

# Washington State Register

October 15, 2003

OLYMPIA, WASHINGTON

ISSUE 03-20



## IN THIS ISSUE

Aging and Disability Services Administration  
Agriculture, Department of  
Apple Commission  
Bellingham Technical College  
Boiler Rules, Board of  
Clover Park Technical College  
Community and Technical Colleges,  
State Board for  
Deaf, Washington State School for the  
Eastern Washington University  
Ecology, Department of  
Economic Services Administration  
Employment and Assistance Programs,  
Division of  
Environmental Hearings Office  
Fish and Wildlife, Department of  
Forest Practices Board  
Gambling Commission  
General Administration, Department of  
Health and Rehabilitative Services  
Administration  
Health, Department of  
Health, State Board of  
Higher Education Coordinating Board  
Information Services, Department of  
Insurance Commissioner, Office of the  
Labor and Industries, Department of  
Licensing, Department of  
Lottery, Washington State  
Medical Assistance Administration  
Noxious Weed Control Board  
Pension Policy, Select Committee on  
Personnel Resources Board  
Pharmacy, Board of  
Public Works Board  
Puget Sound Clean Air Agency  
Renton Technical College  
Retirement Systems, Department of  
Revenue, Department of  
Social and Health Services, Department of  
Spokane, Community Colleges of  
State Interoperability Executive Committee  
Title and Registration Advisory Committee  
Transportation, Department of  
Utilities and Transportation Commission  
Washington State University

## 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 2003 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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

---

# WASHINGTON STATE REGISTER

(ISSN 0164-6389) is published twice each month by the Statute Law Committee, Office of the Code Reviser, Olympia, WA 98504-0552, pursuant to RCW 34.08.020. Subscription rate is \$211.38 per year, sales tax included, postpaid to points in the United States. Periodical postage paid at Olympia, Washington.

POSTMASTER: SEND ADDRESS CHANGES TO:

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

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

**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].

**2003-2004**

**DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION**

Issue Number	Closing Dates <sup>1</sup>			Distribution Date	First Agency Hearing Date <sup>3</sup>	Expedited Adoption <sup>4</sup>
	Non-OTS and 30 p. or more	Non-OTS and 11 to 29 p.	OTS <sup>2</sup> or 10 p. max. Non-OTS	Count <sup>20</sup> days from -	For hearing on or after	First Agency Adoption Date
03 -20	Sep 3, 2003	Sep 17, 2003	Oct 1, 2003	Oct 15, 2003	Nov 4, 2003	Dec 2, 2003
03 -21	Sep 24, 2003	Oct 8, 2003	Oct 22, 2003	Nov 5, 2003	Nov 25, 2003	Dec 23, 2003
03 -22	Oct 8, 2003	Oct 22, 2003	Nov 5, 2003	Nov 19, 2003	Dec 9, 2003	Jan 6, 2004
03 -23	Oct 22, 2003	Nov 5, 2003	Nov 19, 2003	Dec 3, 2003	Dec 23, 2003	Jan 20, 2004
03 -24	Nov 5, 2003	Nov 19, 2003	Dec 3, 2003	Dec 17, 2003	Jan 6, 2004	Feb 3, 2004
04 -01	Nov 26, 2003	Dec 10, 2003	Dec 24, 2003	Jan 7, 2004	Jan 27, 2004	Feb 24, 2004
04 -02	Dec 10, 2003	Dec 24, 2003	Jan 7, 2004	Jan 21, 2004	Feb 10, 2004	Mar 9, 2004
04 -03	Dec 24, 2003	Jan 7, 2004	Jan 21, 2004	Feb 4, 2004	Feb 24, 2004	Mar 23, 2004
04 -04	Jan 7, 2004	Jan 21, 2004	Feb 4, 2004	Feb 18, 2004	Mar 9, 2004	Apr 6, 2004
04 -05	Jan 21, 2004	Feb 4, 2004	Feb 18, 2004	Mar 3, 2004	Mar 23, 2004	Apr 20, 2004

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

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

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

<sup>4</sup> A minimum of forty-five days is required between the distribution date of the Register giving notice of the expedited adoption and the agency adoption date. No hearing is required, but the public may file written objections. See RCW 34.05.230 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 September 30, 2003. The 2003 annual subscription price is \$211.38 (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	500	500
Paid circulation		
Paid outside-county mail subscriptions	182	190
Paid in-county subscriptions	0	0
Sales through dealers and carriers, street vendors, counter sales	60	63
Other classes mailed through the USPS	0	0
Total paid circulation	242	253
Free distribution by mail		
Outside-county	34	36
In-county	0	0
Other classes mailed through the USPS	6	6
Free distribution outside the mail	29	30
Total free distribution	69	72
Total distribution	311	325
Copies not distributed	189	175
Total	500	500
Percent paid circulation	77.81%	77.85%

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;

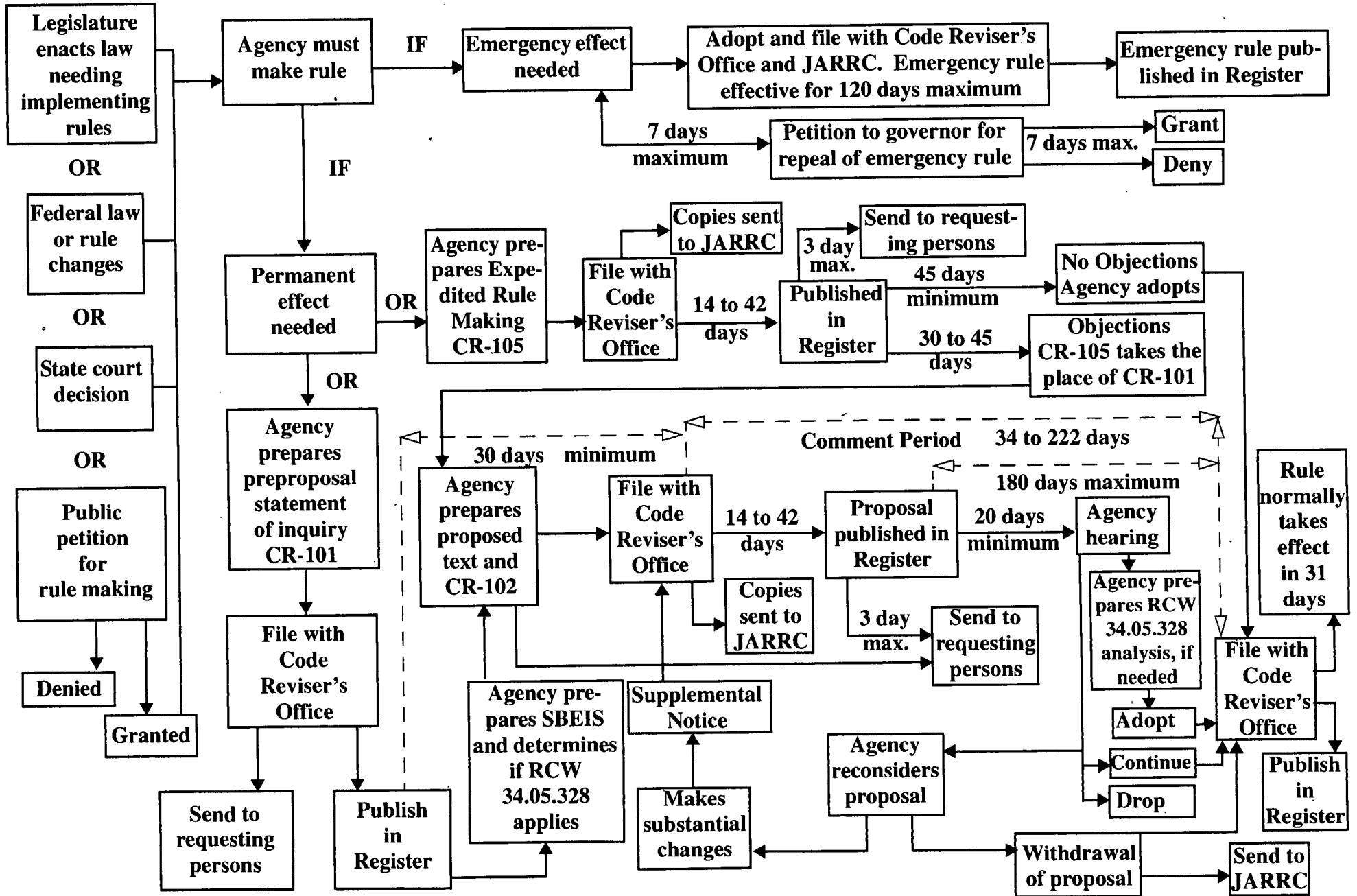
There is less than minor economic impact on business;

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 03-20-021**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed September 23, 2003, 11:55 a.m.]

Subject of Possible Rule Making: WAC 388-436-0015 Consolidated emergency assistance program (CEAP). The Division of Employment and Assistance Programs is amending the rule to correct a typographical error by changing the reference listed in subsection (2) from WAC 388-468-0010 to WAC 388-468-0005.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To correct a typographical error by changing the reference listed in subsection (2) from WAC 388-468-0010 to WAC 388-468-0005.

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

Process for Developing New Rule: The Department of Social and Health Services (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 proposal 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 Patti Clark, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 413-3084, fax (360) 413-3493, e-mail clarkpj@dshs.wa.gov.

September 23, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**WSR 03-20-022**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed September 23, 2003, 11:56 a.m.]

Subject of Possible Rule Making: The Division of Employment and Assistance Programs is amending the following rules:

WAC 388-446-0005 Disqualification period for cash assistance, the amended rule is to correct a typographical error by changing the reference listed in subsection (4) from WAC 388-418-0030 to WAC 388-458-0030; and

WAC 388-446-0015 Intentional program violation (IPV) and disqualification hearings for food assistance, the amended rule is to correct obsolete cross references to chap-

ter 388-08 WAC and WAC 388-08-064 with correct references in chapter 388-02 WAC.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To correct a typographical error by changing the reference listed in subsection (4) from WAC 388-418-0030 to WAC 388-458-0030; and to correct obsolete references to repealed chapter 388-08 WAC with the correct references in chapter 388-02 WAC.

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

Process for Developing New Rule: The Department of Social and Health Services (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 proposal 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 Patti Clark, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 413-3084, fax (360) 413-3493, e-mail clarkpj@dshs.wa.gov.

September 23, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**WSR 03-20-023**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed September 23, 2003, 11:57 a.m.]

Subject of Possible Rule Making: WAC 388-470-0040 Additional excluded resources for SSI-related medical assistance, the Division of Employment and Assistance Programs is amending the rule to correct a typographical error by changing the reference listed in subsection (4)((b)(ii))(D) from WAC 388-450-0040 to WAC 388-450-0025.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To correct a typographical error by changing the reference listed in subsection (4)((b)(ii))(D) from WAC 388-450-0040 to WAC 388-440-0025.

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

Process for Developing New Rule: The Department of Social and Health Services (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 proposal 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 Patti Clark, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 413-3084, fax (360) 413-3493, e-mail clarkpj@dshs.wa.gov.

September 23, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

#### WSR 03-20-024

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

(Economic Services Administration)

[Filed September 23, 2003, 11:58 a.m.]

**Subject of Possible Rule Making:** WAC 388-426-0005 Client complaints, the Division of Employment and Assistance Programs is amending the rule to correct a typographical error by changing the reference listed in subsection (2)(d) from WAC 388-08-413 to chapter 388-02 WAC.

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

**Reasons Why Rules on this Subject may be Needed and What They Might Accomplish:** To correct a typographical error by changing the reference listed in subsection (2)(b) [(2)(d)] from WAC 388-08-413 to chapter 388-02 WAC.

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

**Process for Developing New Rule:** The Department of Social and Health Services (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 proposal 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 Patti Clark, Program Manager, Division of Employment and Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 413-3084, fax (360) 413-3493, e-mail clarkpj@dshs.wa.gov.

September 23, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

#### WSR 03-20-025

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

(Economic Services Administration)

[Filed September 23, 2003, 12:00 p.m.]

**Subject of Possible Rule Making:** The Division of Child Care and Early Learning (DCCCEL) is establishing minimum licensing requirements (MLRs) for child care centers caring exclusively for school-age children. This action includes repealing all sections in chapter 388-151 WAC and creating a new chapter 388-297 WAC. The sections of this WAC are being repealed so that it can [be] reorganized and rewritten in clear rule language and components of each section clarified.

**Statutes Authorizing the Agency to Adopt Rules on this Subject:** Chapter 74.15 RCW, RCW 74.08.090.

**Reasons Why Rules on this Subject may be Needed and What They Might Accomplish:** Minimum licensing requirements for school-age child care centers are necessary to protect and promote the health, safety, and well being of children in out-of-home care. The intent of moving these rules to chapter 388-295 WAC is to reorganize and clarify minimum licensing requirements to make it easier for child care providers to follow the MLRs.

**Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies:** Department of Health-Immunization Program; Washington State Patrol (State Fire Marshal); and Division of Labor and Industries (minor work laws, first aid and CPR, blood-borne pathogens, electrical).

**Process for Developing New Rule:** All interested parties are invited to review and provide input on the changes to the draft language. Interested parties can obtain draft material by contacting the identified representatives below. Draft materials will be sent to several key stakeholders in the school age care community including the Child Care Coordinating Committee, the Licensing Subcommittee, the Health and Safety Subcommittee, Child Care Resource and Referral, Healthy Child Care Washington, child care nurse consultants in all local health jurisdictions and interdisciplinary workgroups including child care providers. Postcards will be sent to each school-age child care center in the state of Washington announcing the proposed change and location on the DCCCEL internet site for review and comment.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Liz Egge, Licensing Program Manager, Division of Child Care and Early Learning, P.O. Box 45480, Olympia, WA 98504-5480, phone (360) 413-3134, fax (360) 413-3482, e-mail Eggeeh@dshs.wa.gov, Street Address: 1009 College Street, Lacey, WA 98503.

September 18, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit



**WSR 03-20-033****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING**

[Filed September 23, 2003, 1:18 p.m.]

Subject of Possible Rule Making: Amendment of WAC 308-13-150 Landscape architect fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.96.080 Fees, 43.24.086 Fee policy for professions, occupations and businesses; requires fees to be at a sufficient level to defray the cost of administering the program.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule is needed to ensure that fiscal year 2005 revenues do not exceed expenditure levels which are consistent with overall general fund appropriations.

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 George Twiss, Department of Licensing, Business and Professions Division, Landscape Architect Registration Board, P.O. Box 9045, Olympia, WA 98507-9045, (360) 664-1565, fax (360) 664-2551.

September 23, 2003

George A. Twiss

Acting Administrator

**WSR 03-20-043****PREPROPOSAL STATEMENT OF INQUIRY  
STATE BOARD OF HEALTH**

[Filed September 24, 2003, 12:01 p.m.]

Subject of Possible Rule Making: WAC 246-100-206 through 246-100-209, sexually transmitted diseases and HIV/AIDS counseling and testing standards; WAC 246-100-010 Communicable disease definitions; WAC 246-100-036 Responsibilities and duties—Local health officers; WAC 246-100-072 Rules for notification of partners at risk of HIV infection; WAC 246-101-01 Notifiable conditions definitions; WAC 246-100-505 Duties of the local health officer or the local health department; WAC 246-100-520 and 246-100-635, Special conditions—HIV and AIDS; and other changes to chapters 246-100 and 246-101 WAC as necessary.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 70.24.130, 43.20.050.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: When the 1988 AIDS omnibus law was enacted, it set out a national model for HIV/AIDS statutes and subsequent regulations. In the ensuing fifteen years there have been several major changes impacting public health practice with regard to this disease, including the introduction in the mid 1990s of effective drugs to suppress the progression of disease and recent evidence of increases in risk behaviors and HIV incidence. In addition there continue to be technological advances, such as rapid

HIV tests, which were not anticipated when the original legislation was written. This rule review would improve the rules and regulations governing the testing, care and treatment of HIV/AIDS. It may also consider expanding rules to include other bloodborne pathogens such as hepatitis C.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The State Board of Health (SBOH) and the Department of Health (DOH) have rule-making authority under RCW 70.24.130. This rule will be developed in close collaboration between the two agencies. SBOH and DOH will also consult with the Department of Corrections (DOC), which has a large population with HIV and hepatitis, and with state agencies that purchase health care, namely DOC, the Department of Social and Health Services, the Health Care Authority, and Veterans Affairs. They will also involve state minority affairs commissions. Finally, they will work closely with the Centers for Disease Control and Prevention, whose new recommendations and guidelines for HIV counseling and testing that are inconsistent with current state policy.

Process for Developing New Rule: Collaborative rule making. The Board of Health and the Department of Health will work together and consult with interested parties to develop the proposed rule. In addition to working with the agencies identified above, the department and board will contact the medical, hospital, and public health associations, community-based organization, HIV and hepatitis advocacy organizations, organizations representing communities of color, local health officers, the AIDS Nets, the Governor's Advisory Council on HIV/AIDS, legislative members and staffers, and other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Peppert, Manager, HIV Prevention and Education Services, Washington State Department of Health, P.O. Box 47840, Olympia, WA 98504-7840, phone (360) 236-3427, fax (360) 236-3400, e-mail john.peppert@doh.wa.gov; or Craig McLaughlin, Senior Policy Manager, Washington State Board of Health, P.O. Box 47990, Olympia, WA 98504-7990, phone (360) 236-4106, fax (360) 236-4088, e-mail Craig.McLaughlin@doh.wa.gov.

September 24, 2003

Don Sloma

Executive Director

**WSR 03-20-046****PREPROPOSAL STATEMENT OF INQUIRY  
FOREST PRACTICES BOARD**

[Filed September 25, 2003, 11:35 a.m.]

Subject of Possible Rule Making: Cultural resources inventory, assessment, protection and management in forest practices.

Statutes Authorizing the Agency to Adopt Rules on this Subject: The Forest Practices Board's authority to adopt forest practices rules is granted under RCW 76.09.040 and 76.09.370.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Pursuant to RCW 76.09.370, the Forest Practices Board takes action on certain commitments made in the 1999 forests and fish report. The report commitments included creation of a cultural resources assessment and protection module for watershed analysis, the Forest Practices Board Manual Section 11. The module and forest practices rules to define its use in a watershed analysis conducted under chapter 222-22 WAC were developed collaboratively through the TFW Cultural Resources Committee, at the request of the Forest Practices Board. Rules are necessary to link the new module to watershed analysis.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Community, Trade and Economic Development's Office of Archaeology and Historic Preservation, which executes state and federal laws relating to cultural resources, was an active participant in the multicaucus development of this rule package.

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 mailing, faxing, or e-mailing comments to Patricia Anderson, Forest Practices Board Coordinator, Department of Natural Resources, Forest Practices Division, 1111 Washington Street S.E., 4th Floor, P.O. Box 47012, Olympia, WA 98504-7012, fax (360) 902-1428, e-mail forestpracticesboard@wadnr.gov.

September 18, 2003

Pat McElroy  
Chair

### WSR 03-20-058

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF RETIREMENT SYSTEMS

[Filed September 26, 2003, 10:56 a.m.]

Subject of Possible Rule Making: The Department of Retirement Systems (DRS) is considering putting long-standing policies and practices regarding disability benefits into WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 41.50.050(5), chapters 41.26, 41.32, 41.35, 41.40 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DRS has long-standing policies and practices, and petition and appeals decisions, regarding duty and nonduty disability benefits and retirement. Most of these policies and practices are not currently in WAC. Putting these into WAC will make them more accessible to the public and allow for public input as they are developed. Putting them into WAC will also be in compliance with one of the goals of regulatory reform, that is, putting long-standing policy into WAC.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agen-

cies: If necessary, DRS will work with the state Department of Labor and Industries in developing these WACs.

Process for Developing New Rule: Department staff will work on the project, with the assistance of the Office of the Attorney General. The public is invited and encouraged to participate, as described below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. DRS encourages your active participation in the rule-making process. Anyone interested in participating should contact the rules coordinator, below. After the rule(s) is drafted, DRS will file a copy with the Office of the Code Reviser with a notice of proposed rule making, and send a copy to everyone currently on the mailing list and anyone else who requests a copy. For more information on how to participate, please contact Merry A. Kogut, Rules Coordinator, Department of Retirement Systems, Mailstop 48380, P.O. Box 48380, Olympia, WA 98504-8380, voice (360) 664-7291, TTY (360) 586-5450, e-mail merryk@drs.wa.gov, fax (360) 753-3166.

September 25, 2003

Merry A. Kogut  
Rules Coordinator

### WSR 03-20-064

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING

[Filed September 26, 2003, 2:57 p.m.]

Subject of Possible Rule Making: Change fees for private security guards and private security guard company application and renewal fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.170 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Under the provisions of RCW 43.24.086, the cost of each professional licensing program shall be borne by the members of the professions. The director of the Department of Licensing is charged with setting fees.

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.

September 25, 2003

Mary Haglund  
Program Manager

## WSR 03-20-065

PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING

[Filed September 26, 2003, 2:58 p.m.]

Subject of Possible Rule Making: Change fees for bail bond agents and bail bond agency company application and renewal fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.185 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Under the provisions of RCW 43.24.086, the cost of each professional licensing program shall be borne by the members of the professions. The director of the Department of Licensing is charged with setting fees.

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.

September 25, 2003

Mary Haglund  
Program Manager

## WSR 03-20-066

PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING

[Filed September 26, 2003, 2:59 p.m.]

Subject of Possible Rule Making: Change fees for private investigator and private investigator company application and renewal fees.

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: Under the provisions of RCW 43.24.086, the cost of each professional licensing program shall be borne by the members of the professions. The director of the Department of Licensing is charged with setting fees.

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.

September 25, 2003

Mary Haglund  
Program Manager

## WSR 03-20-068

PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING

[Filed September 29, 2003, 8:32 a.m.]

Subject of Possible Rule Making: Chapter 308-56A WAC, Certificate of title—Motor vehicles etc., to include but not limited to WAC 308-56A-500 Definitions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.01.110.

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

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

Process for Developing New Rule: Negotiated rule making.

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

September 28, 2003

Lynda Henrikson  
for D. McCurley, Administrator  
Title and Registration Services

## WSR 03-20-080

PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
LABOR AND INDUSTRIES

[Filed September 30, 2003, 9:40 a.m.]

Subject of Possible Rule Making: Cranes, chapter 296-24 WAC, General safety and health standard; chapter 296-56 WAC, Safety standards for longshore, stevedore and related waterfront operations; chapter 296-59 WAC, Safety standards for ski area facilities and operations; chapter 296-78 WAC, Safety standards for sawmills and woodworking operations; chapter 296-79 WAC, Safety standards for pulp, paper and paperboard mills and converters; chapter 296-155 WAC, Safety standards for construction work; and chapter 296-831 WAC, Cranes, derricks, and other lifting equipment.

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 is proposing to rewrite and clarify requirements relating to cranes. This project will address the rules relating to personnel lifting, helicopters, and hoists. This rule making is part of our goal to rewrite for clarity all of our general occupational safety and health rules. The requirements in chapter 296-24 WAC will be rewritten for clarity and ease of use. We will eliminate unnecessary requirements and outdated terminology,

while integrating necessary policies and requirements. References will also be updated through other WISHA rules.

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 as 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 Sally Elliott, Regulations Analysis, Department of Labor and Industries, WISHA Services Division, P.O. Box 44620, Olympia, WA 98504-4620, phone (360) 902-5484, fax (360) 902-5529.

September 30, 2003  
Paul Trause  
Director

**WSR 03-20-090**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF AGRICULTURE**

[Filed September 30, 2003, 1:47 p.m.]

Subject of Possible Rule Making: WAC 16-303-340 Seed certification fees for buckwheat, chickpea, field pea, lentil, millet, soybean, sorghum and small grains.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.49.310, 15.49.370(3) and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Proposed amendments are in response to an industry recommendation to increase seed certification fees for buckwheat, chickpea, field pea, lentil, millet, soybean, sorghum and small grains by the Office of Financial Management (OFM) fiscal growth rate factor for fiscal year 2004, which allows for fee increases of 3.2%. The proposed fee increases will cover the current cost of operating the portion of the seed certification program delegated by the director to the Washington Crop Improvement Association.

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 seed industry, through the board of directors of the Washington State Crop Improvement Association, will have an opportunity to review the proposed fee increases and comment on them before the department files the proposed increases with the code reviser. Once the proposed increases are filed, interested parties will have an opportunity to comment at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-

lication by contacting Victor Shaul, Operations Manager, Washington State Department of Agriculture, Seed Program, 21 North 1st Avenue, Suite 203, Yakima, WA 98902, (509) 225-2630, fax (509) 454-4395; or Keith Pfeifer, Manager, Washington State Crop Improvement Association, 414 South 46th Avenue, Yakima, WA 98908, (509) 966-2234, fax (509) 966-2494.

September 29, 2003  
Robert W. Gore  
Assistant Director

**WSR 03-20-091**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF AGRICULTURE**

[Filed September 30, 2003, 1:49 p.m.]

Subject of Possible Rule Making: WAC 16-302-685 Small grains standards for seed certification.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.49.310, 15.49.370(3) and chapter 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Proposed amendments to WAC 16-302-685 will modify the isolation standard distances in the small grain certification standards so they comply with recent changes adopted by the Association of Official Seed Certifying Agencies.

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

Process for Developing New Rule: The proposed amendments will be developed by the Washington State Department of Agriculture seed program operations manager and the manager of Washington State Crop Improvement Association with advice from the board of directors of the Washington State Crop Improvement Association. Once the proposed rule language is filed with the Office of the Code Reviser, interested parties can comment during the formal public comment period and the public hearing, which will be scheduled at a later date.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Victor Shaul, Operations Manager, Washington State Department of Agriculture, Seed Program, 21 North 1st Avenue, Suite 203, Yakima, WA 98902, (509) 225-2630, fax (509) 454-4395; or Keith Pfeifer, Manager, Washington State Crop Improvement Association, 414 South 46th Avenue, Yakima, WA 98908, (509) 966-2234, fax (509) 966-2494.

September 29, 2003  
Robert W. Gore  
Assistant Director

**WSR 03-20-092****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF AGRICULTURE**

[Filed September 30, 2003, 1:50 p.m.]

Subject of Possible Rule Making: WAC 16-319-041  
Application for certification of forest reproductive material.

Statutes Authorizing the Agency to Adopt Rules on this  
Subject: RCW 15.49.310, 15.49.370(3) and chapter 34.05  
RCW.

Reasons Why Rules on this Subject may be Needed and  
What They Might Accomplish: Proposed amendments are in  
response to an industry recommendation to increase seed cer-  
tification fees for forest reproductive material by the Office  
of Financial Management (OFM) fiscal growth rate factor for  
fiscal year 2004, which allows for fees increases of 3.2%.  
The proposed fee increases will cover the current cost of  
operating the portion of the seed certification program dele-  
gated by the director to the Washington Crop Improvement  
Association.

Other Federal and State Agencies that Regulate this Sub-  
ject and the Process Coordinating the Rule with These Agen-  
cies: None.

Process for Developing New Rule: The seed industry,  
through the board of directors of the Washington State Crop  
Improvement Association, will have an opportunity to review  
the proposed fee increases and comment on them before the  
department files the proposed increases with the code reviser.  
Once the proposed increases are filed, interested parties will  
have an opportunity to comment at the public hearing.

Interested parties can participate in the decision to adopt  
the new rule and formulation of the proposed rule before pub-  
lication by contacting Victor Shaul, Operations Manager,  
Washington State Department of Agriculture, Seed Program,  
21 North 1st Avenue, Suite 203, Yakima, WA 98902, (509)  
225-2630, fax (509) 454-4395; or Keith Pfeifer, Manager,  
Washington State Crop Improvement Association, 414 South  
46th Avenue, Yakima, WA 98908, (509) 966-2234, fax (509)  
966-2494.

September 29, 2003

Robert W. Gore  
Assistant Director**WSR 03-20-095****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed September 30, 2003, 1:56 p.m.]

Subject of Possible Rule Making: WAC 296-126-025  
Deductions.

Statutes Authorizing the Agency to Adopt Rules on this  
Subject: Chapters 49.12, 49.46 RCW, and RCW 43.22.270.

Reasons Why Rules on this Subject may be Needed and  
What They Might Accomplish: The purpose of this rule  
making is to review the rules relating to payroll deductions in  
WAC 296-126-025 for possible changes.

Process for Developing New Rule: Parties interested in  
the formulation of these rules may contact the individual

listed below. The public may also participate by providing  
written comments or giving oral testimony after these rule  
changes are proposed during the public hearing process.

Interested parties can participate in the decision to adopt  
the new rule and formulation of the proposed rule before pub-  
lication by contacting Josh Swanson, Department of Labor  
and Industries, Specialty Compliance Services Division, P.O.  
Box 44400, Olympia, WA 98504-4400, phone (360) 902-  
6411, fax (360) 902-5292, e-mail swaj235@lni.wa.gov.

September 30, 2003

Paul Trause  
Director**WSR 03-20-096****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed September 30, 2003, 1:57 p.m.]

Subject of Possible Rule Making: WAC 296-127-018  
Coverage and exemptions of workers involved in the produc-  
tion and delivery of gravel, concrete, asphalt, or similar mate-  
rials.

Statutes Authorizing the Agency to Adopt Rules on this  
Subject: Chapter 39.12 RCW and RCW 43.22.270.

Reasons Why Rules on this Subject may be Needed and  
What They Might Accomplish: The purpose of this rule  
making is to clarify the existing rules to ensure consistency  
with various court decisions and longstanding department  
policy and practice relating to prevailing wage coverage dur-  
ing the delivery of gravel, concrete, asphalt, and similar  
materials.

Process for Developing New Rule: Parties interested in  
the formulation of these rules for proposal may contact the  
individual listed below. The public may also participate by  
commenting after amendments are proposed by providing  
written comments and/or testimony during the public hearing  
and comment process.

Interested parties can participate in the decision to adopt  
the new rule and formulation of the proposed rule before pub-  
lication by contacting Josh Swanson, Department of Labor  
and Industries, Specialty Compliance Services Division, P.O.  
Box 44400, Olympia, WA 98504-4400, phone (360) 902-  
6411, fax (360) 902-5292, e-mail swaj235@lni.wa.gov.

September 30, 2003

Paul Trause  
Director

**WSR 03-20-102**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Medical Assistance Administration)  
 [Filed September 30, 2003, 4:09 p.m.]

Subject of Possible Rule Making: Sections in chapter 388-535A WAC, Orthodontic services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.035, 74.09.500, 74.09.520.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is revising rules to update and clarify existing policy regarding orthodontic services, including program definitions, provider requirements, expedited prior authorization, and reimbursement; also, to incorporate into permanent rule the requirements of Public Law 104-191 (Health Insurance Portability and Accountability Act of 1996).

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 Kathy Sayre, Rules and Publications Program Manager, Medical Assistance Administration, P.O. Box 5533, Olympia, WA 98504-5533, phone (360) 725-1342, fax (360) 586-9727, e-mail sayrek@dshs.wa.gov, TDD 1-800-848-5429.

September 30, 2003  
 Brian H. Lindgren, Manager  
 Rules and Policies Assistance Unit

**WSR 03-20-103**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Aging and Disabilities Services Administration)  
 [Filed September 30, 2003, 4:11 p.m.]

Subject of Possible Rule Making: The rule making will implement new home and community-based services (HCBS) waivers from the federal Centers for Medicare and Medicaid necessary to provide services for eligible persons with developmental disabilities. New waivers replace the department's current community alternatives program (CAP) waiver.

The following chapters will be revised: Chapter 388-820 WAC, Community residential services and support; chapter 388-825 WAC, Division of developmental disabilities service rules; WAC 388-513-1301 Definitions related to long-term (LTC) services; 388-513-1315 Eligibility for long-term care (institutional, waived, and hospice) services; and 388-515-1510 Community alternatives program (CAP) and out-

ward bound residential alternatives (OBRA); and related rules as appropriate.

New rules will be written for implementation of the new waivers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030, 71A.12.120. Title 42 C.F.R. Part 441, Subpart G - Home and Community Based Services: Waiver Requirements.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Disabilities has applied to the Center for Medicare and Medicaid Services for new waivers which replace the current community alternatives program (CAP) waiver.

Rules will clarify eligibility, service array, utilization, and access to services. Rules are needed to ensure no interruption in services for current participants in the CAP waiver and to ensure continuation of federal matching funds.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Center for Medicare and Medicaid Services (CMS) regulates federal waivers. New rules will be submitted to CMS for inclusion with approved waivers.

Process for Developing New Rule: The Department of Social and Health Services (DSHS) welcomes public participation in developing the rules. At a later date, DSHS will file proposed rules with the Office of the Code Reviser with a notice of proposed rule making, and send a copy of the proposal 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 Chris Imhoff, DDD Waiver Program Manager, P.O. Box 45310, Olympia, WA 98504-5310, phone (360) 902-8453, fax (360) 902-8482, e-mail imhofch@dshs.wa.gov.

September 29, 2003  
 Brian H. Lindgren, Manager  
 Rules and Policies Assistance Unit

**WSR 03-20-119**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF AGRICULTURE**  
 [Filed October 1, 2003, 11:20 a.m.]

Subject of Possible Rule Making: Chapter 16-470 WAC, Quarantine—Agricultural pests, this proposal amends the current rules by establishing a quarantine for apple maggot (*Rhagoletis pomonella*) in all or a portion of Kittitas County and increasing consistency between the rule and industry and environmental conditions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 17.24 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Multiple life stages of apple maggot were detected in Kittitas County this summer. This is significant because it indicates there is a local reproducing population of this pest. The proposed rule amendments may add all or a portion of Kittitas County to the existing quaran-

tine area. The proposal is intended to prevent or minimize possible movement of apple maggot from Kittitas County into uninfested areas and to protect the commercial tree fruit industry from an economically significant pest by regulatory measures, including quarantine establishment.

