	516- 12-440	AMD	02-07-045	516- 23-440	NEW-P	02-16-088
504- 25-125	AMD-P	02-11-093	516- 12-450	AMD	02-07-045	516- 23-450	NEW-P	02-16-088
504- 25-125	AMD	02-15-075	516- 12-460	AMD	02-07-045	516- 23-460	NEW-P	02-16-088
504- 25-130	AMD-P	02-11-093	516- 12-470	AMD	02-07-045	516- 23-470	NEW-P	02-16-088
504- 25-130	AMD	02-15-075	516- 12-480	AMD	02-07-045	516- 23-480	NEW-P	02-16-088
504- 25-135	AMD-P	02-11-093	516- 13-030	AMD	02-07-045	516- 23-490	NEW-P	02-16-088
504- 25-135	AMD	02-15-075	516- 13-080	AMD	02-07-045	516- 23-500	NEW-P	02-16-088
504- 25-137	NEW-P	02-11-093	516- 13-090	AMD	02-07-045	516- 23-510	NEW-P	02-16-088
504- 25-137	NEW	02-15-075	516- 14-200	AMD	02-07-045	516- 23-520	NEW-P	02-16-088
504- 25-138	AMD-P	02-11-093	516- 23-005	REP-P	02-16-088	516- 23-530	NEW-P	02-16-088
504- 25-138	AMD	02-15-075	516- 23-010	REP-P	02-16-088	516- 23-540	NEW-P	02-16-088
504- 25-139	NEW-P	02-11-093	516- 23-015	REP-P	02-16-088	516- 23-550	NEW-P	02-16-088
504- 25-139	NEW	02-15-075	516- 23-020	REP-P	02-16-088	516- 23-560	NEW-P	02-16-088
504- 25-140	AMD-P	02-11-093	516- 23-025	REP-P	02-16-088	516- 23-570	NEW-P	02-16-088
504- 25-140	AMD	02-15-075	516- 23-030	REP-P	02-16-088			
504- 25-200	AMD-P	02-11-093	516- 23-035	REP-P	02-16-088			
504- 25-200	AMD	02-15-075	516- 23-040	REP-P	02-16-088			
504- 25-201	NEW-P	02-11-093	516- 23-045	REP-P	02-16-088			
504- 25-201	NEW	02-15-075	516- 23-050	REP-P	02-16-088			
504- 25-202	NEW-P	02-11-093	516- 23-055	REP-P	02-16-088			
504- 25-202	NEW	02-15-075	516- 23-060	REP-P	02-16-088			
504- 25-203	NEW-P	02-11-093	516- 23-065	REP-P	02-16-088			
504- 25-203	NEW	02-15-075	516- 23-070	REP-P	02-16-088			
504- 25-205	AMD-P	02-11-093	516- 23-075	REP-P	02-16-088			
504- 25-205	AMD	02-15-075	516- 23-080	REP-P	02-16-088			
504- 25-210	REP-P	02-11-093	516- 23-085	REP-P	02-16-088			
504- 25-210	REP	02-15-075	516- 23-090	REP-P	02-16-088			
504- 25-215	AMD-P	02-11-093	516- 23-095	REP-P	02-16-088			
504- 25-215	AMD	02-15-075	516- 23-100	REP-P	02-16-088			
504- 25-220	REP-P	02-11-093	516- 23-105	REP-P	02-16-088			
504- 25-220	REP	02-15-075	516- 23-110	REP-P	02-16-088			
504- 25-221	NEW-P	02-11-093	516- 23-115	REP-P	02-16-088			
504- 25-221	NEW	02-15-075	516- 23-120	REP-P	02-16-088			
504- 25-222	NEW-P	02-11-093	516- 23-125	REP-P	02-16-088			
504- 25-222	NEW	02-15-075	516- 23-130	REP-P	02-16-088			
504- 25-223	NEW-P	02-11-093	516- 23-135	REP-P	02-16-088			
504- 25-223	NEW	02-15-075	516- 23-140	REP-P	02-16-088			
504- 25-224	NEW-P	02-11-093	516- 23-145	REP-P	02-16-088			
504- 25-224	NEW	02-15-075	516- 23-200	NEW-P	02-16-088			
504- 25-225	REP-P	02-11-093	516- 23-210	NEW-P	02-16-088			
504- 25-225	REP	02-15-075	516- 23-220	NEW-P	02-16-088			
504- 25-226	NEW-P	02-11-093	516- 23-230	NEW-P	02-16-088			
504- 25-226	NEW	02-15-075	516- 23-240	NEW-P	02-16-088			
504- 25-227	NEW-P	02-11-093	516- 23-250	NEW-P	02-16-088			
504- 25-227	NEW	02-15-075	516- 23-260	NEW-P	02-16-088			
504- 25-228	NEW-P	02-11-093	516- 23-270	NEW-P	02-16-088			
504- 25-228	NEW	02-15-075	516- 23-280	NEW-P	02-16-088			

TABLE

Subject/Agency Index
(Citation in **bold type** refer to material in this issue)

ACADEMIC ACHIEVEMENT AND ACCOUNTABILITY

COMMISSION

Meetings MISC 02-01-039
Rules coordinator MISC 02-01-037

ACCOUNTANCY, BOARD OF

Clients' confidential information PROP 02-17-049
Conduct PREP 02-11-007
Entry requirements PREP 02-04-063
Fees PROP 02-13-022
PROP 02-17-050
Meetings MISC 02-02-002
Public Accountancy Act, review PERM 02-04-064
Rules
 withdrawal PROP 02-04-062
 PREP 02-17-048
Titles PREP 02-02-001
PROP 02-13-021
PERM 02-17-051

ADMINISTRATIVE HEARINGS, OFFICE OF

Firearms PREP 02-08-091

ADVANCED TUITION PAYMENT, COMMISSION ON

Guaranteed education tuition program meetings MISC 02-03-083
MISC 02-13-010
MISC 02-15-129
MISC **02-20-021**

AGING AND ADULT SERVICES

(See **SOCIAL AND HEALTH SERVICES, DEPARTMENT OF**)

AGRICULTURE, DEPARTMENT OF

Alfalfa seed commission meetings MISC 02-01-020
Apples PREP 02-03-128
PROP 02-07-118
PROP 02-12-005
PERM 02-12-011
Asparagus commission meetings MISC 02-01-119
MISC 02-09-017
PROP 02-09-005
Barley commission meetings MISC 02-04-084
MISC 02-07-002
Beef commission meetings MISC 02-03-029
MISC 02-15-011
Bulb commission meetings MISC 02-03-027
Commodity boards and commission staff support funding PREP 02-08-078
PROP 02-13-132
PERM 02-16-045
Dairy products commission meetings MISC 02-06-101
Eggs seals and assessments PREP 02-18-015
shell eggs PREP 02-06-050
Fertilizer violations PREP 02-13-113
Forest reproductive material certification PROP 02-01-126
PERM 02-05-081
Fruit and vegetable inspection district boundaries EMER 02-14-127
PREP 02-14-128
PROP 02-17-101
PERM **02-20-062**
Fruit and vegetable inspection fees EXPE 02-09-012
PERM 02-13-119
Fryer commission meetings MISC 02-13-078
Ginseng management PROP 02-07-122
PERM 02-12-031
Grain inspection fee schedule PREP 02-01-125
Grape plant stocking PROP 02-08-085
PERM 02-11-100
Hop commission assessments PROP 02-06-130
meetings MISC 02-03-028

Interpretive statements MISC 02-10-030
Livestock
 scrapie disease control PREP 02-01-118
PROP **02-20-100**
Noxious weed control board meetings MISC 02-04-028
MISC 02-18-085
 noxious weed list PREP 02-17-089
Nursery inspection fees PREP 02-14-150
Organic food standards PROP 02-04-109
PROP 02-07-117
PERM 02-10-090
PREP 02-16-097
PREP 02-16-098
Pesticides
 clopuralid EMER 02-06-048
PROP 02-07-080
PROP 02-11-070
PERM 02-12-017
 commission on pesticide registration meetings MISC 02-01-019
MISC 02-08-050
MISC 02-14-005
MISC 02-17-026
 experimental use permits PREP 02-18-111
 glyphosate (Rodeo@) MISC 02-11-135
MISC 02-14-016
MISC 02-15-123
MISC 02-17-067
MISC **02-20-007**
 PROP 02-14-092
 PROP 02-18-023
 PROP 02-19-107
 PROP 02-10-121
 PERM 02-14-091
Puget Sound salmon commission
Quarantine
 blueberry scorch virus PROP 02-10-123
 PERM 02-13-125
 citrus longhorned beetle EMER 02-07-120
 PERM 02-09-099
 PROP 02-05-089
 PROP 02-09-098
 PERM 02-12-030
 PROP 02-01-128
 PROP 02-08-086
 PERM 02-12-009
Red raspberry commission meetings MISC 02-02-091
MISC 02-19-090
Rules
 agenda MISC 02-03-126
 MISC 02-15-076
 clarifications PREP 02-16-089
 corrections PERM 02-04-041
 PREP 02-05-083
 PROP 02-09-059
 PERM 02-12-060
 erratum (See Issue 02-07) withdrawal PROP 02-11-083
 PROP 02-12-028
 PROP 02-12-099
 MISC 02-02-003
 PERM 02-05-082
 PREP 02-03-132
 EXPE 02-04-020
 PROP 02-08-087
 PERM 02-09-030
 PERM 02-12-010
 PROP 02-01-127
 PREP 02-03-127
 PROP 02-09-060
 PERM 02-12-061
Strawberry commission membership PROP 02-06-129
PERM 02-15-128
Weights and measures
 calibration services PREP 02-08-083
 PROP 02-12-129
 PERM 02-15-140
 EXPE 02-07-121
 PERM 02-12-029
 PREP 02-08-084
 national standards
 sealing, marking, retesting devices

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

	PROP	02-12-128	BENTON CLEAN AIR AUTHORITY		
	PERM	02-15-141	Meetings	MISC	02-03-026
Wine commission	EXPE	02-19-076			
AIR POLLUTION			BIG BEND COMMUNITY COLLEGE		
(See ECOLOGY, DEPARTMENT OF ; individual air pollution control agencies)			Meetings	MISC	02-02-075
ASBESTOS			BLIND, DEPARTMENT OF SERVICES FOR THE		
(See LABOR AND INDUSTRIES, DEPARTMENT OF)			Meetings	MISC	02-04-092
				MISC	02-10-082
				MISC	02-15-091
ASIAN PACIFIC AMERICAN AFFAIRS, COMMISSION ON			BUILDING CODE COUNCIL		
Meetings	MISC	02-04-047	Elevator shaft pressurization	PREP	02-15-103
	MISC	02-06-002		PROP	02-20-042
			Energy code	PERM	02-01-112
				PREP	02-14-029
ATHLETICS				EMER	02-14-032
(See LICENSING, DEPARTMENT OF)				PERM	02-01-114
			Plumbing code	PERM	02-01-113
ATTORNEY GENERAL			Reconsideration of code proposals		
Arbitration			Rules		
vehicles, settlement definition	PREP	02-06-046	withdrawal	PROP	02-05-032
	PROP	02-10-060			
	PERM	02-12-093			
Deaf, Washington State School for the meetings	MISC	02-14-027	CASCADIA COMMUNITY COLLEGE		
	MISC	02-15-022	Meetings	MISC	02-03-013
Notice of request for opinion	MISC	02-04-053	Parking and traffic	PROP	02-03-089
	MISC	02-06-039		EMER	02-04-061
	MISC	02-18-003		PERM	02-11-048
	MISC	02-19-059		EMER	02-12-056
	MISC	02-20-050			
BAIL AND BOND AGENCIES			CENTRAL WASHINGTON UNIVERSITY		
(See LICENSING, DEPARTMENT OF)			Meetings	MISC	02-01-087
				MISC	02-16-006
BASIC HEALTH PLAN			Parking regulations	PREP	02-12-016
(See HEALTH CARE AUTHORITY)				PROP	02-15-116
			Public records	PERM	02-18-077
				EXPE	02-12-018
BATES TECHNICAL COLLEGE			Rules coordinator	PERM	02-18-064
Meetings	MISC	02-13-063		MISC	02-10-014
	MISC	02-15-115	CENTRALIA COLLEGE		
	MISC	02-18-030	Meetings	MISC	02-01-062
BELLEVUE COMMUNITY COLLEGE			CHILD SUPPORT		
Discrimination complaint procedure	PREP	02-03-104	(See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)		
	PROP	02-08-082	CHIROPRACTIC QUALITY ASSURANCE COMMISSION		
	PERM	02-14-006	(See HEALTH, DEPARTMENT OF)		
Facilities	PREP	02-05-051	CLARK COLLEGE		
	PROP	02-09-071	Facilities, use	PERM	02-04-068
Family education rights	PERM	02-14-007	Meetings	MISC	02-02-026
	PROP	02-03-107			
Meetings	PERM	02-10-070	CLOVER PARK TECHNICAL COLLEGE		
Organization and operating policies	MISC	02-02-028	Meetings	MISC	02-04-026
Outstanding debts	EXPE	02-18-112		MISC	02-20-006
	PREP	02-03-105	Student conduct code	PERM	02-04-022
	PROP	02-09-038			
	PERM	02-14-008	CODE REVISER'S OFFICE		
State Environmental Policy Act (SEPA)	PROP	02-05-053	Quarterly reports		
	PERM	02-10-068	01-19 - 01-24 See Issue 02-01		
	EXPE	02-18-084	02-01 - 02-06 See Issue 02-07		
Student conduct code	PROP	02-03-106	02-07 - 02-12 See Issue 02-13		
	PERM	02-10-069	02-13 - 02-18 See Issue 02-19		
Trustees, board of	PROP	02-05-052	COLUMBIA BASIN COLLEGE		
	PERM	02-10-067	Meetings	MISC	02-02-030
BELLINGHAM TECHNICAL COLLEGE			COLUMBIA RIVER GORGE COMMISSION		
Meetings	MISC	02-01-012	Administrative rules	PROP	02-17-074
	MISC	02-03-004	Conflict of interest	PROP	02-17-076
	MISC	02-06-026	Open meetings	PROP	02-17-077
	MISC	02-07-003	Public meetings	PROP	02-17-075
	MISC	02-07-070			
	MISC	02-09-022	COMMUNITY AND TECHNICAL COLLEGES, BOARD FOR		
	MISC	02-11-009	Information services, center for		
	MISC	02-13-009	meetings	MISC	02-13-049
	MISC	02-15-155	Interdistrict/concurrent enrollment	EMER	02-15-035
	MISC	02-16-064		PERM	02-20-013
	MISC	02-16-065	Meetings	MISC	02-20-101
	MISC	02-17-003	Tuition and fees	PREP	02-12-012
	MISC	02-19-029		PROP	02-15-133
	MISC	02-19-091			