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

Process for Developing New Rule: Department staff will discuss any proposed amendments with affected stakeholders, including the Apple Maggot Working Group. Affected stakeholders will also have an opportunity to submit written comments on the proposed rules during the public comment period and will be able to present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Director, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, e-mail mtoohey@agr.wa.gov; or Brad White, Pest Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-2071, fax (360) 902-2094, e-mail bwhite@agr.wa.gov.

September 30, 2003  
Mary A. Martin Toohey  
Assistant Director

### WSR 03-20-121

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF AGRICULTURE

[Filed October 1, 2003, 11:37 a.m.]

Subject of Possible Rule Making: Livestock nutrient management program (LNMP), the Washington State Department of Agriculture (WSDA) has the authority to take immediate corrective action and formal, regulatory enforcement action for violations of chapters 90.64 and 90.48 RCW. While an appeal of other agency enforcement action is to the director of WSDA, an appeal of any WSDA action in the LNMP is under the jurisdiction of the Pollution Control Hearings Board (PCHB). The adoption of a permanent rule will clarify that appeals of LNMP orders and penalties cannot be appealed using the procedural rules in chapter 16-08 WAC, but instead can only be appealed to the PCHB under chapter 43.21B RCW and chapter 371-08 WAC and must be served on and handled by WSDA rather than the Department of Ecology.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 90.64 and 34.05 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The 2003 legislature passed ESSB 5889 transferring the livestock nutrient management program (LNMP) to the Washington State Department of Agriculture (WSDA). WSDA has the authority to take immediate corrective action and formal, regulatory enforce-

ment action for violations of chapters 90.64 and 90.48 RCW. While an appeal of other agency enforcement action is to the director of WSDA, an appeal of any WSDA action in the LNMP is under the jurisdiction of the Pollution Control Hearings Board (PCHB). Permanent rules will clarify that appeals of LNMP orders and penalties cannot be appealed using the procedural rules in chapter 16-08 WAC, but instead can only be appealed to the PCHB under chapter 43.21B RCW and chapter 371-08 WAC and must be served on and handled by WSDA rather than the Department of Ecology.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Pollution Control Hearings Board.

Process for Developing New Rule: The department will rely on written and oral testimony provided during the public comment period and open 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 Dannie McQueen, Administrative Regulations Manager, Washington State Department of Agriculture, Administrative Regulations Program, P.O. Box 42560, Olympia, WA 98504-2560, e-mail dmcqueen@agr.wa.gov, fax (360) 902-2092, phone (360) 902-1809.

October 1, 2003  
William E. Brookreson  
Deputy Director

### WSR 03-20-122

#### PREPROPOSAL STATEMENT OF INQUIRY ENVIRONMENTAL HEARINGS OFFICE

[Filed October 1, 2003, 11:39 a.m.]

Subject of Possible Rule Making: The livestock nutrient management program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 34.05.360 and ESSB 5889.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Adoption in the last legislative session of ESSB 5889 transferring the livestock nutrient management program from ecology to agriculture created a need to amend existing procedural rules governing appeals to the Pollution Control Hearings Board (PCHB) related to the program. Adoption of the rule amendments will provide direction to future appellants and avoid confusion in filing and potential loss of rights.

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

Process for Developing New Rule: The agency will rely on written and oral testimony provided during the comment period and open 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 Eric Z. Lucas, Rules Coordinator, Environmental Hearings Office, P.O. Box 40903, Lacey, WA 98504-0903, call (360) 459-6327, fax (360) 438-7699, or

**WSR 03-20-122**

**Washington State Register, Issue 03-20**

send e-mail to [EricL@ehs.wa.gov](mailto:EricL@ehs.wa.gov). The process will be informal prior to hearing.

October 1, 2003  
Eric Z. Lucas  
Rules Coordinator



**WSR 03-20-001**  
**PROPOSED RULES**  
**WASHINGTON STATE LOTTERY**

[Filed September 17, 2003, 3:11 p.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 03-15-109.

Title of Rule: Prizes for Lotto.

Purpose: This rule identifies the prize amounts and odds for the Washington Lottery's *Lotto* game.

Other Identifying Information: On July 17, 2003, the Washington Lottery Commission adopted this amendment on an emergency basis, effective October 5, 2003.

Statutory Authority for Adoption: RCW 67.70.040(1).

Statute Being Implemented: RCW 67.70.040.

Summary: In its current form WAC 315-34-040 correctly reflects the prize categories, prize amounts and odds of winning that were associated with the lottery's former *Lotto* game. That game was discontinued in 1982, when it was replaced by the *Lotto Plus* game. Effective October 5, 2003, the Lottery Commission plans to discontinue the current *Lotto Plus* game, and replace it with an updated version of the old *Lotto* game.

Reasons Supporting Proposal: When the lottery relaunches the *Lotto* game on October 5, 2003, the current version of that rule will not correctly reflect the game's prize amounts and odds of winning. This amendment will correct that fact.

Name of Agency Personnel Responsible for Drafting and Enforcement: Ceil Buddeke, Legal Counsel, 814 East 4th Avenue, Olympia, WA 98504, 664-4833; and Implementation: Michael Cousins, Marketing, 814 East 4th Avenue, Olympia, WA 98504, 664-4728.

Name of Proponent: Staff, Washington Lottery, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: To change the *Lotto* game rules to correctly reflect the prize amounts and odds of winning as of the October 5, 2003, relaunch of the *Lotto* game.

Proposal Changes the Following Existing Rules: The amendment changes the statement of the odds of winning in all four *Lotto* game categories, changes the third-category prize and eliminates outdated language relating to certain 2001 rule amendments.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed amendment results in no small business economic impact. See RCW 19.85.040.

RCW 34.05.328 does not apply to this rule adoption. The rule relates only to internal governmental operations that are not subject to violation by a nongovernment party. See RCW 34.05.328 (5)(b)(ii).

Hearing Location: Washington State Lottery Commission Public Meeting, Homewood Suites, Vancouver, Washington, on November 13, 2003, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Ceil Buddeke by November 6, 2003, TDD (360) 586-0933 or (360) 664-4833.

Submit Written Comments to: Ceil Buddeke, Legal Counsel, Washington Lottery, phone (360) 664-4833, fax (360) 586-6586, by November 10, 2003.

Date of Intended Adoption: November 13, 2003.

September 17, 2003

Ceil Buddeke

Legal Counsel

AMENDATORY SECTION (Amending WSR 01-17-022, filed 8/6/01)

**WAC 315-34-040 Prizes for Lotto.** (1) The prize amounts to be paid to each Lotto player who selects a winning combination of numbers in the first, second, and third prize categories are as follows:

WINNING COMBINATIONS	PRIZE CATEGORIES	PRIZE AMOUNTS	ODDS OF WINNING (ONE PLAY)
All six winning numbers in one play	First Prize	Jackpot ( <u>pari-mutuel</u> )	<del>1:13,983,816</del> <u>1:6,991,908</u>
Any five but not six winning numbers in one play	Second Prize	\$1,000	<del>1:54,204</del> <u>1:27,100</u>
Any four but not five or six winning numbers in one play	Third Prize	<del>\$35</del> <u>\$30</u>	<del>1:1,033</del> <u>1:516</u>
Any three but not four, five or six winning numbers in one play	Fourth Prize	\$3	<del>1:57</del> <u>1:28</u>

(2) Prize amounts.

(a) First prize (jackpot). The first prize will be the amount announced by the director as the Lotto jackpot. The jackpot will be divided equally among all players who selected all six winning numbers in one play (in any sequence).

(b) Second prize. The second prize will be \$1,000, which will be paid to each player who selected five of the six winning numbers in one play (in any sequence).

(c) Third prize. The third prize will be ~~\$35~~ \$30, which will be paid to each player who selected four of the six winning numbers in one play (in any sequence).

(d) Fourth prize. A \$3.00 prize is to be paid to each player who selected three of the six winning numbers in one play (in any sequence).

(e) The holder of a winning ticket may win only one prize per play in connection with the winning numbers drawn and shall be entitled only to the highest prize category won by those numbers.

(f) In the event any player who has selected three, four, five, or six of the six winning numbers does not claim the prize won within one hundred eighty days after the drawing in which the prize was won, that player's prize shall be retained in the state lottery account for further use as prizes, pursuant to RCW 67.70.190.

~~(3) The amendments to chapter 315-34 WAC, as adopted at the July 2001 lottery commission meeting, shall take effect on September 30, 2001, or on a date to be designated by the director and advertised to the public. The provisions of the existing chapter 315-36 WAC shall remain in effect until September 30, 2001, or until the date designated by the director for the commencement of this amended rule.~~

PROPOSED

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

**WSR 03-20-008**  
**PROPOSED RULES**  
**GAMBLING COMMISSION**  
 [Filed September 18, 2003, 3:13 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-05-085.

**Title of Rule:** Audits and reviews of financial statements for house-banked card rooms: WAC 230-40-823 House-banked card games—Financial audits required.

**Purpose:** By requiring all house-banked card rooms to be either audited or reviewed, the business' financial position will be disclosed to commission staff. These reports will assist commission staff in recognizing undisclosed substantial interest holders and loans due to the footnote disclosures that are required as part of an audit or review. It also allows for an independent party to review and test the financial data of the licensees.

**Statutory Authority for Adoption:** RCW 9.46.070.

**Summary:** Currently, house-banked card rooms with five million or more in gross receipts submit audited financial statements to commission staff. About twenty card rooms were required to submit these statements last year. This amendment would require house-banked card rooms with gross receipts over three million to submit audited financial statements to commission staff, while card rooms with gross receipts of three million or less would submit reviewed financial statements. This change would require an additional fifty-seven card rooms to submit either audited or reviewed financial statements.

**Reasons Supporting Proposal:** See Purpose above.

**Name of Agency Personnel Responsible for Drafting:** Susan Arland, Lacey, (360) 486-3466; **Implementation:** Rick Day, Lacey, (360) 486-3446; and **Enforcement:** Bob Berg, Lacey, (360) 486-3452.

**Name of Proponent:** Staff, governmental.

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

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

**Proposal Changes the Following Existing Rules:** See Purpose and Summary above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Proposal is exempt under RCW 19.85.025(2), therefore an SBEIS is not required.

RCW 34.05.328 does not apply to this rule adoption. This agency does not choose to make section 201, chapter 403, Laws of 1995, apply to this rule adoption.

**Hearing Location:** DoubleTree Guest Suites Southcenter, 16500 Southcenter Parkway, Seattle, WA 98199, (206) 575-8220, on November 14, 2003, 9:30 a.m.

**Assistance for Persons with Disabilities:** Contact Shirley Corbett by November 1, 2003, TDD (360) 486-3637 or (360) 486-3447.

**Submit Written Comments to:** Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, fax (360) 486-3625, by November 1, 2003.

**Date of Intended Adoption:** November 14, 2003.

September 18, 2003

Susan Arland

Rules Coordinator

**AMENDATORY SECTION** (Amending Order 383, filed 4/14/00, effective 5/15/00)

**WAC 230-40-823** (~~House-banked card games~~) **Financial audits and reviews required—House-banking.** Each licensee operating house-banked card games (~~with gross receipts in excess of five million dollars per year shall have their financial statements examined by a licensed, independent certified public accountant (CPA) for each fiscal year to evaluate the fairness of the presentation of the statements in conformity with generally accepted accounting principles. This examination shall be conducted in accordance with generally accepted auditing standards. A copy of the report and financial statements shall be submitted to the commission no later than one hundred twenty days after conclusion of the fiscal year. The director or the director's designee may extend the date for audit completion if a request is made by the licensee~~) shall prepare financial statements covering all financial activities of the licensee's establishment for each business year. The following requirements shall apply:

**Audited financial statements - gross receipts over three million dollars.**

(1) Each licensee with house-banked card game gross receipts in excess of three million dollars for the business year shall engage an independent, certified public accountant licensed by the Washington state board of accountancy who shall audit the licensee's financial statements in accordance with generally accepted auditing standards.

**Reviewed financial statements - gross receipts of three million dollars or less.**

(2) Each licensee with house-banked card game gross receipts equal to three million dollars or less for the business year shall engage an independent, certified public accountant licensed by the Washington state board of accountancy who shall review the financial statements in accordance with the statements on standards for accounting and review services or audit the financial statements in accordance with generally accepted auditing standards.

**Financial statement presentation.**

(3) The financial statements must be presented in the following manner:

(a) Financial statements shall be submitted on a comparative basis: Provided, That the first year may be submitted for the current business year only; and

(b) Gross revenues from each licensed activity should be reported by activity and separate and apart from all other revenues.

#### Consolidated financial statements.

(4) Consolidated financial statements may be filed by commonly owned or operated establishments. These statements must include consolidated schedules presenting separate financial statements for each licensed card room location.

#### Change in business year.

(5) If a licensee changes its business year, they shall notify the director within thirty days. The licensee shall submit financial statements for the period covering the end of the previous business year to the end of the new business year.

#### Filing with the commission.

(6) A copy of the report and the financial statements shall be submitted to the director within one hundred twenty days following the end of the licensee's business year. The director may authorize a sixty-day extension if a licensee submits a written request explaining the need for the extension.

#### Effective date.

(7) This rule will be effective for business years ending on or after July 1, 2004.

### WSR 03-20-012

#### PROPOSED RULES

#### DEPARTMENT OF TRANSPORTATION

[Filed September 19, 2003, 11:43 a.m.]

#### Original Notice.

Preproposal statement of inquiry was filed as WSR 03-16-059.

Title of Rule: Guides for control of access on crossroads and interchange ramps.

Purpose: This WAC rule will allow the department to permit wireless communication access to limited access state highways.

Other Identifying Information: For the interstate system, FHWA is the regulatory authority. The Washington State Department of Transportation is the regulatory authority for limited access state highways.

Statutory Authority for Adoption: RCW 47.52.027.

Statute Being Implemented: Chapter 47.52 RCW.

Summary: The current rules do not allow wireless communication sites direct access onto full control limited access highways under any circumstances. The adoption of this rule would provide an immediate avenue for the review and assessment of such access applications to facilitate the provision of wireless communication services to the public.

Reasons Supporting Proposal: An emergency rule has allowed wireless communication sites direct access onto full control limited access highways. The adoption of this rule would make the emergency provision permanent.

Name of Agency Personnel Responsible for Drafting: Darlene Sharar, Olympia, (306) [(360)] 705-7251; Implementation: Don Nelson, Olympia, (360) 705-7101; and Enforcement: Region contacts, region offices around the state.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: This is included in the wording of WAC 458-58-080.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Currently the specific WAC section does allow wireless communication site direct access to full control limited access state highways.

This WAC adoption will allow the department procedures to permit wireless communication access to limited access state highways.

Proposal Changes the Following Existing Rules: The current rules do not allow wireless communication sites direct access onto full control limited access highways under any circumstances. The adoption of this rule would provide an immediate avenue for the review and assessment of such access applications to facilitate the provision of wireless communication services to the public.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The WAC rule does apply to any type of use other than wireless communications.

RCW 34.05.328 does not apply to this rule adoption. This is not specific to Asian Pacific affairs.

Hearing Location: Washington State Department of Transportation, Commission Board Room, 310 Maple Park Avenue, Olympia, WA 98501, on November 12, 2003, at 8:30 a.m.

Assistance for Persons with Disabilities: Contact TDD (800) 833-6388.

Submit Written Comments to: Darlene K. Sharar, P.O. Box 47329, Olympia, WA 98504-7329, fax (360) 705-7268, by November 1, 2003.

Date of Intended Adoption: November 12, 2003.

September 15, 2003

John F. Conrad

Assistant Secretary

Engineering and Regional Operations

#### AMENDATORY SECTION (Amending Order 34, filed 7/23/79)

**WAC 468-58-010 Definitions.** The following definitions shall designate limited access highways and shall indicate the control of access to be exercised by each:

(1) "Fully controlled limited access highway" is a highway where the right of owner or occupants of abutting land or other persons to access, light, air, or view in connection with the highway is controlled to give preference to through traffic by providing access connections with selected public roads only, and by prohibiting crossings or direct private driveway connections at grade, with the exception of Type C and F

PROPOSED

PROPOSED

approaches, where no other reasonable means of access exists as solely determined by the department.

(2) "Partially controlled limited access highway" is a highway where the right of owner or occupants of abutting land or other persons to access, light, air, or view in connection with the highway is controlled to give preference to through traffic to a degree that, in addition to access connections with selected public roads, there may be some crossings and some private driveway connections at grade. Commercial approaches to partially controlled limited access highways are allowed only to frontage roads or by means of public road intersections. A partially controlled limited access highway may be designed to provide for separation of a part or all road crossings and the elimination of a part or all direct private driveway connections under a stage plan of future construction.

(3) "Modified controlled limited access highway" is a highway where the right of owner or occupants of abutting land or other persons to access, light, air, or view in connection with the highway is controlled to give preference to through traffic to such a degree that most approaches, including commercial approaches, existing and in use at the time of the establishment, may be allowed.

(4) "An expressway limited access highway" is a partially controlled limited access highway of four or more traffic lanes with the opposing lanes of travel separated by a median strip of arbitrary width.

(5) "A freeway limited access highway" is a fully controlled limited access highway of four or more traffic lanes with the opposing traffic lanes separated by a median strip of arbitrary width.

**WSR 03-20-034**

**PROPOSED RULES**

**NOXIOUS WEED CONTROL BOARD**

[Filed September 23, 2003, 1:56 p.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 03-10-012.

Title of Rule: Chapter 16-750 WAC, State noxious weed list and schedule of monetary penalties.

Purpose: The state Noxious Weed Control Board proposes its annual amendment to the state noxious weed list.

Statutory Authority for Adoption: Chapter 17.10 RCW.

Statute Being Implemented: Chapter 17.10 RCW.

Summary: Add five plants to the noxious weed list. Change the geographic areas in which several Class B noxious weeds must be controlled. Change myrtle spurge from a Class C to a Class B noxious weed.

Reasons Supporting Proposal: Hoary alyssum, queen-devil hawkweed, Bohemian knotweed, common groundsel and hairy willow-herb have been discovered in this state, and have been found to be highly destructive, competitive or difficult to control, so their addition to the noxious weed list is proposed. Distribution data indicated that some control areas should be amended, and that myrtle spurge should be a Class B noxious weed.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Steve McGonigal, 1111 Washington Street, Olympia, WA 98504-2560, (360) 902-2053.

Name of Proponent: Washington State Noxious Weed Control Board, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The state noxious weed list provides the basis for noxious weed control efforts by county noxious weed control boards, weed districts, the state weed board and the Washington State Department of Agriculture, under the auspices of chapter 17.10 RCW. The effect of the state noxious weed list is to prioritize control of noxious weed species statewide, concentrating on prevention and early detection, while still allowing for local program flexibility.

Proposal Changes the Following Existing Rules: See amendatory sections shown below. The proposal is to add two species to the B list, add three species to the C list and move one species from the C list to the B list. The proposal is also to change the designation areas for seven B weeds, five of which would have their designation areas enlarged and two of which would have their designation areas reduced.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Net economic impact of the proposed changes on small businesses would be negligible. No additions to the Class A noxious weed list are proposed. The two weeds being added to the Class B list, and the one weed being moved from the Class C to the Class B list, are designated for control only in areas where the plants are found to be of limited distribution. Adding plants to the Class C list does not mandate control or other regulatory changes.

RCW 34.05.328 does not apply to this rule adoption. The Washington State Noxious Weed Control Board is not one of the agencies listed in this section.

Hearing Location: Washington Cattlemen's Association, 1301 Dolarway, Ellensburg, WA, on November 18, 2003, at 1:30 p.m.

Assistance for Persons with Disabilities: Contact Laurie Crose by October 28, TDD (360) 902-1996 or (360) 902-1976.

Submit Written Comments to: Steve McGonigal, Washington State Noxious Weed Control Board, P.O. Box 42560, Olympia, WA 98504, fax (360) 902-2094, by November 11, 2003.

Date of Intended Adoption: November 18, 2003.

September 23, 2003

Steve McGonigal

Executive Secretary

**AMENDATORY SECTION** (Amending WSR 03-04-001, filed 1/22/03, effective 2/22/03)

**WAC 16-750-011 State noxious weed list—Class B noxious weeds.**

Name	Will be a "Class B designate" in all lands lying within:
(1) <u>alyssum, hoary</u>	(a) <u>regions 1, 2, 5, 6, 8, 9, 10</u>
<u>Bertero aincang</u>	(b) <u>region 3, except Okanogan County</u>

PROPOSED

Name	Will be a "Class B designate" in all lands lying within:
	(c) <u>Okanogan County, of region 3, except Ranges 29 through 31 East of Townships 37 through 40 North</u>
	(d) <u>Adams and Whitman counties of region 7.</u>
((1)) (2) blackgrass <i>Alopecurus myosuroides</i>	(a) regions 1, 2, 3, 5, 6, 8, 9, 10 (b) Ferry, Stevens, Pend Oreille counties of region 4 (c) Adams County of region 7.
((2)) (3) blueweed <i>Echium vulgare</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9, 10 (b) region 7 except for an area starting at the Stevens County line on SR 291 south to the SR 291 bridge over the Little Spokane River, thence upstream along the Little Spokane River to the first Rutter Parkway Bridge; thence south along the Rutter Parkway to the intersection of Rutter Parkway and Indian Trail Road; thence southerly along Indian Trail Road to a point three miles south (on section line between sections 22 and 27, T-26N, R-42E); thence due west to a point intersecting the line between Ranges 41 and 42; thence north along this line to a point 1/4 mile south of Charles Road; thence northwesterly parallel to Charles Road to a point 1/4 miles south of the intersection of Charles Road and West Shore Road; thence northerly along West Shore Road to the Spokane River (Long Lake); thence southeasterly along the Spokane River to the point of beginning.
((3)) (4) broom, Scotch <i>Cytisus scoparius</i>	(a) regions 3, 4, 6, 7, 9, 10.
((4)) (5) bryony, white <i>Bryonia alba</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9 (b) region 7 except Whitman County (c) Franklin County of region 10.
((5)) (6) bugloss, common <i>Anchusa officinalis</i>	(a) regions 1, 2, 3, 5, 6, 8, 9, 10 (b) region 4 except Stevens and Spokane counties (c) Lincoln, Adams, and Whitman counties of region 7.
((6)) (7) bugloss, annual <i>Anchusa arvensis</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9 (b) Lincoln and Adams counties (c) Whitman County except ranges 43 through 46 East of Townships 16 through 20 North.
((7)) (8) camelthorn <i>Alhagi maurorum</i>	(a) regions 1, 2, 3, 4, 5, 7, 8, 9 (b) region 6 except those portions of Sections 23, 24, 25, and 29 through 36, T16N, R27E, W.M. lying outside Intercounty Weed District No. 52 and except Sections 1 through 12, T15N, R27E, W.M. in Grant County and except the area west of Highway 17 and north of Highway 26 in Adams County

Name	Will be a "Class B designate" in all lands lying within:
	(c) Franklin, Columbia, Garfield, and Asotin counties of region 10
	(d) an area beginning at the Washington—Oregon border at the southwest portion of section 5, R32E, T6N, then north to the northwest corner of section 3, R32E, T7N, then east to the northeast corner of section 3, R36E, T7N, then south to southeast portion of section 15, R36E, T6N, at the Washington—Oregon border, then west along the Washington—Oregon border to the point of beginning.
((8)) (9) carrot, wild <i>Daucus carota</i>	(a) regions 3, 7 (except where intentionally cultivated) (b) Spokane and Ferry counties of region 4 (except where intentionally cultivated) (c) region 6, except Yakima County (except where intentionally cultivated) (d) region 9, except Yakima County (except where intentionally cultivated) (e) region 10, except Walla Walla County (except where intentionally cultivated).
((9)) (10) catsear, common <i>Hypochaeris radicata</i>	(a) regions 3, 4, 6, 7, 10 (b) region 9 except Klickitat County.
((10)) (11) chervil, wild <i>Anthriscus sylvestris</i>	(a) regions 1, 3, 4, 6, 7, 9, 10 (b) region 5 except those portions of Thurston County within T15, 16, 17N, R2, 3, 4W (c) region 2 except Guemes Island in Skagit County (d) region 8 except Clark County.
((11)) (12) cinquefoil, sulfur <i>Potentilla recta</i>	(a) regions 1, 3, 8, 10 (b) region 2 except Skagit County (c) region 4 except Stevens, Ferry, and Pend Oreille counties (d) region 5 except Thurston County (e) region 6 except Yakima County (f) region 7 except Spokane County (g) region 8 except Lewis County (h) region 9 except Klickitat County.
((12)) (13) cordgrass, smooth <i>Spartina alterniflora</i>	(a) regions 1, 3, 4, 5, 6, 7, 9, 10 (b) region 2 except Padilla Bay of Skagit County (c) region 8 except bays and estuaries of Pacific County.
((13)) (14) cordgrass, common <i>Spartina anglica</i>	(a) regions 1, 3, 4, 5, 6, 7, 8, 9, 10 (b) region 2 except bays and estuaries of Skagit and Island counties and except bays and estuaries north of Everett in Snohomish County.
((14)) (15) daisy, oxeye <i>Leucanthemum vulgare</i>	(a) regions 7, 10 (b) region 9 except those areas lying within Klickitat and Yakima counties west of Range 13 East

PROPOSED

Name	Will be a "Class B designate" in all lands lying within:	Name	Will be a "Class B designate" in all lands lying within:
<del>((15))</del> (16) elodea, Brazilian <i>Egeria densa</i>	(c) region 6 except those areas lying within Yakima and Kittitas counties west of Range 13 E. (a) regions 3, 4, 6, 7, 9, 10 (b) Lewis County of region 8 (c) Clallam County of region 1 (d) <u>King County of region 5, except lakes Washington, Sammamish, Union and Fenwick.</u>	<del>((25))</del> (27) hedgeparsley <i>Torilis arvensis</i>	(c) region 9 except sections 32, 33 and 34 of T6N, R12E, and sections 4, 5, 6, and 7 of T5N, R12E, and section 12 of T5N, R11E, of Klickitat County. (a) regions 1, 2, 3, 4, 5, 6, 7, 8, 10 (b) Yakima, Benton, Franklin counties (c) Klickitat County except those lands lying within T4N, R10E, R11E, R12E, R13E, R14E; T3N, R10E, R11E, R12E, R13E; T2N, R12E, R13E.
<del>((16))</del> (17) fanwort <i>Cabomba caroliniana</i>	(a) regions 1, 2, 3, 4, 5, 6, 7, 9, 10 (b) region 8 except T8N, R3W of Cowlitz County.	<del>((26))</del> (28) helmet, policeman's <i>Impatiens glandulifera</i>	(a) regions 1, 3, 4, 6, 7, 8, 9, 10 (b) region 2 except Whatcom County (c) region 5 except Pierce and Thurston counties.
<del>((17))</del> (18) fieldcress, Austrian <i>Rorippa austriaca</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9 (b) regions 7 and 10 except within the Palouse River Canyon from Big Palouse Falls to the Snake River.	<del>((27))</del> (29) herb-Robert <i>Geranium robertianum</i>	(a) regions 3, 4, 6, 7, 9, 10
<del>((18))</del> (19) floating heart, yellow <i>Nymphoides peltata</i>	(a) regions 1, 2, 3, 5, 6, 7, 8, 9, 10 (b) region 4 except the Spokane River between Long Lake Dam and Nine Mile Dam.	<del>((28))</del> (30) houndstongue <i>Cynoglossum officinale</i>	(a) Kittitas County of region 6.
<del>((19))</del> (20) gorse <i>Ulex europaeus</i>	(a) regions <u>1, 3, 4, 6, 7, 9, 10</u> (b) Skagit and Whatcom counties of region 2 (c) Thurston, Pierce, and King counties of region 5 (d) Wahkiakum, Cowlitz, and Lewis counties of region 8 (e) <del>Clallam County of region 1</del> .	<del>((29))</del> (31) indigobush <i>Amorpha fruticosa</i>	(a) regions 1, 2, 3, 4, 5, 6 (b) regions 7 and 10 except within 200 feet of the Snake River from Central Ferry downstream (c) regions 8, 9, and 10 except within 200 feet of the Columbia River.
<del>((20))</del> (21) hawkweed, mouseear <i>Hieracium pilosella</i>	(a) regions 1, 2, 3, 4, 6, 7, 8, 9, 10 (b) region 5 except Thurston County (c) Thurston County lying within T17N, R1W, S31; T16N, R2W, S30 W1/2; T16N, R3W, S25, SE1/4; T16N, R3W, S36, N1/2; T16N, R2W, S31, NW1/4.	<del>((30))</del> (32) knapweed, black <i>Centaurea nigra</i>	(a) regions 1, 2, 3, 4, 7, 9, 10 (b) region 5 except that area below the ordinary highwater mark of the Nisqually River, beginning at Alder Dam and downstream to the mouth of the Nisqually River in Pierce and Thurston counties (c) region 6 except Kittitas County (d) region 8 except Clark County.
<del>((21))</del> (22) hawkweed, orange <i>Hieracium aurantiacum</i>	(a) regions 3, 6, 9, 10 (b) Clallam County of region 1 (c) Skagit County of region 2 (d) Ferry County of region 4 (e) Thurston and King counties of region 5 (f) Lincoln and Adams counties of region 7 (g) Lewis County of region 8.	<del>((31))</del> (33) knapweed, brown <i>Centaurea jacea</i>	(a) regions 1, 2, 3, 4, 7, 9, 10 (b) region 5 except that area below the ordinary highwater mark of the Nisqually River, beginning at Alder Dam and downstream to the mouth of the Nisqually River in Pierce and Thurston counties (c) region 6 except Kittitas County (d) region 8 except Clark County.
<del>((22))</del> (23) hawkweed, polar <i>Hieracium atratum</i>	(a) regions 1, 2, 3, 4, 6, 7, 8, 9, 10 (b) region 5 outside the boundaries of Mt. Rainier National Park.	<del>((32))</del> (34) knapweed, diffuse <i>Centaurea diffusa</i>	(a) regions 1, 2, 5, 8 (b) Grant County lying in Townships 13 through 16 North, Ranges 25 through 27 East; Townships 17 and 18 N., Ranges 25 through 30 East; Townships 19 and 20 North, Ranges 29 and 30 East; T21N, R23E, Sections 1 through 30; T21N, R26E., Sections 5, 6, 7, 8, 17, and 18; East 1/2 Township 21N, Range 27E.; T21N, Ranges 28 through 30 E.; those portions of Townships 22 through 28N, Ranges 28 through 30 E.; those portions of Township 22 through
(24) hawkweed, queen-devil <i>Hieracium glomeratum</i>	(a) <u>regions 1, 2, 3, 5, 6, 7, 8, 9, 10</u> (b) <u>Ferry County of region 4.</u>		
<del>((23))</del> (25) hawkweed, smooth <i>Hieracium laevigatum</i>	(a) regions 1, 3, 4, 5, 6, 7, 8, 9, 10 (b) San Juan, Island, and Skagit counties of region 2.		
<del>((24))</del> (26) hawkweed, yellow <i>Hieracium caespitosum</i>	(a) regions 1, 2, 3, 5, 6, 7, 8, 10 (b) region 4 except ( <del>north of T32N in Pend Oreille County and east Highway 395 and north of Highway 20 in Stevens County</del> ) <u>Stevens and Pend Oreille counties</u>		

Name	Will be a "Class B designate" in all lands lying within:
	28N., Ranges 23 through 30E. lying in Grant County; all W.M.
((33)) (35) knapweed, meadow <i>Centaurea jacea x nigra</i>	(c) Adams County except those areas within T15N, R36E, Section 36; T15N, R37E, Sections 22, 26, 27, 28, 31, 32, 33 and 34; T15N, R37E, western half of Sections 23, 24 and 25; T15N, R38E, Sections 2, 10, 11, 14, 15, 19 and 20; T16N, R38E, Sections 34 and 35; T17N, R37E, Sections 5 and 6 (d) Franklin County of regions 9 and 10.
	(a) regions 1, 2, 3, 4, 7, 9, 10 (b) region 5 except that area below the ordinary highwater mark of the Nisqually River, beginning at Alder Dam and downstream to the mouth of the Nisqually River in Pierce and Thurston counties (c) region 6 except Kittitas County (d) region 8 except Clark County.
((34)) (36) knapweed, Russian <i>Acroptilon repens</i>	(a) regions 1, 2, 5, 7, 8 (b) region 4 except that area lying within the boundaries of the Colville Indian Reservation within Ferry County (c) Adams County of region 6 except for the area west of Highway 17 and North of Highway 26 (d) Intercounty Weed District No. 52 (e) region 10 except Franklin County.
((35)) (37) knapweed, spotted <i>Centaurea biebersteinii</i>	(a) regions 1, 2, 3, 5, 6, ((8)) 9 (b) Ferry County of region 4 (c) Adams and Whitman counties of region 7 (d) <u>region 8, except that portion of Lewis County below the ordinary high watermark of the Tilton River from Hwy. 508 to Lake Mayfield</u> (e) region 10 except Garfield County.
((36)) (38) knotweed, giant <i>Polygonum sachalinense</i>	(a) Kittitas County of region 6 (b) <u>Pend Oreille County of region 4.</u>
((37)) (39) knotweed, Himalayan <i>Polygonum polystachyum</i>	(a) Kittitas County of region 6 (b) <u>Pend Oreille County of region 4</u> (c) <u>Lewis County of region 8.</u>
((38)) (40) knotweed, Japanese <i>Polygonum cuspidatum</i>	(a) Kittitas County of region 6 (b) Chelan County of regions 3 and 6 (c) Pend Oreille County of region 4.
((39)) (41) kochia <i>Kochia scoparia</i>	(a) Clallam County of region 1 (b) Skagit and Whatcom counties of region 2 (c) Pend Oreille County of region 4 (d) King County of region 5 (e) Kittitas County of region 6.

Name	Will be a "Class B designate" in all lands lying within:
((40)) (42) lepyrodiclis <i>Lepyrodiclis holosteoides</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9, 10 (b) region 7 except an area within Whitman County east of the Pullman—Wawawai Road from Wawawai to Pullman and south of State Highway 270 from Pullman to Moscow, Idaho.
((41)) (43) loosestrife, garden <i>Lysimachia vulgaris</i>	(a) regions 1, 2, 3, 4, 6, 7, 8, 9, 10 (b) region 5 except King County (c) Those portions of King County lying north of I-90 and east of the line extending from SR522 to SR202 to E. Lake Sammamish Parkway; west of I-5 including Vashon Island; south of I-90 and east and south of I-405 to the county line.
((42)) (44) loosestrife, purple <i>Lythrum salicaria</i>	(a) regions 1, 4, 7, 8 (b) region 2 except Snohomish County (c) region 3 except within 100 feet of the ordinary highwater mark of the Okanogan River from the Canadian border south to Riverside (d) Grays Harbor, Mason, Kitsap, and Thurston counties of region 5 (e) Those portions of King County lying north of I-90 and east of the line extending from SR522 to SR202 to E. Lake Sammamish Parkway; west of I-5 including Vashon Island; south of I-90 and east and south of I-405 to the county line (f) Pierce County, except those areas lying within T2D, 21, 22N, R1W and R1E, all sections (g) region 6 except that portion of Grant County lying northerly of the Frenchmen Hills-O'Sullivan Dam Road, southerly of Highway Interstate 90, easterly of the section line of the location of County Road J SW/NW if constructed and westerly of the section line of the location of County Road H SE/NE if constructed
	(h) region 9 except Benton County (i) region 10 except Walla Walla County (j) Intercounty Weed Districts No. 51 and No. 52.
((43)) (45) loosestrife, wand <i>Lythrum virgatum</i>	(a) regions 1, 4, 7, 8 (b) region 2 except Snohomish County (c) region 3 except within 100 feet of the ordinary highwater mark of the Okanogan River from the Canadian border south to Riverside (d) region 5 except King County

PROPOSED

PROPOSED

Name	Will be a "Class B designate" in all lands lying within:	Name	Will be a "Class B designate" in all lands lying within:
	<p>(e) Those portions of King County lying north of I-90 and east of the line extending from SR522 to SR202 to E. Lake Sammamish Parkway; west of I-5 including Vashon Island; south of I-90 and east and south of I-405 to the county line</p> <p>(f) region 6 except that portion of Grant County lying northerly of the Frenchmen Hills-O'Sullivan Dam Road, southerly of Highway Interstate 90, easterly of the section line of the location of County Road J SW/NW if constructed and westerly of the section line of the location of County Road H SE/NE if constructed</p> <p>(g) region 9 except Benton County</p> <p>(h) region 10 except Walla Walla County</p> <p>(i) Intercounty Weed Districts No. 51 and No. 52.</p>	<p>((45)) (47) oxtongue, hawkweed <i>Picris hieracioides</i></p> <p>((46)) (48) parrotfeather <i>Myriophyllum aquaticum</i></p> <p>((47)) (49) pepperweed, perennial <i>Lepidium latifolium</i></p> <p>((48)) (50) primrose, water <i>Ludwigia hexapetala</i></p> <p>((49)) (51) puncturevine <i>Tribulus terrestris</i></p>	<p>(d) region 10 except Walla Walla County.</p> <p>(a) regions 1, 2, 3, 4, 5, 6, 7, 9, 10</p> <p>(b) region 8 except Skamania County.</p> <p>(a) regions 1, 2, 3, 4, 5, 6, 7, 9, 10</p> <p>(b) region 8 except Clark, Cowlitz, and Wahkiakum counties.</p> <p>(a) regions 1, 2, 3, 4, 5, 7, 8, 10</p> <p>(b) Intercounty Weed Districts No. 51 and 52</p> <p>(c) Kittitas County of region 6</p> <p>(d) Adams County of region 6 except for the area west of Highway 17 and north of Highway 26.</p> <p>(a) regions 1, 2, 3, 4, 5, 6, 7, 9, 10</p> <p>(b) region 8 except T8N, R3W, S14 of Cowlitz County.</p> <p>(a) Skagit County of region 2</p> <p>(b) Kittitas County of region 6</p> <p>(c) Adams County</p> <p>(d) Clallam County of region 1.</p>
<p>((44)) (46) nutsedge, yellow <i>Cyperus esculentus</i></p>	<p>(a) regions 1, 2, 3, 4, 5, 7, 8</p> <p>(b) region 6 except those areas lying between State Highway 26 and State Highway 28, and westerly of Dodson Road in Grant County, and except S 1/2, Sec. 2, T20N, R25E., W.M.</p> <p>(c) region 9 except:</p> <p>(i) except those areas lying within the following boundary description within Yakima County: Beginning at the intersection of Highway 12 and Parker Heights Road and continuing easterly to Konnowac Pass Road follow said road north to the intersection of Konnowac Pass Road and Nightingale Road. The northern boundary shall be the Roza Canal, continuing from the established point at Nightingale Road. The boundaries will follow the Roza Canal easterly to the County Line Road. The east boundaries will be the Yakima/Benton County Line from a point beginning at the County Line and Highway 22 (near Byron) continuing westerly along Highway 22 (to near the city of Mabton) to the intersection of Highway 22 and the Reservation Boundary (Division Road) and continuing north to the Yakima River. Then it will follow the river northwest to the Wapato-Donald Road continuing north</p> <p>(ii) along said road to Highway 12 then Highway 12 to Parker Heights Road.</p> <p>(ii) an area lying southerly of State Route 14 and within T2N, Ranges 13 and 14 E of Klickitat County</p>	<p>((50)) (52) ragwort, tansy <i>Senecio jacobaea</i></p> <p>((51)) (53) Saltcedar <i>Tamarix ramosissima</i></p> <p>((52)) (54) sandbur, long-spine <i>Cenchrus longispinus</i></p>	<p>(a) regions 3, 4, 6, 7, 9, 10</p> <p>(b) region 5, that portion of Pierce County lying south or east of a boundary beginning at the White River and State Highway 410, then west along State Highway 410 to intersection with State Highway 162 (Orting) to intersection with Orville Road, then south along Orville Road to intersection with Kapowsin Highway (304th Street East), then west following Kapowsin Highway to intersection with State Route 7, then south along State Route 7 to intersection with State Route 702, then west along State Route 702 to intersection with State Route 507, then southwest along State Route 507 to intersection with the Nisqually River.</p> <p>(a) regions 1, 2, 3, 4, 5, 7, 8, <u>unless intentionally established prior to 2004</u></p> <p>(b) region 6 except Grant County, <u>unless intentionally established prior to 2004</u></p> <p>(c) <u>((region 7 except Adams County</u></p> <p>(d)) region 9 except Benton and Franklin counties, <u>unless intentionally established prior to 2004</u></p> <p>((e)) (d) region 10 except Franklin County, <u>unless intentionally established prior to 2004.</u></p> <p>(a) regions 1, 2, 3, 4, 5, 7, 8</p> <p>(b) Adams County of region 6 except for that area lying within Intercounty Weed District No. 52</p> <p>(c) Intercounty Weed District No. 51</p>



Name	Will be a "Class B designate" in all lands lying within:
<del>((53))</del> <u>(55)</u> skeletonweed, rush <i>Chondrilla juncea</i>	<ul style="list-style-type: none"> <li>(d) Kittitas County of region 6.</li> <li>(a) regions 1, 2, 3, 5, 8, 9</li> <li>(b) Franklin County except T13N, R36E; and T14N, R36E</li> <li>(c) Adams County except those areas lying east of a line running north from Franklin County along the western boundary of Range 36 East to State Highway 26 then north on Sage Road until it intersects Lee Road, then due north until intersection with Providence Road, then east to State Highway 261, then north along State Highway 261 to its intersection with Interstate 90, henceforth on a due north line to intersection with Bauman Road, then north along Bauman Road to its terminus, then due north to the Lincoln County line.</li> <li>(d) region 6 except that portion lying within Grant County that is southerly of State Highway 28, northerly of Interstate Highway 90 and easterly of Grant County Road 1 Northwest</li> <li>(e) Stevens County north of Township 33 North of region 4</li> <li>(f) Ferry and Pend Oreille counties of region 4</li> <li>(g) Asotin County of region 10</li> <li>(h) Garfield County south of Highway 12</li> <li>(i) Columbia County from the Walla Walla County line on Highway 12, all areas south of Turner Road; at Turner Road to the Garfield county line, all areas south and east of Turner Road</li> <li>(j) Whitman County lying in Ranges 43 through 46 East of Townships 15 through 20 North; T14N, Ranges 44 through 46 East; and T13N, Ranges 45 and 46 East.</li> </ul>
<del>((54))</del> <u>(56)</u> sowthistle, perennial <i>Sonchus arvensis</i> <i>ssp. arvensis</i>	<ul style="list-style-type: none"> <li>(a) regions 1, 2, 3, 4, 7, 8, 9, 10</li> <li>(b) Adams County of region 6</li> <li>(c) region 5 except for sections 28, 29, 30, 31, 32, and 33 in T19N, R1E of Thurston and Pierce counties.</li> </ul>
<del>((55))</del> <u>(57)</u> spurge, leafy <i>Euphorbia esula</i>	<ul style="list-style-type: none"> <li>(a) regions 1, 2, 3, 4, 5, 6, 8, 9, 10</li> <li>(b) region 7 except as follows:                             <ul style="list-style-type: none"> <li>(i) T27N, R37E, Sections 34, 35, 36; T27N, R38E, Sections 31, 32, 33; T26N, R37E, Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 16, 26; T26N, R38E, Sections 5, 6, 7, 8 of Lincoln County</li> <li>(ii) T24N, R43E, Section 12, Qtr. Section 3, Parcel No. 9068 of Spokane County.</li> </ul> </li> </ul>

Name	Will be a "Class B designate" in all lands lying within:
<del>(58)</del> <u>spurge, myrtle</u> <i>Euphorbia</i> <i>myrsinites L</i>	<ul style="list-style-type: none"> <li>(a) Pend Oreille County of region 4.</li> </ul>
<del>((56))</del> <u>(59)</u> starthistle, yellow <i>Centaurea solstitialis</i>	<ul style="list-style-type: none"> <li>(a) regions 1, 2, 3, 5, 6, 8</li> <li>(b) region 4 except those areas within Stevens County bounded by a line beginning at the intersection of State Highway 20 and State Highway 25, then north to intersection with Pinkston Creek Road, then east along Pinkston Creek Road to intersection with Highland Loop Road, then south along Highland Loop Road to intersection with State Highway 20, then west along State Highway 20 to intersection with State Highway 25</li> <li>(c) region 7 except those areas within Whitman County lying south of State Highway 26 from the Adams County line to Colfax and south of State Highway 195 from Colfax to Pullman and south of State Highway 270 from Pullman to the Idaho border</li> <li>(d) Franklin County</li> <li>(e) region 9 except Klickitat County</li> <li>(f) in all lands lying within Asotin County, Region 10, except as follows: T11N, R44E, Sections 25, 26, 27, 28, 29, 31, 32, 33, 34, and 35; T11N, R45E, Sections 21, 22, 23, and 25; T11N, R36E, Sections 19, 20, 21, 28, 29, 30, 31, 32, and 33; T10N, R44E, Sections 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 15, and 16; T10N, R45E, Sections 23 and 24; T10N, R46E, Sections 7, 8, 17, 18, 19, 20, 21, 22, 27, 34, and 35; T9N, R46E, Sections 1, 2, 12, 13, 14, 23, 24, 25, 26, 35, and 36; T9N, R47E, Sections 18, 19, 30, and 31; T8N, R46E, Sections 1, 2, 3, 9, 10, 11, 12, 13, 14, 15, 16, 23, and 24; T8N, R47E, Sections 8, 17, 18, 19, 20, 29, 30, 31, and 32.</li> </ul>
<del>((57))</del> <u>(60)</u> Swainsonpea <i>Sphaerophysa salsula</i>	<ul style="list-style-type: none"> <li>(a) regions 1, 2, 3, 4, 5, 7, 8</li> <li>(b) Columbia, Garfield, Asotin, and Franklin counties</li> <li>(c) an area beginning at the Washington—Oregon border at the southwest portion of Section 15, R32E, T6N, then north to the northwest corner of Section 3, R32E, T7N, then east to the northeast corner of Section 3, R36E, T7N, then south to the southeast portion of Section 15, R36E, T6N, at the Washington—Oregon border, then west along the Washington—Oregon border to the point of beginning</li> <li>(d) Weed District No. 3 of Grant County</li> </ul>

PROPOSED

PROPOSED

Name	Will be a "Class B designate" in all lands lying within:	Common Name	Scientific Name
<del>((58))</del> (61) thistle, musk <i>Carduus nutans</i>	(e) Adams County of region 6.	bindweed, field	<i>Convolvulus arvensis</i>
	(a) regions 1, 2, 3, 5, 6, 7, 8, 9, 10	canarygrass, reed	<i>Phalaris arundinacea</i>
	(b) Spokane and Pend Oreille counties.	cockle, white	<i>Silene latifolia ssp. alba</i>
<del>((59))</del> (62) thistle, plumeless <i>Carduus acanthoides</i>	(a) regions 1, 2, 3, 5, 6, 7, 8, 9, 10	cocklebur, spiny	<i>Xanthium spinosum</i>
	(b) region 4 except those areas within Stevens County lying north of State Highway 20.	cress, hoary	<i>Cardaria draba</i>
		dotter, smoothseed alfalfa	<i>Cuscuta approximata</i>
		goatgrass, jointed	<i>Aegilops cylindrica</i>
		<u>groundsel, common</u>	<u><i>Senecio vulgaris</i></u>
<del>((60))</del> (63) thistle, Scotch <i>Onopordum acanthium</i>	(a) regions 1, 2, 3, 4, 5, 6, 8, 9	hawkweed, nonnative species	<i>Hieracium sp.</i> , except species designated in the note in the left-hand column
	(b) region 7 except for those areas within Whitman County lying south of State Highway 26 from the Adams County line to Colfax and south of State Highway 195 from Colfax to Pullman and south of State Highway 270 from Pullman to the Idaho border		
	(c) Franklin County.		
<del>((64))</del> (64) toadflax, Dalmatian <i>Linaria dalmatICA ssp. dalmatICA</i>	(a) regions 1, 2, 5, 8, 10		
	(b) Douglas County of region 3 lying south of T25N, west of R25E, and east of R28E		
	(c) Okanogan County lying within T 33, 34, 35N, R19, 20, 21, 22E, except the southwest, southeast, and northeast quarters of the northeast quarter of section 27, T35N, R21E; and the northeast quarter of the southeast quarter of section 27, T35N, R21E		
	(d) Kittitas, Chelan, Douglas, and Adams counties of region 6		
	(e) Intercounty Weed District No. 51		
	(f) Weed District No. 3 of Grant County		
	(g) Lincoln and Adams counties		
	(h) The western two miles of Spokane County of region 7		
	(i) region 9 except as follows:		
	(i) those areas lying within Yakima County		
	(ii) those areas lying west of the Klickitat River and within Klickitat County.		
<del>((62))</del> (65) watermilfoil, Eurasian <i>Myriophyllum spicatum</i>	(a) regions 1, 9, 10	<u>knotwood, Bohemian</u>	<i>Hyoscyamus niger</i>
	(b) region 7 except Spokane County	mayweed, scentless	<i>Iris pseudocorus</i>
	(c) region 8 except within 200 feet of the Columbia River	poison-hemlock	<i>Hedera hibernica 'Hibernica'</i>
	(d) Adams County of region 6	reed, common, nonnative genotype	<i>Hedera helix 'Baltica'</i>
	(e) in all water bodies of public access, except the Pend Oreille River, in Pend Oreille County of region 4.	rye, cereal	<i>Hedera helix 'Pittsburgh'</i>
		spikeweed	<i>Hedera helix 'Star'</i>
		<del>((Spurge, myrtle</del>	<u><i>Polygonum x Bohemicum</i></u>
		St. Johnswort, common	<i>Matricaria perforata</i>
		tansy, common	<i>Conium maculatum</i>
		thistle, bull	<i>Phragmites australis</i>
		thistle, Canada	
		toadflax, yellow	<i>Secale cereale</i>
		water lily, fragrant	<i>Hemizonia pungens</i>
		whitetop, hairy	<del><i>Euphorbia myrsinites L.</i></del>
		<u>willow-herb, hairy</u>	<i>Hypericum perforatum</i>
		wormwood, absinth	<i>Tanacetum vulgare</i>

**Note:**  
This listing includes all species of Hieracium, except the following:

- Species designated as Class A noxious weeds in WAC 16-750-005;
  - Species designated as Class B noxious weeds in WAC 16-750-011;
  - native species designated below:
    - Canada hawkweed (*H. canadense*)
    - houndstongue hawkweed (*H. cynoglossoides*)
    - long-beaked hawkweed (*H. longiberbe*)
    - narrow-leaved hawkweed (*H. umbellatum*)
    - slender hawkweed (*H. gracile*)
    - western hawkweed (*H. albertinum*)
    - white-flowered hawkweed (*H. albiflorum*)
    - woolley-weed (*H. scouleri*)
- henbane, black iris,  
yellow flag ivy,  
English, 4 cultivars only:

- Hyoscyamus niger*
- Iris pseudocorus*
- Hedera hibernica 'Hibernica'*
- Hedera helix 'Baltica'*
- Hedera helix 'Pittsburgh'*
- Hedera helix 'Star'*
- Polygonum x Bohemicum*
- Matricaria perforata*
- Conium maculatum*
- Phragmites australis*
- Secale cereale*
- Hemizonia pungens*
- ~~*Euphorbia myrsinites L.*~~
- Hypericum perforatum*
- Tanacetum vulgare*
- Cirsium vulgare*
- Cirsium arvense*
- Linaria vulgaris*
- Nymphaea odorata*
- Cardaria pubescens*
- Epilobium hirsutum*
- Artemisia absinthium*

**AMENDATORY SECTION** (Amending WSR 03-04-001, filed 1/22/03, effective 2/22/03)

**WAC 16-750-015 State noxious weed list—Class C noxious weeds.**

Common Name	Scientific Name
babysbreath	<i>Gypsophila paniculata</i>
beard, old man's	<i>Clematis vitalba</i>

**WSR 03-20-040**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Aging and Disability Services Administration)

[Filed September 24, 2003, 8:07 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 03-12-056.

Title of Rule: WAC 388-97-076 Nursing homes—Prevention of abuse.

Purpose: The purpose of amending this rule is to comply with the recently passed legislation ESHB 1904 (chapter 230, Laws of 2003)—An act relating to the reporting of incidents by mandated reporters. The proposed rule also includes editorial changes reflecting the correct DSHS administration name.

Statutory Authority for Adoption: RCW 74.34.165, 74.08.090.

Statute Being Implemented: RCW 74.34.020 and 74.34.035, chapter 230, Laws of 2003.

Summary: Amending this rule would make it consistent with the recently passed legislation ESHB 1904 (chapter 230, Laws of 2003)—An act relating to the reporting of incidents by mandated reporters.

Reasons Supporting Proposal: ESHB 1904 (chapter 230, Laws of 2003) clarifies requirements for mandatory reporters.

Name of Agency Personnel Responsible for Drafting: Lisa Yanagida, Aging and Disability Services Administration, P.O. Box 45600, Olympia, WA 98504, (360) 725-2589; Implementation and Enforcement: Joyce Stockwell, Aging and Disability Services Administration, P.O. Box 45600, Olympia, WA 98504, (360) 725-2404.

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: See Purpose, Summary, and Reasons Supporting Proposal above.

Proposal Changes the Following Existing Rules: See Purpose, Summary, and Reasons Supporting Proposal above. The proposed rule is being amended to refer providers to the statute as to when providers are required to notify law enforcement.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Under RCW 19.85.025 (3), a small business economic impact statement is not required for rules adopting or incorporating Washington state statutes by reference without material change. The proposed rule incorporates by reference chapter 74.34 RCW without material change.

RCW 34.05.328 does not apply to this rule adoption. Under RCW 34.05.328 (5)(b)(iii), rules adopting or incorporating by reference without material change to Washington state statutes are exempt from the requirements of RCW 34.05.328. The proposed rule incorporates by reference chapter 74.34 RCW without material change.

Also, the proposed rule updates the name of the DSHS Aging and Disability Services Administration without changing the effect of the rule, and is exempt under RCW 34.05.328 (5)(b)(iv).

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m., November 4, 2003.

Date of Intended Adoption: No sooner than November 5, 2003.

September 18, 2003

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 388-97-076 Prevention of abuse.** (1) Each resident has the right to be free from verbal, sexual, physical and mental abuse, corporal punishment, and involuntary seclusion.

(2) The nursing home must develop and implement written policies and procedures that:

(a) Prohibit abandonment, abuse, and neglect of residents, financial exploitation, and misappropriation of resident property; and

(b) Require staff to report possible abuse, and other related incidents, as required by chapter 74.34 RCW, and for skilled nursing facilities and nursing facilities as required by 42 C.F.R. §483.13.

(3) The nursing home must not allow staff to:

(a) Engage in verbal, mental, sexual, or physical abuse;

(b) Use corporal punishment;

(c) Involuntarily seclude, abandon, neglect, or financially exploit residents; or

(d) Misappropriate resident property.

(4) The nursing home must report any information it has about an action taken by a court of law against an employee to the department's complaint resolution unit and the appropriate department of health licensing authority, if that action would disqualify the individual from employment as described in RCW 43.43.842.

(5) The nursing home must ensure that all allegations involving abandonment, abuse, neglect, financial exploitation, or misappropriation of resident property, including injuries of unknown origin, are reported immediately to the department, other applicable officials, and the administrator of the facility. The nursing home must:

(a) Ensure that the reports are made through established procedures in accordance with state law including chapter

74.34 RCW, and guidelines developed by the department; and

(b) Not have any policy or procedure that interferes with the requirement of chapter 74.34 RCW that employees and other mandatory reporters file reports directly with the department, and also with law enforcement, if they suspect sexual or physical assault has occurred.

(6) The nursing home must:

(a) Have evidence that all alleged violations are thoroughly investigated;

(b) Prevent further potential abandonment, abuse, neglect, financial exploitation, or misappropriation of resident property while the investigation is in progress; and

(c) Report the results of all investigations to the administrator or his designated representative and to other officials in accordance with state law and established procedures (including the state survey and certification agency) within five working days of the incident, and if the alleged violation is verified appropriate action must be taken.

(7) When a mandated reporter has:

(a) Reasonable cause to believe that a vulnerable adult has been abandoned, abused, neglected, financially exploited, or a resident's property has been misappropriated, the individual mandatory reporter must immediately report the incident to the department's aging and ~~((adult))~~ disability services administration ((AASA)) (ADSA);

(b) Reason to suspect that a vulnerable adult has been sexually or physically assaulted, the individual mandatory reporter must:

(i) Immediately report the incident to ~~((law enforcement and))~~ the department's aging and ~~((adult))~~ disability services administration ((AASA)) (ADSA);

(ii) Notify local law enforcement in accordance with the provisions of chapter 74.34 RCW.

(8) Under RCW 74.34.053, it is:

(a) A gross misdemeanor for a mandated reporter knowingly to fail to report as required under this section; and

(b) A misdemeanor for a person to intentionally, maliciously, or in bad faith make a false report of alleged abandonment, abuse, financial exploitation, or neglect of a vulnerable adult.

(9) The nursing home must not employ individuals who are disqualified under the requirements of WAC 388-97-203.

### WSR 03-20-042

#### PROPOSED RULES

#### DEPARTMENT OF REVENUE

[Filed September 24, 2003, 11:42 a.m.]

#### Original Notice.

Preproposal statement of inquiry was filed as WSR 03-15-038.

Title of Rule: WAC 458-20-244 ~~Food products~~ Food and food ingredients.

Purpose: WAC 458-20-244 provides guidelines for determining if the sale of a food or food ingredient is subject to retail sales tax.

Statutory Authority for Adoption: RCW 82.32.300 and 82.01.060.

Statute Being Implemented: RCW 82.08.0293 and 82.12.0293.

Summary: In 2003, the legislature adopted the food definitions set forth in the national streamlined sales and use tax agreement. The 2003 amendments to these statutes significantly change how sales of food and food ingredients are taxed on and after January 1, 2004. This proposed rule provides guidance on the new food definitions and their tax implications.

Reasons Supporting Proposal: To incorporate the statutory changes reflected in chapter 168, Laws of 2003 (effective January 1, 2004).

Name of Agency Personnel Responsible for Drafting: Cindy Evans, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6134; Implementation: Alan R. Lynn, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6125; and Enforcement: Russell Brubaker, 1025 Union Avenue S.E., Suite #400, Olympia, WA, (360) 570-6131.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-20-244 provides guidelines for determining if the sale of a food or food ingredient is subject to retail sales tax. In 2003, the legislature adopted for food definitions set forth in the national streamlined sales and use tax agreement. The 2003 amendments to these statutes significantly change how sales of food and food ingredients are taxed on and after January 1, 2004. This rule provides guidance on the new food definitions and their tax implications.

Under current law, food and food products are subject to retail sales tax if (1) the food is sold for immediate consumption on or near a location at which parking facilities are provided; (2) when food products are sold for consumption within a place where admission is charged; or (3) when sold by a vendor which by law must be handled on the vendor's premises by a food and beverage service worker's permit. Additionally, bottled water, alcoholic beverages, carbonated beverages, and dietary supplements are currently subject to tax because they are excluded from the definition of food products.

Under chapter 168, Laws of 2003, the exemption for food and food ingredients does not apply to prepared food, soft drinks, and dietary supplements. Prepared food is food sold with eating utensils, sold in a heated state, or when the seller combines two or more food ingredients for sale as a single item. Soft drinks are nonalcoholic beverages that contain natural or artificial sweeteners. Dietary supplements are any product which is required by the FDA to be labeled with a supplement facts box.

The effective date for the food definitions in chapter 168, Laws of 2003, is January 1, 2004.

The rule draft being proposed reflects an entire strikeout of the existing language, and an underlining of all proposed for this rule. This approach has been used to make it easier for the reader to identify and understand the language that is actually being proposed.

PROPOSED

Proposal Changes the Following Existing Rules: The department is proposing to revise WAC 458-20-244 as explained above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The rule does not impose any performance requirement upon any small business that is not already separately imposed by existing laws.

RCW 34.05.328 does not apply to this rule adoption. This is an interpretive rule as defined in RCW 34.05.328.

Hearing Location: Capital Plaza Building, 4th Floor, Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on November 6, 2003, 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) 725-7499.

Submit Written Comments to: Cindy Evans, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, fax (360) 664-0693, e-mail CindyEV@dor.wa.gov, by November 6, 2003.

Date of Intended Adoption: November 14, 2003.

September 24, 2003

Alan R. Lynn

Rules Manager

Legislation and Policy Division

**AMENDATORY SECTION** (Amending Order 88-4, filed 7/19/88)

**WAC 458-20-244 Food ((products)) and food ingredients.**

(1) Introduction. ((Effective on June 1, 1988, the law is changed regarding the exemption of retail sales tax and use tax on food products. Formerly, sales of food products were sometimes taxable depending upon how and where the products were sold. Under the changes in the law the intent is to tax such product sales or exempt them from tax in a uniform and consistent manner so that the tax either applies or not equally for all sellers and buyers. Generally, it is the intent of the law, as amended, to provide the exemption for groceries and other unprepared food products with some specific exclusions. It is the intent of the law to tax the sales of meals and food prepared by the seller regardless of where it is served or delivered to the buyer. Again, there are some specific exclusions. This section provides the guidelines for determining if food product sales are taxable or exempt of tax under the changed law. It also explains special tax exemption provisions for food purchased with food stamps.

(2) Definitions. As used herein and for purposes of the sales tax and use tax exemptions, the following definitions apply:

(a) "Food products" means only substances, products, and byproducts sold for use as food or drink by humans. The term includes, but is not limited to, the following items:

- |                      |                           |
|----------------------|---------------------------|
| Baby foods, formulas | Baking soda and powder    |
| Bakery products      | Bouillon cubes            |
| Candy                | Meat, meat products,      |
| Cereal products      | —including livestock sold |
| Chewing gum          | —for human consumption    |
| Chocolate            | Milk, milk products       |

- |                          |                           |
|--------------------------|---------------------------|
| Cocoa                    | Mustard                   |
| Coffee and coffee        | Noncarbonated soft drinks |
| —substitutes             | Nuts                      |
| Condiments               | Oleomargarine             |
| Crackers                 | Olives, olive oil         |
| Diet food, not including | Peanut butter             |
| —dietary supplements     | Popeorn                   |
| —or adjuncts             | Popsicles                 |
| Eggs, egg products       | Potato chips              |
| Extracts and flavoring   | Powdered drink mixes      |
| —for food                | Salt and salt substitutes |
| Fish, fish products      | Sandwich spreads          |
| Flour                    | Sauces                    |
| Food coloring            | Sherbet                   |
| Frozen foods             | Shortening                |
| Fruit, fruit products    | Soup                      |
| Gelatin                  | Spices and herbs          |
| Honey                    | Sugar, sugar products,    |
| Ice cream, toppings      | —sugar substitutes        |
| Jam, jelly, jello        | Syrups                    |
| Marshmallows             | Tea                       |
| Mayonnaise               | Vegetables, vegetable     |
| Yeast                    | —products                 |

(b) "Nonfood products" means certain substances which may be sold at food and grocery stores and which may be ingested by humans but which are not treated as food for purposes of the tax exemptions. Tax exempt food products do not include any of the following nonfood products:

- |                         |                             |
|-------------------------|-----------------------------|
| Alcoholic beverages     | Ice, bottled water (mineral |
| Aspirin                 | —or otherwise)              |
| Beer or wine-making     | Mouthwashes                 |
| —supplies               | Nonedible cake decorations  |
| Breeding stock          | Nonprescription medicines   |
| Calcium tablets         | Patent medicines            |
| Carbonated beverages    | Pet food and supplies       |
| Chewing tobacco         | Seeds and growing plants    |
| Cod liver oil           | —including edible plants    |
| Cough medicines (liquid | Tobacco products            |
| —or lozenge)            | Tonics, vitamins            |
| Dietary supplements or  | Toothpaste                  |
| —adjuncts as defined    |                             |
| —below                  |                             |
| First-aid products      |                             |

(c) "Dietary supplements or adjuncts" are medicines or preparations in liquid, powdered, granular, tablet, capsule, lozenge, or pill form taken in addition to natural or processed foods in order to meet special vitamin or mineral needs. Dietary supplements or adjuncts are not food products entitled to tax exemption. However, the term "dietary supple-

ments or adjuncts" does not include products whose primary purpose is to provide the complete nutritional needs of persons who cannot ingest natural or processed foods. Also, this term does not include food in its raw or natural state which has been merely dried, frozen, liquified, fortified, or otherwise merely changed in form rather than content.

Such substances as dried milk, powdered spices and herbs, brewers yeast, desiccated liver, powdered kelp, herbal extracts, and the like are not dietary supplements or adjuncts subject to tax.

(d) "Eligible foods," as used in subsection (10) of this section, means any food which can be purchased with food stamps under the Federal Food Stamp Act of 1977. "Eligible foods" include any food or food product intended for human consumption except alcoholic beverages, tobacco, and hot foods or hot food products prepared for immediate consumption. The term also includes seeds and plants used to grow foods for personal consumption (7 U.S.C.A. U 2012). Thus some substances are "eligible foods" which are defined above as "nonfood products."

(3) Business and occupation tax. There is no general tax exemption for sales of food or food products for B&O tax purposes. The gross proceeds of sales of food are subject to the wholesaling or retailing classification of B&O tax, as the case may be.

(4) Retail sales tax—Taxable sales. Sales of food products are subject to retail sales tax under any of the following circumstances:

(a) Effective June 1, 1988, sales by any retail vendor of any food handled on the vendor's premises which by law requires the vendor to have a food and beverage service worker's permit under RCW 69.06.010 (handling unwrapped or unpackage food) are subject to sales tax. Such sales include, but are not limited to, sandwiches prepared or chicken cooked on the premises, deli trays, home delivered pizzas or meals, and salad bars. However, certain sales of foods which require a permit are expressly excluded from taxation. See subsection (5)(a) of this section.

(b) Food products sold for consumption within a place, the entrance to which is subject to an admission charge, except for national or state parks or monuments, are subject to sales tax.

(i) Example. Food of any kind sold at a snack bar, food stand, restaurant, or by individual roving food vendors inside a sports arena, theater, or similar place of amusement or recreation which charges admission is subject to sales tax.

(ii) Even sales of food products within national or state parks where admission is charged are subject to retail sales tax upon any food the preparation of which requires the retail vendor to have a permit specified in (a) of this subsection.

(c) Sales of baked goods as a part of meals or with beverages in unsealed containers are subject to sales tax. (However, see the provision for combination businesses in subsection (6) of this section.)

(d) Vending machine sales. Sales of any food products dispensed by vending machines are subject to sales tax under a formula which requires the tax to be reported and paid by the vending machine owner or operator upon fifty-seven percent of the gross receipts from such machines. However, sales tax must be reported and paid upon one hundred percent

of the gross receipts of vending machines which dispense hot prepared food products, e.g., hot coffee, soups, tea, chocolate, etc.

(i) It is not required that food vending machines be posted with prices separately showing the sales tax amount or rate charged.

(ii) The retail sales tax may be factored out of the gross receipts of such vending machines to derive the measure for reporting B&O tax.

(5) Retail sales tax—Exempt sales. RCW 82.08.0293 exempts sales of food products for human consumption from the retail sales tax except for the taxable sales described in subsection (4) of this section.

(a) Sales of the following food products are exempt of sales tax even though sold by a person required to have a food handler's permit (i.e., handling unwrapped or unpackage foods):

(i) Raw meat prepared by persons who slaughter animals, including fish and fowl, or dress or wrap slaughtered raw meat such as fish mongers, butchers, or meat wrappers;

(ii) Meat and cheese sliced and/or wrapped, in any quantity determined by the buyer, sold by vendors such as meat markets, delicatessens, and grocery stores;

(iii) Baked goods sold by bakeries which sell no food products other than baked goods, including bakeries located in grocery stores. (See the provision for combination businesses in subsection (6) of this section);

(iv) Bulk food products sold from bins or barrels, including but not limited to, flour, fruits, vegetables, sugar, salt, candy, chips, and cocoa;

(v) Prepared meals sold under a state administered nutrition program for the aged as provided for in the Older Americans Act (Public Law 95-478 Title III) and RCW 74.38.040 (6);

(vi) Prepared meals sold to or for senior citizens, disabled persons, or low income persons by a not for profit organization organized under chapter 24.03 or 24.12 RCW.