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

**COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT,
DEPARTMENT OF**
Archaeology and historic preservation, office of
permits PREP 02-14-131
Child care facility fund PROP 02-03-131
PERM 02-06-043

Community development, office of
community services block grant program
(CSBG) MISC 02-15-112
low-income home energy assistance program
(LIHEAP) MISC 02-10-071

Community economic revitalization board
meetings MISC 02-12-015
Developmental disabilities endowment fund PERM 02-07-026
Housing trust fund PREP 02-14-132
Long-term care ombudsman program EXPE 02-12-001
PERM 02-17-018

Manufactured housing, office of
federal state administration agency program
installers and installations PREP 02-15-101
PREP 02-15-100
mobile home relocation assistance program PREP 02-15-099

Meetings MISC 02-01-122
Public works board MISC 02-01-070
meetings MISC 02-03-076
MISC 02-04-071
MISC 02-08-030
MISC 02-13-001
MISC 02-14-028
MISC 02-16-099
MISC 02-20-022

Rules
coordinator MISC 02-16-073
Transitional housing, operating and rent
(THOR) EMER 02-02-034
PERM 02-05-012

CONSERVATION COMMISSION
Meetings MISC 02-04-021

CONVENTION AND TRADE CENTER
Meetings MISC 02-01-063
MISC 02-01-109
MISC 02-02-092
MISC 02-05-063
MISC 02-06-019
MISC 02-07-078
MISC 02-09-044
MISC 02-09-058
MISC 02-11-089
MISC 02-13-013
MISC 02-13-046
MISC 02-13-047
MISC 02-13-048
MISC 02-15-016
MISC 02-15-070
MISC 02-15-071
MISC 02-15-131
MISC 02-17-060
MISC 02-17-061
MISC 02-19-066
MISC 02-19-067

CORRECTIONS, DEPARTMENT OF
Meetings MISC 02-05-049
MISC 02-19-012
Prisons, discipline PREP 02-03-075
PROP 02-09-002
PERM 02-12-023

Rules
agenda MISC 02-03-003
MISC 02-16-048
withdrawal MISC 02-01-001

COUNTY ROAD ADMINISTRATION BOARD
County engineer and county legislative authority PROP 02-11-118
PROP 02-11-122
PERM 02-18-017
PERM 02-18-020
PROP 02-11-119
PERM 02-18-019
Inquiry by county road administration board PROP 02-11-120
PERM 02-18-016

Meetings MISC 02-04-101
MISC 02-05-024
MISC 02-11-055
MISC 02-18-076
Project prioritization PROP 02-06-105
PERM 02-11-008
Vacancy of county engineer PROP 02-11-121
PERM 02-18-018

CRIMINAL JUSTICE TRAINING COMMISSION
Corrections
training PREP 02-18-067
Firearms certification PROP 02-08-016
PROP 02-18-068
PROP 02-18-069
PROP 02-18-070
PROP 02-18-071
PROP 02-18-072
PROP 02-19-100
Meetings MISC 02-03-103
MISC 02-15-113
MISC 02-20-102
Officer training PERM 02-02-004
Peace officer certification PREP 02-12-125
PROP 02-18-066
Police dog handlers PREP 02-08-015
PROP 02-12-027

Rules
withdrawal PROP 02-14-037

DAIRY PRODUCTS COMMISSION
(See AGRICULTURE, DEPARTMENT OF)

DEAF, WASHINGTON STATE SCHOOL FOR THE
Organization PROP 02-17-002

EASTERN WASHINGTON UNIVERSITY
Meetings MISC 02-01-018
MISC 02-03-030
MISC 02-03-121
MISC 02-04-066
MISC 02-04-067
MISC 02-06-095
MISC 02-07-017
MISC 02-07-105
MISC 02-08-062
MISC 02-08-065
MISC 02-11-115
MISC 02-13-077
MISC 02-14-070
MISC 02-15-021
MISC 02-16-051
MISC 02-17-084
MISC 02-20-020

Rules coordinator

ECOLOGY, DEPARTMENT OF
Agricultural water supply facilities rule PREP 02-18-095
Air operating permit program PREP 02-05-011
PROP 02-10-031
PERM 02-19-078

Air pollution
national emission standards EXPE 02-10-107
PERM 02-15-068

Aquatic pest control MISC 02-03-110
MISC 02-11-117

Dangerous waste disposal EMER 02-04-030
PREP 02-05-054
PROP 02-11-101
EMER 02-11-102
EMER 02-19-079
PROP 02-19-099
PROP 02-05-071
PROP 02-09-066
PERM 02-12-072
PROP 02-11-151

Emission inspections PERM 02-20-090
PROP 02-06-040
PERM 02-15-093
MISC 02-20-089

Environmental laboratories, accreditation

Flood plain management

Meetings
Model Toxics Control Act
local solid and hazardous waste plans and
programs PERM 02-05-070

INDEX

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Public hearing and comment period notice	MISC	02-20-088		PROP	02-10-088
Rules				PROP	02-14-110
agenda	MISC	02-03-070	renewal, reinstatement, and continuing education requirements	PREP	02-05-060
	MISC	02-14-141		PROP	02-10-087
withdrawal	PROP	02-05-034	standards	PREP	02-06-071
	EXPE	02-07-098		PERM	02-13-027
	PROP	02-12-058		EMER	02-14-036
	PREP	02-19-097		PREP	02-16-008
Solid waste			unprofessional conduct	PREP	02-06-077
handling standards	PROP	02-14-061	Courses of study and equivalencies	PREP	02-06-066
incinerator facilities	PREP	02-07-097		PREP	02-15-026
State Environmental Policy Act (SEPA)	PREP	02-20-080	District organization	PREP	02-06-052
Underground artificial storage, reservoir	PREP	02-08-073		PROP	02-10-053
	PROP	02-15-181	Education centers	PREP	02-06-079
	PROP	02-19-077	Educational competence, certificate	PREP	02-06-080
Wastewater			Educational service districts	PREP	02-08-045
construction stormwater general permit	MISC	02-10-044		PROP	02-14-118
	MISC	02-19-109	Endorsements	PERM	02-18-052
discharge permit fees	PROP	02-06-091	assignment of personnel	PREP	02-06-073
	EXPE	02-07-038		PREP	02-10-045
	EXPE	02-07-099		PROP	02-14-108
	PERM	02-11-149		PREP	02-16-009
	PERM	02-12-059		PERM	02-18-038
industrial stormwater general permit	MISC	02-16-094	competencies	PERM	02-04-013
	MISC	02-19-110	library media	PERM	02-04-016
lab accreditation	PERM	02-05-055	Excellence in teacher preparation award	EMER	02-08-034
noxious weed general permit	MISC	02-10-034		PREP	02-08-040
stormwater technical manual	MISC	02-19-108		PROP	02-14-121
Water				PERM	02-18-061
list of polluted waters	MISC	02-20-087	Home-based instruction		
surface water quality standards	PREP	02-19-098	approved standardized tests	PROP	02-08-092
Water cleanup, public comment	MISC	02-11-150		PROP	02-10-089
Water rights			Internships	PERM	02-14-125
measuring and reporting usage	PERM	02-02-017	Interscholastic activities	PREP	02-06-074
water conservancy boards	PREP	02-01-129		PROP	02-08-042
	PROP	02-17-062		PROP	02-14-123
Wetlands				PERM	02-18-062
mitigation banks	PROP	02-01-092	Library media centers	PREP	02-06-065
Workshops and hearings	MISC	02-07-106	Masters in teaching	PREP	02-06-072
	MISC	02-07-119	Meetings	MISC	02-01-086
	MISC	02-11-103		MISC	02-06-027
	MISC	02-19-010		MISC	02-11-088
				MISC	02-12-073
ECONOMIC DEVELOPMENT FINANCE AUTHORITY			Plant facilities		
Meetings	MISC	02-01-060	basic state support	PREP	02-06-055
	MISC	02-10-122	educational specifications and site selections	PREP	02-06-054
	MISC	02-16-017	interdistrict cooperation in financing		
EDMONDS COMMUNITY COLLEGE			construction	PREP	02-06-057
Meetings	MISC	02-02-032	interdistrict transportation cooperatives	PREP	02-06-058
	MISC	02-03-078	modernization	PREP	02-06-059
	MISC	02-04-027	preliminary provisions	PREP	02-06-053
	MISC	02-04-085	procedural regulations	PREP	02-06-056
	MISC	02-06-049	Practice and procedures	PREP	02-08-041
EDUCATION, STATE BOARD OF			Preparation programs	PROP	02-14-115
Adult education	PREP	02-06-067		PERM	02-04-014
Central purchasing	PREP	02-06-060		PREP	02-05-061
Certification				PREP	02-06-051
administration	PREP	02-03-084		PREP	02-06-070
	PREP	02-06-076		PREP	02-10-047
	PROP	02-10-052		PROP	02-10-085
	PROP	02-14-122		PROP	02-14-109
	PERM	02-19-050		PERM	02-14-111
application	PERM	02-04-015		PERM	02-18-037
business and industry work experience	PREP	02-10-048	Private schools	PREP	02-19-015
	PROP	02-14-106		PREP	02-06-078
	PERM	02-18-039	Public records	PROP	02-14-124
clock hours	PREP	02-10-046		PREP	02-08-041
	PROP	02-14-107	Pupil safety	PERM	02-18-054
continuing education	PREP	02-06-075	Pupils	PREP	02-06-063
	PREP	02-06-081	immunization requirement	PREP	02-06-062
	PROP	02-10-086		PREP	02-08-043
	PERM	02-14-112		PROP	02-14-140
	PREP	02-15-027	nonpublic agencies	EMER	02-18-051
	PERM	02-18-050		PROP	02-14-120
general requirements	PREP	02-10-050	Real property sales contracts	PERM	02-18-060
limited certificates	PREP	02-16-010		PREP	02-08-046
Native American language certification program	PREP	02-15-028	Rules	PROP	02-14-119
non-Washington state staff, criteria	PREP	02-02-014	clarifications	PERM	02-04-017
	EMER	02-08-037			

Subject/Agency Index

(Citation in bold type refer to material in this issue)

withdrawal	PROP	02-12-123	State resources, de minimis use	PROP	02-02-085
	PROP	02-13-028		PERM	02-07-074
School accreditation	EMER	02-08-038			
	PREP	02-08-039	FACTORY ASSEMBLED STRUCTURES		
	EMER	02-14-114	(See LICENSING, DEPARTMENT OF)		
	PROP	02-14-117	FINANCIAL INSTITUTIONS, DEPARTMENT OF		
School bus driver qualifications	PERM	02-18-056	Consumer Protection Act		
	PREP	02-10-049	deceptive loan solicitations	PREP	02-06-015
	PREP	02-10-084		PROP	02-12-003
	PROP	02-14-116	Credit unions		
	PERM	02-18-055	field of membership	PROP	02-01-103
Secondary education			small credit unions, regulatory relief	PERM	02-04-094
high school transcript	PREP	02-16-007		PREP	02-05-045
Small school plants	EMER	02-08-035		PROP	02-11-010
	PERM	02-14-113		PERM	02-14-038
State support of public schools	EMER	02-08-038	Mortgage brokers and mortgage lenders		
	PREP	02-08-039	deceptive loan solicitations	PREP	02-06-016
	PREP	02-08-044		PROP	02-12-004
	PROP	02-14-126	Rules		
	PERM	02-18-053	agenda	MISC	02-04-050
Teachers' responsibilities	PREP	02-06-064		MISC	02-16-005
Uniform entry qualifications	PREP	02-06-061	clarifications	EXPE	02-14-057
Vocational education	PERM	02-04-018		PERM	02-19-093
	PREP	02-06-068	Securities		
Vocational-technical teacher preparation	PREP	02-06-069	insider trading liability, safe harbor	PROP	02-07-027
				PERM	02-10-103
EDUCATOR STANDARDS BOARD, PROFESSIONAL			interpretive statements	MISC	02-07-013
Basic skill test (WEST-B)	PREP	02-11-110	NASAA guidelines and statement of policy	PREP	02-15-069
	PROP	02-17-100	viatical and life settlement agreements	PROP	02-13-050
				PERM	02-18-044
				PROP	02-19-092
ELECTIONS			FINANCIAL MANAGEMENT, OFFICE OF		
(See SECRETARY OF STATE)			Pay dates	EXPE	02-09-025
				PERM	02-13-087
EMERGENCY SERVICES			Rules		
(See MILITARY DEPARTMENT)			petition process	PERM	02-02-037
			Rules coordinator	MISC	02-03-036
EMPLOYMENT SECURITY, DEPARTMENT OF			FISH AND WILDLIFE, DEPARTMENT OF		
Indian tribes, delinquent tax payments	PREP	02-06-119	Aquatic disease control	PERM	02-02-013
Rules				PROP	02-02-058
agenda	MISC	02-04-040	nonnative aquatic animal species	PERM	02-06-018
	MISC	02-16-066	Ballast water	EMER	02-15-001
Unemployment benefits				PREP	02-10-095
community and technical college employees	PROP	02-12-126		PROP	02-13-136
	EMER	02-12-127		PERM	02-17-015
	PERM	02-19-009	Dogs, elk harassment	EMER	02-02-074
disabled workers	PERM	02-08-072	Duplicate licenses, fees	PREP	02-09-033
extended benefits	EMER	02-03-074		PROP	02-12-130
	PREP	02-07-064		EMER	02-13-045
	EMER	02-07-065		PERM	02-15-038
job separations	EXPE	02-08-071	Fish and wildlife commission		
	PERM	02-14-035	meetings	MISC	02-01-059
victims of domestic violence and stalking	PREP	02-20-095		MISC	02-15-127
Unions, referral agents	PREP	02-06-118	Fishing, commercial		
			ballast water management	EMER	02-04-069
				EMER	02-04-089
ENGINEERS			bottomfish	EMER	02-01-005
(See LICENSING, DEPARTMENT OF)				PERM	02-02-051
ENVIRONMENTAL HEARINGS OFFICE				PROP	02-02-061
Hydraulic appeals board				EMER	02-04-060
rules, updates and corrections	PERM	02-06-014		EMER	02-07-093
Pollution control hearings board				PERM	02-08-026
administration	PERM	02-06-011		EMER	02-11-042
motions	PERM	02-06-012		EMER	02-15-036
scope of review	PERM	02-06-013		EMER	02-16-019
Rules				EMER	02-17-012
coordinator	MISC	02-11-036		EMER	02-18-081
Shorelines hearings board				PREP	02-18-117
administration	PERM	02-06-008		EMER	02-19-051
scope of review	PERM	02-06-010		EMER	02-20-009
service of petition	PERM	02-06-009	canary rockfish	PREP	02-02-023
			crab	EMER	02-01-051
EVERETT COMMUNITY COLLEGE				EMER	02-01-072
Meetings	MISC	02-14-142		EMER	02-02-011
				EMER	02-03-024
EXECUTIVE ETHICS BOARD				EMER	02-03-050
Contracting with state agencies	PREP	02-12-002		EMER	02-03-068
Ethics in public service				EMER	02-07-037
safe harbor	PERM	02-04-003		EMER	02-08-070
Meetings	MISC	02-01-038			
	MISC	02-01-124			
Rules					
withdrawals	PROP	02-09-069			

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

	EMER 02-15-124		EMER 02-02-073
	EMER 02-19-040		EMER 02-02-087
dogfish shark	PREP 02-10-027		EMER 02-03-025
	PROP 02-13-108		EMER 02-03-067
food fish	PERM 02-02-049		EMER 02-03-090
groundfish landings	PREP 02-10-035		EMER 02-04-035
	PREP 02-10-104		EMER 02-04-078
licenses			PREP 02-05-074
buy back rules	PREP 02-08-079		PREP 02-06-025
	PROP 02-13-086		EMER 02-07-046
direct retail license	PREP 02-10-105		EMER 02-07-092
	PROP 02-13-134		PROP 02-13-090
	EMER 02-14-089		PERM 02-17-014
pilchard	EMER 02-19-071	shad	EMER 02-11-014
	EMER 02-19-072	shellfish	
	EMER 02-20-019	razor clams	
salmon	EMER 02-02-025	shrimp	EMER 02-11-043
	EMER 02-04-073		PERM 02-01-068
	EMER 02-04-077		PERM 02-02-050
	EMER 02-05-056		EMER 02-08-028
	EMER 02-07-010		EMER 02-09-021
	EMER 02-07-011		PREP 02-09-034
	EMER 02-07-094		EMER 02-09-067
	EMER 02-08-014		EMER 02-10-004
	EMER 02-08-025		EMER 02-10-043
	EMER 02-10-042		EMER 02-13-023
	EMER 02-10-063		EMER 02-14-068
	EMER 02-10-078		EMER 02-15-013
	EMER 02-10-120		EMER 02-15-031
	EMER 02-11-003		EMER 02-15-104
	EMER 02-11-049		EMER 02-16-011
	EXPE 02-11-072		EMER 02-16-049
	EXPE 02-11-073		EMER 02-17-020
	EMER 02-11-085		EMER 02-17-037
	EMER 02-11-146		EMER 02-18-021
	EMER 02-13-003		EMER 02-18-059
	EMER 02-14-090		EMER 02-19-002
	EMER 02-14-138	smelt	EMER 02-19-111
	EMER 02-15-040		EMER 02-02-036
	EMER 02-15-041		EMER 02-04-072
	PERM 02-16-004		EMER 02-04-102
	EMER 02-16-013	steelhead	EMER 02-05-008
	PERM 02-16-021	sturgeon	EMER 02-01-058
	EMER 02-16-050		EMER 02-07-044
	EMER 02-16-056		EMER 02-20-010
	EMER 02-16-063		EMER 02-20-038
	EMER 02-16-103	Fishing, recreational	
	EMER 02-17-010	angling, lawful and unlawful acts	PERM 02-09-001
	EMER 02-17-021	bottom fish	EXPE 02-02-064
	EMER 02-17-042		EMER 02-03-002
	EMER 02-17-063		EMER 02-07-004
	EMER 02-17-064		PERM 02-09-001
	EMER 02-18-007	Bridgeport fishing derby	EMER 02-12-019
	EMER 02-18-010	crab	EMER 02-03-051
	EMER 02-18-079		EMER 02-04-093
	EMER 02-19-038		EMER 02-05-001
	EMER 02-19-039		EMER 02-07-075
	EMER 02-19-073		EMER 02-08-070
	EMER 02-19-074		EMER 02-11-050
	EMER 02-20-008		EMER 02-11-094
	EMER 02-20-010		EMER 02-11-132
	EMER 02-20-018		EMER 02-13-002
	EMER 02-20-033		EMER 02-14-025
	EMER 02-20-038		EMER 02-15-039
	EMER 02-20-064		EMER 02-18-004
	EMER 02-20-065		EMER 02-19-003
salmon egg sales	PROP 02-16-002	craw fish	PERM 02-19-014
	PREP 02-17-044		EMER 02-11-020
sardines	EMER 02-13-051		PERM 02-19-014
sea cucumbers	PREP 02-05-074	exceptions to statewide rules	EMER 02-19-037
	PREP 02-06-025	gamefish	EMER 02-08-022
	PROP 02-13-090		EMER 02-06-100
	EMER 02-15-002		EMER 02-07-061
	EMER 02-16-012	groundfish landings	EMER 02-08-004
	PERM 02-17-016		PREP 02-10-035
	PREP 02-17-043	halibut	PREP 02-10-104
	EMER 02-17-066		EMER 02-09-045
	EMER 02-18-022		EMER 02-12-014
sea urchins	EMER 02-20-047		EMER 02-13-044
	EMER 02-01-006		EMER 02-14-139
	PERM 02-01-069		EMER 02-15-024
	EMER 02-02-024		EMER 02-15-105
			EMER 02-15-109

INDEX

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

lingcod	EMER 02-07-025	steelhead	EMER 02-01-083
rules, revisions	PERM 02-08-048		EMER 02-03-014
	EXPE 02-10-127		EMER 02-03-015
	PERM 02-15-097		EMER 02-03-022
rules process, 2003-2004 sport seasons	PREP 02-18-107		EMER 02-04-019
salmon	EMER 02-03-023		EMER 02-05-007
	EMER 02-03-066		EMER 02-06-099
	EMER 02-04-103		EMER 02-07-096
	EMER 02-05-075		EMER 02-16-001
	EMER 02-07-019	sturgeon	EMER 02-18-011
	EMER 02-07-066		EMER 02-06-017
	EMER 02-07-095		EMER 02-10-119
	EMER 02-09-009		PREP 02-11-145
	EMER 02-09-023		EMER 02-15-014
	EMER 02-10-024		EMER 02-15-095
	EMER 02-10-077		PROP 02-15-106
	EMER 02-11-006		EMER 02-17-041
	EMER 02-11-040		EMER 02-18-073
	EMER 02-11-068		EMER 02-20-012
	EMER 02-11-086		PERM 02-20-082
	EMER 02-11-114	threatened or endangered fish	PREP 02-06-033
	EMER 02-12-013		PROP 02-10-124
	EMER 02-13-052		PERM 02-13-026
	EMER 02-14-046	trout	EMER 02-10-062
	EMER 02-14-069		EMER 02-11-001
	EMER 02-15-030		EMER 02-11-071
	EMER 02-15-032	vehicle use permit	PREP 02-10-061
	EMER 02-15-033		EMER 02-10-106
	EMER 02-15-037		PROP 02-13-084
	EMER 02-15-096	yelloweye rockfish	EMER 02-10-108
	EMER 02-15-121		EMER 02-15-003
	EMER 02-15-159	Hatchery surplus broodstock and salmon eggs	PREP 02-02-038
	EMER 02-16-022		PREP 02-06-107
	EMER 02-17-011		PROP 02-06-109
	EMER 02-17-036		PERM 02-10-023
	EMER 02-17-038	Hunting	
	EMER 02-17-065	advanced hunter education	PREP 02-10-019
	EMER 02-18-008		PROP 02-13-089
	EMER 02-18-009	bald eagle protection	PERM 02-02-062
	EMER 02-18-057	big game	PROP 02-06-125
	EMER 02-18-058		PERM 02-11-069
	EMER 02-18-080		PERM 02-15-019
	EMER 02-19-005	black bear	PREP 02-18-109
	EMER 02-19-006	bullfrogs	PREP 02-18-109
	EMER 02-19-075	cougar	PREP 02-10-109
	EMER 02-20-048		PROP 02-13-133
shad	EMER 02-05-010	deer	PERM 02-17-013
	EMER 02-11-006		PROP 02-06-126
	EMER 02-11-039	elk	PREP 02-10-109
shellfish			PERM 02-11-069
clams other than razor clams	EMER 02-06-035		PROP 02-06-123
	EMER 02-07-076	endangered, threatened, and sensitive wildlife	PROP 02-06-124
	PREP 02-08-003		PREP 02-10-109
	EMER 02-13-011	field identification of wildlife	PERM 02-11-069
	PROP 02-13-091	game management units	PROP 02-13-138
	EMER 02-15-120		PERM 02-18-005
	PERM 02-17-019	hunters with disabilities	PERM 02-02-062
	EMER 02-20-011		PERM 02-11-069
oysters	EMER 02-06-035	Medicine Creek Treaty	PERM 02-15-018
	EMER 02-10-029		PERM 02-11-069
	PREP 02-10-097	private lands wildlife management areas	PREP 02-18-109
razor clams	EMER 02-01-110		PREP 02-10-094
	EMER 02-03-053	recreational opportunities	PROP 02-13-135
	EMER 02-04-039		PROP 02-06-034
	EMER 02-07-012	small game	PROP 02-10-125
	PREP 02-08-003		PERM 02-16-043
	EMER 02-10-012	special closures	PERM 02-02-062
	EMER 02-10-029		PREP 02-18-109
	PREP 02-10-097	special hunting season permits	PREP 02-02-055
shrimp	EMER 02-11-012	tribal hunting boundaries	PROP 02-06-121
	EMER 02-09-003	waterfowl	PREP 02-06-120
	EMER 02-10-028		PREP 02-10-109
	EMER 02-11-013		PROP 02-10-128
	EMER 02-11-041		PERM 02-15-018
	EMER 02-11-134		PROP 02-06-124
	EMER 02-12-054		PERM 02-11-069
	EMER 02-14-004		PREP 02-18-109
	EMER 02-15-125		PERM 02-05-021
	EMER 02-16-044		EMER 02-03-052
	PERM 02-19-014		PREP 02-10-109
smelt	EMER 02-02-035		PROP 02-13-137
	EMER 02-06-036		PERM 02-18-005