(b) Retailers of food products must keep adequate records to demonstrate that any sales claimed to be tax exempt qualify for exemption as explained above.

(6) Combination businesses. Persons operating a combination of two kinds of food sales businesses at one location are required to keep their accounting records and sales receipts segregated between taxable and tax exempt sales.

(a) Examples of combination businesses are:

(i) A grocery store with a lunch counter or salad deli bar.

(ii) A bakery which sells baked goods "to go" and also sells baked goods with meals or beverages in unsealed containers.

(b) Combination businesses must collect and report retail sales tax upon their charges for meals and servings of food which require such businesses to have a food handler's permit.

(c) It is sufficient segregation for accounting purposes if cash registers or electronic checking machines are programmed to identify and separately tax food products which are not tax exempt.

(d) If the combined food businesses are commingled in accounting, all sales of food products will be deemed subject to sales tax.

(7) ~~Combination and specialty packages. When a package consists of both food and nonfood products, such as a holiday or picnic basket containing beer and pretzels, cups or glasses containing food items, or carbonated beverages along with cheese and crackers, the food portion may be tax exempt if its price is stated separately; if the price is a lump sum, the sales tax applies to the entire price.~~

(8) ~~Promotional items. Nonfood items given to buyers to promote food product sales such as coffee sold in a decorative apothecary container or cheese sold in a serving dish are not taxable and are not deemed combination packages where it is clear that the container or dish is simply a gift furnished as a sales inducement for the food. In the same way, promotional give-aways of food items as an inducement for sales of nonfood items are not exempt (e.g., the sale of crystal ware containing candy or nuts is fully subject to sales tax).~~

(9) ~~Food vending vans. Food products sales from vehicular vending vans are taxable or exempt of retail sales tax in the same manner as food sales at grocery stores. Thus, sales of candy bars, gum, or any prewrapped food products which are prepackaged by a manufacturer other than the retail vendor operating the van are exempt of retail sales tax. Sales of any unwrapped or unpackaged food items, including but not limited to, hotdogs, sandwiches, bakery items, soups, and hot or cold beverages as well as sales of hot food cooked or heated by the retail vendor are subject to sales tax.~~

(10) ~~Food stamps. Sales of "eligible foods," as defined earlier, which are purchased with food stamps are exempt of retail sales tax.~~

(a) ~~When both food stamps and cash (or check) are used to make purchases, the food stamps must be applied first to "eligible foods" which are not otherwise tax exempt "food products," for example, dietary supplements, carbonated beverages, garden seeds, bottled water, and ice. The cash or check portion of the purchase price must then be applied to items listed above which qualify as tax exempt food products. The intent is to always apply the stamps and cash in such a way as to provide the greatest possible amount of sales tax exemption under the law.~~

(b) ~~The obligation rests with the seller to determine which items are eligible for purchase with food stamps.~~

(c) ~~The following examples show how the tax exemptions apply in cases where a purchase of ten dollars each is made for meat (a food product), dietary supplements (an eligible food), and soap (a nonfood item) using both food stamps and cash. A tax rate of 7.8% is used for these examples.~~

(i) ~~A customer pays the thirty dollar selling price with ten dollars worth of food stamps and twenty dollars cash. The stamps are applied to the dietary supplements, making them tax exempt. The cash is used for the meat and soap. The result is that sales tax is due only on the soap, in the amount of .78 (7.8% x \$10.00 worth of soap).~~

(ii) ~~The customer pays with five dollars in stamps and twenty five dollars in cash. Again, the stamps are applied against the dietary supplements, leaving five dollars of their value to be purchased with cash. The meat is tax exempt and the soap and the rest of the dietary supplements are taxable. Tax is due in the amount of \$1.78 (7.8% x \$15.00 worth of soap and supplements).~~

(iii) ~~The customer pays with fifteen dollars in stamps and fifteen dollars in cash. The stamps are applied first to the supplements (ten dollars worth) and then to the meat (five dollars worth). The cash applies to the rest of the meat and the soap. The tax due is .78 (7.8% x \$10.00 worth of soap).~~

(11) ~~Use tax on food. The provisions of the use tax of chapter 82.12 RCW apply for taxation or tax exemption under the same circumstances outlined above regarding retail sales tax. (See RCW 82.12.0293.) The use tax applies under any circumstance where the retail sales tax is due upon food sales in this state but the sales tax has not been paid for any reason.~~

(12) ~~Other food and meals vendors. Specific provisions govern certain persons who sell food and prepared meals. See the following referenced sections for provisions regarding:~~

(a) ~~Restaurants and transportation companies (e.g., air, rail, water) and other businesses or groups furnishing meals to employees, guests, patients, students, etc., see WAC 458-20-119.~~

(b) ~~Hotels, motels, boarding or rooming houses, resorts, and trailer camps, see WAC 458-20-166.~~

(c) ~~Religious, charitable benevolent, and nonprofit service organizations, see WAC 458-20-169.)~~ RCW 82.08-.0293 and 82.12.0293 provide retail sales tax and use tax exemptions for certain foods sold for human consumption. In 2003, the legislature adopted the food definitions set forth in the national Streamlined Sales and Use Tax Agreement. The 2003 amendments to these statutes significantly change how sales of food and food ingredients are taxed on and after January 1, 2004. This rule provides guidelines for determining if the sale of a food or food ingredient is subject to retail sales tax.

There is no general business and occupation (B&O) tax exemption for sales of food and food ingredients. Therefore, even if a sale of food is exempt from retail sales tax, the income from that sale is included in gross proceeds when calculating the business's retailing B&O tax.

(2) Related rules. The department has adopted other rules that provide important tax reporting information to persons who sell food and prepared meals:

(a) WAC 458-20-119 (Sales of meals);

(b) WAC 458-20-124 (Restaurants, cocktail bars, taverns and similar businesses);

(c) WAC 458-20-12401 (Special stadium sales and use tax);

(d) WAC 458-20-166 (Hotels, motels, boarding houses, rooming houses, resorts, summer camps, trailer camps, etc.);

(e) WAC 458-20-167 (Education institutions, school districts, student organizations, and private schools);

(f) WAC 458-20-168 (Hospitals, medical care facilities, and adult family homes); and

(g) WAC 458-20-169 (Nonprofit organizations).

(3) "Food and food ingredients" defined. "Food and food ingredients" means substances, whether in liquid, concentrated, solid, frozen, dried, or dehydrated form, that are sold for ingestion or chewing by humans and are consumed for their taste or nutritional value.

"Food and food ingredients" does not include:

(a) "Alcoholic beverages," which means beverages that are suitable for human consumption and contain one-half of one percent or more of alcohol by volume; and

(b) "Tobacco," which means cigarettes, cigars, chewing or pipe tobacco, or any other items that contain tobacco.

(4) **Taxability of prepared food.** The exemption for "food and food ingredients" provided in RCW 82.08.0293 does not apply to prepared food. The sale of prepared food is subject to retail sales tax, unless otherwise exempt by law. See subsection (5) of this section for information about the taxability of soft drinks and subsection (6) of this section for information about the taxability of dietary supplements.

(a) **Prepared food.** "Prepared food" means:

(i) Food sold with eating utensils provided by the seller, including plates, knives, forks, spoons, glasses, cups, napkins, or straws. A plate does not include a container or packaging used to transport the food;

(ii) Food sold in a heated state or heated by the seller; or

(iii) Two or more food ingredients mixed or combined by the seller for sale as a single item, except:

(A) Food that is only cut, repackaged, or pasteurized by the seller;

(B) Raw eggs, fish, meat, poultry, and foods containing these raw animal foods requiring cooking by the consumer as recommended by the federal Food and Drug Administration in chapter 3, part 401.11 of *The Food Code*, published by the Food and Drug Administration, as amended or renumbered as of January 1, 2003, so as to prevent foodborne illness; or

(C) Bakery items, including bread, rolls, buns, biscuits, bagels, croissants, pastries, donuts, Danish, cakes, tortes, pies, tarts, muffins, bars, cookies, and tortillas.

(b) **Food sold with eating utensils.** Food sold with eating utensils provided by the seller is prepared food and thus subject to tax, even if the seller does not otherwise prepare the food.

(i) **Eating establishments that sell food with eating utensils.** Generally food sold by an eating establishment is subject to sales tax. An eating establishment may be mobile or in a fixed location and may or may not provide seating accommodations for its customers. Eating establishments include restaurants, caterers, pizzerias, bars, taverns, night clubs, yogurt or ice cream stores/stands, coffee or donut shops, diners, refreshment stands, drive-ins, fast food restaurants, bagel shops, lunch counters, cafeterias, private and social clubs, sandwich shops, snack bars, hot dog carts, espresso stands, concession stands at a fair or a mall, sidewalk vendors or like places of business where food is served to individuals and is customarily sold for consumption shortly after it is sold.

(A) All food served at eating establishments is subject to tax unless the seller maintains adequate records for sale of food items that are generally not sold with eating utensils and do not otherwise qualify as prepared food, such as gallons of milk, loaves of bread, whole pies, a dozen donuts, wedding or birthday cakes, and packages of rolls or muffins. The information shown on invoices, cash register receipts, or sales tickets must provide an adequate description of the food items sold to show that the sale was not of food items that are generally served with eating utensils or do not otherwise qualify as prepared food.

(B) Food sold by grocery stores, convenience stores, and department stores is generally not considered to be sold with eating utensils provided by the seller, even though eating utensils may be available to customers (e.g., napkins on the counter). For example, the sale of yogurt is not subject to retail sales tax even if napkins are available for the customer's use at the checkout stand. The food may be taxable if it is generally served with eating utensils (see part (ii) below). A grocery store is a business primarily engaged in the retail sale of a wide variety of food products. They generally contain the following departments: Dairy, baked goods, canned and dry goods, frozen foods, meats, fresh fruits and vegetables and household supplies.

Grocery stores, department stores, and convenience stores that have a separately identifiable eating establishment, such as a salad bar, sushi bar, or deli, are required to collect the tax on food items sold at that establishment unless the store maintains adequate records for sale of food items that are generally not sold with eating utensils or do not otherwise qualify as prepared food.

(ii) **Food that is generally sold with eating utensils.** Food that is generally sold with eating utensils, including plates, knives, forks, spoons, glasses, cups, napkins, or straws, is subject to tax, even if the seller does not in all cases actually provide the utensils. For example, sales from salad bars or "make your own sandwich" bars at a grocery store are taxable since salads and sandwiches are generally eaten with eating utensils (a fork for the salad and a napkin for the sandwich). "Make your own ice cream sundae" bars are taxable for the same reason. These items are taxable regardless of where they are sold. Cold cut platters, cheese platters, vegetable and fruit platters are taxable since the platter is an eating utensil.

(A) Box lunches are taxable since they are generally sold with eating utensils provided by the seller.

(B) If the eating utensil is provided by the manufacturer rather than by the seller, the sale of the food is not subject to retail sales tax. For example, a box of crackers and cheese that includes a spreader, is not subject to tax since the seller does not provide the spreader.

(c) **"Prepared food" examples.** The examples in this subsection identify a number of facts and then state a conclusion. These examples should only be used as a general guide. Similar determinations for other situations can be made only after a review of all facts and circumstances.

(i) If a carton of milk is purchased from a grocery store, the sale is exempt from retail sales tax because the milk, in this case, is an exempt food item. If an individual purchases a glass of milk from a restaurant, however, it is subject to retail sales tax because the seller provided an eating utensil, a glass.

(ii) A grocery store deli sells pasta salad that it prepares itself and potato salad that it purchases in bulk. The deli packages the pasta salad for sale, and repackages the potato salad the deli purchased in bulk into smaller containers. Sales of the potato salad are exempt from retail sales tax because "prepared food" does not include food that is merely repackaged. Sales of the pasta salad are subject to retail sales tax because the deli mixed or combined two or more food



ingredients, doing something more than cutting or repackaging the food ingredients.

(iii) A grocery store meat department prepares ready-to-bake stuffed pork chops. The stuffed pork chops are not "prepared foods" and are not subject to tax even though the seller combined two or more ingredients because "prepared foods" does not include raw meat, or foods containing raw animal foods that require cooking by the consumer, to prevent food-borne illness.

(iv) **Pizza.** The taxability of pizza depends on who prepares it and in what form it is sold. The following examples explain the taxability of pizza in its various forms:

(A) Pizza prepared by the seller and sold in a heated state. Pizza sold by the slice and whole hot pizzas ready to eat, including delivered pizzas, are taxable because they are sold in a heated state. Additionally, the sale of the pizza is a taxable sale of a "prepared food" because the seller mixed or combined two or more food ingredients.

(B) Ready-to-bake pizzas prepared by the seller. Fresh or frozen ready-to-bake pizza prepared by the seller is taxable as a "prepared food" because the seller mixed or combined two or more food ingredients.

(C) Ready-to-bake pizzas prepared by a third party. Fresh or frozen ready-to-bake pizza procured by the seller from a third party or wholesaler is exempt from sales tax because it does not fall under the definition of "prepared food" as the seller did not mix or combine two or more food ingredients.

(d) **Exemption from taxation for certain meals (prepared food).** Notwithstanding subsection (4)(a) and (b), above, meals sold under a state-administered nutrition program for the aged as provided for in the Older Americans Act (Public Law 95-478 Title III) and RCW 74.38.040, and meals sold to or for senior citizens, disabled persons, or low-income persons by a not-for-profit organization organized under chapter 24.03 or 24.12 RCW are exempt from retail sales and use tax. There is a sales tax exemption for meal sales for certain fund-raising by nonprofit organizations. See WAC 458-20-169.

(5) **Taxability of soft drinks.** The exemption for "food and food ingredients" provided in RCW 82.08.0293 does not apply to "soft drinks."

(a) **"Soft drinks" defined.** "Soft drinks" are nonalcoholic beverages that contain natural or artificial sweeteners. Soft drinks do not include:

(i) Beverages that contain milk or milk products, soy, rice, or similar milk substitutes; or

(ii) Beverages that contain greater than fifty percent vegetable or fruit juice by volume.

(b) **"Soft drink" examples.** The examples in this subsection identify a number of facts and then state a conclusion. These examples should only be used as a general guide. Similar determinations for other situations can be made only after a review of all facts and circumstances.

(i) The sale of bottled water, carbonated water, and flavored water, without natural or artificial sweeteners, is exempt from tax because they are defined as food in RCW 82.08.0293 and do not fall within the definition of "soft drinks." If these products are sold in a cup or glass, however, the sale is a sale of a "prepared food" and is subject to sales

tax. See subsection (4)(a)(i) above. Bottled water, carbonated water, and flavored water that contain natural or artificial sweeteners are subject to sales tax because they are "soft drinks."

(ii) Sports drinks that contain natural or artificial sweeteners are subject to sales tax because they fall within the definition of "soft drinks."

(iii) Fruit or vegetable juice that contains natural or artificial sweeteners and contains fifty percent or less by volume of fruit or vegetable juice is subject to sales tax because it falls within the definition of "soft drinks."

(iv) Bottled coffee or tea drinks with natural or artificial sweeteners, but without milk or milk products, are "soft drinks" and are subject to retail sales tax. Bottled coffee or tea drinks, with or without sweeteners that contain milk or milk products are not subject to sales tax because they do not fall within the definition of "soft drinks."

(6) **Taxability of dietary supplements.** The exemption for "food and food ingredients" provided in RCW 82.08.0293 does not apply to "dietary supplements."

(a) **"Dietary supplements" defined.** "Dietary supplement" means any product, other than tobacco, intended to supplement the diet and that:

(i) Contains one or more of the following dietary ingredients:

(A) A vitamin;

(B) A mineral;

(C) An herb or other botanical;

(D) An amino acid;

(E) A dietary substance for use by humans to supplement the diet by increasing the total dietary intake; or

(F) A concentrate, metabolite, constituent, extract, or combination of any ingredient described in this subsection;

(ii) Is intended for ingestion in tablet, capsule, powder, soft gel, gelcap, or liquid form, or if not intended for ingestion in such a form, is not represented as conventional food and is not represented for use as a sole item of a meal or of the diet; and

(iii) Is required to be labeled as a dietary supplement, identifiable by the "Supplement Facts" box found on the label and as required under 21 Code of Federal Regulations (CFR) § 101.36, as amended or renumbered as of January 1, 2003.

(b) **"Dietary supplements" examples.** The examples in this subsection identify a number of facts and then state a conclusion. These examples should only be used as a general guide. Similar determinations for other situations can be made only after a review of all facts and circumstances.

(i) Nutrition products in bar or liquid form formulated to provide balanced nutrition as a sole source of nourishment are considered a food and not a dietary supplement and are therefore exempt from taxation.

(ii) A product sold for human consumption may have one or more of the following federal Food and Drug Administration labels, a "Nutrition Facts," a "Dietary Supplements Facts," or a "Drug Facts" label. If a product label contains a "Supplement Facts" and "Nutrition Facts" box, the product is a food and not subject to tax if it does not otherwise qualify as prepared food.

(7) **Is ice sold for human consumption taxed?** Ice sold for human consumption is considered a food or food ingredi-

ent and is therefore exempt from retail sales tax. "Ice sold for human consumption" means ice sold in cube, shaved, or crushed form and in quantities of ten pounds or less in weight per bag or container. Blocks of ice of any weight are not considered a food or food ingredient and are therefore taxable. See WAC 458-20-120 (Sales of ice) for additional guidance on the sale of ice.

**(8) Combination businesses.** The sale of "food and food ingredients" or "prepared food" sold in the same manner should receive the same tax treatment regardless of the establishment in which the item is sold. Persons operating a combination of two kinds of food sales businesses at one location must keep their accounting records and sales receipts segregated between taxable and tax exempt sales. Examples of combination businesses are a grocery store with a lunch counter or salad-deli bar, a bakery that sells tax-exempt baked goods and also sells baked goods with eating utensils or as part of a meal, and a gas station/convenience store.

**(a) Tax collecting responsibility.** Combination businesses must collect and report retail sales tax upon their charges for prepared foods. It is sufficient segregation for accounting purposes if cash registers or electronic checking machines are programmed to identify and separately tax food that is not tax exempt. If the combined food business' sales are commingled in their accounting records, all sales of food and food ingredients are subject to retail sales tax.

**(b) Combination business examples.** The examples in this subsection identify a number of facts and then state a conclusion. These examples should only be used as a general guide. Similar determinations for other situations can be made only after a review of all facts and circumstances.

(i) A consumer purchases his wedding cake, a donut, and a cup of coffee from Bakery. The sale of the wedding cake is not taxable if Bakery maintains adequate records for sale of food items that are generally not sold with eating utensils and do not otherwise qualify as prepared food. The sale of the donut is taxable because it is a food that is generally sold with eating utensils, a napkin. The sale of the coffee is taxable because it is served with an eating utensil, the cup, and because it is sold in a heated state by the seller.

(ii) Grocery Store has a deli section that prepares and sells deli foods and provides a salad bar where the customer can make a salad. A customer purchases a salad that he made from the salad bar and a bottle of apple juice that is one hundred percent fruit juice. The sale of a salad from the salad bar is taxable because it is generally sold with eating utensils (e.g., a plate, fork, knife, spoon, or napkin). The sale of the apple juice is exempt because it is food and not a "soft drink" because it is more than fifty percent fruit juice.

(iii) Gas Station has a convenience store that sells "food and food ingredients," "prepared food," and nonfood products. The sale of "food and food ingredients" is not taxable if Gas Station maintains adequate records for sale of food items that are generally not sold with eating utensils and do not otherwise qualify as prepared food.

**(9) How are packages of food items that contain taxable and nontaxable items taxed?** When a package consists of both food and nonfood products, such as a holiday or picnic basket containing beer and pretzels, cups or glasses containing food items, or soft drinks along with cheese and

crackers, the food portion may be tax exempt if its price is stated separately. If the price is a lump sum, the sales tax applies to the entire price.

Nonfood items given to buyers to promote food or food ingredient sales such as coffee sold in a decorative apothecary container or cheese sold in a serving dish are not taxable and are not deemed combination packages where it is clear that the nonfood item is simply a gift furnished as a sales inducement for the food. In the same way, promotional giveaways of food items as an inducement for sales of nonfood items are not exempt (e.g., the sale of crystal ware containing candy or nuts is fully subject to sales tax).

**(10) Purchases made under the Food Stamp Act of 1977.** RCW 82.08.0297 provides a retail sales tax exemption for the sale of eligible foods that are purchased with coupons issued only under the federal Food Stamp Act of 1977. The term "food coupon" does not include manufacturers' coupons, grocers' coupons, or other coupons issued by private parties. "Eligible foods" has the same meaning as established under federal law for the purposes of the Food Stamp Act of 1977. The term includes any food or food ingredient intended for human consumption except alcoholic beverages, tobacco, and hot foods or hot food ingredients prepared for immediate consumption. 7 U.S.C. § 2012(g), as amended or renumbered as of January 1, 2003. The term "coupon," as used in this subsection, means any coupon, stamp, type of certificate, authorization card, cash or check issued in lieu of a coupon, or access device, including an electronic benefit transfer card or personal identification number issued pursuant to the provisions of the Food Stamp Act of 1977. 7 CFR § 271.2, as amended or renumbered as of January 1, 2003.

**(a) Purchasing nonfood products with food coupons.** Some nonfood products may be exempt if purchased with food coupons. For example, seeds and growing plants are considered "nonfood products," even though they may be sold at grocery stores and can be ingested by humans. However, seeds and plants to grow foods for the personal consumption of eligible households are "eligible foods" under the Food Stamp Act of 1977. 7 CFR § 271.2, as amended or renumbered as of January 1, 2003. Therefore, in this limited circumstance, the sale of seeds and plants is tax exempt.

When both coupons and cash (or check) are used to make purchases, the coupons must be applied first to "eligible foods" which are not otherwise tax exempt "food or food ingredients." For example, soft drinks and garden seeds are "eligible foods" under the food stamp program but are not tax exempt under RCW 82.08.0293. The intent is always to apply the coupons and cash in such a way as to provide the greatest possible amount of retail sales tax exemption under the law.

**(b) Food coupon examples.** The examples in this subsection identify a number of facts and then state a conclusion. These examples should only be used as a general guide. Similar determinations for other situations can be made only after a review of all facts and circumstances. The following examples demonstrate how the tax exemption applies in cases where a purchase of ten dollars each is made for meat (a food ingredient), soda pop (an eligible food), and soap (a nonfood item) using both coupons and cash.

(i) The customer pays with fifteen dollars in coupons and fifteen dollars in cash. The coupons are applied first to the soda pop (ten dollars worth) and then to the meat (five dollars worth). The cash applies to the rest of the meat and the soap. Retail sales tax is due on the ten-dollar purchase of soap because soap is not an "eligible food" under the food stamp program.

(ii) A customer pays the thirty-dollar selling price with ten dollars worth of coupons and twenty dollars cash. The coupons are applied to the soda pop, making the soda pop exempt. The cash is applied towards the purchase of the meat and soap. The result is that retail sales tax is due only on the ten-dollar purchase of soap.

(iii) The customer pays with five dollars worth of coupons and twenty-five dollars in cash. Again, the coupons are first applied towards the soda pop, leaving five dollars of the value to be purchased with cash. Retail sales tax is due on fifteen dollars, the ten-dollar purchase of soap and five dollars worth of soda pop.

**(11) How are food vending van sales taxed?** Food and food ingredient sales from vehicular vending vans are taxable or exempt of retail sales tax in the same manner as food sales at grocery stores. Thus, sales of candy bars, gum, or any pre-wrapped food and food ingredients which are prepackaged by a manufacturer or preparer other than the person operating the van are exempt from retail sales tax. Sales of any prepared food items or soft drinks, including, but not limited to, hotdogs, sandwiches, soups, and hot or cold beverages are subject to retail sales tax. See definition of "prepared food" in subsection (4)(a), above.

**(12) How are vending machines taxed?** Sales of food or food ingredients dispensed by vending machines are subject to retail sales tax under a statutory formula provided by RCW 82.08.0293. This formula requires that retail sales tax be reported and paid by the vending machine owner or operator upon fifty-seven percent of the gross receipts from such machines. Retail sales tax must, however, be reported and paid upon one hundred percent of the gross receipts of vending machines which dispense hot prepared food or food ingredients (e.g., hot coffee, soups, tea, and chocolate). Honor box sales to employees are not considered vending machine sales.

**(a) Calculating tax liability.** It is not required that food vending machines be posted with prices separately showing the retail sales tax amount or rate charged. RCW 82.08.050 and 82.08.0293. The retail sales tax should be factored out of the gross receipts of vending machines when calculating tax liability. Subsections (12)(b) and (c), below, demonstrate how to calculate retailing B&O and retail sales tax liabilities for vending machine sales. Assume one hundred dollars in gross vending machine receipts and an eight percent retail sales tax rate for each example. These examples do not address any small business B&O tax credit implications under RCW 82.04.4451 and WAC 458-20-104 (Small business tax relief based on volume of business).

Persons making sales through vending machines placed at various locations should remember that the retail sales tax rates vary because of different local retail sales tax rates imposed by various taxing jurisdictions. Local taxes must be coded to the location at which the machine is located. Local

retail sales tax rates and location codes can be found on the department's Internet website at <http://dor.wa.gov/> under the geographic information system (GIS) section, or by calling the department's telephone information center at 1-800-647-7706.

**(b) Food or food ingredient vending machine (except hot prepared food or food ingredients).** Jane operates a vending machine selling candy bars and other snack foods. These sample calculations use a combined state and local sales tax amount. On the Combined Excise Tax Return, the state and local retail sales tax due to the state are calculated separately.

(i) Jane calculates the receipts subject to retail sales tax and the amount of retail sales tax included in her vending machine receipts using the following formulas:

(Vending machine receipts x 57%) = proceeds of sales subject to retail sales tax

$$(\$100.00 \times 0.57) = \$57.00$$

(Proceeds of sales subject to retail sales tax) x sales tax rate = sales tax owed

$$\$57.00 \times .08 = \$4.56$$

(ii) Jane should report \$95.44 under the retailing B&O and retail sales tax classifications of her Combined Excise Tax Return, as calculated using the following formula:

Vending machine receipts - collected retail sales tax = proceeds of sales subject to B&O tax

$$\$100.00 - \$4.56 = \$95.44$$

(iii) Jane should take an exempt food deduction of \$38.44 on the retail sales line (but not the retailing B&O line) of her Combined Excise Tax Return, as calculated using the following formula:

Proceeds of sales - sales subject to retail sales tax = exempt food sales

$$\$95.44 - \$57.00 = \$38.44$$

**(c) Hot prepared food or food ingredient vending machines.** Sam operates a vending machine selling hot coffee and hot chocolate. Sam should report \$92.59 under both the retailing B&O and retail sales tax classifications on his excise tax return.

Vending machine receipts/(1 + retail sales tax rate) = proceeds of sales

$$\$100.00/1.08 = \$92.59$$

WSR 03-20-067

PROPOSED RULES

DEPARTMENT OF LICENSING

[Filed September 26, 2003, 3:00 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-15-002.

Title of Rule: WAC 308-19-140 When will my license expire and how do I renew my license?

Purpose: The purpose of this rule change is so that bail bond agent licenses expire one year after the license is issued instead of on their birth date.

Statutory Authority for Adoption: Chapter 18.185 RCW.

Statute Being Implemented: Chapter 18.185 RCW.

Summary: The rule change will require that bail bond agent licenses expire a year from the date of issuance instead of on their birth date.

Reasons Supporting Proposal: The reason for changing this rule is to make licensing fees fair to all bail bond agent licensees by providing the same length of time for an active license to all licensees.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mary Haglund, Olympia, (360) 664-6624.

Name of Proponent: Department of Licensing, Bail Bond Program, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Currently the rule states: "Licenses issued to bail bond agents expire on their respective birth dates. However, if an application for the bail bond agent license is received by the Department of Licensing within ninety days from the applicant's birth date, the license issued shall not expire until the next birth date."

This rule is confusing for customers to calculate expiration dates. The rule also does not provide fair and equitable treatment to all licensees because depending upon when the birth date falls, a licensee may get more than or less than a full year before the license expires.

Proposal Changes the Following Existing Rules: See below.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule regarding fee increases is pursuant to legislative approval. The amendatory section of record keeping does not impose economic impact as it is minor changes.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Department of Licensing, Business and Professions Division, Building 2, Conference Room 209, 405 Black Lake Boulevard, Olympia, WA 98507, on November 6, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Mary Haglund at TDD (360) 664-8885 or (360) 664-6611.

Submit Written Comments to: Department of Licensing, Bail Bond Program, P.O. Box 9649, Olympia, WA 98507-9649, fax (360) 570-7888, by November 4, 2003.

Date of Intended Adoption: December 8, 2003.

September 25, 2003

Mary Haglund  
Program Manager

**AMENDATORY SECTION** (Amending WSR 00-01-061, filed 12/13/99, effective 1/13/00)

**WAC 308-19-140 When will my license expire and how do I renew my license?** (1) Licenses issued to bail bond agents expire ~~((on their respective birth dates. However, if an~~

~~application for the bail bond agent license is received by the department of licensing within ninety days from the applicant's birthdate, the license issued shall not expire until the next birthdate))~~ one year from the date of issue.

(2) Licenses issued to bail bond agencies expire on December 31 each year. Licenses must be renewed each year on or before the date established herein and a renewal license fee as prescribed by the director in WAC 308-19-130 must be paid.

(3) If the application for a license renewal is not received by the director on or before the renewal date, a penalty fee as prescribed by the director in WAC 308-19-130 shall be paid. Acceptance by the director of an application for renewal after the renewal date shall not be a waiver of the delinquency.

(4) A license shall be cancelled if an application for a renewal of that license is not received by the director within one year from the date of expiration. A person may obtain a new license by satisfying the procedures and qualifications for licensing, including the successful completion of any current examination and education requirements.

(5) No agent or agency shall engage in the sale or issuance of bail bonds if their license has expired.

(6) When the director receives verification that a bail bond agency license has expired or has been revoked or suspended, the director shall advise correction centers.

## WSR 03-20-069

### PROPOSED RULES

#### DEPARTMENT OF LICENSING

[Filed September 29, 2003, 8:34 a.m.]

#### Original Notice.

Preproposal statement of inquiry was filed as WSR 03-11-069A.

Title of Rule: Chapter 308-88 WAC, Rental car taxation and licensing and chapter 308-96A WAC, Vehicle licenses.

Purpose: 1. To meet the criteria set forth in Governor Locke's Executive Order 97-02.

2. To clarify rules and help make them more comprehensible.

Statutory Authority for Adoption: RCW 46.01.110.

Summary: Amending WAC 308-88-020 Application and registration of rental vehicle business and 308-96A-180 Registration of rental vehicles.

Reasons Supporting Proposal: Meet criteria supporting Governor Locke's Executive Order 97-02.

Name of Agency Personnel Responsible for Drafting: Katherine Iyall Vasquez, 1125 Washington Street S.E., Olympia, (360) 902-3718; Implementation and Enforcement: Lynda Henrikson, 1125 Washington Street S.E., Olympia, (360) 902-3811.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The anticipated effects will be a clarification of the above-mentioned requirements.

Proposal Changes the Following Existing Rules: Clarify sections needed and repeal those no longer required.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required pursuant to RCW 19.85.030 (1)(a). The proposed rule making does not impose more than a minor cost on business in an industry.

RCW 34.05.328 does not apply to this rule adoption. The contents of the proposed rules are explicitly and specifically dictated by statute.

Hearing Location: Highways-Licenses Building, Conference Room 107, 1125 Washington Street S.E., Olympia, WA 98507, on November 5, 2003, at 1:30 p.m.

Assistance for Persons with Disabilities: Contact Katherine Iyall Vasquez by November 4, 2003, TTY (360) 664-8885 or (360) 902-3718.

Submit Written Comments to: Katherine Iyall Vasquez, Rules Manager, Title and Registration Services, P.O. Box 2957, Olympia, WA 98507-2957, fax (360) 664-0831 by November 4, 2003.

Date of Intended Adoption: December 2, 2003.

September 26, 2003

Lynda Henrikson

For D. McCurley, Administrator

Title and Registration Services

**AMENDATORY SECTION** (Amending WSR 98-19-075, filed 9/21/98, effective 10/22/98)

**WAC 308-96A-180 Registration of rental ((ear)s) vehicles.** (1) **What is a rental ((ear)) vehicle?**

A rental ((ear)) vehicle is defined in RCW 46.04.465.

(2) ~~((How is a rental car licensed?))~~

~~Registrations shall be maintained for the period in which the rental car is operated as part of the rental car business fleet.)~~ **Who registers a rental vehicle?** Any Washington vehicle licensing office registers rental vehicles.

(3) **How will I register my rental vehicles?** Annual renewal of rental vehicle registration may be processed through any Washington vehicle licensing office or by mail by meeting the qualifications and paying the appropriate fees. The rental vehicle business registration number must be included on the vehicle registration. The name of the legal or registered owner on a rental vehicle registration must be identical to the business name displayed on the master license.

(4) **Do rental ((ear)s) vehicles operated in Washington need to be registered in Washington?**

Rental ((ear)s) vehicles must be registered in Washington unless:

(a) Rented by a customer at a location outside of the state of Washington;

(b) The vehicle was dropped off at a Washington rental ((ear)) vehicle business by its previous renter and is being rented for a one-way trip out of Washington; or

(c) The vehicle is part of a properly registered International Registration Plan (IRP) rental ((ear)) vehicle business fleet.

~~((4))~~ (5) **Does the current certificate of registration issued by the department need to be carried in the rental ((ear)) vehicle?**

A photocopy of the current certificate of registration may be carried in a rental ~~((ear))~~ vehicle in lieu of the original certificate of registration.