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

wild turkey	PROP 02-06-125		PROP 02-01-096
	PERM 02-11-069		PERM 02-06-007
Invasive aquatic species	PERM 02-15-019	Reporting requirements	PREP 02-19-080
	PREP 02-10-096	Rules	
	PROP 02-13-107	withdrawal	PROP 02-02-090
	PREP 02-18-028		PROP 02-14-103
	PREP 02-18-113		PROP 02-16-024
Lands vehicle use permit	PERM 02-19-007		PROP 02-16-083
Licensing	PERM 02-16-070	Service supplier	PROP 02-03-077
dishonored checks			
	PROP 02-02-057	GENERAL ADMINISTRATION	
	PERM 02-05-046	Bid pricing disclosure	PREP 02-19-048
Livestock grazing	PROP 02-17-118	Interpreter services	PREP 02-16-026
Marine fin fish aquaculture rules	PREP 02-18-108	Meetings	MISC 02-01-036
Marine protected areas	PROP 02-02-072		MISC 02-07-001
	PERM 02-08-027		MISC 02-13-067
	PREP 02-10-056		MISC 02-19-017
	EMER 02-10-118	Public records	PREP 02-19-049
	PROP 02-13-088	Public works project	
	EXPE 02-15-025	curb cuts	PREP 02-13-128
	PERM 02-17-017	Rules	
Peregrine falcon	PERM 02-20-082	agenda	MISC 02-13-126
	PREP 02-02-056	clarifications	PREP 02-16-025
	PROP 02-06-122	State-owned facilities	
	PREP 02-18-109	energy conservation	PREP 02-13-127
Residency, definition	PREP 02-09-032		
	PROP 02-13-085	GOVERNOR, OFFICE OF THE	
	PERM 02-16-069	Citrus longhorned beetle removal	MISC 02-14-055
Rules		Clemency and pardons board	
agenda	MISC 02-01-138	meetings	MISC 02-03-073
	MISC 02-15-092		MISC 02-06-047
withdrawal	PROP 02-01-035	Notice of appeal	MISC 02-09-087
	PROP 02-02-089		MISC 02-17-025
	PROP 02-05-035		MISC 02-17-085
	PROP 02-11-025	State of emergency	MISC 02-03-044
	PROP 02-11-026		MISC 02-05-044
	PROP 02-11-027		MISC 02-13-064
	PROP 02-11-073		MISC 02-14-040
	PROP 02-15-086		
	PROP 02-15-087		
	PROP 02-15-088		
	PROP 02-16-003	GRAYS HARBOR COLLEGE	
	PROP 02-19-087	Meetings	MISC 02-01-061
FOREST PRACTICES BOARD		GREEN RIVER COMMUNITY COLLEGE	
(See NATURAL RESOURCES, DEPARTMENT OF)		Meetings	MISC 02-02-027
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD		GROWTH MANAGEMENT HEARINGS BOARD	
Rules		Meetings	MISC 02-14-018
clarification	EXPE 02-03-038	GUARANTEED EDUCATION TUITION COMMITTEE	
	PERM 02-08-076	(See ADVANCED TUITION PAYMENT, COMMISSION ON)	
GAMBLING COMMISSION		HEALTH CARE AUTHORITY	
Bingo	PROP 02-01-097	Basic health	
	PERM 02-06-006	dependent, definition	PREP 02-18-086
	PREP 02-08-007		EMER 02-18-090
	PREP 02-08-024	eligibility	PREP 02-10-126
	PROP 02-13-111	notification of changes	PREP 02-01-116
	PERM 02-17-035		PROP 02-15-176
	PERM 02-18-043	reinstatement procedures	PERM 02-19-053
	PREP 02-19-081		PREP 02-01-115
Card rooms	PROP 02-01-095		PROP 02-15-180
	PREP 02-07-063	Blind vendors, health insurance	PERM 02-19-054
	PREP 02-19-082		PREP 02-11-035
Charitable organizations	PROP 02-06-037		PROP 02-15-177
	PERM 02-10-002	Delinquent accounts	PERM 02-18-087
Gambling equipment distributors	PROP 02-06-038		PREP 02-02-086
	PERM 02-10-003		PROP 02-05-078
Gambling service suppliers	PROP 02-01-094	Furlough employees, provisions	PERM 02-08-047
Licenses			PREP 02-11-034
background checks	PREP 02-08-008		PROP 02-15-178
	PROP 02-13-112		PERM 02-18-088
	PERM 02-17-034	Public employees benefits board	
fees	PREP 02-13-110	meetings	MISC 02-03-112
	PROP 02-17-032		MISC 02-04-051
financial reporting requirements of licensees	PREP 02-07-062		MISC 02-11-046
Poker card games	PREP 02-09-100		MISC 02-14-093
	PROP 02-12-076		MISC 02-15-175
	PERM 02-17-033	Rules	
Promotions	PROP 02-07-081	agenda	MISC 02-03-101
	PERM 02-11-084		MISC 02-16-020
Punch boards and pull tabs	PREP 02-01-093		

Subject/Agency Index

(Citation in bold type refer to material in this issue)

Transition immigrant population	PREP 02-11-104 PROP 02-15-179 PERM 02-18-089	specialties, license renewal	PROP 02-14-048 PERM 02-20-077 PERM 02-06-117
HEALTH, DEPARTMENT OF		standards of conduct	PERM 02-06-117
Adult family homes		Nursing homes administrators	EXPE 02-06-116 PERM 02-17-055 PROP 02-11-106
HIV/AIDS education requirement	EXPE 02-14-054 PERM 02-20-078	continuing education requirements	
Animal control agencies	PREP 02-13-057	Optometry, board of continuing education credits	MISC 02-02-048 PROP 02-04-090 PERM 02-10-065 PERM 02-10-134
AWARDS program	PERM 02-02-015		
Certificate of need review fees	PROP 02-10-064 PERM 02-14-051	Pharmacy, board of agent of a prescriber hospitals, emergencies legend of drugs	PREP 02-07-082 PREP 02-12-101 EXPE 02-07-086 PERM 02-14-049 EXPE 02-11-152 PERM 02-18-024 EXPE 02-13-060
Chemical dependency professionals continuing competency requirements retired active credential requirements	PERM 02-07-084 PERM 02-07-083	precursor substance control	PERM 02-05-009 PREP 02-12-100 PROP 02-15-161 PERM 02-19-084 MISC 02-11-053 MISC 02-16-038 EXPE 02-02-045
Cherry harvest camps	EXPE 02-17-054	Physician assistants fees	
Counselors licensed mental health counselors, marriage and family therapists, and social workers	PREP 02-04-032 PREP 02-04-042 PREP 02-04-043 PERM 02-09-041 PERM 02-11-108 PROP 02-16-101 PREP 02-19-083	Physician waiver regulations	
Dental care, access for children		Policy statements	
Dental hygiene		Purchaser recision rights	
Dental quality assurance commission dental licensure	PREP 02-15-160 PROP 02-13-062 PERM 02-18-025	Radiation machine facility registration fees	PROP 02-04-034 PERM 02-07-085 PERM 02-04-025 EXPE 02-11-021 PERM 02-17-005
Dispensing opticians	PROP 02-13-062 PERM 02-18-025	radioactive materials uranium mill tailings or wastes	
Electrology and tattooing	PROP 02-02-076 PERM 02-11-109	Radiologic technologists alternative training	PREP 02-20-074
Emergency care for sexual assault victims	PREP 02-11-076	Rules agenda	MISC 02-04-044 MISC 02-16-039 PREP 02-02-016 PROP 02-07-021 PREP 02-03-135 PREP 02-04-024 PREP 02-09-027 PREP 02-11-105 PERM 02-14-050 PREP 02-17-056
Emergency medical service personnel	PREP 02-11-077	clarification	
Eye banks	EXPE 02-10-132 PERM 02-15-164	withdrawal	
Facility standards and licensing fees	PROP 02-13-058 PROP 02-13-059 PERM 02-16-068 PERM 02-20-040	School districts auditory and visual standards	PROP 02-15-163 PERM 02-20-079 PROP 02-15-162 PERM 02-20-076 PROP 02-10-133 PERM 02-14-053 PROP 02-12-102 PERM 02-15-094 PREP 02-01-084 PROP 02-12-104 PERM 02-18-115
rural health care facilities	PREP 02-08-017 PROP 02-13-075 PERM 02-17-001	Senior EMS instructor (SEI)	
Food service	PROP 02-04-091 PERM 02-09-028	Shellfish, sanitary control fee	
Food worker cards	PROP 02-18-031 PREP 02-20-075 PERM 02-06-115	Transient accommodations	
Health care assistants		Trauma care system pediatric education requirement	PROP 02-09-043 PERM 02-12-107 PERM 02-04-045 PERM 02-02-077
Health care providers credentialing	EXPE 02-09-042	reimbursement, federal matching funds statewide data registry	
Hearing and speech, board of examinations fees	PREP 02-02-041 PREP 02-02-042	Veterinary board of governors registered veterinary medication clerks	EXPE 02-02-044 PERM 02-11-022 PERM 02-02-046 PERM 02-10-135 PROP 02-16-100 PERM 02-20-092
fitter/dispenser program	PREP 02-02-043	veterinary technicians	
purchaser recision rights	PERM 02-14-052	Vital statistics - certificates	
HIV testing for pregnant women	PROP 02-08-018 PERM 02-12-106	Wastewater on-site wastewater sewage systems	PREP 02-03-137
Home health and care agencies	PROP 02-12-103 PERM 02-18-026	Water drinking water operator certification fees revolving fund	PERM 02-01-065 MISC 02-07-059 PREP 02-19-061 PREP 02-19-060 PROP 02-07-020 PERM 02-11-107
Hospital fees	PROP 02-10-131 PERM 02-13-061	group A public water systems group B public water systems	
Hospital patient discharge information reporting	PREP 02-18-114	Women, infants, and children (WIC) program	
Humane societies	PREP 02-13-057		
Immunization vaccine shortage	EMER 02-14-075		
Immunization of child care and school children	PREP 02-10-066		
In-home services agencies hospice and hospice care center services	PREP 02-14-047		
Local health officers emergency powers and duties	PROP 02-16-102 PREP 02-03-138 PROP 02-09-026 PERM 02-12-105		
Medical test site fees			
Midwifery legend drugs and devices standards of practice	PREP 02-17-053 PREP 02-17-052 PREP 02-03-136		
Newborn screening			
Nurses community care settings graduates of foreign schools licensing	PERM 02-02-047 PREP 02-04-031 PREP 02-04-033		

Subject/Agency Index

(Citation in bold type refer to material in this issue)

HIGHER EDUCATION COORDINATING BOARD

Community scholarship matching grant program	PREP	02-19-089
Meetings	MISC	02-01-111
Promise scholarship program	PREP	02-08-052
	PROP	02-14-135
	EMER	02-14-137
State need grant program	PREP	02-08-051
	PROP	02-14-134
	EMER	02-14-136
State work study (SWS) program	PREP	02-10-005
	EMER	02-14-041
	PROP	02-14-060
	PERM	02-20-083
Washington scholars	PERM	02-05-006

HIGHLINE COMMUNITY COLLEGE

Meetings	MISC	02-01-108
----------	------	-----------

HORSE RACING COMMISSION

Bleeder list	PREP	02-05-027
Controlled medication program	PREP	02-13-024
Financial responsibility	PREP	02-17-046
Future wagers pool	PROP	02-05-028
	PERM	02-10-100
Role of commission and executive secretary	PREP	02-17-047
Rules		
withdrawal	PROP	02-05-033
Salix	PREP	02-01-091
	PROP	02-05-030
	PERM	02-10-102
Special future wager pool	PREP	02-01-089
Temporary licensing	PREP	02-01-090
	PROP	02-05-029
	PERM	02-10-101

HUMAN RIGHTS COMMISSION

Meetings	MISC	02-04-086
----------	------	-----------

HUNTING

(See **FISH AND WILDLIFE, DEPARTMENT OF**)

HYDRAULIC APPEALS BOARD

(See **ENVIRONMENTAL APPEALS OFFICE**)

INDUSTRIAL INSURANCE

(See **LABOR AND INDUSTRIES, DEPARTMENT OF**)

INDUSTRIAL INSURANCE APPEALS, BOARD OF

Duties and procedures	PREP	02-11-144
	PROP	02-19-088

INFORMATION SERVICES, CENTER FOR

(See **COMMUNITY AND TECHNICAL COLLEGES, BOARD OF**)

INFORMATION SERVICES, DEPARTMENT OF

Meetings	MISC	02-11-091
Rules coordinator	MISC	02-12-057

INSURANCE COMMISSIONER

Acquisitions and mergers	MISC	02-01-117
	MISC	02-02-093
	MISC	02-03-129
	MISC	02-16-090
Automobile total loss settlements	PREP	02-15-173
Commercial property casualty insurance	PERM	02-02-068
Communications equipment licenses	EXPE	02-16-093
Credit information, unfair practices	PROP	02-14-155
	PERM	02-19-013
Credit life and credit accident and health insurance	PREP	02-14-153
Electronic filing of financial information	EXPE	02-16-091
Grievance, review, and dispute resolution standards	PREP	02-01-030
Health insurance		
federal compliance	PREP	02-01-031
state health insurance pool	PREP	02-01-032
Holding Company Regulation Act	PROP	02-16-092
Licensee, compliance	EXPE	02-01-033
	EMER	02-01-034
	PERM	02-08-019
Medical malpractice insurance	PREP	02-08-069
Notice of hearing	MISC	02-13-105

Pharmacy identification cards	MISC	02-14-156
Rental Car Insurance Limited Agent License Act	MISC	02-14-163
Single premium credit insurance	PREP	02-14-151
	PREP	02-15-172
	PREP	02-14-152
	PROP	02-19-011
Technical assistance advisory	MISC	02-02-069
	MISC	02-04-070
	MISC	02-09-054
	MISC	02-11-002
USL&H assigned risk plan	PROP	02-14-154

INTERAGENCY COMMITTEE, OFFICE OF THE

Meetings	MISC	02-03-081
	MISC	02-12-094
	MISC	02-18-063
Salmon recovery funding board reimbursement	PERM	02-05-050
	MISC	02-14-096

INTEREST RATES

(See inside front cover)

JAIL INDUSTRIES BOARD

Meetings	MISC	02-09-086
Rules		
agenda	MISC	02-14-015

JUDICIAL CONDUCT, COMMISSION ON

Meetings	MISC	02-01-052
Rules		
procedure	PERM	02-01-041

LABOR AND INDUSTRIES, DEPARTMENT OF

Amusement rides or structures	PROP	02-09-097
Apprenticeship	EXPE	02-04-004
	PERM	02-10-083
Boiler rules, board of		
meetings	MISC	02-17-119
national codes and standards	PREP	02-08-090
	PROP	02-09-094
	PERM	02-12-021
	PROP	02-17-120
	EXPE	02-17-109
Cherry harvest camps		
Construction		
vehicular traffic	PROP	02-05-080
	PROP	02-10-025
Crime victims compensation program		
attendant care services	PERM	02-06-024
funding shortfall	PREP	02-18-092
Electrical evaluation/certification laboratory accreditation	PROP	02-09-097
Electrical rules and standards	PREP	02-15-167
Emergency response	PROP	02-02-082
	PERM	02-11-141
	PERM	02-20-034
Factory-built and commercial structures	EMER	02-14-073
Family care	PREP	02-11-139
Fees	PREP	02-04-105
	PREP	02-04-106
	PROP	02-09-095
	PERM	02-12-022
Immunization		
vaccine shortage	EMER	02-14-075
Manufactured homes	PERM	02-03-048
	EMER	02-14-073
Medical aid rules	PROP	02-16-086
Meetings	MISC	02-01-085
	MISC	02-03-045
	MISC	02-03-046
	MISC	02-04-005
	MISC	02-19-103
	MISC	02-03-047
Minimum wage		
Occupational health standards		
clarifications	PROP	02-09-092
hearing conservation	PREP	02-13-114
manufacturers, importers, and distributors		
material safety data sheet requirements	PREP	02-10-130
	PROP	02-18-094
OSHA, compliance	PERM	02-01-064
permit-required confined spaces	PREP	02-13-116
recordkeeping and reporting	EXPE	02-17-104

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

respiratory protection	PREP	02-11-140	Architects		
Plumbers			rules of professional practice	PREP	02-01-067
certification	PREP	02-09-089		PROP	02-04-114
	PROP	02-09-096		PERM	02-11-082
	PERM	02-14-074	Bail bond agents and agencies	PROP	02-02-095
Policy and interpretive statements	MISC	02-03-007		PERM	02-07-067
	MISC	02-07-022	Boxing, martial arts, and wrestling	PERM	02-03-069
	MISC	02-19-102		PREP	02-13-139
Portable power tools	PREP	02-20-098		PROP	02-16-060
Prevailing wage rate	MISC	02-05-023		PROP	02-17-103
	MISC	02-17-008		PROP	02-20-093
				PERM	02-20-094
Rules			Camping resorts		
agenda	MISC	02-03-001	fees and charges	PROP	02-12-081
	MISC	02-15-183		PERM	02-15-168
clarifications	EXPE	02-14-149	Cemetery board	PREP	02-03-088
	EXPE	02-15-166		PROP	02-14-058
	PERM	02-20-034		PERM	02-19-018
	PREP	02-20-099	Cosmetology, barber, manicurist, esthetician	PERM	02-04-012
coordinator	MISC	02-06-113		PROP	02-04-088
technical amendments	EXPE	02-05-077		PERM	02-09-040
	PERM	02-12-098	Court reporters	PROP	02-08-074
withdrawals	PROP	02-06-102	Disabled person special parking	PERM	02-04-002
	PROP	02-09-070	Drivers' licenses		
	PROP	02-15-132	commercial	PERM	02-04-076
	PROP	02-20-091	suspension, revocation, and denials	PERM	02-11-011
Safety and health standards			Engineers		
cholinesterase monitoring	PREP	02-07-103	fees	PROP	02-08-075
clarifications	PREP	02-04-107		PERM	02-13-080
	PROP	02-09-092	structural	PERM	02-01-071
	PERM	02-16-047	Fuel tax bond waiver	PERM	02-02-010
cranes, derricks, and rigging	PREP	02-09-091	Funeral directors and embalmers, board of	PREP	02-03-087
electricity				PROP	02-14-059
journeyman electricians, certification	PROP	02-18-093		PERM	02-19-019
elevators, dumbwaiters, escalators and other conveyances	PREP	02-09-090	Geologists		
explosives	PERM	02-03-125	licensing	PREP	02-05-079
	EXPE	02-15-165		PROP	02-09-011
late night retail worker crime protection	PREP	02-04-108		PROP	02-16-096
	EXPE	02-08-080	Interpretive policy	PERM	02-20-072
	PERM	02-16-087	Landscape architects	MISC	02-11-099
	PROP	02-07-101	examinations		
railroad clearances	PERM	02-17-106		PREP	02-01-066
	PERM	02-03-124		PROP	02-04-113
sawmills and woodworking	EXPE	02-03-124	fees	PERM	02-07-047
	PROP	02-07-100		PREP	02-08-033
	PERM	02-15-102		PROP	02-12-077
steel erection	PROP	02-06-114	Landsurveyors	PERM	02-16-018
	PERM	02-13-115	fees	PROP	02-08-075
window washing	PREP	02-09-088		PERM	02-13-080
	PROP	02-13-118	professional conduct and practice	PROP	02-15-139
Temporary labor camps	EXPE	02-17-107	Meetings	MISC	02-03-059
Vocational rehabilitation	PREP	02-01-136		MISC	02-05-022
Workers' compensation				MISC	02-06-003
health care services, rate setting	PREP	02-01-137	Model traffic ordinance	MISC	02-09-031
	PROP	02-05-076	Motor vehicles	PERM	02-04-075
	PERM	02-10-129	certificates of title		
reporting and classification	PROP	02-03-123		PREP	02-05-013
	PREP	02-07-102		PREP	02-05-014
	PERM	02-09-093		PREP	02-05-015
	PREP	02-13-117		PREP	02-05-016
	PROP	02-17-105		PREP	02-05-017
	PROP	02-19-101		PREP	02-05-018
	PROP	02-20-046		PREP	02-05-019
self insurance, employers	PREP	02-15-182		PROP	02-07-035
tobacco use, definitions	PREP	02-14-148		PREP	02-08-005
worker's employment pattern	PREP	02-17-108		PREP	02-14-002
				PROP	02-15-034
				PREP	02-15-077
				PROP	02-18-013
				PERM	02-19-016
LAKE WASHINGTON TECHNICAL COLLEGE			dealers and manufacturers	PREP	02-04-059
Meetings	MISC	02-01-004		PROP	02-09-057
	MISC	02-07-032		PERM	02-12-062
	MISC	02-11-112	licenses	PREP	02-12-096
State Environmental Policy Act (SEPA)	EXPE	02-20-014		PREP	02-03-086
				PREP	02-05-002
				PREP	02-05-020
LAND SURVEYORS				PROP	02-05-057
(See LICENSING, DEPARTMENT OF)				PROP	02-07-036
				PROP	02-08-036
LICENSING, DEPARTMENT OF				PREP	02-09-004
Adjudicative proceedings	EXPE	02-14-001			
	PERM	02-19-035			

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

	PERM 02-10-013	Operations and procedures	PROP 02-04-111
	PERM 02-11-095		PERM 02-10-006
	PERM 02-11-096	Retail licenses	PROP 02-04-115
	PREP 02-12-006	Rules	
	PROP 02-12-064	withdrawal	PROP 02-17-086
	PROP 02-12-078		PROP 02-17-087
	PREP 02-14-003		
	PERM 02-16-071	LOTTERY COMMISSION	
	PERM 02-17-024	Advertising	PREP 02-03-037
	PROP 02-18-034		PROP 02-07-072
reciprocity	PREP 02-10-079		PERM 02-12-065
registration	PROP 02-07-014	Assignment of prizes	PREP 02-09-081
	PERM 02-11-079	Lotto Plus	PROP 02-03-109
unauthorized and abandoned vehicles	PREP 02-12-095		PERM 02-07-073
	PROP 02-16-067	Meetings	MISC 02-18-002
	PERM 02-20-035	Mega millions game	PROP 02-12-080
vehicle reciprocity	PREP 02-20-104		PERM 02-15-122
Private investigative agencies and investigators	PROP 02-03-130	Multi-state lottery game	PREP 02-07-071
	PREP 02-07-069	Policy statements	MISC 02-04-029
	PERM 02-11-098		MISC 02-10-001
	PROP 02-20-085	Prize claiming and winner's publicity	MISC 02-16-052
	PREP 02-20-086	Removal of terminal	PREP 02-12-079
Professional engineers and land surveyors, board of	PREP 02-13-079		PROP 02-03-108
chapter title	MISC 02-07-039	Scratch tickets	PERM 02-08-001
Public meetings	PERM 02-03-011		PREP 02-05-048
Real estate	PERM 02-03-012	LOWER COLUMBIA COLLEGE	
	PERM 02-03-055	Meetings	MISC 02-01-106
	PERM 02-03-056		MISC 02-04-036
	PERM 02-03-057		MISC 02-06-023
	PROP 02-03-058		MISC 02-11-147
	PERM 02-03-080		
	PROP 02-04-083	MANUFACTURED HOMES	
	PERM 02-07-060	(See LICENSING, DEPARTMENT OF)	
	PERM 02-10-022	MARINE EMPLOYEES' COMMISSION	
	PREP 02-15-017	Meetings	MISC 02-04-046
	PREP 02-20-059		MISC 02-15-029
	PREP 02-12-124	Policy statements	MISC 02-14-144
Reciprocity and proration			MISC 02-14-145
Rules	MISC 02-03-006		MISC 02-14-146
agenda	MISC 02-13-096		MISC 02-14-147
	PREP 02-01-013		
clarifications	PERM 02-01-123	Rules	
	PROP 02-11-024	clarifications	EXPE 02-08-029
withdrawal	PROP 02-11-057		PERM 02-14-013
	PROP 02-13-025		
	PROP 02-16-095	MEDICAL ASSISTANCE	
	PROP 02-17-059	(See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)	
	PROP 02-19-047	MEDICAL CARE	
Security guards	PROP 02-02-096	(See HEALTH, DEPARTMENT OF)	
	PERM 02-07-068		
	PREP 02-18-065	MILITARY DEPARTMENT	
Sellers of travel	PREP 02-16-059	Enhanced 9-1-1 funding	PROP 02-09-072
Snowmobiles	PROP 02-07-024		PERM 02-12-053
	PERM 02-11-019		PREP 02-19-001
Spokane office	PERM 02-03-054	Meetings	MISC 02-02-080
Timeshares			MISC 02-20-049
fees	PROP 02-12-082		
	PERM 02-15-169		
Vessels		MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE	
registration and certification	PROP 02-02-078	OF	
	PERM 02-04-001	Socially and economically disadvantaged	
	PERM 02-05-058	businesses	PREP 02-20-106
	PERM 02-05-059		
	PERM 02-05-073	NATURAL RESOURCES, DEPARTMENT OF	
	PREP 02-08-006	Aquatic lands	PROP 02-03-111
	PREP 02-11-097		PROP 02-14-157
	EMER 02-13-005		PROP 02-17-058
	PREP 02-14-026	Forest fire advisory board	
	PREP 02-15-117	meetings	MISC 02-02-063
	PROP 02-18-012	Forest practices board	
	PROP 02-18-014	administrative procedure and ethics rules	PREP 02-05-085
Wreckers	EMER 02-13-005	Class II forest practices, logging residue	PREP 02-07-023
	PREP 02-13-012		PROP 02-11-138
	PROP 02-16-057		EMER 02-15-083
	PERM 02-19-036	meetings	PERM 02-17-099
			MISC 02-02-019
			MISC 02-15-084
			MISC 02-19-070
LIQUOR CONTROL BOARD		rules	
In-house controlled purchase program	PROP 02-04-112	agenda	MISC 02-04-074
	PERM 02-11-030		MISC 02-15-085
Licenses	PROP 02-04-110		
	PERM 02-11-054		