~~((5))~~ (6) **Who may operate a rental ((ear)) vehicle?**

Rental ((ear)s) vehicles may only be used by rental customers, unless the rental ((ear)) vehicle is being moved by the business to another business site, to or from maintenance or repair facilities, or for testing purposes.

~~((6))~~ (7) **What does a rental ~~((ear-company))~~ vehicle business do when they remove a rental ((ear)) vehicle from their fleet?**

~~((When a rental car company removes a vehicle from their fleet, they shall alter the current month and year tab on the license plates. To alter these tabs, the rental car company will place blank tabs over both the month and year tab on the front and rear plate issued for that vehicle.))~~ The rental vehicle business may submit a vehicle seller's report of sale that protects the seller of a vehicle from certain criminal and civil liabilities arising from use of the vehicle by another person after the vehicle has been sold or a change in ownership has occurred.

**AMENDATORY SECTION** (Amending WSR 00-06-024, filed 2/23/00, effective 3/25/00)

**WAC 308-88-020 Application and registration of rental ((ear)) vehicle businesses.** (1) ~~((What is the definition of a "place of business"? For the purposes of this section: "Place of business" means a street address location within the state of Washington.~~

~~(2) What is the first step in becoming a rental car business? Applicants shall complete an application supplied by master licensing service.~~

~~(3))~~ **What ((information)) is required ~~((for application-as))~~ to become a rental ((ear)) vehicle business?** ~~((Every complete application for a rental car business shall require:~~

~~(a) The business name and address of the principal place of business of the applicant.~~

~~(b) The business name and address on the application and all required supporting documents must be the same.~~

~~(c) Evidence that the corporation is authorized to do business in this state.~~

~~(4))~~ (a) Applicants must apply for a rental vehicle business license by submitting a completed master license application to the department of licensing's master license service.

(b) A separate master license application must be filed for each place of business operated as a rental vehicle business. For the purposes of this section, "place of business" means a physical location at which arrangements to rent a rental vehicle may be made.

(c) Businesses operating in the form of a corporation, limited liability company, limited liability partnership, or similar form of legal entity must register their legal entity through the office of the secretary of state before applying for a rental vehicle business license.

(2) **What will I receive as proof that I qualified as a vehicle rental ((ear)) business?** ~~((Master licensing service's will assign you a rental car Washington tax registration num-~~

~~ber and a Unified Business Identifier (UBI) number if none has been previously issued.~~

~~(5) How will I register my rental car vehicles? Vehicle registration and annual renewals shall be made to the department of licensing.~~

~~(6) Can I transfer my business registration number to another company? No. The registration number issued by the master licensing service is not assignable or transferable, and is valid only for the rental car business in whose name it is issued. The name of the legal or registered owner of all rental vehicle registrations must be identical to the business name on the master business license application.)) A rental vehicle business registration number will be issued to your business and displayed on the master license.~~

(3) Can I transfer my business registration number to another company? No. The rental vehicle business registration number issued through the master license service is not assignable or transferable, and is valid for the rental vehicle business the registration number was issued to.

Rental vehicles must be registered in Washington unless:

(a) Rented by a customer at a location outside of the state of Washington;

(b) The vehicle was dropped off at a Washington rental vehicle business by its previous renter and is being rented for a one-way trip out of Washington; or

(c) The vehicle is part of a properly registered International Registration Plan (IRP) rental vehicle business fleet.

(4) Does the current certificate of registration issued by the department need to be carried in the rental vehicle? A photocopy of the current certificate of registration may be carried in a rental vehicle in lieu of the original certificate of registration.

(5) Who may operate a rental vehicle? Rental vehicles may only be used by rental customers, unless the rental vehicle is being moved by the business to another business site, to or from maintenance or repair facilities, or for testing purposes.

(6) What does a rental vehicle business do when they remove a rental vehicle from their fleet? The rental vehicle business may submit a vehicle seller's report of sale that protects the seller of a vehicle from certain criminal and civil liabilities arising from use of the vehicle by another person after the vehicle has been sold or change in ownership has occurred.

### WSR 03-20-073

#### PROPOSED RULES

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Medical Assistance Administration)

[Filed September 29, 2003, 2:43 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-02-058.

Title of Rule: Amending WAC 388-501-0135 Patient requiring regulation.

Purpose: Redesign of the patient requiring regulation (PRR) rules in order to improve client safety and reduce unnecessary expense.

Statutory Authority for Adoption: RCW 74.08.090 and 74.04.055.

Statute Being Implemented: RCW 74.04.055, 42 C.F.R. Subpart B 431.51, 431.54(e) and 431.54 (e)(3) and 456.1.

Summary: The proposed changes will improve MAA client safety and reduce costs by:

- (1) Improving PRR program design;
- (2) Revising the thresholds for reviewing a client's use of inappropriate or medically unnecessary services;
- (3) Strengthen the role of client education and referral for safer and more appropriate use of services;
- (4) Allow MAA to assign PRR clients to a designated hospital for nonemergent services.

Reasons Supporting Proposal: To improve medical supervision of patients with a history of inappropriate use of medical and pharmaceutical services; to address provider concerns regarding patient safety and unnecessary use of limited resources; and to reduce expenditures on unnecessary and inappropriate services.

Name of Agency Personnel Responsible for Drafting: Myra S. Davis, MAA, Rules and Publications, P.O. Box 45533, Olympia, WA 98504, (360) 725-1306; Implementation and Enforcement: Bernice Lawson, MAA, P.O. Box 45532, Olympia, WA 98504-5532, (360) 725-1392.

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

Rule is necessary because of federal law, 42 C.F.R. Subpart B 431.51, 431.54(e) and 431.54 (e)(3) and 456.1.

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

Proposal Changes the Following Existing Rules: The program name is changed to patient review and restriction (PRR). The rules are changed to reflect increased emphasis on ascertaining why services are being overused and referring the client to other services for unmet needs. The proposed changes also:

- (1) Revise the threshold for reviewing a client's use of inappropriate or medically unnecessary services;
- (2) Strengthen the role of client education and referral for safer, more targeted, more appropriate use of services;
- (3) Allow MAA to restrict PRR clients to a designated hospital for nonemergent services; and
- (4) State the client may be held financially responsible for nonemergent services obtained from providers or facilities other than those assigned under the PRR program.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has analyzed the proposed rule and determined that it does not create more than minor costs to small business.

RCW 34.05.328 applies to this rule adoption. The proposed rule change meets the definition of a significant legislative rule. A determination of the probable costs and benefits is available from the person listed above.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaa@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 01-02-076, filed 12/29/00, effective 1/29/01)

**WAC 388-501-0135 Patient (~~requiring regulation~~) review and restriction (PRR).** ~~((+)) Patient requiring regulation (PRR) is a medical assistance administration (MAA) health and safety program for clients needing help in the appropriate use of medical services. ((A client in)) PRR is ((restricted to one primary care provider (PCP) and one pharmacy. Enrollment in the PRR program is for twenty-four months:~~

~~(2) Any client of the department's medical programs is reviewed for assignment to PRR if:~~

~~(a) The client has:~~

~~(i) Made repeated and documented efforts to seek medically unnecessary health services; and~~

~~(ii) Been counseled at least once by a health care provider or managed care plan representative about the appropriate use of health care services; or~~

~~(b) Any three of the following conditions have been met or exceeded in a ninety-day period. The client:~~

~~(i) Received services from four different physicians; or~~

~~(ii) Had prescriptions filled by four different pharmacies;~~

~~or~~

~~(iii) Received ten prescriptions; or~~

~~(iv) Had prescriptions filled by four different prescribers; or~~

~~(v) Used two emergency room (ER) visits.~~

~~(3) If subsections (2)(a) or (b) of this section apply, then the client's use of medical services is reviewed by the department. The review considers the client's diagnoses, history of services provided, or other medical information supplied by the health care provider or managed care plan. The review is done by a nurse consultant, physician, or other qualified medical staff according to established medical review guidelines.~~

~~(4) If the medical review finds that the client uses inappropriate or medically unnecessary services the client receives written notice which:~~

~~(a) Asks the client to select a primary care provider and one pharmacy; and~~

~~(b) Notifies the client of their right to request a fair hearing within ninety days (see subsection (6) of this section); and~~

~~(c) Requires the client to respond within twenty days by:~~

~~(i) Selecting a primary care provider and pharmacy; or~~

~~(ii) Submitting additional medical information, which justifies the client's use of medical services; or~~

~~(iii) Writing or calling the PRR representative, who is identified in the PRR notice, requesting assistance; or~~

~~(iv) Requesting a fair hearing (see subsection (6) of this section).~~

~~(5) A client who does not respond to the notice within twenty days is assigned to the PRR program. The department assigns the client to a PCP and pharmacy. The client may change the assigned PCP and pharmacy once within the initial sixty days. The assigned providers will be:~~

~~(a) Located in the client's local geographic area; and~~

~~(b) Reasonably accessible to the client.~~

~~(6) A client has ninety days to request a fair hearing. A client who requests a fair hearing within twenty days from the date they receive notice under subsection (4) of this section will not be assigned to the PRR program until a fair hearing decision is made. A client who requests a fair hearing after twenty days may have been assigned a PCP and pharmacist. An assigned client will remain in PRR until a fair hearing decision is made.~~

~~(7) When a PRR client chooses or the department assigns a PCP and pharmacy, the PCP and pharmacy requirements are:~~

~~(a) A PCP supervises and coordinates medical care for the client. The PCP makes referrals for specialist care and provides continuity of care. A PCP must be:~~

~~(i) A physician who meets the criteria under WAC 388-502-0020 and 388-502-0030; or~~

~~(ii) An advanced registered nurse practitioner (ARNP) who meets criteria under WAC 388-502-0020 and 388-502-0030; or~~

~~(iii) A licensed physician assistant, practicing with a sponsoring supervising physician.~~

~~(b) A single pharmacy fills all prescriptions for the client. For fee for service clients the pharmacy must be contracted with MAA.~~

~~(c) For clients enrolled in a managed care plan, the pharmacy and PCP must be contracted with the client's managed care plan.~~

~~(8) The PRR client's medical assistance identification card (MAID) will be marked in the "restricted" column.~~

~~(9) A client in PRR cannot change their PCP or pharmacy for twelve months unless the:~~

~~(a) Client changes to a residence outside the provider's geographic area; or~~

~~(b) PCP or pharmacy moves out of the client's geographical area; or~~

~~(c) PCP or pharmacy refuses to continue as the client's provider; or~~

~~(d) Client was assigned providers. The client may change the assigned providers once within sixty days of the initial assignment.~~

~~(10) A PRR client enrolled in a managed care plan must select a PCP and pharmacy from those identified as available within their plan. In addition to the reasons given in subsection (9) of this section, the client may change a provider if the:~~

~~(a) Chosen or assigned PCP or pharmacy no longer participates with their plan. The client may:~~

(i) Select a new PCP from the list of available PCPs provided by the plan; or

(ii) Transfer enrollment of all family members to the new department-contracted plan which the established PCP has joined.

(b) Client chooses a new plan during the managed care program's open enrollment period, which occurs during the twenty-four month PRR enrollment period as defined in subsection (1) of this section.

(11) After twenty-four months, a PRR client's use of services is reviewed. A client is removed from PRR if:

(a) The billing records show the care received was reasonable and appropriate; or

(b) The PCP reports the services requested and received were reasonable and appropriate.

(12) If the client is not removed from PRR under subsection (11) of this section, the client continues to be in PRR for an additional twelve months. After that twelve period, the client is reviewed again according to subsection (11)(a) and (b) of this section.

(13) Under the PRR program, MAA or the client's managed care plan will pay for only:

(a) Those services authorized by the PCP, the PCP-referred specialist, or the pharmacist; or

(b) Emergencies services; or

(c) Family planning services; or

(d) Women's health care services. A client enrolled with a managed care plan must self-refer to providers within the plan's network.

The client may be responsible for payment of services not covered by the PRR program)) authorized under federal Medicaid law by 42 USC 1396n (a)(2) and 42 CFR 431.54. A client is assigned to the PRR program based upon a determination by MAA of overuse or inappropriate use of medical services.

**(1) Definitions**—The following definitions apply to this section only:

**"Assigned provider"** - A medical provider assigned by MAA staff in the PRR program to be the primary provider and coordinator of services for a client in the PRR program. A PRR client may have an assigned medical provider; an assigned pharmacy and an assigned hospital and may be restricted to these provider(s).

**"At-risk"** means a medical history that includes evidence of life-threatening or potentially life-threatening events or conditions which required medical intervention.

**"Inappropriate use"** - means use of medical services which are not adapted to or appropriate for a patient's medical needs.

**"Medically unnecessary"** - means services that are nonessential, redundant, and/or not necessary for a patient's medical care.

**"Overuse"** - means the excessive use of medical services well beyond the patient's medically necessary care.

**(2) Clients selected for review**—Clients are selected for PRR review by:

(a) An "exception report" produced by the Medicaid Management Information System; or

(b) Direct referral from medical providers, social service agencies or other concerned parties.

**(3) Initial review criteria**—Any client of the department's medical programs may be considered for assignment to PRR if conditions in either (a) or (b) of this subsection apply:

(a) Any two or more of the following conditions have been met in a period of ninety calendar days in the previous twelve months. The client:

(i) Received services from four or more different physicians;

(ii) Had prescriptions filled by four or more different pharmacies;

(iii) Received ten or more prescriptions;

(iv) Had prescriptions written by four or more different prescribers; or

(v) Received similar services from two or more providers in the same day.

(b) Any one of the following conditions applies: The client has:

(i) Made two or more emergency department visits in a ninety-day period;

(ii) A medical history indicating at-risk utilization patterns; or

(iii) Made repeated and documented efforts to seek medically unnecessary services and been counseled at least once by a health care provider or managed care representative about the appropriate use of health care services.

**(4) Request for clinical review**—If either subsection (2)(a) or (b) of this section applies, PRR program staff may review the client's medical and billing history for overuse or inappropriate use of medical services and on a case-by-case basis decide to:

(a) Close the file;

(b) Send the client a letter of concern with information on specific findings and notice of potential placement in the PRR program; or

(c) Request a clinical review of the records.

**(5) Clinical review**—A nurse consultant, physician, or other qualified clinical staff at MAA may review the client's medical records to determine if there is a history of overuse or inappropriate or medically unnecessary use of services. The reviewer relies on established medical guidelines and may on a case-by-case basis decide to:

(a) Take no action and close the PRR file; or

(b) Proceed with any or all of the following:

(i) Continue to monitor the client's utilization pattern for thirty to sixty days;

(ii) Refer the client for education on appropriate use of services;

(iii) Refer the client to other support services or agencies; or

(iv) Assign the client to the PRR program.

**(6) Client restriction**—When the clinical review determines that the client has obtained inappropriate or medically unnecessary services, by established medical guidelines, the client will be restricted:

(a) The department will send a written notice to the client or his or her authorized representative that:

(i) Asks the client to select a primary care provider (PCP) and/or a pharmacy and/or a hospital. (See WAC 388-



546-5000 through 388-546-5400 for limitations on nonemergency transportation services.)

(ii) Directs the client to respond to the department within twenty calendar days after receiving the written notice, and:

(A) To provide information on the selected provider(s);  
or

(B) To submit additional medical information, justifying the client's use of medical services; or

(C) To request assistance from PRR program staff.

(iii) Informs the client of fair hearing rights (see subsection (8) of this section); and

(iv) Informs the client that, if a response is not received within twenty calendar days, the client will be restricted to provider(s) assigned by the PRR program.

(b) After twenty calendar days, the PRR program may restrict the client to the specific provider(s) either chosen by the client or assigned by the program.

(7) Assigned providers—Assigned providers will be:

(a) Located in the client's local geographic area; and/or

(b) Reasonably accessible to the client.

(8) Fair hearing rights

(a) A client has ninety calendar days following the date of the department's notice in which to request a fair hearing.

(b) A client who requests a fair hearing within twenty calendar days from the date they receive notice under subsection (6)(a) of this section, will not be assigned to the PRR program until a fair hearing decision is made or if the client appeals, until a final order is issued.

(c) A client who requests a fair hearing after twenty calendar days from the date he or she receives notice under subsection (6)(a) of this section, and who has already been assigned a provider or providers, will remain in PRR until a fair hearing decision is made and a final administrative order is issued. (The client will remain in PRR if the fair hearing decision is adverse to the client.)

(9) Provider selection and role—For fee for service clients the providers must be contracted with MAA.

(a) The selected primary care provider (PCP) must be either:

(i) A physician who meets the criteria under WAC 388-502-0020 and 388-502-0030;

(ii) An advanced registered nurse practitioner (ARNP) who meets criteria under WAC 388-502-0020 and 388-502-0030; or

(iii) A licensed physician assistant, practicing with a sponsoring supervising physician.

(b) The PCP supervises and coordinates medical care for the client on restriction. The PCP provides continuity of care and refers to specialists when necessary.

(c) A single pharmacy fills all prescriptions for the client.

(d) A single hospital provides all nonemergent and outpatient hospital care for the client.

(10) Provider changes—A client in PRR cannot change the assigned providers for twelve months after the assignments are made, unless:

(a) The client moves to a residence outside the provider's geographic area; or

(b) The provider moves out of the client's geographical area;

(c) The provider refuses to continue to serve the client;  
or

(d) The client did not select the provider. The client may change a department-assigned provider once within sixty calendar days of the initial assignment.

(11) Managed care clients on PRR—A client in PRR enrolled in an MAA managed care plan must select a primary care provider (PCP) and/or a pharmacy and/or a hospital from those identified as available within the plan. In addition to the reasons given in subsection (9) of this section, the client may change a provider if the chosen or assigned PCP or pharmacy no longer participates with the plan. In such a situation, the client may:

(a) Select a new PCP from the list of available PCPs provided by the plan; or

(b) Transfer enrollment of all family members to the new department-contracted plan that the established PCP has joined.

(12) Lifting or continuing restrictions After twenty-four months of assignment to the PRR program, a PRR client's use of services is reviewed.

(a) A client is removed from PRR after the twenty-four-month review if:

(i) Clinical and billing documentation show the client's care was reasonable and appropriate; and/or

(ii) The PCP reports the services requested and received were reasonable and appropriate.

(b) If the client is not removed from PRR after the twenty-four-month review, the client remains in PRR for an additional twelve months. After that twelve-month period, the client is reviewed again pursuant to this subsection.

(13) Client financial responsibility—So long as the requirements of WAC 388-502-0160 are followed, a client who is restricted under the PRR program may be billed for services and held financially responsible for:

(a) Services that MAA and/or the client's health plan determine are not medically necessary; and:

(b) Nonemergent services obtained from providers or facilities other than those assigned under the PRR program.

**WSR 03-20-074**

**PROPOSED RULES**

**DEPARTMENT OF**

**SOCIAL AND HEALTH SERVICES**

(Medical Assistance Administration)

[Filed September 29, 2003, 2:45 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-10-088.

Title of Rule: WAC 388-438-0110 Alien emergency medical (AEM) program.

Purpose: The proposed rule eliminates coverage for organ transplants and related services and clarifies certification periods and scope of care. This rule was adopted on an emergency basis effective July 1, 2003.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.530.

Statute Being Implemented: Section 1903 (v)(2)(c) of the Social Security Act.

Summary: These amendments will bring the state into compliance with federal limitations on medical services covered under emergency services for alien residents.

Reasons Supporting Proposal: Without the amendments, the state will be out of compliance with federal limitations on medical services covered under emergency services for alien residents.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, MAA, P.O. Box 5534, Olympia, WA 98504-5534, (360) 725-1330.

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

Rule is necessary because of federal law, Section 1903 (v)(2)(c) of the Social Security Act.

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

Proposal Changes the Following Existing Rules: See Purpose above.

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

RCW 34.05.328 does not apply to this rule adoption. RCW 34.05.328 (5)(b)(vii) exempts DSHS client eligibility rules for medical and financial assistance. The proposed rule amends eligibility for covered medical services for aliens.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 25, 2003  
Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 02-17-030, filed 8/12/02, effective 9/12/02)

**WAC 388-438-0110 The alien emergency medical (AEM) program.** (1) The alien emergency medical (AEM) program is a required federally-funded program. It is for aliens who are ineligible for other Medicaid programs, due to citizenship or alien status requirements described in WAC 388-424-0005 and 388-424-0010.

(2) Except for the social security number, citizenship, or alien status requirements, an alien must meet categorical Medicaid eligibility requirements as described in:

- (a) WAC 388-505-0110, for an SSI-related person;
- (b) WAC 388-505-0220, for family medical programs;

(c) WAC 388-505-0210, for a child under the age of nineteen; or

(d) WAC 388-523-0100, for medical extensions.

(3) When an alien has monthly income (~~which~~) that exceeds the CN medical standards, the department will consider AEM medically needy coverage for children or for adults who are age sixty-five or over or who meet SSI disability criteria. See WAC 388-519-0100.

(4) To qualify for the AEM program, the alien must meet one of the criteria described in subsection (2) of this section and have:

(a) ~~((A))~~ A qualifying emergency medical condition as described in WAC 388-500-0005; or

(b) Been approved by the department (~~as requiring~~) for, and receiving, nursing facility or COPES level of care.

(5) The alien's date of arrival in the United States is not used when determining eligibility for the AEM program.

(6) The department does not deem a sponsor's income and resources as available to the client when determining eligibility for the AEM program. The department counts only the income and resources a sponsor makes available to the client.

(7) Under the AEM program, a person receives CN scope of care, as described in WAC 388-529-0100. Covered services are limited to those medical services necessary for treatment of the person's emergency medical condition. The following services are not covered:

(a) Organ transplants and related services;

(b) Prenatal care, except labor and delivery; and

(c) School-based services.

(8) A person whose income exceeds the CN income standard has spend down liability and MN scope of care.

(9) A person determined eligible for the AEM program is certified for three months. The number of three-month certification periods is not limited, but, the person must continue to meet eligibility criteria in subsection (2) and (3) of this section.

(10) A person is not eligible for the AEM program if they entered the state specifically to obtain medical care.

WSR 03-20-075  
PROPOSED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Medical Assistance Administration)  
[Filed September 29, 2003, 2:47 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-11-086.

Title of Rule: Chapter 388-530 WAC, Pharmacy services, amending WAC 388-530-1300 General reimbursement methodology.

Purpose: This amendment is a change recommended by the DSHS Payment Review Program Steering Committee. The new language will help control pharmacy costs.

Statutory Authority for Adoption: RCW 74.08.090 and 74.09.520.

Statute Being Implemented: RCW 74.09.120, 74.09.200, and 74.09.520.

Summary: The proposed amendment adds the following new subsection (4) to pharmacy services WAC 388-530-1300 General reimbursement methodology: "(4) MAA reimburses a pharmacy for the least costly dosage form of a drug within the same route of administration, unless the prescriber has designated a specific dosage form."

Name of Agency Personnel Responsible for Drafting: Myra S. Davis, MAA, Rules and Publications, P.O. Box 45533, Olympia, WA 98504, (360) 725-1306; Implementation and Enforcement: Ayuni Wimpee, Operations Manager, Rates Analysis Section, P.O. Box 45510, Olympia, WA, (360) 725-1835.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule responds to a recommendation of the DSHS Payment Review Committee. The rule will require providers to dispense the least costly form of a drug.

Proposal Changes the Following Existing Rules: See Summary above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has analyzed the proposed rule and determined that it does not create more than minor costs to small business.

RCW 34.05.328 applies to this rule adoption. MAA has analyzed the proposed rules and concludes that the rules meet the definition of a "significant legislative rule." MAA has prepared an evaluation of probable costs and benefits, which may be obtained by contacting the person at the address listed above.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact DSHS Rules Coordinator by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003  
Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 02-17-023, filed 8/9/02, effective 9/9/02)

**WAC 388-530-1300 General reimbursement methodology.** (1) The medical assistance administration's (MAA) total reimbursement for a prescription drug must not exceed the lowest of:

- (a) Estimated acquisition cost (EAC) plus a dispensing fee;
- (b) Maximum allowable cost (MAC) plus a dispensing fee;
- (c) Federal Upper Limit (FUL) plus a dispensing fee;
- (d) Actual acquisition cost (AAC) plus a dispensing fee for drugs purchased under section 340 B of the Public Health Service (PHS) Act and dispensed to medical assistance clients;
- (e) Automated maximum allowable cost (AMAC) plus a dispensing fee;
- (f) Certified average wholesale price (CAWP) plus a dispensing fee; or
- (g) The provider's usual and customary charge to the non-Medicaid population.

(2) MAA selects the sources for pricing information used to set EAC and MAC. These sources may include pharmaceutical wholesalers.

(3) MAA may solicit assistance from pharmacy providers, pharmacy benefit managers (PBM), other government agencies, actuaries, and/or other consultants when establishing EAC and/or MAC.

(4) MAA reimburses a pharmacy for the least costly dosage form of a drug within the same route of administration, unless the prescriber has designated a specific dosage form.

(5) If the pharmacy provider offers a discount, rebate, promotion or other incentive which directly relates to the reduction of the price of a prescription to the individual non-Medicaid customer, the provider must similarly reduce its charge to MAA for the prescription.

~~((5))~~ (6) If a pharmacy gives a product free to the general public, the pharmacy must not submit a claim to MAA when giving the free product to a medical assistance client.

**WSR 03-20-076**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Medical Assistance Administration)

[Filed September 29, 2003, 2:49 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-12-079.

Title of Rule: **Chapter 388-475 WAC, SSI-related medical - Part 1 of 4**; new sections WAC 388-475-0050 General information, 388-475-0100 CN medical eligibility, 388-475-0150 MN medical eligibility, 388-475-0200 Definition of resources, 388-475-0250 Ownership and availability of resources, and 388-475-0300 Resources eligibility.

Purpose: Supplemental security income (SSI)-related medical eligibility rules are being combined into chapter 388-475 WAC for easier reference. In some instances, the rules have been rewritten according to the clear writing standards of the Governor's Executive Order 97-02.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Statute Being Implemented: RCW 74.04.050.

Summary: This proposal changes the WAC numbering of the various SSI-related medical rules.

OLD WAC	NEW WAC
388-470-0005(3)	388-475-0200 388-475-0250
388-470-0005(4)	388-475-250
388-470-0040(30)	388-475-0300(3)

Reasons Supporting Proposal: People will have an easier time finding the SSI-related medical eligibility rules if they are located in one WAC chapter.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mary Beth Ingram, MAA, P.O. Box 5534, Olympia, WA 98504-5534, (360) 725-1327.

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: See Purpose above.

Proposal does not change existing rules.

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

RCW 34.05.328 does not apply to this rule adoption. This rule proposal is exempt from the requirements of RCW 34.05.328 according to RCW 34.05.328 (5)(b)(vii), which exempts client eligibility rules for medical and financial assistance programs.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003  
Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

## NEW SECTION

**WAC 388-475-0050 SSI-related medical—General information.** (1) The department provides medical benefits under the categorically needy (CN) and medically needy (MN) SSI-related programs for SSI-related people, meaning those who meet the federal SSI program criteria as being:

- (a) Age sixty-five or older;
- (b) Blind with:

- (i) Central visual acuity of 20/200 or less in the better eye with the use of a correcting lens; or

- (ii) A field of vision limitation so the widest diameter of the visual field subtends an angle no greater than twenty degrees.

- (c) Disabled:

- (i) "Disabled" means unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment, which:

- (A) Can be expected to result in death; or

- (B) Has lasted or can be expected to last for a continuous period of not less than twelve months; or

- (C) In the case of a child seventeen years of age or younger, if the child suffers from any medically determinable physical or mental impairment of comparable severity.

- (ii) Decisions on SSI-related disability are subject to the authority of:

- (A) Federal statutes and regulations codified at 42 USC Sec 1382c and 20 CFR, parts 404 and 416, as amended; and

- (B) Controlling federal court decisions, which define the OASDI and SSI disability standard and determination process.

- (2) A denial of Title II or Title XVI federal benefits by SSA solely due to failure to meet the blindness or disability criteria is binding on the department unless the applicant's:

- (a) Denial is under appeal in the reconsideration stage, in SSA's administrative hearing process, or SSA's appeals council; or

- (b) Medical condition has changed since the SSA denial was issued.

- (3) The department considers a client who meets the special requirements for SSI status under Sections 1619(a) or 1619(b) of the Social Security Act as an SSI recipient. Such a client is eligible for CN medical coverage under WAC 388-474-0005.

- (4) Individuals referred to in subsection (1) must also meet appropriate eligibility criteria found in the following WAC and EA-Z Manual sections:

- (a) For all programs:

- (i) WAC 388-408-0055, Medical assistance units;

- (ii) WAC 388-416-0015, Categorically needy and WAC 388-416-0020, Medically needy certification periods;

- (iii) Program specific requirements in chapter 388-475 WAC;

- (iv) WAC 388-490-0005, Verification;

- (v) WAC 388-503-0505, General eligibility requirements for medical programs;

- (vi) WAC 388-505-0540, Assignment of rights and cooperation;

- (vii) Chapter 388-561 WAC, Trusts, annuities and life estates.

- (b) For LTC programs:

- (i) Chapter 388-513 WAC, Long-term care services

- (ii) Chapter 388-515 WAC, Waiver services.

- (c) For MN, chapter 388-519 WAC, Spenddown;

- (d) For HWD, program specific requirements in chapter 388-475 WAC.

- (5) Aliens who qualify for Medicaid benefits, but are determined ineligible because of alien status may be eligible for programs as specified in WAC 388-438-0110.

(6) The department pays for a client's medical care outside of Washington according to WAC 388-501-0180.

(7) The department follows income and resource methodologies of the Supplemental Security Income (SSI) program defined in federal law when determining eligibility for SSI-related medical or Medicare Cost Savings programs unless the department adopts rules that are less restrictive than those of the SSI program.

(8) Refer to WAC 388-418-0025 for effects of changes on medical assistance for redetermination of eligibility.

#### NEW SECTION

**WAC 388-475-0100 SSI-related medical—Categorically needy (CN) medical eligibility.** (1) Categorically needy (CN) coverage is available for an SSI-related client who:

(a) Meets the criteria in WAC 388-475-0050, General information—SSI-related programs; or

(b) Meets the criteria for the state-funded general assistance - expedited Medicaid disability (GA-X) program by meeting the:

(i) Requirements of the cash program in WAC 388-400-0025 and 388-478-0030; or

(ii) SSI-related disability standards but who cannot get the SSI cash grant due solely to immigration status or sponsor deeming issues.

(2) To be eligible for SSI-related CN medical programs, a person must also have:

(a) Countable income and resources at or below SSI-related CN medical monthly standard (refer to WAC 388-478-0080) or be eligible for an SSI cash grant but choose not to receive it; or

(b) Countable resources at or below SSI resource standard and income above the SSI-related CN medical monthly standard, but the countable income falls below that standard after applying special income disregards as described in WAC 388-475-880; or

(c) Met requirements for long-term care (LTC) CN income and resource requirements that are found in chapter 388-513 and 388-515 WAC if wanting LTC or waiver services.

(3) An ineligible spouse of an SSI recipient is not eligible for CN medical assistance unless he or she qualifies for long term care institutional benefits. An ineligible spouse of an SSI recipient is ineligible for noninstitutional CN medical benefits. If an ineligible spouse of an SSI recipient has dependent children in the home, eligibility may be determined for family medical programs.

#### NEW SECTION

**WAC 388-475-0150 SSI-related medical—Medically needy (MN) medical eligibility.** (1) Medically needy (MN) medical coverage is available for any of the following:

(a) A person who is SSI-related and not eligible for CN medical coverage because they have countable income that is above the CN income standard (or for long-term care (LTC) clients, above the special income limit (SIL)):

(i) Their countable income is at or below MN standards, leaving them with no spenddown requirement; or

(ii) Their countable income is above MN standards requiring them to spenddown their excess income (see subsection (4) below). See WAC 388-475-0500 through 388-475-0800 for rules on determining countable income, and WAC 388-478-0080 for program standards or chapter 388-513 WAC for institutional standards.

(b) An SSI-related ineligible spouse of an SSI recipient;

(c) An adult who meets SSI program criteria but is not eligible for the SSI cash grant due to immigration status or sponsor deeming. See WAC 388-424-0010 for limits on eligibility for aliens;

(d) A person who meets the MN LTC services requirements of chapter 388-513 WAC and WAC 388-515-1540;

(e) A person who lives in an alternate living facility and meets the requirements of WAC 388-513-1305; or

(f) A person who meets resource requirements as described in chapter 388-475 WAC, elects and is certified for hospice services per chapter 388-551 WAC.

(2) Clients whose countable resources are above the SSI resource standards are not eligible for MN noninstitutional medical benefits. See WAC 388-475-0200 through 388-475-0550 to determine countable resources.

(3) Clients who qualify for services under long term care have different criteria and may spend down excess resources to become eligible for LTC institutional or waiver medical benefits. Refer to WAC 388-513-1315 and 388-513-1395.

(4) A client with income over the medically needy income limit (MNIL) may become eligible for MN coverage when they have incurred medical expenses that are equal to the excess income. This is the process of meeting spenddown. Refer to chapter 388-519 WAC for spenddown information.

(5) A client may be eligible for medical coverage for up to three months immediately prior to the month of application, if the client:

(a) Met all eligibility requirements for the months being considered; and

(b) Received medical services covered by Medicaid during that time.

(6) A client eligible for MN without a spenddown is certified for up to twelve months. For a MN client with spenddown, refer to WAC 388-519-0110. For a long-term care MN client, refer to WAC 388-513-1305 and 388-513-1315.

(7) A client must reapply for each certification period. There is no continuous eligibility for MN. Although each additional certification period requires a new application, if the medical benefits have been closed less than thirty days, an eligibility review form may be used to reapply.

#### NEW SECTION

**WAC 388-475-0200 SSI-related medical—Definition of resources.** (1) A resource is any cash, other personal property, or real property that an applicant, recipient or other financially responsible person:

(a) Owns;

(b) Has the right, authority, or power to convert to cash (if not already cash); and

(c) Has the legal right to use for his/her support and maintenance.

(2) The value of a resource may change. However, the property (personal or real) still remains a resource.