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

corrections	EMER	02-05-086		PROP	02-12-111
small forest landowners				PERM	02-15-048
riparian easement program	EMER	02-02-020	Layoff	PROP	02-04-081
	PERM	02-05-084		PERM	02-07-051
	PREP	02-17-098	Leave	PROP	02-12-109
State Environmental Policy Act (SEPA)	PROP	02-05-087		PROP	02-12-117
	PERM	02-11-075		PROP	02-12-118
Map filing and recording fees	EXPE	02-09-046		PROP	02-12-119
	PERM	02-15-126		PERM	02-15-045
Meetings	EXPE	02-11-056		PERM	02-15-053
	MISC	02-14-010		PERM	02-15-055
	MISC	02-16-042		PROP	02-20-108
	PERM	02-19-058	Management service	EMER	02-13-053
Rules				PROP	02-13-130
agenda	MISC	02-02-094		PERM	02-17-115
	MISC	02-14-104	Natural resources department employees	EMER	02-12-051
				PROP	02-12-112
				EMER	02-12-121
				PERM	02-15-046
				PROP	02-04-082
			Nonpermanent appointments	PERM	02-07-049
				EMER	02-07-052
			Overtime and call-back penalty pay	PROP	02-12-108
			Register, certification	PERM	02-15-044
				PERM	02-03-062
NOXIOUS WEED CONTROL BOARD			Removal of applicant or employee's name		
(See AGRICULTURE, DEPARTMENT OF)			Rules		
			repeals	PROP	02-20-109
NURSING CARE			withdrawal	PROP	02-15-042
(See HEALTH, DEPARTMENT OF)			Salary surveys	EMER	02-12-049
				PROP	02-12-116
OLYMPIC AIR POLLUTION CONTROL AUTHORITY				EMER	02-13-055
Burning permits	PERM	02-01-055		PROP	02-13-129
Hearing officer	PERM	02-01-056		PERM	02-15-049
Notice of construction and application for approval	PROP	02-05-047		PERM	02-17-116
	PERM	02-09-039		PERM	02-03-063
			Selective		
OLYMPIC COLLEGE			Standby employees		
Meetings	MISC	02-03-005	compensation	PROP	02-16-035
				PERM	02-19-063
OUTDOOR RECREATION, INTERAGENCY COMMITTEE FOR			Vacation leave	PERM	02-03-061
(See INTERAGENCY COMMITTEE, OFFICE OF THE)			Veterans	EMER	02-12-046
				PROP	02-12-115
PARKS AND RECREATION COMMISSION				PERM	02-15-052
Fees, review	PREP	02-01-081		PROP	02-16-036
	PREP	02-16-082		PROP	02-19-062
Meetings	MISC	02-01-082			
	MISC	02-03-035			
	MISC	02-08-049			
Parking permit program	EMER	02-14-014			
	PROP	02-16-081			
	PERM	02-19-069			
Public use of state parks	PREP	02-18-027			
			PIERCE COLLEGE		
PENINSULA COLLEGE			Meetings	MISC	02-10-057
Meetings	MISC	02-19-105		MISC	02-11-087
				MISC	02-17-073
PERSONNEL RESOURCES BOARD			PILOTAGE COMMISSIONERS, BOARD OF		
(See PERSONNEL, DEPARTMENT OF)			Grays Harbor district tariff	EMER	02-06-001
				PROP	02-10-081
PERSONNEL, DEPARTMENT OF				PERM	02-13-076
Appeals from exempt status	PROP	02-04-079	Puget Sound pilotage district annual tariff	PROP	02-08-053
	PERM	02-07-048		PERM	02-12-008
Background checks	PROP	02-04-080			
	PERM	02-07-050			
Campus police	EMER	02-12-047			
	PROP	02-12-114			
	PERM	02-15-051			
Classification plan	EMER	02-12-048			
	PROP	02-12-113			
	PERM	02-15-050			
Combined fund drive	EMER	02-13-056			
	PROP	02-13-131			
	PERM	02-17-114			
Exemptions	EMER	02-13-054			
	PROP	02-14-039			
	PERM	02-17-117			
Higher education state employees					
layoff and eligible lists	PROP	02-16-034			
	PERM	02-19-064			
Incumbent status	EMER	02-07-053			
	EMER	02-07-054			
	EMER	02-12-045			
	EMER	02-12-050			
	PROP	02-12-110			
	PROP	02-12-120			
	PERM	02-15-043			
	PERM	02-15-047			
Labor relations	EMER	02-12-052			

Subject/Agency Index

(Citation in bold type refer to material in this issue)

electronic filing	PERM	02-01-016	QUARTERLY REPORTS (See CODE REVISER'S OFFICE)
financial affairs, forms	EXPE	02-15-171	
reporting process	PERM	02-20-036	REAL ESTATE APPRAISERS (See LICENSING, DEPARTMENT OF)
	PREP	02-04-049	
	PROP	02-09-080	RENTON TECHNICAL COLLEGE
surplus funds	PERM	02-12-007	
	PREP	02-15-170	Meetings
Meetings	PROP	02-19-094	MISC
Rules	MISC	02-08-002	02-02-081
agenda	MISC	02-04-065	RETIREMENT SYSTEMS, DEPARTMENT OF
clarifications and corrections	PERM	02-03-018	
PUBLIC EMPLOYEES BENEFITS BOARD (See HEALTH CARE AUTHORITY)			Actuarial factors
PUBLIC EMPLOYMENT RELATIONS COMMISSION			Benefit options
Administration	MISC	02-16-028	Deferred compensation
Faculty collective bargaining	PREP	02-20-081	Definitions
Personnel System Reform Act	PREP	02-20-081	Dissolution's orders
Rules			Excess compensation
agenda	MISC	02-02-018	General provisions
	MISC	02-14-097	Law enforcement officers' and fire fighters' retirement system
State civil service employees collective bargaining	EMER	02-13-109	part-time leave of absence
			retirement age
PUBLIC INSTRUCTION, SUPERINTENDENT OF			Meetings
Apportionment funding	PERM	02-04-023	Pension bills
	PREP	02-10-009	Plan 3, defined contribution plans
	PREP	02-10-010	Post-retirement employment
	PREP	02-10-011	Public employees' retirement system (PERS) compensation, reporting for service credit
	PROP	02-18-041	
Driver education	PREP	02-16-040	plan 3
Fingerprint record check	PERM	02-06-044	
Highly capable students	PREP	02-18-116	Rules
K-4 staff enhancement	PERM	02-09-024	clarifications
	PREP	02-15-151	
	PROP	02-18-040	PREP
Learning improvement days	PROP	02-15-149	02-05-025
	PERM	02-20-063	PREP
Levies	PREP	02-10-008	02-06-041
	PROP	02-14-143	PROP
	PERM	02-17-113	02-09-055
Rules			PROP
withdrawal	PROP	02-05-031	02-10-098
	PROP	02-13-083	PERM
School bus specifications	PREP	02-12-024	02-12-084
	PROP	02-16-041	PERM
	PERM	02-20-031	02-14-009
Sick leave	PREP	02-20-032	PROP
Special allocations	PROP	02-10-007	02-15-153
	PERM	02-15-023	PERM
	PREP	02-17-112	02-18-046
Special education safety net	PERM	02-05-036	PROP
	PREP	02-17-112	02-11-028
University of Washington transition school and early entrance allocations	PREP	02-08-021	PREP
	PROP	02-12-097	02-06-092
	PERM	02-15-150	PREP
			02-14-095
			PROP
			02-18-074
PUBLIC WORKS BOARD (See COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT, DEPARTMENT OF)			REVENUE, DEPARTMENT OF
PUGET SOUND CLEAN AIR AGENCY			Estate tax
Asbestos notification requirements	PROP	02-09-082	chapter revisions
	PERM	02-13-120	
Civil penalty	PROP	02-17-111	Excise tax
Gasoline marketing	PROP	02-13-124	accommodation sales
Kitsap County no-burn zone	PROP	02-19-106	
Meetings	MISC	02-09-006	dentists, dental labs and physicians
	MISC	02-10-015	
Notice of construction fees	PROP	02-09-084	duplicating activities and mailing bureaus
	PERM	02-13-122	extracting natural products
Operating permit fees	PROP	02-09-085	farmers
	PERM	02-13-123	high technology business
Outdoor burning	PROP	02-13-124	Indians
	PROP	02-16-037	
Registration fees	PROP	02-09-083	laundry, dry cleaning, linen and uniform supply, and coin-operated services
	PERM	02-13-121	products and services, promotion of sale
			promotional materials, use tax
			tobacco products
			unpaid and overdue tax liabilities, collection
			PERM
			02-15-158
			Forest land and timber
			stumpage values
			PERM
			02-02-033
			PREP
			02-06-031
			PROP
			02-10-136
			PERM
			02-14-019
			PREP
			02-06-030
			MISC
			02-04-055
			Hazardous substance tax
			Interpretive statement

Subject/Agency Index

(Citation in bold type refer to material in this issue)

	MISC 02-04-056	Rules coordinator	MISC 02-15-114
	MISC 02-06-028		
	MISC 02-06-029	SECRETARY OF STATE	
	MISC 02-13-007	Archives local records grant program	EXPE 02-17-009
	MISC 02-13-008	Elections	
	MISC 02-14-012	absentee ballot envelopes	EMER 02-14-017
	MISC 02-14-129	administrators	PREP 02-10-054
	MISC 02-14-130	ballots	PROP 02-03-134
	MISC 02-15-108		PERM 02-07-029
	MISC 02-18-006	canvassing board	EXPE 02-15-157
	MISC 02-20-060		PERM 02-20-037
Leasehold excise tax	PREP 02-08-067	declaration of candidacy, electronic filings	PREP 02-08-013
	PROP 02-13-106		PROP 02-11-133
Oil spill response and administration tax	PERM 02-18-036		EMER 02-14-088
	PROP 02-06-032		PERM 02-15-156
	PERM 02-16-016	mail elections	PROP 02-03-133
Open Space Taxation Act		new resident voters	PERM 02-07-028
agricultural land valuation	EXPE 02-19-095		EXPE 02-09-008
rate of inflation	EMER 02-02-007		PERM 02-13-097
	PERM 02-03-041	polling places	PERM 02-02-066
	EXPE 02-20-097	voters' pamphlets	PERM 02-02-065
rate of interest	PERM 02-03-040		PERM 02-02-067
removal from forest land status	PERM 02-05-043	write-in or sticker votes	PERM 02-02-039
Property tax		Electronic online filing and digital image based storage	PREP 02-10-137
consolidated taxing districts	EXPE 02-09-018	Rules	
	PERM 02-14-011	clarifications	MISC 02-09-007
exemptions	PERM 02-02-009	withdrawal	PREP 02-11-029
	PREP 02-07-077		
	PROP 02-09-020	SHORELINE COMMUNITY COLLEGE	
	PROP 02-11-051	Meetings	MISC 02-06-128
	PROP 02-14-056		MISC 02-12-025
	PERM 02-15-020		MISC 02-14-033
levies	PERM 02-19-004		MISC 02-19-028
	PREP 02-10-110	Trustees, board of	PREP 02-02-079
rate of interest	PROP 02-16-055		PROP 02-06-127
refunds	PERM 02-03-039		PERM 02-11-090
	EMER 02-02-008		
stratification, ratio study and calculation	EXPE 02-19-096		
	PREP 02-06-108	SKAGIT VALLEY COLLEGE	
	PROP 02-10-032	Code of student conduct	PREP 02-18-049
	PERM 02-14-031	Meetings	MISC 02-02-029
taxing district boundaries and tax code areas	PROP 02-09-019		MISC 02-02-031
	PERM 02-14-011		MISC 02-03-043
Rules			MISC 02-04-052
agenda	MISC 02-02-097		MISC 02-04-104
	MISC 02-14-164		MISC 02-06-022
corrections	EXPE 02-15-107		MISC 02-06-111
	PERM 02-20-041		MISC 02-06-112
withdrawal	PROP 02-02-088		MISC 02-07-033
see erratum in Issue 02-03, proposed area			MISC 02-07-057
Sewerage collection business	PREP 02-20-096		MISC 02-07-058
Timber excise tax	PREP 02-08-068		MISC 02-08-009
	PROP 02-15-079		MISC 02-08-010
	PREP 02-17-078		MISC 02-08-011
Use tax			MISC 02-08-077
promotional materials	EMER 02-20-061		MISC 02-10-026
			MISC 02-11-111
RULES COORDINATORS			MISC 02-12-026
(See Issue 02-01 for complete list designated as of 12/26/01)			MISC 02-12-074
Academic and achievement accountability commission	MISC 02-01-037		MISC 02-14-094
Agriculture, department of	MISC 02-02-003		MISC 02-19-068
Central Washington University	MISC 02-10-014	SOCIAL AND HEALTH SERVICES, DEPARTMENT OF	
Community, trade, and economic development, department of		Administration	PROP 02-03-119
Eastern Washington University	MISC 02-16-073		PERM 02-15-119
Environmental hearings board	MISC 02-20-020	Aging and adult services administration	
Financial management, office of	MISC 02-11-036	adult day services	PREP 02-15-056
Information services, center for	MISC 02-03-036	adult family homes	PROP 02-03-117
Labor and industries, department of	MISC 02-12-057		PROP 02-11-031
Pollution liability insurance agency	MISC 02-06-113		PROP 02-11-032
Seattle Community Colleges	MISC 02-19-104		PROP 02-14-161
South Puget Sound Community College	MISC 02-15-114		PERM 02-15-065
Tobacco settlement authority	MISC 02-12-083		PERM 02-15-066
Toxicologist, state	MISC 02-14-105		PERM 02-15-081
	MISC 02-01-088		PROP 02-15-135
			PERM 02-20-004
			PERM 02-20-005
SCHOOLS		guardianship fees	PREP 02-01-043
(See EDUCATION, BOARD OF)			PROP 02-11-067
SEATTLE COMMUNITY COLLEGES		home and community programs	PREP 02-20-017
Meetings	MISC 02-15-089	home and community residential care rates	PREP 02-01-009