(3) Some assets are not resources. Any asset that does not meet the criteria in subsection (1) above is not a resource.

(4) When an SSI-related client owns a bank account or time deposit jointly with others who are also SSI-related clients, we consider the funds as being available to the SSI-related individuals in equal shares, unless sufficient evidence to the contrary is provided.

(5) When an SSI-related client owns a bank account or time deposit jointly with others who are not SSI-related, we consider all funds in the joint account as available to the client unless sufficient evidence to the contrary is provided.

(6) When an SSI-related client jointly owns either real or personal property other than bank accounts or time deposits, the department considers that the client owns and has available only his or her fractional interest in the property unless sufficient evidence to the contrary is provided.

(7) A resource is countable toward the resource limit only if it is available and is not excluded.

#### NEW SECTION

**WAC 388-475-0250 SSI-related medical—Ownership and availability of resources.** (1) Personal or real property is available to the client if the client, client's spouse or other financially responsible person:

- (a) Owns the property;
- (b) Has the authority to convert the property into cash;
- (c) Can expect to convert the property to cash within twenty working days; and
- (d) May legally use the property for his/her support.

(2) A resource is considered available on the first day of the month following the month of receipt unless a rule about a specific type of resource provides for a different time period.

(3) A resource, which ordinarily cannot be converted to cash within twenty working days, is considered unavailable as long as a reasonable effort is being made to convert the resource to cash.

(4) A client may provide evidence showing that a resource is unavailable. A resource is not counted if a client shows sufficient evidence that the resource is unavailable.

(5) We do not count the resources of victims of family violence, as defined in WAC 388-452-0010, when:

- (a) The resource is owned jointly with members of the former household;
- (b) Availability of the resource depends on an agreement of the joint owner; or
- (c) Making the resource available would place the client at risk of harm.

(6) The value of a resource is its fair market value minus encumbrances.

(7) Refer to WAC 388-470-0060 to consider additional resources when an alien has a sponsor.

#### NEW SECTION

**WAC 388-475-0300 SSI-related medical—Resources eligibility.** (1) A client must be resource eligible on the first moment of the first day of the month, and is then eligible for

the entire month. If the total of the client's countable resources is above the resource standard on the first moment of the first day of the month, the client is ineligible for noninstitutional medical benefits for that entire month regardless of resource status at the time of application during that month. For long-term care eligibility see chapter 388-513 WAC.

(2) An excluded resource converted to another excluded resource remains excluded.

(3) Cash received from the sale of an excluded resource becomes a countable resource the first of the month following conversion unless the cash is;

- (a) Used to replace the excluded resource; or
- (b) Invested in another excluded resource in the same month or within the longer time allowed for home sales under WAC 388-475-0350; or
- (c) Spent.

(4) The unspent portion of a nonrecurring lump sum payment is counted as a resource on the first of the month following its receipt with the following exception: the unspent portion of any Title II (SSA) or Title XVI (SSI) retroactive payment is excluded as a resource for six months following the month of receipt. These exclusions apply to lump sums received by the client, client's spouse or other any other person who is financially responsible for the client.

(5) Clients applying for SSI-related medical coverage for long-term care (LTC) services must meet different resource rules. See chapter 388-513 WAC for LTC rules.

(6) The transfer of a resource without adequate consideration does not affect medical program eligibility except for LTC and waiver services programs. In those programs, the transfer may make a client ineligible for medical benefits for a period of time. See WAC 388-513-1364 through 388-513-1366 for LTC rules.

**WSR 03-20-077**

**PROPOSED RULES**

**DEPARTMENT OF**

**SOCIAL AND HEALTH SERVICES**

(Medical Assistance Administration)

[Filed September 29, 2003, 2:51 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-12-079.

Title of Rule: **Chapter 388-475 WAC, SSI-related medical - Part 2 of 4:** New sections WAC 388-475-0350 Property and contracts, 388-475-0400 Vehicles excluded as resources, 388-475-0450 Life insurance excluded as a resource and 388-475-0500 Burial funds, contracts, and spaces excluded as resources; and repealing WAC 388-470-0040 Additional excluded resources for SSI-related medical assistance.

Purpose: Supplemental security income (SSI)-related medical eligibility rules are being combined into chapter 388-475 WAC for easier reference. In some instances, the rules have been rewritten according to the clear writing standards of the Governor's Executive Order 97-02.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Statute Being Implemented: RCW 74.04.050.

Summary: This proposal changes the WAC numbering of the various SSI-related medical rules.

OLD WAC	NEW WAC
388-470-0030(6)	388-475-0350 (3)-(7)
388-470-0040 (3)-(5)	
388-470-0040(1)	388-475-0350(1)
388-470-0040(7)	388-475-0400 (1), (2)
388-470-0040(2)	388-475-0350(1)
388-470-0040(8)	388-475-0350 (8)-(11)
388-470-0040(11)	388-475-0450 (1)-(4)
388-470-0040(12)	388-475-0350(8)
388-470-0040(16)	388-475-0500(8)
388-470-0040(17)	388-475-0500(2)
388-470-0040(18)	388-475-0500(1)
388-470-0040(19)	388-475-0500(4)
388-470-0040(20)	388-475-0500(6)
388-450-0020(14)	388-475-0500(3)

Reasons Supporting Proposal: People will have an easier time finding the SSI-related medical eligibility rules if they are located in one WAC chapter.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mary Beth Ingram, MAA, P.O. Box 5534, Olympia, WA 98504-5534, (360) 725-1327.

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: See Purpose above.

Proposal Changes the Following Existing Rules: WAC 388-470-0040 will be repealed and replaced by new rules in chapter 388-475 WAC. See Summary above.

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

RCW 34.05.328 does not apply to this rule adoption. This rule proposal is exempt from the requirements of RCW 34.05.328 according to RCW 34.05.328 (5)(b)(vii), which exempts client eligibility rules for medical and financial assistance programs.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-

6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

#### NEW SECTION

**WAC 388-475-0350 SSI-related medical—Property and contracts excluded as resources.** (1) The department does not count the following resources when determining eligibility for SSI-related medical assistance:

- (a) A client's household goods and personal effects;
- (b) One home (which can be any shelter), including the land on which the dwelling is located and all contiguous property and related out-buildings in which the client has ownership interest, when:
  - (i) The client uses the home as his or her primary residence; or
  - (ii) The client's spouse lives in the home; or
  - (iii) The client does not currently live in the home but the client or his/her representative has stated the client intends to return to the home; or
  - (iv) A relative, who is financially or medically dependent on the client, lives in the home and the client, client's representative, or dependent relative has provided a written statement to that effect.
- (c) The value of ownership interest in jointly owned real property is an excluded resource for as long as sale of the property would cause undue hardship to a co-owner due to loss of housing. Undue hardship would result if the co-owner:
  - (i) Uses the property as his or her principal place of residence;
  - (ii) Would have to move if the property were sold; and
  - (iii) Has no other readily available housing.

(2) Cash proceeds from the sale of the home described in subsection (1)(b) above are not considered if the client uses them to purchase another home by the end of the third month after receiving the proceeds from the sale.

(3) An installment contract from the sale of the home described in subsection (1)(b) above is not a resource as long as the person plans to use the entire down payment and the entire principal portion of a given installment payment to buy another excluded home, and does so within three full calendar months after the month of receiving such down payment or installment payment.

- (4) The value of sales contracts is excluded when the:
  - (a) Current market value of the contract is zero,
  - (b) Contract cannot be sold, or
  - (c) Current market value of the sales contract combined with other resources does not exceed the resource limits.
- (5) Sales contracts executed before December 1, 1993, are exempt resources as long as they are not transferred to someone other than a spouse.

(6) A sales contract for the sale of the client's principal place of residence executed between December 1, 1993 and August 31, 2003 is considered an exempt resource unless it

has been transferred to someone other than a spouse. This contract must also:

(a) Provide interest income within the prevailing interest rate at the time of the sale;

(b) Require the repayment of a principal amount equal to the fair market value of the property; and

(c) The term of the contract may not exceed thirty years.

(7) A sales contract executed on or after September 1, 2003 on a home that was the principal place of residence for the client at the time of institutionalization is considered exempt as long as it is not transferred to someone other than a spouse and it:

(a) Provides interest income within the prevailing interest rate at the time of the sale;

(b) Requires the repayment of a principal amount equal to the fair market value of the property within the anticipated life expectancy of the client; and

(c) The term of the contract does not exceed thirty years.

(8) Payments received on sales contracts of the home described in subsection (1)(b) above are treated as follows:

(a) The interest portion of the payment is treated as unearned income in the month of receipt of the payment;

(b) The principal portion of the payment is treated as an excluded resource if reinvested in the purchase of a new home within three months after the month of receipt;

(c) If the principal portion of the payment is not reinvested in the purchase of a new home within three months after the month of receipt, that portion of the payment is considered a liquid resource as of the date of receipt.

(9) Payments received on sales contracts described in subsection (4) are treated as follows:

(a) The principal portion of the payment on the contract is treated as a resource and counted toward the resource limit to the extent retained at the first moment of the month following the month of receipt of the payment; and

(b) The interest portion is treated as unearned income the month of receipt of the payment.

(10) For sales contracts that meet the criteria in subsections (5), (6), or (7) but do not meet the criteria in subsections (3) or (4), both the principal and interest portions of the payment are treated as unearned income in the month of receipt.

(11) Property essential to self-support is not considered a resource within certain limits. The department places property essential to self-support in several categories:

(a) Real and personal property used in a trade or business (income-producing property), such as:

- (i) Land,
- (ii) Buildings,
- (iii) Equipment,
- (iv) Supplies,
- (v) Motor vehicles, and
- (vi) Tools.

(b) Nonbusiness income-producing property, such as:

- (i) Houses or apartments for rent, or
- (ii) Land, other than home property.

(c) Property used to produce goods or services essential to an individual's daily activities, such as land used to produce vegetables or livestock, which is only used for personal consumption in the individual's household. This includes personal property necessary to perform daily functions

including vehicles such as boats for subsistence fishing and garden tractors for subsistence farming, but does not include other vehicles such as those that qualify as automobiles (cars, trucks).

(12) The department will exclude an individual's equity in real and personal property used in a trade or business (income producing property listed in subsection (11)(a) above) regardless of value as long as it is currently in use in the trade or business and remains used in the trade or business.

(13) The department excludes up to six thousand dollars of an individual's equity in nonbusiness income-producing property listed in subsection (11)(b) above, if it produces a net annual income to the individual of at least six percent of the excluded equity.

(a) If a person's equity in the property is over six thousand dollars, only the amount over six thousand dollars is counted toward the resource limit, as long as the net annual income requirement of six percent is met on the excluded equity.

(b) If the six percent requirement is not met due to circumstances beyond the person's control, and there is a reasonable expectation that the activities will again meet the six percent rule, the same exclusions as in subsection (13)(a) above apply.

(c) If a person has more than one piece of property in this category, each is looked at to see if it meets the six percent return and the total equities of all those properties are added to see if the total is over six thousand dollars. If the total is over the six thousand dollars limit, the amount exceeding the limit is counted toward the resource limit.

(d) The equity in each property that does not meet the six percent annual net income limit is counted toward the resource limit, with the exception of property that represents the authority granted by a governmental agency to engage in an income-producing activity if it is:

(i) Used in a trade or business or nonbusiness income-producing activity; or

(ii) Not used due to circumstances beyond the individual's control, e.g., illness, and there is a reasonable expectation that the use will resume.

(14) Property used to produce goods or services essential to an individual's daily activities is excluded if the individual's equity in the property does not exceed six thousand dollars.

(15) Personal property used by an individual for work is not counted, regardless of value, while in current use, or if the required use for work is reasonably expected to resume.

(16) Interests in trust or in restricted Indian land owned by an individual who is of Indian descent from a federally recognized Indian tribe or held by the spouse or widow/er of that individual, is not counted if permission of the other individuals, the tribe, or an agency of the federal government must be received in order to dispose of the land.

#### NEW SECTION

**WAC 388-475-0400 SSI-related medical—Vehicles excluded as resources.** (1) For SSI-related medical programs, a vehicle is defined as anything used for transporta-



tion. In addition to cars and trucks, a vehicle can include boats, snowmobiles, and animal-drawn vehicles.

(2) One vehicle is excluded regardless of its value, if it is used to provide transportation for the individual or a member of the individual's household:

- (a) For employment;
- (b) For the treatment of a specific or regular medical problem;
- (c) For transportation of or modified for operation by a handicapped person; or
- (d) Because of climate, terrain, distance, or similar factors to perform essential daily activities.

(3) If no vehicle is excluded under subsection (2), the department excludes up to five thousand dollars of the current fair market value of one vehicle as a resource. If the current fair market value of the vehicle exceeds five thousand dollars, the excess is counted toward the resource limit.

(4) A vehicle used as the client's primary residence is excluded as the home, and does not count as the one excluded vehicle.

(5) All other vehicles, except those excluded under WAC 388-475-0350 (11) through (14), are treated as nonliquid resources and the equity value is counted toward the resource limit.

#### NEW SECTION

**WAC 388-475-0450 SSI-related medical—Life insurance excluded as a resource.** (1) The department excludes life insurance policies that do not have or cannot accrue a cash surrender value (CSV) in determining whether owned policies exceed the life insurance exclusion limits for resources and in determining burial fund exclusion limits.

(2) Policies owned by each spouse are evaluated and counted separately.

(3) If the total face value of all policies described in subsection (1) of this section that a person owns on the same insured is equal to or less than fifteen hundred dollars, the resource is excluded.

(4) If the total face value of all policies described in subsection (1) of this section, that a person owns on the same insured is more than fifteen hundred dollars, the total CSV of the policies is counted toward the resource limit, unless the client designates such policies as burial funds. If they are designated as burial funds, they must be evaluated under the burial fund exclusion described in WAC 388-475-0500.

#### NEW SECTION

**WAC 388-475-0500 SSI-related medical—Burial funds, contracts and spaces excluded as resources.** (1) For the purposes of this section, burial funds are funds set aside and clearly designated solely for burial and related expenses and kept separate from all other resources not intended for burial. These include:

- (a) Revocable burial contracts;
- (b) Revocable burial trusts;
- (c) Installment contracts for purchase of a burial space on which payments are still owing;

(d) Other revocable burial arrangements. The designation is effective the first day of the month in which the person intended the funds to be set aside for burial.

(2) The following burial funds are excluded as resources for the client and spouse up to fifteen hundred dollars each:

- (a) The funds are set aside solely for the expenses of burial or cremation and related expenses; and
- (b) The funds are an installment contract for purchase of a burial space that is not yet paid in full; or
- (c) The funds are in a revocable burial contract, burial trust, cash accounts, or other financial instrument with a definite cash value.

(3) Interest earned in burial funds and appreciation in the value of excluded burial arrangements in subsection (2)(a) and (b) above are excluded from resources and are not counted as income if left to accumulate and become part of the separate burial fund.

(4) The fifteen hundred dollar exclusion for burial funds described in subsection (2)(a) or (b) above is reduced by:

- (a) The face value of life insurance with CSV excluded in WAC 388-475-0450; and
- (b) Amounts in an irrevocable burial trust, or other irrevocable arrangement available to meet burial expenses, or burial space purchase agreement installment contracts on which money is still owing. If these reductions bring the balance of the available exclusion to zero, no additional funds can be excluded as burial funds.

(5) An irrevocable burial account, burial trust, or other irrevocable burial arrangement, set aside solely for burial and related expenses is not considered a resource. The amount set aside must be reasonably related to the anticipated death-related expenses in order to be excluded.

(6) A client's burial funds are no longer excluded when they are mixed with other resources that are not related to burial.

(7) When excluded burial funds are spent for other purposes, the spent amount is added to other countable resources and any amount exceeding the resource limit is considered available income on the first of the month it is used. The amount remaining in the burial fund remains excluded.

(8) Burial space and accessories for the client and any member of the client's immediate family described in subsection (9) of this section are excluded. Burial space and accessories include:

- (a) Conventional gravesites;
- (b) Crypts, niches, and Mausoleums;
- (c) Urns, caskets and other repositories customarily used for the remains of deceased persons;
- (d) Necessary and reasonable improvements to the burial space including, but not limited to:
  - (i) Vaults and burial containers;
  - (ii) Headstones, markers and plaques.

(e) A burial space purchase agreement that is currently paid for and owned by the client is also defined as a burial space. The entire value of the purchase agreement is excluded; as well as any interest accrued, which is left to accumulate as part of the value of the agreement. The value of this agreement does not reduce the amount of burial fund exclusion available to the client.

PROPOSED

- (9) Immediate family, for the purposes of subsection (8) of this section includes the client's:
  - (a) Spouse;
  - (b) Parents and adoptive parents;
  - (c) Minor and adult children, including adoptive and stepchildren;
  - (d) Siblings (brothers and sisters), including adoptive and stepsiblings;
  - (e) Spouses of any of the above.

None of the family members listed above, need to be dependent on or living with the client, to be considered immediate family members.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 388-470-0040	Additional excluded resources for SSI-related medical assistance.
------------------	---

**WSR 03-20-078**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Medical Assistance Administration)  
 [Filed September 29, 2003, 2:54 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-12-079.

Title of Rule: **Chapter 388-475 WAC, SSI-related medical - Part 3 of 4:** New sections WAC 388-475-0550 All other excluded resources, 388-475-0600 Definition of income, 388-475-0650, Available income, 388-475-0700 Income eligibility and 388-475-0750 Countable unearned income; and repealing WAC 388-511-1130 SSI-related income availability.

Purpose: Supplemental security income (SSI)-related medical eligibility rules are being combined into chapter 388-475 WAC for easier reference. In some instances, the rules have been rewritten according to the clear writing standards of the Governor's Executive Order 97-02.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Statute Being Implemented: RCW 74.04.050.

Summary: This proposal changes the WAC numbering of the various SSI-related medical rules.

OLD WAC	NEW WAC
388-470-0040(9)	388-475-0550(1)
388-470-0040(10)	388-475-0550(6)
388-470-0040(13)	388-475-0550(15)
388-470-0040(21)	388-475-0550(3)
388-470-0040(22)	388-475-0550(2)
	388-475-0860(21)

OLD WAC	NEW WAC
388-470-0040(24)	388-475-0550 (11)(a) 388-475-0860(23)
388-470-0040(25)	388-475-0550 (11)(b)
388-470-0040(26)	388-475-0550(13)
388-470-0040(27)	388-475-0550(14)
388-470-0040(28)	388-475-0550(12)
388-470-0040(29)	388-475-0550 (11)(c)
388-511-1130(1)	388-475-0650
388-511-1130(2)	388-475-0650
388-511-1130(3)	388-475-0600(5)
388-511-1130(4)	388-475-0700(1)

Reasons Supporting Proposal: People will have an easier time finding the SSI-related medical eligibility rules if they are located in one WAC chapter.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mary Beth Ingram, MAA, P.O. Box 5534, Olympia, WA 98504-5534, (360) 725-1327.

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: See Purpose above.

Proposal Changes the Following Existing Rules: WAC 388-511-1130 will be repealed and replaced by new rules in chapter 388-475 WAC. See Summary above.

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

RCW 34.05.328 does not apply to this rule adoption. This rule proposal is exempt from the requirements of RCW 34.05.328 according to RCW 34.05.328 (5)(b)(vii), which exempts client eligibility rules for medical and financial assistance programs.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003  
 Brian H. Lindgren, Manager  
 Rules and Policies Assistance Unit

**NEW SECTION**

**WAC 388-475-0550 SSI-related medical—All other excluded resources.** All resources described in this section are excluded resources for SSI-related medical programs. Unless otherwise stated, interest earned on the resource amount is counted as unearned income.

(1) Resources necessary for a client who is blind or disabled to fulfill a department approved self-sufficiency plan.

(2) Retroactive payments from SSI or RSDI, including benefits a client receives under the interim assistance reimbursement agreement with the Social Security Administration, are excluded for six months following the month of receipt. This exclusion applies to:

(a) Payments received by the client, spouse, or any other person for whom the client is financially responsible;

(b) SSI payments for benefits due for the month(s) before the month of continuing payment;

(c) RSDI payments for benefits due for a month that is two or more months before the month of continuing payment; and

(d) Proceeds from these payments as long as they are held as cash, or in a checking or savings account. The funds may be commingled with other funds, but must remain identifiable from the other funds for this exclusion to apply. This exclusion does not apply once the payments have been converted to any other type of resource.

(3) All resources specifically excluded by federal law, such as those described in subsections (4) through (11) as long as such funds are identifiable.

(4) Payments made under Title II of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

(5) Payments made to Native Americans as listed in 20 CFR 416.1182, Appendix to subpart K, section IV, paragraphs (b) and (c), and in 20 CFR 416.1236.

(6) The following Native American/Alaska Native funds are excluded resources:

(a) Resources received from a Native Corporation under the Alaska Native Claims Settlement Act, including:

(i) Shares of stock held in a regional or village corporation;

(ii) Cash or dividends on stock received from the Native Corporation up to two thousand dollars per person per year;

(iii) Stock issued by a native corporation as a dividend or distribution on stock;

(iv) A partnership interest;

(v) Land or an interest in land; and

(vi) An interest in a settlement trust.

(b) All funds contained in a restricted Individual Indian Money (IIM) account.

(7) Restitution payment and any interest earned from this payment to persons of Japanese or Aleut ancestry who were relocated and interned during war time under the Civil Liberties Act of 1988 and the Aleutian and Pribilof Islands Restitution Act.

(8) Funds received from the Agent Orange Settlement Fund or any other funds established to settle Agent Orange liability claims.

(9) Payments or interest accrued on payments received under the Radiation Exposure Compensation Act received by

the injured person, the surviving spouse, children, grandchildren, or grandparents.

(10) Payments from:

(a) The Dutch government under the Netherlands' Act on Benefits for Victims of Persecution (WUV), are excluded.

(b) The Federal Republic of Germany's Law for Compensation of National Socialist persecution or German Restitution Act to survivors of the Holocaust.

(c) Susan Walker vs. Bayer Corporation, et al., 96-C-5024 (N.D. Ill.) (May 8, 1997) settlement funds.

(d) Ricky Rey Hemophilia Relief Fund Act of 1998 P.L. 105-369.

(11) The unspent social insurance payments received due to wage credits granted under sections 500 through 506 of the Austrian General Social Insurance Act.

(12) Earned income tax credit refunds and payments are excluded as resources during the month of receipt and the following month.

(13) Payments from a state administered victim's compensation program for a period of nine calendar months after the month of receipt.

(14) Cash or in-kind items received as a settlement for the purpose of repairing or replacing a specific excluded resource are excluded:

(a) For nine months. This includes relocation assistance provided by state or local government.

(b) Up to a maximum of thirty months, when:

(i) The client intends to repair or replace the excluded resource; and

(ii) Circumstances beyond the control of the settlement recipient prevented the repair or replacement of the excluded resource within the first or second nine months of receipt of the settlement.

(c) For an indefinite period, if the settlement is from federal relocation assistance.

(d) Permanently, if the settlement is assistance received under the Disaster Relief and Emergency Assistance Act or other assistance provided under a federal statute because of a catastrophe which is declared to be a major disaster by the President of the United States, or is comparable assistance received from a State or local government or from a disaster assistance organization. Interest earned on this assistance is also excluded from resources. Any cash or in-kind items received as a settlement and excluded under this subsection are considered as available resources when not used within the allowable time periods.

(15) Insurance proceeds or other assets recovered by a Holocaust survivor as defined in WAC 388-470-0026(4).

(16) Pension funds owned by an ineligible spouse. Pension funds are defined as funds held in a(n):

(a) Individual retirement account (IRA) as described by the IRS code; or

(b) Work-related pension plan (including plans for self-employed individuals, known as Keogh plans).

(17) Cash payments received from a medical or social service agency to pay for medical or social services are excluded for one calendar month following the month of receipt.

(18) SSA- or DVR-approved plans for achieving self-support (PASS) accounts, allowing blind or disabled individ-

PROPOSED

uals to set aside resources necessary for the achievement of the plan's goals, are excluded.

(19) Food and nutrition programs with federal involvement. This includes Washington Basic Food, school reduced and free meals and milk programs and WIC.

(20) Gifts to, or for the benefit of, a person under eighteen years old who has a life-threatening condition, from an organization described in section 501 (c)(3) of the Internal Revenue Code of 1986 which is exempt from taxation under section 501(a) of that Code, as follows:

- (a) In-kind gifts that are not converted to cash; or
- (b) Cash gifts up to a total of two thousand dollars in a calendar year.

(22) Veteran's payments made to, or on behalf of, natural children of Vietnam veterans regardless of their age or marital status, for any disability resulting from spina bifida suffered by these children.

(23) The following are among assets that are not considered resources and as such are neither excluded nor counted:

- (a) Home energy assistance/support and maintenance assistance;
- (b) Retroactive in-home supportive services payments to ineligible spouses and parents; and
- (c) Gifts of domestic travel tickets. For a more complete list please see POMS @ <http://policy.ssa.gov/poms.nsf/lnx/0501130050>.

#### NEW SECTION

**WAC 388-475-0600 SSI-related medical—Definition of income.** (1) Income is anything an individual receives in cash or in-kind that can be used to meet his/her needs for food, clothing, or shelter. Income can be earned or unearned.

(2) Some receipts are not income because they do not meet the definition of income above, including:

- (a) Cash or in-kind assistance from federal, state, or local government programs whose purpose is to provide medical care or services;
- (b) Some in-kind payments that are not food, clothing or shelter coming from nongovernmental programs whose purposes are to provide medical care or medical services;
- (c) Payments for repair or replacement of an exempt resource;
- (d) Refunds or rebates for money already paid;
- (e) Receipts from sale of a resource; and
- (f) Replacement of income already received. See 20 CFR 416.1103 for a more complete list of receipts that are not income.

(3) Earned income includes the following types of payments:

- (a) Gross wages and salaries, including garnished amounts;
- (b) Commissions and bonuses;
- (c) Severance pay;
- (d) Other special payments received because of employment;
- (e) Net earnings from self-employment (WAC 388-475-0840 describes net earnings);
- (f) Self-employment income of tribal members unless the income is specifically exempted by treaty;

(g) Payments for services performed in a sheltered workshop or work activities center;

(h) Royalties earned by an individual in connection with any publication of his/her work and any honoraria received for services rendered; or

(i) In-kind payments made in lieu of cash wages, including the value of food, clothing or shelter.

(4) Unearned income is all income that is not earned income. Some types of unearned income are:

- (a) Annuities, pensions, and other periodic payments;
- (b) Alimony and support payments;
- (c) Dividends and interest;
- (d) Royalties (except for royalties earned by an individual in connection with any publication of his/her work and any honoraria received for services rendered which would be earned income);
- (e) Capital gains;
- (f) Rents;
- (g) Benefits received as the result of another's death to the extent that the total amount exceeds the expenses of the deceased person's last illness and burial paid by the recipient;
- (h) Gifts;
- (i) Inheritances; or
- (j) Prizes and awards.

(5) Some items which may be withheld from income, but the department considers as received income are:

- (a) Federal, state, or local income taxes;
  - (b) Health or life insurance premiums;
  - (c) SMI premiums;
  - (d) Union dues;
  - (e) Penalty deductions for failure to report changes;
  - (f) Loan payments;
  - (g) Garnishments;
  - (h) Child support payments, court ordered or voluntary (WAC 388-475-0900 has an exception for deemors);
  - (i) Service fees charged on interest-bearing checking accounts;
  - (j) Inheritance taxes;
  - (k) Guardianship fees if presence of a guardian is not a requirement for receiving the income.
- (6) Countable income, for the purposes of this chapter, means all income that is available to the individual:
- (a) If it cannot be excluded, and
  - (b) After deducting all allowable disregards and deductions.

#### NEW SECTION

**WAC 388-475-0650 SSI-related medical—Available income.** (1) Income is considered available to a client at the earliest of when it is:

- (a) Received, or
- (b) Credited to an individual's account, or
- (c) Set aside for his or her use, or
- (d) Can be used to meet the client's needs for food, clothing or shelter.

Re-occurring income is considered available in the month of normal receipt, even if the financial institution posts it before or after the month of normal receipt.

(2) Anticipated nonrecurring lump sum payments are treated as income in the month received, with the exception of those listed in WAC 388-475-0700(5), and any remainder is considered a resource in the following month.

(3) In-kind income received from anyone other than a legally responsible relative is considered available income only if it is earned income.

#### NEW SECTION

**WAC 388-475-0700 SSI-related medical—Income eligibility.** (1) In order to be eligible, a client is required to do everything necessary to obtain any income to which they are entitled:

(a) Including (but not limited to): annuities, pensions, unemployment compensation, retirement and disability benefits;

(b) Even if their receipt makes the client ineligible for department services, unless the client can provide evidence showing good reason for not obtaining the benefits.

The department does not count this income until the client begins to receive it.

(2) Income is budgeted prospectively for all medical programs.

(3) Anticipated nonrecurring lump sum payments other than retroactive SSI/SSDI payments are considered income in the month received, subject to reporting requirements in WAC 388-418-0007(4). Any unspent portion is considered a resource the first of the following month.

(4) The department follows income and resource methodologies of the Supplemental Security Income (SSI) program defined in federal law when determining eligibility for SSI-related medical or Medicare Savings programs unless the department adopts rules that are less restrictive than those of the SSI program.

(5) Exceptions to the SSI income methodology:

(a) Lump sum payments from a retroactive SSDI benefit, when reduced by the amount of SSI received during the period covered by the payment, are not counted as income;

(b) Unspent retroactive lump sum money from SSI or SSDI is excluded as a resource for six months following receipt of the lump sum; and

(c) Both the principal and interest portions of payments from a sales contract, that meet the definition in WAC 388-475-0350(10), are unearned income.

(6) To be eligible for categorically needy (CN) SSI-related medical coverage, a client's countable income cannot exceed the CN program standard described in:

(a) WAC 388-478-0065 through 388-478-0085 for non-institutional medical unless living in an alternate living facility; or

(b) WAC 388-513-1305(2) for noninstitutional CN benefits while living in an alternate living facility; or

(c) WAC 388-513-1315 for institutional and waiver services medical benefits.

(7) To be eligible for SSI-related medical coverage provided under the medically needy (MN) program, a client must:

(a) Have countable income at or below the MN program standard as described in WAC 388-478-0070; or

(b) Satisfy spenddown requirements described in WAC 388-519-0110, or

(c) Meet the requirements for noninstitutional MN benefits while living in an alternate living facility (ALF). See WAC 388-513-1305(3).

#### NEW SECTION

**WAC 388-475-0750 SSI-related medical—Countable unearned income.** The department counts unearned income for SSI-related medical programs as follows:

(1) The total amount of benefits to which a client is entitled is available unearned income even when the benefits are:

(a) Reduced through the withholding of a portion of the benefit amount to repay a legal obligation;

(b) Garnished to repay a debt, other legal obligation, or make any other payment such as payment of Medicare premiums.

(2) Payments received on a loan:

(a) Interest paid on the loan amount is considered unearned income; and

(b) Payments on the loan principal are not considered income. However, any amounts retained on the first of the following month are considered a resource.

(3) Money borrowed by a person, which must be repaid, is not considered income. It is considered a loan. If the money received does not need to be repaid, it is considered a gift.

(4) Rental income received for the use of real or personal property, such as land, housing or machinery is considered unearned income. The countable portion of rental income received is the amount left after deducting necessary expenses of managing and maintaining the property paid in that month or carried over from a previous month. Necessary expenses are those such as:

(a) Advertising for tenants;

(b) Property taxes;

(c) Property insurance;

(d) Repairs and maintenance on the property; and

(e) Interest and escrow portions of a mortgage.

NOTE: When a client is in the business of renting properties and actively works the business (over twenty hrs per week), the income is counted as earned income.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-511-1130

SSI-related income availability.

**WSR 03-20-079**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Medical Assistance Administration)  
 [Filed September 29, 2003, 2:55 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-12-079.

**Title of Rule: Chapter 388-475 WAC, SSI-related medical - Part 4 of 4:** New sections WAC 388-475-0800 General income exclusions, 388-475-0820 Child-related income exclusions, 388-475-0840 Work- and agency-related income exclusions, 388-475-0860 Income exclusions under federal statute or other state laws, 388-475-0880 Special income disregards and 388-475-0900 Allocating income; repealing WAC 388-450-0020 Income exclusions for SSI-related medical and 388-450-0150 SSI-related medical income allocation.

**Purpose:** Supplemental security income (SSI)-related medical eligibility rules are being combined into chapter 388-475 WAC for easier reference. In some instances, the rules have been rewritten according to the clear writing standards of the Governor's Executive Order 97-02.

**Statutory Authority for Adoption:** RCW 74.04.050, 74.08.090.

**Statute Being Implemented:** RCW 74.04.050.

**Summary:** This proposal changes the WAC numbering of the various SSI-related medical rules.

OLD WAC	NEW WAC
388-470-0040(22)	388-475-0550(2)
	388-475-0860(21)
388-470-0040(24)	388-475-0550 (11)(a)
	388-475-0860(23)
388-450-0020(1)	388-475-0800(1)
388-450-0020(2)	388-475-0840(2)
388-450-0020(3)	388-475-0800(2)
388-450-0020 (4)-(5)	388-475-0840 (1),(3)
388-450-0020(6)	388-475-0820(2)
388-450-0020 (7)-(8)	388-475-0820(1)
388-450-0020(9)	388-475-0820(7)
388-450-0020 (10)(a)	388-475-0840(8)
388-450-0020 (10)(b)	388-475-0840(4)
388-450-0020(11)	388-475-0860(8)
388-450-0020(12)	388-475-0880(1)
388-450-0020(13)	388-475-0840(7)
388-450-0020(14)	388-475-0500(3)
388-450-0020(15)	388-475-0800(2)
388-450-0020(16)	388-475-0840(10)
388-450-0020(17)	388-475-0840(9)
388-450-0020(18)	388-475-0860(2)
388-450-0015 (1)(b)	
388-450-0020(19)	388-475-0800 (2)(h)

OLD WAC	NEW WAC
388-450-0020(20)	388-475-0840(5)
388-450-0020(21)	388-475-0860(5)
388-450-0020(22)	388-475-0860(21)
388-450-0020(23)	388-475-0860(22)
388-450-0020(24)	388-475-0860(23)
388-450-0020(25)	NONE - only refers to 388-450-0015 (1)(b)-(g)
388-450-0015 (1)(c)	388-475-0860(13)
388-450-0015 (1)(d)	388-475-0860(10)
388-450-0015 (1)(e)	388-475-0860(15)
388-450-0015 (1)(f)	388-475-0860(17)
388-450-0015 (1)(g)	388-475-0860(11)
388-450-0020(26)	388-475-0860(18)
388-450-0150(2)	388-475-0900(3)
388-450-0150(3)	388-475-0900 (5)-(6)
388-450-0150(4)	388-475-0900 (7)(a)
388-450-0150(5)	388-475-0900(8)

**Reasons Supporting Proposal:** People will have an easier time finding the SSI-related medical eligibility rules if they are located in one WAC chapter.

**Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement:** Mary Beth Ingram, MAA, P.O. Box 5534, Olympia, WA 98504-5534, (360) 725-1327.

**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:** See Purpose above.

**Proposal Changes the Following Existing Rules:** WAC 388-450-0020 and 388-450-0150 will be repealed and replaced with new rules in chapter 388-475 WAC. See Summary above.

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

RCW 34.05.328 does not apply to this rule adoption. This rule proposal is exempt from the requirements of RCW 34.05.328 according to RCW 34.05.328 (5)(b)(vii), which exempts client eligibility rules for medical and financial assistance programs.

**Hearing Location:** Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

**Assistance for Persons with Disabilities:** Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-

PROPOSED

6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not sooner than November 5, 2003.

September 29, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

#### NEW SECTION

**WAC 388-475-0800 SSI-related medical—General income exclusions.** The department excludes, or does not consider, the following when determining a client's eligibility for SSI-related medical programs:

(1) The first twenty dollars per month of unearned income. If there is less than twenty dollars of unearned income in a month, the remainder is excluded from earned income in that month.

(a) The twenty-dollar limit is the same, whether applying it for a couple or for a single person.

(b) The disregard does not apply to income paid totally or partially by the federal government or a nongovernmental agency on the basis of an eligible person's needs.

(c) The twenty dollars disregard is applied after all exclusions have been taken from income.

(2) Income that is not reasonably anticipated or is received infrequently or irregularly, whether for a single person or each person in a couple when it is:

(a) Earned and does not exceed a total of ten dollars per month; or

(b) Unearned and does not exceed a total of twenty dollars per month;

(c) Increases in a client's burial funds that were established on or after November 1, 1982 if the increases are the result of:

(i) Interest earned on excluded burial funds; or

(ii) Appreciation in the value of an excluded burial arrangement that was left to accumulate and become part of separately identified burial funds.

(3) Essential expenses necessary for a client to receive compensation (e.g., necessary legal fees in order to get a settlement);

(4) Receipts, which are not considered income, when they are for:

(a) Replacement or repair of an exempt resource;

(b) Prepayment or repayment of medical care paid by a health insurance policy or medical service program; or

(c) Payments made under a credit life or credit disability policy.

(5) The fee a guardian or representative payee charges as reimbursement for providing services, when such services are a requirement for the client to receive payment of the income.

(6) Funds representing shared household costs.

(7) Crime victim's compensation.

(8) The value of a common transportation ticket, given as a gift, that is used for transportation and not converted to cash.

(9) Gifts that are not for food, clothing or shelter, and gifts of home produce used for personal consumption.

(10) The department does not consider in-kind income received from someone other than a person legally responsible for the individual unless it is earned. Therefore, the following in-kind payments are not counted when determining eligibility for SSI-related medical programs.

(a) In-kind payments for services paid by a client's employer if:

(i) The service is not provided in the course of an employer's trade or business; or

(ii) It is in the form of food and/or shelter that is:

(A) On the employer's business premises;

(B) For the employer's convenience; and

(C) If shelter, acceptance by the employee is a condition of employment.

(b) In-kind payments made to people in the following categories:

(i) Agricultural employees;

(ii) Domestic employees;

(iii) Members of the Uniformed Services;

(iv) Persons who work from home to produce specific products for the employer from materials supplied by the employer.

#### NEW SECTION

**WAC 388-475-0820 SSI-related medical—Child-related income exclusions.** (1) The department excludes an allowance from a person's earned and/or unearned income for a child living in the home when:

(a) The minor child lives with an SSI-related parent; and

(b) The minor child is not receiving a needs-based cash payment such as TANF or SSI; and

(c) The SSI-related parent is single; or

(d) The SSI-related parent lives with a spouse who has no income (see WAC 388-450-0150 if the spouse has income); and

(e) The individual applying for or receiving SSI-related medical benefits is the adult parent. The maximum allowance is one-half the Federal Benefit Rate (FBR) for each child. The child's countable income, if any, is subtracted from the maximum child's allowance. One third of the child support received for the child is excluded from the child's income before determining this allowance.

(2) Foster care payments received for a child who is not SSI-eligible and who is living in the household, placed there by a licensed, nonprofit or public child placement or child-care agency are excluded from income regardless of whether the person requesting or receiving SSI-related medical is the adult foster parent or the child who was placed.

(3) Adoption support payments, received by an adult for a child in the household that are designated for the child's needs, are excluded as income. Adoption support payments that are not specifically designated for the child's needs are not excluded and are considered unearned income to the adult.

(4) Up to one thousand three hundred forty dollars per month of a child's earned income, but not more than five thousand four hundred ten dollars per year, is excluded if the child is a student.

(5) Child support payments received from an absent parent for a child living in the home are considered the income of the child.

(6) Any portion of a grant, scholarship, or fellowship used to pay tuition, fees and/or other necessary educational expenses at any educational institution is excluded from income.

(7) Gifts to, or for the benefit of, a person under eighteen years old who has a life-threatening condition, from an organization described in section 501 (c)(3) of the Internal Revenue Code of 1986 which is exempt from taxation under section 501(a) of that Code, is excluded as follows:

(a) In-kind gifts that are not converted to cash; or

(b) Cash gifts up to a total of two thousand dollars in a calendar year.

(8) Veteran's payments made to, or on behalf of, natural children of Vietnam veterans regardless of their age or marital status, for any disability resulting from spina bifida suffered by these children are excluded from income.

(9) Unless it is specifically contributed to the client, all earned income of an ineligible or non-applying person under the age of twenty-one who is a student:

(a) Attending a school, college, or university; or

(b) Pursuing a vocational or technical training program designed to prepare the student for gainful employment.

#### NEW SECTION

**WAC 388-475-0840 SSI-related medical—Work- and agency-related income exclusions.** The department excludes the following when determining eligibility for SSI-related medical programs:

(1) Work related expenses:

(a) Including child care, that enable an SSI-related client to work;

(b) That allow a blind or disabled client to work and that are directly related to the person's impairment.

(2) First sixty-five dollars plus one-half of the remainder of earned income. This is considered a work allowance/incentive. This deduction does not apply to income already excluded.

(3) Any portion of self-employment income normally allowed as an income deduction by the Internal Revenue Service (IRS).

(4) Veteran's Aid and Attendance, housebound allowance, unusual/unreimbursed medical expenses (UME) paid by the VA to some disabled veterans, their spouses, widows or parents. For people receiving long-term care services, see chapter 388-513 WAC.

(5) Payments provided in cash or in-kind, to an ineligible or nonapplying spouse, under any government program that provides social services provided to the client, such as chore services or attendant care.

(6) SSA refunds for Medicare buy-in premiums paid by the client when the state also paid the premiums.

(7) Income that causes a client to lose SSI eligibility, due solely to reduction in the SSP.

(8) Department of Veteran's Affairs benefits designated for the veteran's dependent. It is considered income of that dependent.

(9) Tax rebates or special payments excluded under other statutes.

(10) Any public agency refund of taxes paid on real property or on food.

#### NEW SECTION

**WAC 388-475-0860 SSI-related medical—Income exclusions under federal statute or other state laws.** The Social Security Act and other federal statutes or state laws list income that the department excludes when determining eligibility for SSI-related medical programs. These exclusions include, but are not limited to:

(1) Income tax refunds;

(2) Federal earned income tax credit (EITC) payments;

(3) Compensation provided to volunteers in the Corporation for National and Community Service (CNCS), formerly known as ACTION programs established by the Domestic Volunteer Service Act of 1973. P.L. 93-113;

(4) Assistance to a person (other than wages or salaries) under the Older Americans Act of 1965, as amended by section 102 (h)(1) of Pub. L. 95-478 (92 Stat. 1515, 42 U.S.C.3020a);

(5) Federal, state and local government payments including assistance provided in cash or in-kind under any government program that provides medical or social services;

(6) Certain cash or in-kind payments a client receives from a governmental or nongovernmental medical or social service agency to pay for medical or social services;

(7) Value of food provided through a federal or nonprofit food program such as WIC, donated food program, school lunch program;

(8) Assistance based on need, including:

(a) Any federal SSI income or state supplement payment (SSP) based on financial need;

(b) Food stamps;

(c) GA-U;

(d) CEAP;

(e) TANF; and

(f) Bureau of Indian Affairs (BIA) general assistance.

(9) Housing assistance from a federal program such as HUD if paid under:

(a) United States Housing Act of 1937 (section 1437 et seq. Of 42 U.S.C.);

(b) National Housing Act (section 1701 et seq. Of 12 U.S.C.);

(c) Section 101 of the Housing and Urban Development Act of 1965 (section 1701s of 12 U.S.C., section 1451 of 42 U.S.C.);

(d) Title V of the Housing Act of 1949 (section 1471 et seq. Of 42 U.S.C.); or

(e) Section 202(h) of the Housing Act of 1959;

(f) Weatherization provided to low-income homeowners by programs that consider income in the eligibility determinations;

(10) Energy assistance payments including:

(a) Those to prevent fuel cutoffs, and

(b) To promote energy efficiency.

(11) Income from employment and training programs as specified in WAC 388-450-0045.



- (12) Foster Grandparents program;
- (13) Title IV-E and state foster care maintenance payments if the foster child is not included in the assistance unit;
- (14) The value of any childcare provided or arranged (or any payment for such care or reimbursement for costs incurred for such care) under the Child Care and Development Block Grant Act, as amended by section 8(b) of P.L. 102-586 (106 Stat. 5035).
- (15) Educational assistance as specified in WAC 388-450-0035.
- (16) Up to two thousand dollars per year derived from an individual's interest in Indian trust or restricted land.
- (17) Native American benefits and payments as specified in WAC 388-450-0040 and other Native American payments excluded by federal statute. For a complete list of these payments, see 20 CFR 416, Subpart K, Appendix, IV.
- (18) Payments from *Susan Walker v. Bayer Corporation*, et al., 96-c-5024 (N.D. Ill) (May 8, 1997) settlement funds;
- (19) Payments from Ricky Ray Hemophilia Relief Fund Act of 1998, P.L. 105-369;
- (20) Disaster assistance paid under Federal Disaster Relief P.L. 100-387 and Emergency Assistance Act, P.L. 93-288 amended by P.L. 100-707 and for farmers P.L. 100-387;
- (21) Payments to certain survivors of the Holocaust under the Federal Republic of Germany's Law for Compensation of National Socialist Persecution or German Restitution Act;
- (22) Payments made under section 500 through 506 of the Austrian General Social Insurance Act;
- (23) Payments made under the Netherlands' Act on Benefits for Victims of Persecution (WUV);
- (24) Restitution payments and interest earned to Japanese Americans or their survivors, and Aleuts interned during World War II, established by P.L. 100-383;
- (25) Payments made from the Agent Orange Settlement Funds or any other funds to settle Agent Orange liability claims established by P.L. 101-201;
- (26) Payments made under section six of the Radiation Exposure Compensation Act established by P.L. 101-426;
- (27) Any interest earned from payments described in subsections (1) through (26) is counted as unearned income, unless otherwise excluded by law.

#### NEW SECTION

**WAC 388-475-0880 SSI-related medical—Special income disregards.** Portions of your income the department otherwise counts are disregarded when determining eligibility for SSI-related medical programs.

(1) The department disregards the following for SSI-related medical programs:

- (a) The cost of living adjustment(s) (COLA) for a client who:
  - (i) Is currently receiving a Social Security payment;
  - (ii) Was eligible for and received both SSA and SSI/State Supplement payments (SSP) in the same month for at least one month since April, 1977; and
  - (iii) Would continue to receive SSI/SSP payments but for the COLA increase(s) to their SSA benefits. This is commonly known as the adjustment for "Pickle people."

- (b) Widow(er)'s benefits for a client who:
  - (i) Was entitled to SSA title II (widow/widower's) benefits in December 1983;
  - (ii) Was at least fifty years old, but not yet sixty at that time;
  - (iii) Received title II benefits and SSI in January 1984;
  - (iv) Would continue to be eligible for SSI/SSP payments if the title II benefits were disregarded; and
  - (v) Filed an application for Medicaid with the state by July 1, 1988.
- (c) Widow, Widower or Surviving Divorced Spouse (title II) benefits for a client who:
  - (i) Received SSI/SSP benefits the month prior to receipt of title II benefits;
  - (ii) Would continue to be eligible for SSI/SSP benefits if the title II benefits or the COLA(s) to those benefits were disregarded;
  - (iii) Is not eligible for Medicare Part A. This client is considered an SSI recipient until becoming entitled to Medicare Part A.

(2) A disabled adult child (DAC) who is ineligible for SSI/SSP solely due to receipt of either Social Security benefits as a disabled adult child of a person with a Social Security account or due to receipt of a COLA to the DAC benefits, may be income eligible for CN medical if disregarding the SSA DAC benefits and COLA brings countable income below the CN standards, and the client:

- (a) Is eighteen years of age or older;
  - (b) Remains related to the SSI program through disability or blindness;
  - (c) Lost SSI eligibility on or after July 1, 1988 due solely to the receipt of DAC benefits from SSA or a COLA to those benefits; and
  - (d) Meets the other SSI-related CN medical requirements.
- (3) Clients who stop receiving an SSI cash payment due to earnings, but still meet all of the other SSI eligibility rules and have income below the higher limit established by the Social Security Act's Section 1619(b) are eligible for continued CN Medicaid.

(4) TANF income methodology is used to determine countable income for children and pregnant women applying for MN unless the SSI methodology would be more beneficial to the client. For cases using TANF methodology, follow the family medical rules and allow the:

- (a) Fifty percent earned income disregard;
- (b) Child care and dependent care expenses related to employment; and
- (c) Child support actually paid.

#### NEW SECTION

**WAC 388-475-0900 SSI-related medical—Allocating income.** The department considers income of financially responsible persons to determine if a portion of that income must be regarded as available to other household members.

(1) When income is allocated from an SSI-related person to other household members, that income is considered as the other members' income.

PROPOSED

(2) A portion of the income of a spouse or parent is allocated to the needs of an SSI-related applicant when the spouse or parent is:

(a) Financially responsible for the SSI-related person as described in WAC 388-408-0055 and 388-506-0620. For long term care programs, see WAC 388-513-1315, 388-513-1330, 388-513-1350; for waiver programs see WAC 388-515-1505 through 388-515-1530;

(b) Living in the same household;

(c) Not receiving SSI; and

(d) Either not related to SSI or is not applying for medical assistance.

(3) Allocations to children are deducted from the nonapplying spouse's unearned income, then from their earned income, before they are deducted from the applicant's income. See WAC 388-475-0820.

(4) If the conditions in subsection (2) are met, the income to be allocated from a parent to an SSI-related minor child applying for medical benefits is the amount remaining after deducting:

(a) All allowable income exclusions and disregards as described in WAC 388-475-750 through WAC 388-475-880;

(b) One-half of the federal benefit rate (FBR) for each SSI sibling of the SSI related child living in the household, minus any countable income of that child. See WAC 388-478-0055 for FBR amount;

(c) The parent's allowance, either the one person FBR for a single parent or two person FBR for a two-parent household.

(5) A portion of the countable income of a nonapplying spouse remaining after the deductions in subsection (4) may be allocated to the SSI-related spouse as follows for CN medical determinations:

(a) If the income is less than or equal to one-half of the FBR after allowing the income exclusions in subsection (4) of this section, no income is allocated to the client.

(b) If the income is equal to or more than one-half of the FBR after allowing the income exclusions in subsection (4) of this section, all income other than the excluded amounts is allocated to the applying spouse.

(6) Deductions from the income of the nonapplying spouse of an SSI-related applicant for CN medical determinations are:

(a) Income exclusions as described in WAC 388-475-0750 through 388-478-0880;

(b) One-half of the federal benefit rate (FBR) as described in WAC 388-478-0055 for each eligible child in the household, minus the child's countable income.

(7) In determining MN medical eligibility for SSI-related applicants:

(a) If the income of the nonapplying spouse is less than the MNIL (see WAC 388-478-0070) after applying any child allocation, a portion of the applying spouse's countable income is added to the nonapplying spouse's income to raise it to the MNIL for MN;

(b) If the income of the nonapplying spouse is more than the MNIL after applying any child allocation, the entire amount exceeding the MNIL is allocated to the applying spouse.

(8) Only income and resources actually contributed to an alien applicant from their sponsor are counted as income. For allocation of income from an alien sponsor, refer to WAC 388-450-0155.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-450-0020 Income exclusions for SSI-related medical.

WAC 388-450-0150 SSI-related medical income allocation.

**WSR 03-20-086**

**PROPOSED RULES**

**PUGET SOUND**

**CLEAN AIR AGENCY**

[Filed September 30, 2003, 12:19 p.m.]

Continuance of WSR 03-17-073.

Title of Rule: Amend Sections 1.07, 3.04, 6.09, 9.03, 9.04, 9.08, 12.03 (Regulation I); Section 2.07 (Regulation III); adopt Section 6.01 (Regulation I); and repeal Sections 6.03, 6.06, 6.07, 6.08 (Regulation I).

Purpose: Continue hearing from September 25, 2003, to October 23, 2003.

Hearing Location: Puget Sound Clean Air Agency, 110 Union Street, #500, Seattle, WA 98101, on October 23, 2003, at 9:15 a.m.

Assistance for Persons with Disabilities: Contact Agency Receptionist, (206) 689-4010, by October 16, 2003, TDD (800) 833-6388 or (800) 833-6385 (Braille).

Submit Written Comments to: Dennis McLerran, Puget Sound Clean Air Agency, 110 Union Street, Suite 500, Seattle, WA 98101, fax (206) 343-7522, by October 13, 2003.

Date of Intended Adoption: October 23, 2003.

September 29, 2003

G. S. Pade

Engineer - Compliance

**WSR 03-20-093**

**PROPOSED RULES**

**DEPARTMENT OF AGRICULTURE**

[Filed September 30, 2003, 1:51 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-15-118.

Title of Rule: Chapter 16-406 WAC, Standards for apricots, the department is proposing to repeal WAC 16-406-001 Promulgation and amend WAC 16-406-025 Application of tolerances.

Purpose: The department is proposing to repeal WAC 16-406-001 because it is outdated and no longer needed. The

proposed amendments to WAC 16-406-025(2) will make the tolerance requirements in that subsection consistent with the tolerance requirements in subsection (1) of WAC 16-406-020 Tolerances.

Statutory Authority for Adoption: Chapter 15.17 RCW, Standards of grades and packs and chapter 34.05 RCW, Administrative Procedure Act.

Statute Being Implemented: RCW 15.15.030.

Summary: During the course of an Executive Order 97-02 rule review, the fruit and vegetable inspection program noted that WAC 16-406-001 Promulgation should be repealed because it is outdated and no longer needed. It was also noted that the tolerance requirements in WAC 16-406-020(1) and 16-406-025(2) were not consistent. By deleting the reference to "seriously damaged by insects or" in WAC 16-406-025(2), the tolerance requirements in both sections will be consistent and the rule will be easier to understand and apply. The tolerance for "seriously damaged by insects" is 10% while the language in WAC 16-406-025(2) allows for a tolerance of 10% provided that no more than one apricot is seriously damaged by insects or affected by decay or internal breakdown in any sample. Generally, it would take two or more apricots to exceed the 10% tolerance requirement therefore the current language in WAC 16-406-025(2) is not consistent with the tolerance level allowed in WAC 16-406-020(1).

Reasons Supporting Proposal: See Summary above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jim Quigley, Olympia, Washington, (360) 902-1833.

Name of Proponent: Department of Agriculture, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 16-406-001 Promulgation should be repealed because it is outdated and no longer needed. The tolerance requirements in WAC 16-406-020(1) and 16-406-025(2) are not consistent. By deleting the language "seriously damaged by insects or" in WAC 16-406-025(2), the tolerance requirements in both sections will be consistent and the rule will be easier to understand and apply. The tolerance for "seriously damaged by insect" is 10% while the language in WAC 16-406-025(2) allows for a tolerance of 10%, provided that no more than one apricot is seriously damaged by insects or affected by decay or internal breakdown in any sample. Generally, it would take two or more apricots to exceed the 10% tolerance; therefore the current language in WAC 16-406-025(2) is not consistent with the allowed tolerance in WAC 16-406-020(1).

Proposal Changes the Following Existing Rules: Removing the language "seriously damaged by insects or" in WAC 16-406-025(2) will allow industry to meet the grade requirements as intended in WAC 16-406-020(1).

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed amendment to WAC 16-406-025(2) does not impose any additional cost on businesses regulated by the rule. By deleting the language "seriously damaged by insects or" in WAC 16-406-025(2), the tolerance requirements in WAC 16-406-025(2)

and 16-406-020(1) will be consistent and the rules will be easier to understand and apply, which should result in a cost savings to the regulated industry.

RCW 34.05.328 does not apply to this rule adoption. The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328 (5)(a)(i).

Hearing Location: Yakima Agriculture Center, 21 North 1st Avenue, Yakima, WA, on November 10, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Laurie Crose by November 3, 2003, TDD (360) 902-1976.

Submit Written Comments to: Jim Quigley, Program Manager, Washington State Department of Agriculture Fruit and Vegetable Inspection Program, P.O. Box 42560, Olympia, WA 98504-2560, fax (360) 902-2085, by 5:00 p.m. on November 10, 2003.

Date of Intended Adoption: November 19, 2003.

September 29, 2003

Robert W. Gore

Assistant Director

AMENDATORY SECTION (Amending WSR 99-17-003, filed 8/4/99, effective 9/4/99)

**WAC 16-406-025 Application of tolerances.** (1) The contents of individual samples are subject to the following limitations: Provided, That the averages for the entire lot are within the tolerances specified for this grade.

(2) For packages which contain more than ten pounds, and a tolerance of ten percent or more is provided, individual samples in any lot shall have not more than one and one-half times the tolerance specified. For packages which contain more than ten pounds and a tolerance of less than ten percent is provided, individual samples in any lot shall have not more than double the tolerance specified: Provided, That not more than one apricot which is (~~seriously damaged by insects or~~) affected by decay or internal breakdown may be permitted in any sample.

(3) Washington No. 1 grade. For packages containing ten pounds or less: Not more than ten percent of the samples may have more than three times the tolerances specified, except that at least one defective apricot may be permitted in any sample: Provided, That not more than one apricot or more than six percent (whichever is the larger amount) may be affected by decay or internal breakdown.

(4) Washington No. 2 grade. For packages containing ten pounds or less: Not more than ten percent of the samples may contain more than three times the tolerances specified.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-406-001 Promulgation.

PROPOSED

## WSR 03-20-094

## PROPOSED RULES

## DEPARTMENT OF AGRICULTURE

[Filed September 30, 2003, 1:52 p.m.]

## Original Notice.

Preproposal statement of inquiry was filed as WSR 03-15-120.

Title of Rule: Chapter 16-403 WAC, Standards for apples marketed within the state of Washington, the department is proposing to amend WAC 16-403-280 Adoption of United States standards as state standards, to adopt the new United States standards for grades of apples, which were effective on December 19, 2002.

Purpose: The purpose of the proposed amendment is to adopt the United States standards for grades of apples so that apples certified under Washington state standards will meet United States standards. This amendment will enable apples marketed in areas that require only United States grades to be marketed without being recertified. This simplified process should make marketing Washington state apples easier and should reduce the industry's marketing costs.

Statutory Authority for Adoption: Chapter 15.17 RCW, Standards of grades and packs and chapter 34.05 RCW, Administrative Procedure Act.

Statute Being Implemented: RCW 15.17.030.

Summary: By adopting the United States standards for grades of apples, apples certified under state standards will meet United States standards. This means they can be marketed in areas that require only United States grades without having to be recertified.

Reasons Supporting Proposal: See Summary above and Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jim Quigley, Olympia, Washington, (360) 902-1833.

Name of Proponent: Department of Agriculture, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed amendment adopts the United States standards for grades of apples as state standards. Adoption of the United States standards ensures that apples from Washington state meets or exceeds the requirements of the United States standards. Apples certified to meet the state standards will not be required to be recertified for domestic or export markets that require apples to meet only the United States grade standards. This amendment should make marketing Washington state apples easier and should reduce the cost of marketing to the industry by eliminating the need to recertify apples that are already state certified.

Proposal Changes the Following Existing Rules: This amendment will enable apples marketed in areas that require only United States grades to be marketed without being recertified.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed amendment does not impose any additional cost on the regulated industry. In fact, it allows the industry to reduce marketing

costs while making it easier for the industry to market Washington state apples.

RCW 34.05.328 does not apply to this rule adoption. The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328 (5)(a)(i).

Hearing Location: Yakima Agriculture Center, 21 North 1st Avenue, Yakima, WA, on November 10, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Laurie Crose by November 3, 2003, TDD (360) 902-1976.

Submit Written Comments to: Jim Quigley, Program Manager, Washington State Department of Agriculture Fruit and Vegetable Inspection Program, P.O. Box 42560, Olympia, WA 98504-2560, fax (360) 902-2085, by 5:00 p.m. on November 10, 2003.

Date of Intended Adoption: November 19, 2003.

September 29, 2003

Robert W. Gore

Assistant Director

AMENDATORY SECTION (Amending WSR 02-12-011, filed 5/23/02, effective 8/1/02)

**WAC 16-403-280 Adoption of United States standards as state standards.** In addition to the standards for apples prescribed in WAC 16-403-140 through 16-403-275, there are hereby adopted, as additional standards of the state of Washington for apples, the United States standards for grades of apples, effective (~~September 1, 1964, as amended October 1, 1966, July 25, 1972, and March 25, 1976~~) December 19, 2002, adopted by the United States Department of Agriculture, as they apply to U.S. extra fancy, U.S. fancy, U.S. No. 1 and U.S. No. 1 hail, provided, the color requirements specified for U.S. No. 1 and U.S. No. 1 hail must be good shade of red color and the percentage of color required for U.S. No. 1 and U.S. No. 1 hail for Delicious shall be 25 percent good shade of red color and provided further, that all the United States grades as applied to Red Delicious, Delicious, Golden Delicious, Gala, and Jonagold varieties shall meet the firmness requirements of WAC 16-403-142.

## WSR 03-20-104

## PROPOSED RULES

## DEPARTMENT OF

## SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)

[Filed September 30, 2003, 4:12 p.m.]

## Original Notice.

Preproposal statement of inquiry was filed as WSR 03-16-019.

Title of Rule: Amendments to WAC 388-71-0465 Are there waiting lists for HCP?

Purpose: Amending WAC 388-71-0465 Are there waiting lists for home and community program (HCP) services, to:

- Create a waiting list in accordance with caseload limits, as determined by legislative funding; and

- Determine rank and priority of waiting list for nursing home residents and clients living in the community.

Statutory Authority for Adoption: RCW 74.39.041.

Statute Being Implemented: RCW 74.39.041, ESSB 5404 (section 206(9), chapter 25, Laws of 2003 1st sp.s.).

Summary: Adding rules to create a waiting list in accordance with caseload limits and determine rank and priority of waiting list for nursing home residents and clients living in the community.

Reasons Supporting Proposal: To meet the requirements of ESSB 5404, rules must be amended to establish a waiting list in accordance with caseload limits determined by legislative funding.

Name of Agency Personnel Responsible for Drafting: Marrienne Backous, P.O. Box 45600, Olympia, WA 98504, (360) 725-2535; Implementation and Enforcement: Marrienne Backous/Mary Lou Percival, P.O. Box 45600, Olympia, WA 98504, (360) 725-2535.

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: See Purpose, Summary, and Reasons Supporting Proposal above.

Proposal Changes the Following Existing Rules: The proposal replaces language to establish a waiting list for home and community services.

Clarifying language replaces existing language in subsection (2).

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has analyzed the rules and concluded that no new costs will be imposed on businesses.

RCW 34.05.328 does not apply to this rule adoption. This rule is exempt from a cost-benefit analysis under RCW 34.05.328 (5)(b)(v), as a rule with content dictated by statute. The rule is amended to comply with ESSB 5404, section 206(9).

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on November 4, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Andy Fernando, DSHS Rules Coordinator, by October 31, 2003, 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 Unit, mail to P.O. Box 45850, Olympia, WA 98504-5850, deliver to 4500 10th Avenue S.E., Lacey, WA, fax (360) 664-6185, e-mail fernaax@dshs.wa.gov, by 5:00 p.m. on November 4, 2003.

Date of Intended Adoption: Not earlier than November 5, 2003.

September 29, 2003

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 03-13-052, filed 6/12/03, effective 7/13/03)

**WAC 388-71-0465** Are there waiting lists for HCP services? For:

(1) COPEs waiver services, the department will create a waiting list ((may be created if:

(a) ~~The caseload or expenditures exceed the legislative funding, or~~

(b) ~~The federal Centers for Medicare and Medicaid Services (CMS) or the legislature imposes))~~ in accordance with caseload limits determined by legislative funding. Wait listed clients will gain access in the following manner:

(a) Nursing home residents wanting COPEs waiver services will be ranked first on the wait list by date of application for services; and

(b) After nursing home residents are ranked, clients living in the community with a higher level of need as determined by the department's comprehensive assessment will be ranked higher on the wait list over clients with a lower level of need; and

(c) As between two or more clients in the community with equal need levels, clients with earlier applications for services will have priority over later applications for services.

(2) MPC, there is no waiting list. Note: Instead of waiting lists, the department may be required to revise HCP rules to reduce caseload size, hours, rates, or payments in order to stay within the legislative appropriation.

(3) For Medically Needy Residential waiver, the department will create a waiting list in accordance with caseload limits determined by legislative funding. Wait listed clients will ~~((be ranked))~~ gain access in the following manner:

(a) Nursing home residents wanting MN waiver services will be ranked first on the wait list by date of application for services; and

(b) After nursing home residents are ranked, clients living in the community with a higher level of need as determined by the ((comprehensive)) department's comprehensive assessment will be ranked higher on the wait list over clients with lower level of need; and

(c) As between two or more clients in the community with equal need levels, clients with earlier applications for services will have priority over later applications for services.

**WSR 03-20-106**

**PROPOSED RULES**

**DEPARTMENT OF HEALTH**

(Board of Pharmacy)

[Filed October 1, 2003, 8:12 a.m.]

Continuance of WSR 03-11-092.

Preproposal statement of inquiry was filed as WSR 03-11-092 [98-14-118].

Title of Rule: WAC 246-870-010 - 246-870-090, electronic transmission of prescription information.

Purpose: The proposed rule implements legislation to allow the electronic transfer of prescription information from practitioner's offices to pharmacies and between pharmacies.

Statutory Authority for Adoption: Chapters 69.41, 69.50 RCW, RCW 18.64.005.

Statute Being Implemented: Chapters 69.41, 69.50 RCW.

Summary: The proposed rule will ensure compliance with law on the electronic transfer of prescription information and provide guidance to the user on how compliance with the rule can be achieved. The rule also implements legislation enacted in 2001 pertaining to the faxing of controlled substance prescriptions.

Reasons Supporting Proposal: Promotes public health and safety.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Donald Williams, 310 Israel Road S.E., Tumwater, WA 98501, (360) 236-4828.

Name of Proponent: Department of Health, Board of Pharmacy, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule allows the electronic transfer of prescription information from practitioner's offices to pharmacies and between pharmacies. The proposed rule provides guidance to users on how compliance with the rule can be achieved. Electronic prescription transfer programs can promote public health and safety by reducing medication errors attributed to illegible handwriting and look alike/sound alike drugs. By requiring standard data input protocols, pharmacist should not need to contact prescribers to obtain missing prescription information. This could reduce patient wait time at the pharmacy. The rule also implements legislation enacted in 2001 pertaining to the faxing of controlled substance prescriptions.

Proposal does not change existing rules. This is a new WAC section.

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

**Small Business Economic Impact Statement**

[See WSR 03-11-092.]

A copy of the statement may be obtained by writing to Lisa Salmi, Department of Health, Board of Pharmacy, P.O. Box 47863, Olympia, WA 98504-7863, Lisa.Salmi@doh.wa.gov, phone (360) 236-4828, fax (360) 586-4359.

RCW 34.05.328 applies to this rule adoption. The rule subjects a violator of the rule to penalty or sanction.

Hearing Location: Best Western Heritage Inn, 151 East McLeod Road, Bellingham, WA 98226, on October 15, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Lisa Salmi by October 5, 2003, TDD (800) 833-6388 or (360) 236-4828.

Submit Written Comments to: Lisa Salmi, Department of Health, Board of Pharmacy, P.O. Box 47863, Olympia, WA 98504, Lisa.Salmi@doh.wa.gov, fax (360) 586-4359, by October 5, 2003.

Date of Intended Adoption: October 15, 2003.

September 16, 2003

Grant Chester

for Donald H. Williams

Executive Director

**WSR 03-20-110**

**PROPOSED RULES**

**DEPARTMENT OF HEALTH**

[Filed October 1, 2003, 8:24 a.m.]

Original Notice.

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

Title of Rule: Health care assistants fees and renewal cycle, WAC 246-826-990.

Purpose: The rule change will adjust fees so revenue generated by fees is brought into alignment with costs.