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

instructor training	PROP 02-11-129	PREP 02-08-054
	PERM 02-15-064	PREP 02-09-049
limited nursing services	PREP 02-09-047	PROP 02-09-061
	PROP 02-14-062	PROP 02-09-062
	PERM 02-17-027	PREP 02-09-073
medians, recalculation	EMER 02-04-011	PREP 02-11-062
Medicaid rates for contracted home and community residential care services	EMER 02-14-081	PREP 02-11-065
	PREP 02-14-099	PERM 02-14-021
	PROP 02-18-099	PERM 02-14-022
medically needy waiver	PREP 02-11-064	PERM 02-14-023
nursing homes	PROP 02-07-116	EMER 02-14-065
	PREP 02-11-066	PROP 02-14-098
	PREP 02-11-126	PROP 02-16-031
	PERM 02-14-063	PROP 02-16-033
	EMER 02-14-082	PERM 02-17-028
	PROP 02-17-094	PREP 02-20-056
	PERM 02-20-058	PERM 02-20-069
	PROP 02-20-103	PREP 02-11-061
PACE	PROP 02-12-067	PROP 02-20-039
	PERM 02-15-138	PROP 02-01-102
	PREP 02-18-082	PERM 02-04-057
rules, clarification	PREP 02-04-096	EMER 02-04-095
	PROP 02-16-080	PROP 02-05-069
	PROP 02-19-024	PERM 02-09-051
	PERM 02-10-117	EMER 02-18-104
social services for adults		PREP 02-03-094
Alcohol and substance abuse		PROP 02-07-115
chemical dependency service providers	PREP 02-10-112	EMER 02-08-020
grant application	MISC 02-17-007	PREP 02-10-074
opiate substitution treatment programs	EMER 02-07-015	PERM 02-11-033
	EMER 02-15-015	PREP 02-12-044
treatment for low-income and indigent clients	PREP 02-12-043	EMER 02-14-080
Assistance programs		PREP 02-16-078
application procedures	PREP 02-03-091	PROP 02-17-093
	PROP 02-09-065	PERM 02-20-070
	PREP 02-14-159	PROP 02-02-053
background checks	PERM 02-01-011	EMER 02-12-091
benefit issuance	PREP 02-11-063	PERM 02-18-106
	PROP 02-15-146	
	PERM 02-18-105	Washington state combined application project (WASHCAP)
change in benefits, effective date	PROP 02-10-093	
	PERM 02-14-086	
child support references	PREP 02-11-060	working connections child care
	PROP 02-15-147	
	PERM 02-19-041	
food assistance	PREP 02-01-098	
	PREP 02-01-100	
	PERM 02-03-020	
	PROP 02-03-021	
	PROP 02-03-100	
	PROP 02-05-068	Child care agencies
	PERM 02-06-090	day camps
	PROP 02-08-059	
	PROP 02-09-063	day care centers
	PREP 02-09-073	
	PREP 02-09-074	
	PREP 02-10-073	
	EMER 02-10-091	
	EMER 02-11-052	day care homes
	PERM 02-11-137	emergency respite center
	PREP 02-13-070	foster homes
	PROP 02-15-118	
	PROP 02-16-032	licensing
	PROP 02-17-029	
	EMER 02-17-039	Child protective services
	PREP 02-17-069	
	PERM 02-18-083	Child support, division of
	PROP 02-18-102	mailings, hearings
	EMER 02-18-103	
	PROP 02-19-025	medical child support obligations
	EMER 02-19-026	records, confidentiality
	PROP 02-19-042	suspension of collection
	EMER 02-19-043	Uniform Parentage Act
	PROP 02-19-044	Children's administration
	EMER 02-19-045	adoption
	EMER 02-20-003	Deaf, State School for the
	PREP 02-20-053	emergency respite centers
	PREP 02-20-057	Group receiving centers (GRC)
	PERM 02-20-068	group receiving centers (GRC)
general assistance - expedited	PREP 02-11-125	
income	PERM 02-03-019	
	PERM 02-06-089	

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Developmental disabilities services			MISC	02-01-078
community residential services	EMER	02-02-084	MISC	02-01-079
eligibility	PREP	02-05-088	MISC	02-01-080
	PREP	02-07-107	MISC	02-02-022
family support opportunity services	PERM	02-01-074	MISC	02-03-032
rules, corrections	PROP	02-11-143	MISC	02-03-033
	PERM	02-16-014	MISC	02-03-082
special commitment center	PERM	02-02-054	MISC	02-03-113
state supplemental payment (SSP)	EMER	02-14-064	MISC	02-03-114
	PREP	02-17-068	MISC	02-04-006
	EMER	02-20-045	MISC	02-04-007
voluntary placement program	PROP	02-16-061	MISC	02-04-008
Division of child support			MISC	02-04-009
support and paternity establishment	PREP	02-13-042	MISC	02-04-010
Hearing rules	PROP	02-17-090	MISC	02-04-098
	PROP	02-17-091	MISC	02-04-099
	PROP	02-17-092	MISC	02-04-100
Juvenile rehabilitation			MISC	02-05-038
minimum security institution	PREP	02-11-142	MISC	02-05-039
	PROP	02-18-110	MISC	02-05-040
Medical assistance			MISC	02-05-041
alien status	PERM	02-03-008	MISC	02-05-072
baby and child dentistry	PROP	02-07-113	MISC	02-06-082
	PERM	02-11-136	MISC	02-07-042
breast and cervical cancer	PERM	02-01-134	MISC	02-07-088
community options program entry system (COPEs)			MISC	02-07-089
community rehabilitation services	PERM	02-05-003	MISC	02-09-035
critical access hospital program	PREP	02-01-130	MISC	02-09-036
	PROP	02-10-114	MISC	02-09-078
dental-related services	PERM	02-13-099	MISC	02-10-016
	PROP	02-08-088	MISC	02-10-037
	PERM	02-13-074	MISC	02-10-038
	PREP	02-17-070	MISC	02-10-039
disease management services	PREP	02-07-110	MISC	02-10-111
durable medical equipment	PROP	02-10-115	MISC	02-10-115
elimination of state-funded assistance for children and families			MISC	02-11-015
	PREP	02-10-040	MISC	02-11-016
	PROP	02-13-100	MISC	02-11-017
	PROP	02-13-101	MISC	02-11-018
	PROP	02-13-102	MISC	02-11-124
	PROP	02-13-103	MISC	02-12-032
	PROP	02-13-104	MISC	02-12-033
	PERM	02-17-030	MISC	02-12-034
emergency room services, billing	PREP	02-01-076	MISC	02-12-035
	PROP	02-09-079	MISC	02-12-036
	PERM	02-12-070	MISC	02-12-037
family medical programs, excluded resources	PROP	02-01-132	MISC	02-12-038
	PERM	02-05-004	MISC	02-12-039
family planning services	PREP	02-09-048	MISC	02-12-040
	PROP	02-14-160	MISC	02-12-041
federal poverty level income standards	PROP	02-03-097	MISC	02-12-042
	PERM	02-07-090	MISC	02-12-086
	PREP	02-08-056	MISC	02-12-087
	EMER	02-08-057	MISC	02-12-088
federally qualified health centers and rural health clinics			MISC	02-12-089
first steps childcare program	MISC	02-05-067	MISC	02-12-090
foster care, early and periodic screening, diagnosis, and treatment program	PREP	02-07-108	MISC	02-13-006
health centers and rural health clinics			MISC	02-13-009
	PROP	02-03-099	MISC	02-13-029
	PREP	02-06-088	MISC	02-13-030
	PERM	02-07-016	MISC	02-13-031
healthcare for workers with disabilities	PERM	02-01-073	MISC	02-13-032
	EMER	02-02-070	MISC	02-13-033
	PREP	02-10-075	MISC	02-13-034
hearings	PROP	02-17-083	MISC	02-13-035
home health services	PROP	02-08-089	MISC	02-13-036
	PERM	02-15-082	MISC	02-13-037
hospital services	PREP	02-03-092	MISC	02-13-038
	PREP	02-06-084	MISC	02-13-039
	EMER	02-09-053	MISC	02-13-040
	EMER	02-17-022	MISC	02-13-041
	PROP	02-17-082	MISC	02-13-068
	PREP	02-18-098	MISC	02-13-069
income standards	PERM	02-03-009	MISC	02-13-098
interpreter services	PREP	02-11-127	PREP	02-13-098
interpretive or policy statements			MISC	02-14-020
	MISC	02-01-044	MISC	02-14-030
	MISC	02-01-045	MISC	02-14-043
	MISC	02-01-046	MISC	02-14-044
	MISC	02-01-047	MISC	02-14-045
	MISC	02-01-048	MISC	02-14-077
	MISC	02-01-049	MISC	02-14-078
	MISC	02-01-077	MISC	02-14-079
			MISC	02-14-101
			MISC	02-14-102

Subject/Agency Index

(Citation in bold type refer to material in this issue)

	MISC	02-15-059		PROP	02-11-058
	MISC	02-15-060		PROP	02-11-059
	MISC	02-15-061		PREP	02-15-057
	MISC	02-15-062		PREP	02-15-058
	MISC	02-15-063		PREP	02-16-077
	MISC	02-15-080		PROP	02-18-091
	MISC	02-15-144		PREP	02-19-020
	MISC	02-15-145		PROP	02-20-052
	MISC	02-15-186	Telephone assistance program	PROP	02-13-072
	MISC	02-16-027	Temporary assistance to needy families		
	MISC	02-16-029	time limit	PROP	02-09-075
	MISC	02-16-053		PERM	02-12-068
	MISC	02-16-075		PERM	02-15-067
	MISC	02-16-076		PROP	02-17-110
	MISC	02-17-040	Vocational rehabilitation services		
	MISC	02-17-095	federal compliance	PREP	02-01-131
	MISC	02-17-096		PREP	02-19-023
	MISC	02-17-097		PROP	02-20-043
	MISC	02-18-029	WorkFirst		
	MISC	02-18-096	child safety net payments	PROP	02-10-076
	MISC	02-18-097		PERM	02-14-084
	MISC	02-19-021	community jobs program	EMER	02-01-010
	MISC	02-19-085		PROP	02-08-058
	MISC	02-19-086		PERM	02-20-073
	MISC	02-20-001	infant care exemption	PROP	02-10-138
	MISC	02-20-002		PERM	02-14-087
	MISC	02-20-028	job search	PROP	02-01-133
	MISC	02-20-029		PERM	02-04-058
	MISC	02-20-030	participation requirements	PREP	02-01-008
	MISC	02-20-051		PROP	02-09-076
kidney/dialysis services	PREP	02-06-086		PROP	02-09-077
limited English proficient (LEP) services	PREP	02-15-134		PROP	02-11-131
long term care	EMER	02-10-017		PERM	02-14-083
	PREP	02-10-041		PERM	02-15-067
	PROP	02-10-113	sanctions	PROP	02-09-075
	PERM	02-14-162	support services	PROP	02-07-112
	EMER	02-17-081		PERM	02-11-130
managed care	PERM	02-01-075			
maternity related services	PROP	02-03-098	SOUTH PUGET SOUND COMMUNITY COLLEGE		
	PERM	02-07-043	Distribution and posting of materials	PREP	02-20-107
medical extensions	PROP	02-06-097	Meetings	MISC	02-06-093
	PERM	02-10-018		MISC	02-19-027
medically indigent program	PREP	02-01-101	Rules coordinator	MISC	02-12-083
	PROP	02-06-096			
	PERM	02-10-116	SOUTHWEST CLEAN AIR AGENCY		
Medicare savings program	PREP	02-07-111	Outdoor burning	PROP	02-04-038
	PROP	02-07-114		PERM	02-13-014
	PERM	02-11-074			
	EMER	02-16-030	SPOKANE COUNTY AIR POLLUTION CONTROL AUTHORITY		
orthodontic coverage for DSHS children	PERM	02-01-050	Fees	PERM	02-03-031
pharmacy services	PREP	02-03-093	Outdoor burning	PROP	02-01-053
	PROP	02-12-092		PERM	02-01-054
	PERM	02-17-023	Right of entry	PERM	02-03-031
physician-related services	EXPE	02-05-042	Rules		
	PROP	02-18-101	withdrawal	PROP	02-03-065
prescription drug mail order program	PREP	02-14-100			
provider requirements	PREP	02-10-139	SPOKANE, COMMUNITY COLLEGES OF		
	PROP	02-16-079	Meetings	MISC	02-01-017
qualified individual program	PREP	02-20-054		MISC	02-16-058
services subject to recovery	PREP	02-02-052			
speech generating device	PERM	02-16-054	SPORTS, PROFESSIONAL		
SSI eligible clients	PREP	02-01-099	(See LICENSING, DEPARTMENT OF; HORSE RACING		
	EMER	02-02-071	COMMISSION)		
transfer of an asset, LTC services	PREP	02-07-109			
	PREP	02-09-050	SUPREME COURT REPORTS, COMMISSION ON		
trusts, annuities, and life estates	PERM	02-09-052	Meetings	MISC	02-11-047
vision services	PREP	02-06-085			
Office of the secretary			SUPREME COURT, STATE		
public records	PREP	02-01-007	Admission to practice rules	MISC	02-13-016
Rules				MISC	02-13-019
agenda	MISC	02-03-034		MISC	02-19-031
	MISC	02-15-187	Appellate court	MISC	02-01-027
withdrawal	PREP	02-03-115		MISC	02-01-029
	PREP	02-03-116	Courts of limited jurisdiction	MISC	02-01-025
	PREP	02-05-064		MISC	02-01-026
	PREP	02-05-065		MISC	02-01-028
	PREP	02-05-066		MISC	02-01-029
	PREP	02-07-087		MISC	02-07-006
	PROP	02-08-061		MISC	02-07-008
	PROP	02-10-036		MISC	02-07-009
	PROP	02-10-072		MISC	02-07-030
	PROP	02-11-023		MISC	02-13-020

INDEX

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

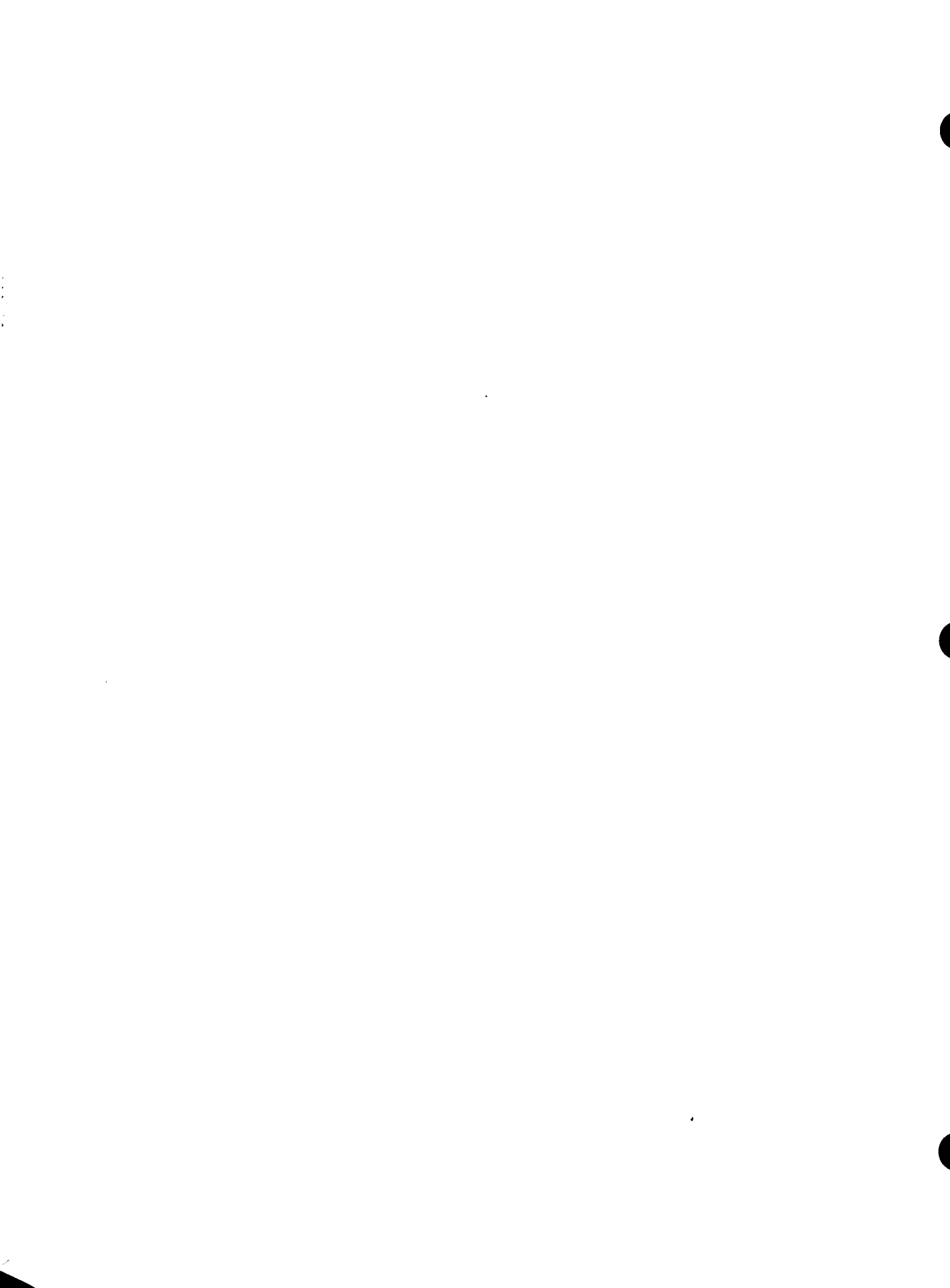
	MISC	02-15-005	Signage, winter road conditions	PROP	02-03-049
	MISC	02-15-007		PERM	02-06-106
	MISC	02-15-009	Small works roster	PREP	02-20-023
	MISC	02-19-030	Special motor vehicle permit		
	MISC	02-19-033	speed limits	EMER	02-15-110
Enforcement of lawyer conduct	MISC	02-07-007		PREP	02-15-111
	MISC	02-19-034			
General rules	MISC	02-01-023	TREASURER'S OFFICE		
	MISC	02-01-024	Usury rate (See inside front cover)		
	MISC	02-07-005			
	MISC	02-07-009	UNEMPLOYMENT COMPENSATION		
	MISC	02-09-013	(See EMPLOYMENT SECURITY DEPARTMENT)		
	MISC	02-09-014			
	MISC	02-09-015	UNIFORM COMMERCIAL CODE		
	MISC	02-09-016	(See LICENSING, DEPARTMENT OF)		
	MISC	02-13-017			
	MISC	02-13-018	UNIFORM LEGISLATION COMMISSION		
	MISC	02-15-004	Meetings	MISC	02-04-048
	MISC	02-15-006			
	MISC	02-19-032	UNIVERSITY OF WASHINGTON		
Juvenile court	MISC	02-07-030	Admission and registration procedures	PROP	02-01-105
Lawyers' fund for client protection	MISC	02-01-021		PERM	02-06-021
Rules on appeal	MISC	02-07-031	Facilities		
Superior court	MISC	02-01-022	security measures	PROP	02-01-104
	MISC	02-01-025		EMER	02-03-102
	MISC	02-02-006		PERM	02-06-020
	MISC	02-07-006	Meetings	MISC	02-03-079
	MISC	02-07-009		MISC	02-03-122
	MISC	02-07-030		MISC	02-06-110
	MISC	02-13-015	Parking and traffic	PROP	02-03-085
	MISC	02-15-008		PREP	02-04-037
	MISC	02-15-010		EMER	02-04-087
				PREP	02-06-045
				PERM	02-08-023
TACOMA COMMUNITY COLLEGE				PROP	02-10-080
Meetings	MISC	02-07-034		EMER	02-11-045
				PROP	02-15-012
TAX APPEALS, BOARD OF				PERM	02-20-044
Meetings	MISC	02-01-042	Policy statements	MISC	02-12-075
Precedential decisions	PROP	02-09-029		MISC	02-19-046
	PERM	02-14-034	Rules		
			agenda	MISC	02-03-072
THE EVERGREEN STATE COLLEGE				MISC	02-15-074
Meetings	MISC	02-07-079	Tacoma campus		
			parking and traffic	EMER	02-06-042
TOBACCO SETTLEMENT AUTHORITY				PROP	02-08-066
Environmental policy	EXPE	02-13-094		PROP	02-13-066
	PERM	02-20-026		PERM	02-15-174
Ethics policy	EXPE	02-13-095			
	PERM	02-20-027			
Organization	EXPE	02-13-092	USURY RATE		
	PERM	02-20-024	(See inside front cover)		
Public meetings	EXPE	02-13-093	UTILITIES AND TRANSPORTATION COMMISSION		
	PERM	02-20-025	Adoption-by-reference dates	EXPE	02-12-131
Rules				PERM	02-18-033
agenda	MISC	02-14-105	Customer deposits, interest rate	PREP	02-10-055
coordinator	MISC	02-14-105		PROP	02-17-088
TOXICOLOGIST, STATE			Hazardous liquid pipeline safety	PROP	02-12-132
Rules coordinator	MISC	02-01-088		PERM	02-18-032
			Meetings	PERM	02-20-015
TRANSPORTATION IMPROVEMENT BOARD			Passenger transportation companies	MISC	02-07-040
Meetings	MISC	02-16-074	Pipeline safety	PREP	02-12-020
			Reporting of transactions	PERM	02-03-016
TRANSPORTATION, DEPARTMENT OF			Tariffs	PREP	02-20-105
Central and field office descriptions	PERM	02-10-021	Telecommunications	PERM	02-11-081
Ferries			classification	PERM	02-11-080
fares	PREP	02-01-139	customer information rules	PROP	02-08-081
	PROP	02-05-062	registration and classification	PROP	02-07-041
	PERM	02-09-010	Telephone assistance program	PERM	02-03-017
Manufactured housing, transport	PREP	02-10-058	Telephone companies		
	EMER	02-10-059	rules, clarifications and revisions	PROP	02-12-055
	PERM	02-14-004			
	PROP	02-14-024	WALLA WALLA COMMUNITY COLLEGE		
	PERM	02-17-004	Meetings	MISC	02-15-130
Meetings	MISC	02-02-040		MISC	02-19-065
Rail fixed guideway systems	PREP	02-06-004			
	PROP	02-10-020	WASHINGTON STATE HISTORICAL SOCIETY		
	PERM	02-13-004	Meetings	MISC	02-19-008
Rules					
agenda	MISC	02-02-083	WASHINGTON STATE LIBRARY		
	MISC	02-17-006	Meetings	MISC	02-03-042

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

	MISC	02-05-026
	MISC	02-06-005
	MISC	02-08-012
	MISC	02-11-113
WASHINGTON STATE PATROL		
Background checks	PREP	02-19-052
Commercial vehicle safety alliance decal	PREP	02-11-037
	PROP	02-16-046
Fire codes	PREP	02-07-018
	PROP	02-11-038
	PERM	02-16-023
Meetings	MISC	02-02-005
	MISC	02-15-143
	MISC	02-17-057
Motor vehicles		
emergency vehicle permits	PERM	02-07-055
tires	PROP	02-15-072
	PERM	02-19-055
Respite care centers, fire protection	EMER	02-03-060
	PREP	02-11-116
	PROP	02-17-102
Towing	PERM	02-07-056
WASHINGTON STATE UNIVERSITY		
Meetings	MISC	02-20-084
Student conduct code	PREP	02-06-094
	PROP	02-11-093
	PERM	02-15-075
Traffic and parking	PREP	02-07-104
	PROP	02-11-092
	PERM	02-14-071
WASTEWATER		
(See ECOLOGY, DEPARTMENT OF; LICENSING, DEPARTMENT OF)		
WATER		
(See ECOLOGY, DEPARTMENT OF)		
WENATCHEE VALLEY COLLEGE		
Meetings	MISC	02-16-072
WESTERN WASHINGTON UNIVERSITY		
Meetings	MISC	02-03-071
	MISC	02-14-076
Student rights and responsibilities code	PROP	02-16-088
Transportation issues	PERM	02-07-045
WHATCOM COMMUNITY COLLEGE		
Control of dogs	PREP	02-06-104
	PROP	02-19-057
	PROP	02-20-067
Meetings	MISC	02-01-107
	MISC	02-08-064
	MISC	02-11-004
Rules agenda	MISC	02-17-072
Student rights and responsibilities	PREP	02-06-103
	PROP	02-19-056
	PROP	02-20-066
WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD		
Meetings	MISC	02-01-057
	MISC	02-05-005
	MISC	02-11-005
	MISC	02-15-090
	MISC	02-18-075
YAKIMA CLEAN AIR AUTHORITY		
State implementation plan (SIP)	PROP	02-17-080







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