Other Identifying Information: During the 2003 legislative session, the legislature granted the department an exemption to I-601 limitations, enabling the department to adjust fees beyond the fiscal growth factor.

Statutory Authority for Adoption: RCW 43.70.250.

Statute Being Implemented: RCW 18.135.030.

Summary: This rule adjusts fees for health care assistants first certification, renewal, expired certificate reissuance, recertification, and late renewal penalty.

Reasons Supporting Proposal: RCW 43.70.250 requires the secretary to set the fees for each health professions program at a sufficient level to defray the costs of administering that program.

Name of Agency Personnel Responsible for Drafting: Mary Dale, 310 Israel Road S.E., Tumwater, WA, (360) 236-4985; Implementation and Enforcement: Tracy Hansen, 310 Israel Road S.E., Tumwater, WA, (360) 236-4940.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule will adjust fees for health care assistants in order to comply with RCW 43.70.250, which requires the secretary to set fees at a sufficient level to defray the costs of administering that program. The purpose of the rule is to keep revenue and expenditures in balance. This will ensure that the program is able to continue to function as required by law.

Proposal Changes the Following Existing Rules: This rule change will adjust fees for health care assistants.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Under RCW 19.85.025 (3), agencies are not required to prepare an SBEIS if the rule change adjusts fees according to legislative standards, per RCW 34.05.310 (4)(f).

RCW 34.05.328 does not apply to this rule adoption. This rule is exempt under RCW 34.05.328 (5)(b)(vi) because it sets fees according to legislative standards.

PROPOSED

PROPOSED

Hearing Location: Department of Health, 310 Israel Road S.E., Room 156, Tumwater, WA 98501, on November 5, 2003, at 2:00.

Assistance for Persons with Disabilities: Contact Mary Dale by October 29, 2003, TDD 1-800-833-6388.

Submit Written Comments to: Mary Dale, Department of Health, P.O. Box 47860, Olympia, WA 98504, fax (360) 236-4626, by November 5, 2003.

Date of Intended Adoption: November 5, 2003.

September 30, 2003

Mary C. Selecky

Secretary

AMENDATORY SECTION (Amending WSR 98-05-060, filed 2/13/98, effective 3/16/98)

**WAC 246-826-990 Health care assistant fees and renewal cycle.** (1) Certificates must be renewed every two years as provided in WAC 246-826-050 and chapter 246-12 WAC, Part 2.

(2) The following nonrefundable fees will be charged:

Title of Fee	Fee
First certification	( <del>(\$35.00)</del> ) <u>\$60.00</u>
Renewal	( <del>(\$33.00)</del> ) <u>60.00</u>
Expired certificate reissuance	( <del>(\$33.00)</del> ) <u>50.00</u>
Recertification	( <del>(\$35.00)</del> ) <u>60.00</u>
<u>Late renewal penalty</u>	<u>50.00</u>
Duplicate	15.00

**WSR 03-20-112**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**GENERAL ADMINISTRATION**  
 [Filed October 1, 2003, 9:45 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-08-098.

Title of Rule: Camping on state capitol grounds.

Purpose: To protect and preserve public property, health, safety, and security on the state capitol grounds.

Statutory Authority for Adoption: RCW 43.19.011, 43.19.125, and 46.08.150.

Statute Being Implemented: RCW 43.19.125, 46.08.-150, and 46.08.160.

Summary: The rule prohibits camping on the state capitol grounds, unless permitted by the director of general administration. Camping is defined in the rule.

Reasons Supporting Proposal: Persons working, visiting, or exercising their rights to free speech and assembly on the state capitol grounds expect a safe, secure, and healthful environment. It is important to have mechanisms to control

activities that create risks to public health, safety, and security.

Name of Agency Personnel Responsible for Drafting: Dave Schilperoort, General Administration, 1058 Capitol Way South, Olympia, WA 98504, (360) 902-0944; Implementation: Bill Moore, General Administration, 1058 Capitol Way South, Olympia, WA 98504, (360) 902-0951; and Enforcement: Ronal Serpas, State Patrol, 210 Columbia Street, Olympia, WA 98504, (360) 753-6545.

Name of Proponent: General Administration, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Per RCW 46.08.160, the state patrol shall be the chief enforcing authority for this rule. General administration will develop guidance criteria for evaluating requests to arrange any type of structure, shelter or bedding, or parking a vehicle, for purposes of habitation on state capitol grounds.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule is intended to balance the interests of access, safety, and security on the state capitol grounds for public employees, visitors, agency clients, and persons exercising their rights to free speech and assembly.

The rule will provide a means to control unauthorized camping activities that create public health, safety, or security risks. It will also provide a mechanism to enable persons exercising their rights to free speech and assembly to obtain authorization for vigils and other similar activities.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The rule focuses on activities of individuals or groups, not businesses, and there is no cost to compliance with the rule.

RCW 34.05.328 does not apply to this rule adoption. Per RCW 34.05.328 (5)(a)(ii) the department has elected not to make this rule subject to the provisions of RCW 34.05.328.

Hearing Location: General Administration Building, Auditorium, First Floor, 210 11th Avenue S.W., Olympia, WA 98501, on November 5, 2003, at 6:30 p.m. - 8:30 p.m.

Assistance for Persons with Disabilities: Contact Sarah Purce by October 31, 2003, TDD (360) 664-3799.

Submit Written Comments to: Sarah Purce, P.O. Box 41014, Olympia, WA 98504-014 [98504-1014], fax (360) 586-5954, by November 14, 2003.

Date of Intended Adoption: December 1, 2003.

October 1, 2003

R. D. Fukai  
Director

NEW SECTION

**WAC 236-12-435 Camping on state capitol grounds.** Camping on the state capitol grounds is prohibited unless permitted by the director of the Department of General Administration. Camping means arranging any type of structure, shelter or bedding, or parking a vehicle, for purposes of habitation.

**WSR 03-20-113**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed October 1, 2003, 9:47 p.m.]

Supplemental Notice to WSR 03-15-032.  
 Preproposal statement of inquiry was filed as WSR 02-07-103.  
 Title of Rule: Chapter 296-307 WAC, Cholinesterase monitoring.

Purpose: The Department of Labor and Industries is reopening the public comment period for the proposed cholinesterase monitoring rule specifically for the purpose of allowing for the submission of public comment on the cost benefit analysis (CBA) only. This notice will be published in the Washington State Register on October 15, 2003. The draft CBA will be available for review and comment from October 15, 2003, until 5:00 p.m. on October 31, 2003.

The department is not legally obligated under the Administrative Procedure Act or the Washington Industrial Safety and Health Act to provide an opportunity for public comment on any CBA. However, the department has decided to provide the opportunity for comment on this CBA only.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, 49.17.050, 49.17.060.

Statute Being Implemented: Chapter 49.17 RCW.

Summary: The Department of Labor and Industries is reopening the public comment period for the proposed cholinesterase monitoring rule specifically for the purpose of allowing for the submission of public comment on the cost benefit analysis (CBA) only. This notice will be published in the Washington State Register on October 15, 2003. The draft CBA will be available for review and comment from October 15, 2003, until 5:00 p.m. on October 31, 2003.

Name of Agency Personnel Responsible for Drafting: Tracy Spencer, Tumwater, (360) 902-5530; Implementation and Enforcement: Michael A. Silverstein, Tumwater, (360) 902-5495.

Name of Proponent: Department of Labor and Industries, governmental.

Rule is necessary because of state court decision, *Rios v. Dep't of Labor and Indus.*, 145 Wn.2d 483, 39 P.3d 961, (2002) directed the agency to initiate rule making.

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

Proposal does not change existing rules.

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

**Small Business Economic Impact Statement**

[No information supplied by agency].

A copy of the statement may be obtained by writing to [No information supplied by agency].

RCW 34.05.328 does not apply to this rule adoption. This is a supplemental rule filing to receive comments to the cost benefit analysis.

Submit Written Comments to: Cindy Ireland, Project Manager, WISHA Services Division, P.O. Box 44620, Olympia, WA 98504-4620, fax (360) 902-5529, by 5:00 p.m. on October 31, 2003.

Date of Intended Adoption: November 5, 2003.

October 1, 2003

Paul Trause  
 Director

**WSR 03-20-117**  
**PROPOSED RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**  
 [Filed October 1, 2003, 10:40 a.m.]

Supplemental Notice to WSR 03-17-100.

Preproposal statement of inquiry was filed as WSR 01-12-053.

Title of Rule: This supplemental proposal would revise references to chapter 480-04 WAC, Public access to information and documents, and references to repealed chapter 480-09 WAC, Procedure, with references to the new chapter 480-07 WAC, Procedure. In addition, the proposal would add language describing file naming conventions and organization to WAC 480-07-140(5) at WSR 03-17-100.

Purpose: Update all other WACs in Title 480 with appropriate references to new chapter 480-07 WAC, and revised chapter 480-04 WAC.

Other Identifying Information: Docket No. A-010648.

Action	WAC No.	Rule Title	Proposed Changes
<b>Chapter 480-07 WAC, Procedural rules</b>			
New Chapter/ Section	480-07-140	Communicating with the commission.	Adds language describing file naming conventions and organization to WAC 480-07-140(5) at WSR 03-17-100.
<b>Chapter 480-14 WAC, Motor carriers excluding household goods carriers and common carrier brokers</b>			
Amend	480-14-050	Reference to other chapters.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-14-190	Permanent common carrier permits.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-15 WAC, Household goods carriers</b>			
Amend	480-15-035	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.

PROPOSED



Action	WAC No.	Rule Title	Proposed Changes
Amend	480-15-080	How do I file documents with the commission?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-090	May I submit information to the commission confidentially?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-120	What rules apply to commission proceedings?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-310	May I comment on a decision to grant or deny temporary authority?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-350	Will my application be set for a hearing?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-440	What happens if my permit is suspended for cause?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-460	What happens if my permit is canceled for cause?	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-510	Changing commission-published tariffs.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-15-520	Procedure for filing individual carrier tariffs.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-30 WAC, Auto transportation companies</b>			
Amend	480-30-032	Notice of application; protests; contemporaneous applications.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-31 WAC, Private, nonprofit transportation providers</b>			
Amend	480-31-090	Passenger complaints and disputes.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-51 WAC, Commercial ferries</b>			
Amend	480-51-040	Notice of application—Protests—Contemporaneous applications.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-51-050	Waiver of ten-mile restriction.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-51-060	Temporary certificates.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-51-120	Failure to initiate service—Extensions of time to initiate service—Progress reports.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-60 WAC, Railroad companies—Clearances</b>			
Amend	480-60-012	Contacting the commission.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC, and updates reference to chapter 480-04 WAC.
Amend	480-60-014	Rules of practice and procedure.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-60-020	Exemptions.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-62 WAC, Railroad companies—Operations</b>			
Amend	480-62-140	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.

Action	WAC No.	Rule Title	Proposed Changes
Amend	480-62-145	Commission proceedings.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-66 WAC, Railroad companies—Sanitation</b>			
Amend	480-66-120	Contacting the commission.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC, and updates reference to chapter 480-04 WAC.
Amend	480-66-140	Rules of practice and procedure.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-66-150	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-66-160	Filing a complaint.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-70 WAC, Solid waste and/or refuse collection companies</b>			
Amend	480-70-036	Rules of practice and procedure.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-051	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-106	Certificates, application docket, protests, and intervention.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-131	Certificates, temporary.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-231	Tariffs, general.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-256	Tariffs, rejection.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-339	Tariffs, suspension by the commission.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-70-386	Complaints.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-75 WAC, Petroleum pipeline companies</b>			
Amend	480-75-260	Exemption for rules in chapter 480-75 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-80 WAC, Utilities general—Tariff</b>			
Amend	480-80-010	Application of rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-80-015	Exemptions from rules in chapter 480-80 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-80-105	Tariff filing instructions.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-80-142	Special contracts for telecommunications companies not classified as competitive.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-80-143	Special contracts for gas, electric, and water companies.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-80-241	Filing contracts for services classified as competitive.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.

PROPOSED

Action	WAC No.	Rule Title	Proposed Changes
<b>Chapter 480-90 WAC, Gas companies—Operations</b>			
Amend	480-90-003	Application of rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-90-008	Exemptions from rules in chapter 480-90 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-90-123	Refusal of service.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-90-173	Gas utility's responsibility for complaints and disputes.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-92 WAC, Low-level radioactive waste</b>			
Amend	480-92-060	Minimum filing requirements.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-92-090	Site operator responsibility for complaints and disputes.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-100 WAC, Electric companies</b>			
Amend	480-100-003	Application of rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-100-008	Exemptions from rules in chapter 480-100 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-100-123	Refusal of service.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-100-173	Electric utility responsibility for complaints and disputes.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-110 WAC, Water companies</b>			
Amend	480-110-215	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-110-295	Adopted and initial tariffs.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-110-385	Water company responsibility for complaints and disputes.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-120 WAC, Telephone companies</b>			
Amend	480-120-011	Application of rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-120-015	Exemptions from rules in chapter 480-120 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-120-166	Commission-referred complaints.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-120-305	Streamlined filing requirements for Class B telecommunications company rate increases.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-120-560	Collocation.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-121 WAC, Registration, competitive classification and price lists of telecommunications companies</b>			
Amend	480-121-011	Application of rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-121-015	Exemptions from rules in chapter 480-121 WAC.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.

Action	WAC No.	Rule Title	Proposed Changes
Amend	480-121-061	General requirements to classify a telecommunications company as competitive or to classify a service provided by a telecommunications company as competitive.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
<b>Chapter 480-140 WAC, Commercial general—Budgets</b>			
Amend	480-140-015	Exemptions from rules.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.
Amend	480-140-080	Confidentiality provision.	Updates reference to reflect the recodification of the procedural rules into chapter 480-07 WAC.

Statutory Authority for Adoption: RCW 80.01.040, 80.04.160, and 81.04.160.

Summary: See Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting: Dennis J. Moss, Senior Review Judge, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1164; Implementation and Enforcement: Carole J. Washburn, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1174.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposal would amend certain sections in chapters 480-14, 480-15, 480-30, 480-31, 480-51, 480-60, 480-62, 480-66, 480-70, 480-75, 480-80, 480-90, 480-92, 480-100, 480-110, 480-120, 480-121, and 480-140 WAC to reflect references to revised chapter 480-04 WAC, and to the commission's procedural rules in new chapter 480-07 WAC. In addition, the proposal would add language describing file naming conventions and organization to WAC 480-07-140(5) proposal at WSR 03-17-100.

Proposal Changes the Following Existing Rules: See Explanation and Other Identifying Information above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule revisions update internal WAC references to new and revised rules. Because there will not be any increase in cost resulting from the proposed rules, an SBEIS is not required.

RCW 34.05.328 does not apply to this rule adoption. The commission is not an agency to which RCW 34.05.328 applies. The proposed rules are not significant legislative rules of the sort referenced in RCW 34.05.328(5).

Hearing Location: Commission Hearing Room 206, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on November 12, 2003, at 1:30 p.m.

Assistance for Persons with Disabilities: Contact Mary DeYoung by November 7, 2003, TDD (360) 586-8203 or (360) 664-1133.

Submit Written Comments to: Carole J. Washburn, Secretary, P.O. Box 47250, Olympia, WA 98504 or e-mail <records@wutc.wa.gov>, fax (360) 586-1150, by October 22, 2003. Please include Docket No. A-010648 in your communication.

Date of Intended Adoption: November 12, 2003.

October 1, 2003

C. Robert Wallis

for Carole J. Washburn

Executive Secretary

#### NEW SECTION

**WAC 480-07-140 Communicating with the commission.** (1) **Scope of rule.** This rule includes general requirements for effective communication with the commission. Communications that concern rulemaking proceedings, adjudicative proceedings, or public records requests must also conform to specific requirements as follows:

(a) In rulemaking proceedings, WAC 480-07-143 and Part II of this chapter.

(b) In adjudicative proceedings, WAC 480-07-145 and Part III of this chapter.

(c) For public records requests, chapter 42.17 RCW and chapter 480-04 WAC.

(2) **Content of letters and electronic mail messages to the commission.** Letters and electronic mail messages to the commission should include only one subject.

(3) **Where to send letters and electronic mail messages.** WAC 480-07-125 includes the commission's mailing address and other contact information current at the time of rule publication. Persons who communicate with the commission are encouraged to do so by electronic mail to the Commission's records center. The commission's internet site includes current and additional contact information.

(4) **Identification of sender; Identification of permit, license, or certificate; Identification of proceeding.**

(a) **Identification of sender.** All persons who communicate with the commission must provide their name and a mailing address, and are asked to provide telephone, facsimile, and electronic mail address to assist the commission in responding. Persons who communicate with the commission on behalf of a business, organization, or other entity must state their name and title or position, the name of the entity on whose behalf the communication is sent, in addition to the contact information described above.

(b) **Identification of permit, license, or certificate held by sender.** Any person or entity that holds a commission-issued permit, license, or certificate must identify the permit, license, or certificate number (if any), including the exact

name under which the authority is held, when communicating with the commission concerning the permit, license, or certificate.

(c) **Identification of proceeding.** Persons who communicate with the commission concerning a formal commission proceeding (e.g., rulemaking or adjudication) must identify the proceeding to the best of their ability, including the docket number and name of the proceeding, if known.

(5) **Electronic file format requirements.**

(a) **Acceptable media.** Electronic submissions may be provided by electronic mail (e-mail) file attachment addressed to the commission's records center, or submitted to the records center on a 3 1/2 inch IBM formatted high-density disk or compact disc (CD). The submission must be labeled with the docket number of the proceeding, the name of the party submitting the document, and a description of the contents (e.g., "direct evidence," "motion to dismiss," etc) and the date filed.

(b) **Acceptable format.** The commission prefers to receive electronic documents in Word or WordPerfect file format supplemented by a copy in Adobe Acrobat (i.e., .pdf) file format created directly from the word processing software used for the original document. Parties that cannot create Adobe Acrobat files directly are requested to provide a copy of the document converted to Adobe Acrobat via scanning or other available technology.

(c) **File naming conventions.** Electronic files must be named in a way that describes the file contents. Parties should use the format identified in the following examples, identifying the docket number, the nature of the document, and the party submitting it:

Testimony	UE-010101 Smith direct (name of party) (date) UT-020202 Jones rebuttal attachment 1 (name of party) (date)
Motions	UG-030303 motion to dismiss (name of party) (date) UW-040404 answer to motion to dismiss (name of party) (date)
Correspondence	TG-010203 (name of party) request for continuance (date)

(d) **Acceptable organization.** Each party must submit all files to meet a single deadline at the same time and in the same message or diskette. When a party submits two or more files at the same time, the files must be organized into folders, and the party must provide an index in its cover letter or an additional document, and in an additional electronic file.

**Example:**

Folder and diskette name	I. U-020304 (Name of party) Direct Evidence (Date)
Subfolders	A. U-020304 (Name of party) (name of witness) Direct (date) B. U-020304 (Name of party) (name of witness) Direct (date)
Files	1. U-020304 (Name of witness) Direct (name of party) (date) 2. U-020304 (Name of witness) Direct Att 1 (name of party) (date)

**AMENDATORY SECTION** (Amending Order R-435, Docket No. TV-941290, filed 11/22/95, effective 12/23/95)

**WAC 480-14-050 Reference to other chapters.** (1) **Procedure.** Except as otherwise provided in this chapter, the commission's rules relating to procedure, chapter ((480-09)) 480-07 WAC, shall govern the administrative practice and procedure in and before the commission in proceedings involving motor freight carriers.

(2) **Communications.** Except as provided in chapter 480-04 WAC, all written communications and documents should be addressed to the secretary, Washington utilities and transportation commission, at the headquarters office of the commission at Olympia, Washington, and not to individual members of the commission staff.

(a) Except as provided in chapter 480-04 WAC, all communications and documents are deemed to be officially received only when delivered at the office of the secretary.

(b) In addressing communications to the commission each permit holder must use the name shown upon its permit and indicate permit number.

(c) Except as provided in WAC ((480-09-120)) 480-07-143, 480-07-145, and 480-14-420, receipt in the commission's telefacsimile machine does not constitute filing with the commission.

(3) **Documents—When filed.** Except as provided in chapter 480-04 WAC, all petitions, complaints, applications for common carrier permits or extensions, or any other matter required to be served upon or filed with the Washington utilities and transportation commission shall be served or filed upon the commission at its headquarters office as shown in WAC 480-04-030, upon the secretary of the commission. Except as provided in chapter 480-04 WAC, any petition, complaint, application, or other matter required to be served upon or filed with the commission shall not be considered served or filed until it is received at the headquarters office of the commission at Olympia, Washington.

**AMENDATORY SECTION** (Amending Order R-435, Docket No. TV-941290, filed 11/22/95, effective 12/23/95)

**WAC 480-14-190 Permanent common carrier permits.** (1) For the purposes of this rule, applications for authority shall include applications for original or extended common carrier authority for general commodities (excluding household goods), materials transported by armored car, and/or hazardous materials.

(2) A common carrier permit shall be issued to any applicant satisfying the following requirements:

(a) Filing an application satisfying the requirements of WAC 480-14-180.

(b) Filing, or causing to be filed, insurance in accordance with the requirements of WAC 480-14-250.

(c) Passing a safety fitness review of the applicant's knowledge and ability to conform with the motor carrier safety and/or hazardous materials regulations. The safety fitness review may be waived if the applicant can furnish a copy of a U.S. Department of Transportation "satisfactory" safety rating issued within twenty-four months before the date of the application. The commission may require an on-site

PROPOSED

safety compliance review to satisfy the safety fitness review requirements prior to issuing any permit.

(3) An application may be dismissed for failure to complete needed steps and it may be dismissed, denied, or granted in part based upon the satisfactory compliance with this chapter. The applicant may request a review of dismissal or full or partial denial through a brief adjudicative proceeding, pursuant to WAC ((480-09-500)) 480-07-610.

**AMENDATORY SECTION** (Amending General Order No. R-471, Docket No. TV-991559, filed 6/27/00, effective 7/28/00)

**WAC 480-15-035 Exemptions from rules.** (1) The commission may grant an exemption of any rule in this chapter when doing so is consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a company must file with the commission a written request identifying the rule for which an exemption is sought and giving a full explanation of the reason the exemption is requested.

(3) The commission will assign the request a docket number, if needed, and schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the company requesting the exemption, and other interested persons, of the date the commission will consider the request.

(4) The commission will issue an order granting or denying the request or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-080 How do I file documents with the commission?** You may file documents by mailing them to the address listed in WAC 480-15-060, or by hand delivering them to the commission's records management section. Your documents are officially received when date stamped by the commission's records management section. You may file certain documents electronically, as provided in WAC ((480-09-120)) 480-07-143 and 480-07-145.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-090 May I submit information to the commission confidentially?** Yes, you may submit information confidentially under the following conditions:

(1) **Information other than complaints.** The commission will limit access to information that is identified as confidential and is submitted under the provisions of WAC ((480-09-015)) 480-07-160. Copies of this rule are available upon request.

(2) **Complaints and rule violations.** If you fear for your safety when reporting a complaint for rule violation then, at your request, we will keep your name and address confidential. We require that you sign and submit a form specifying that you fear for your safety if your name and address are made public. Please note, however, that it is difficult to

investigate complaints regarding a specific shipment if we are unable to release the name of the shipper, as carrier records are often kept by shipper name and address.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-120 What rules apply to commission proceedings?** The commission's rules governing administrative practices and procedures are in chapter ((480-09)) 480-07 WAC. When a rule in this chapter is different than a rule in chapter ((480-09)) 480-07 WAC, the rule in this chapter applies to household goods carriers.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-310 May I comment on a decision to grant or deny temporary authority?** (1) We publish an application docket listing temporary authority we have granted or denied. We mail the docket to each applicant and, upon written request, to any other person interested in application proceedings.

(2) Anyone having an interest in an application appearing on the docket may file written comments within ten days following publication. Comments may be in the form of statements supporting or protesting the grant of authority or application. Comments must include your full name, address, telephone number, fax number, and permit number, if applicable. Comments must state the nature of your support or protest and address the following issues: Fitness, public interest, levels of service, business practices, safety, and/or operation of equipment.

(3) We may grant or deny a protest without a hearing. We may, at our own discretion, hold a brief adjudicative proceeding on a protest. Rules governing applications and procedures for brief adjudicative proceedings are in chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-350 Will my application be set for a hearing?** We may hold a hearing or brief adjudicative proceeding on any application for permanent authority if it is necessary to resolve outstanding issues or concerns related to fitness, public interest, public convenience and necessity, or any other issue resulting from a compliance review, audit, inspection report, complaint, or public comment. Rules governing hearings and brief adjudicative proceedings are contained in chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-440 What happens if my permit is suspended for cause?** (1) **Notification.** The commission will send you notice of its action to suspend your permit. The suspension is effective upon the service date of the notice.

(2) **Contest of suspension.** You may contest the suspension of your permit by requesting a hearing or brief adjudica-

tive proceeding. The procedures for such hearings are contained in chapter ((480-09)) 480-07 WAC.

(3) **Reinstatement of permit.** We will lift the suspension of your permit after you correct all conditions leading to the suspension.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-460 What happens if my permit is canceled for cause? (1) Notification.** The commission will send you notice of its action to cancel your permit. The cancellation is effective upon the service date of the notice.

(2) **Contest of cancellation.** You may contest the cancellation of your permit by requesting a hearing or brief adjudicative proceeding. The procedures for such hearings are contained in chapter ((480-09)) 480-07 WAC.

(3) **Reinstatement of permit.** If you correct all conditions that led to the cancellation of your permit, you may apply for reinstatement of your permit.

(a) To reinstate your permit within thirty days of cancellation, you must file an application for reinstatement and pay the applicable reinstatement fees.

(b) If you file an application for reinstatement after thirty days of cancellation, your application will be considered in all aspects to be an application for new authority, and will be subject to all terms and conditions specified in WAC 480-15-240 for new entrants.

(4) **Small business, reinstatement of permit.** If you are a small business as defined in WAC 480-15-020, and you correct all conditions that led to the cancellation of your permit, you may apply for reinstatement of your permit.

(a) To reinstate your permit within sixty days of cancellation, you must file an application for reinstatement and pay the applicable reinstatement fees.

(b) If you file an application for reinstatement after sixty days of cancellation, your application will be considered in all aspects to be an application for new authority, and will be subject to all terms and conditions specified in WAC 480-15-240 for new entrants.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-510 Changing commission-published tariffs. (1) Who may propose changes to the tariff?** Companies holding temporary or permanent household goods authority may propose changes to the tariff. We may, on our own motion, propose tariff changes.

(2) **How do I propose changes to the tariff?** All proposed changes must be sent to the commission's mailing address and must:

- (a) Be in writing;
- (b) Identify the rates, rules, or classifications to be changed;
- (c) Fully describe the proposed change;
- (d) State clearly the reason(s) for the proposed change;
- (e) Include any information or documents that justify the proposed change (the person proposing the change must prove the change is just and reasonable); and

(f) Identify the name, address, title, telephone number, permit number and fax number (if any) of the person we should contact regarding the proposal.

(3) **How does the commission consider proposals for tariff changes?** When we receive a proposed tariff change we:

(a) Assign a docket number;

(b) Schedule each docketed proposal for tariff change for consideration at one of our regularly scheduled open public meetings. The commission may approve the proposed changes, or suspend them and set them for hearing;

(c) Notify you and other interested persons of the date when we will consider the tariff change; and

(d) Process each application for tariff change under the procedures set forth in chapter ((480-09)) 480-07 WAC.

(4) **When do approved changes become effective?** Changes we approve are not effective until we publish and distribute a revised tariff page. We will identify the effective date of the change on the revised page.

**AMENDATORY SECTION** (Amending Order R-454, Docket No. TV-971477, filed 12/15/98, effective 1/15/99)

**WAC 480-15-520 Procedure for filing individual carrier tariffs. (1) What must be filed?** You must submit to us:

(a) A cover letter requesting permission from us to publish and file an individual tariff. The letter must describe the reasons you believe permission should be granted. Your letter should state the reasons you believe it is impractical for us to publish a tariff for the commodities or services contained in your proposed tariff.

(b) Two copies of your proposed tariff. Your proposed tariff must comply with the tariff drafting standards in chapter 480-149 WAC (Tariff Circular No. 6). You may request a copy of chapter 480-149 WAC from our records management section. The proposed tariff must contain all rates, charges, and rules you will be using if we grant you permission to publish and file an individual tariff.

(c) Data showing that the rates and charges contained in the proposed tariff are fair, just, reasonable, and sufficient.

(2) **How are individual carrier filed tariffs processed?**

(a) We review individual carrier filed tariffs:

(i) For compliance with laws and rules relating to content and format;

(ii) To ensure rates are fair, just, reasonable, and sufficient; and

(iii) For reasonableness and accuracy.

(b) If tariffs are incomplete or do not comply with laws and rules, staff will discuss the issues with the carrier and require that corrected tariffs be filed.

(c) When an individual carrier filed tariff is approved, the commission will issue an order stating the date on which the rates become effective. One copy of the tariff marked "approved" will be returned with the order.

(3) **How does the commission consider proposals to amend individual carrier filed tariffs?** When we receive your proposed tariff amendment we will:

(a) Assign a docket number;

(b) Schedule each proposed tariff amendment for consideration at one of our regularly scheduled open public meet-

ings. The commission may approve the proposed amendment, or suspend them and set them for hearing;

(c) Notify you and other interested persons of the date when we will consider the tariff proposed amendment;

(d) Process your proposed tariff amendment under the procedures established in chapter ((480-09)) 480-07 WAC; and

(e) Notify you of the disposition of your proposed tariff amendment. If the filing is approved, we will notify you of the date upon which the tariff amendment becomes effective.

(4) **What happens if I don't charge the rates and charges in my tariff?** You are subject to administrative action (see WAC 480-15-130(3)) if you charge rates or charges different from those contained in your tariff.

AMENDATORY SECTION (Amending Order R-415, Docket No. TC-940123, filed 5/5/94, effective 6/5/94)

**WAC 480-30-032 Notice of application; protests; contemporaneous applications.** (1) Notice shall be made of the filing of applications for authority to provide auto transportation service in identified territory by sending notice of the application, with a description of its terms, to all persons presently authorized to provide auto transportation service under this chapter in the territory of the application, all present applicants for such service, and any other person who has requested, in writing, to receive such notices. Interested persons shall have twenty days from the date of mailing of the notice in which to file a protest with the commission stating opposition to the application. Protests should set forth specifically the grounds on which they are made and contain a concise statement of the interest of the protestant in the proceeding. Any person who is eligible to file a protest to an application but fails to do so, absent a showing of good cause, is precluded from participating in any hearing upon the application or in any further stage of the proceeding.

(2) If any person wishes to seek authority which overlaps, in whole or in part, that sought in any pending application, it must apply for that authority within thirty days after the mailing of the notice of filing of the initial application in order for the applications to be considered jointly by the commission. During the thirty-day period, pending applications will be on file and available for inspection in the commission headquarters office in Olympia.

(3) The commission may consolidate overlapping pending applications, pursuant to WAC ((480-09-610)) 480-07-320, for joint consideration.

(4) Overlapping applications which are not filed within thirty days after mailing of the notice of filing of the initial application will not be jointly considered with the initial application and will not be decided until after the conclusion of proceedings resolving the pending application and any other application which qualifies for joint consideration.

(5) The commission may consider and decide, on any schedule, portions of an overlapping application when:

(a) The portions to be heard do not overlap a prior pending application; and

(b) The overlapping portions may appropriately be severed from the portions to be heard.

AMENDATORY SECTION (Amending Order R-440, Docket No. TC 961102, filed 3/27/97, effective 4/27/97)

**WAC 480-31-090 Passenger complaints and disputes.** Any complaint or dispute involving a passenger and a provider for which the commission has jurisdiction must be treated in the following manner:

(1) Each complaint or dispute received by a provider from a passenger must be investigated promptly as required by the particular case, and the results reported to the passenger. When the circumstances indicate the need for corrective action, such action must be taken as soon as possible.

(2) Each provider must ensure that personnel engaged in initial contact with a dissatisfied or complaining passenger will inform the passenger that if dissatisfied with the decision or explanation provided, the passenger has the right to have the problem considered and acted upon by supervisory personnel. The passenger must be provided with the name or department of such supervisory personnel and a telephone number by which they can be reached.

(3) Each provider must ensure that supervisory personnel contacted by a dissatisfied passenger will inform a still-dissatisfied passenger of the availability of the commission for further review of any complaint or dispute. The telephone number and address of the commission must also be provided.

(4) All parties to a dispute between a passenger and the provider have the right to bring before the commission an informal complaint pursuant to the provisions of WAC ((480-09-150)) 480-07-910 and/or a formal complaint pursuant to the provisions of WAC ((480-09-420)) 480-07-370.

(5) When a complaint is referred to a provider by the commission, the provider must, within two business days, report the results of any investigation made regarding the complaint to the commission and must keep the commission currently informed as to progress made with respect to the solution of, and final disposition of, the complaint. If warranted in a particular case, the provider may request an extension of time.

(6) Records - each provider must keep a record of all complaints concerning its service or rates. The record must show at least the name and address of the complainant, the nature and date of the complaint, action taken, and the final disposition of the complaint. Such records must be maintained in a suitable place readily available for commission review and will be provided to the commission upon request.

All written complaints made to a provider must be acknowledged within five business days. Correspondence and records of complaints must be retained by the provider for a minimum period of one year.

AMENDATORY SECTION (Amending Order R-435, Docket No. TS-941485, filed 10/18/95, effective 11/18/95)

**WAC 480-51-040 Notice of application—Protests—Contemporaneous applications.** (1) The commission shall send a notice of each application for certificated commercial ferry service and each application to operate vessels providing excursion service, with a description of the terms of that application, to all persons presently certificated to provide service; all present applicants for certificates to provide ser-



vice; the department of transportation; affected cities and counties; and any other person who has requested, in writing, to receive such notices. Interested persons may file a protest with the commission within thirty days after service of the notice. The protest shall state the specific grounds for opposing the application and contain a concise statement of the interest of the protestant in the proceeding. A person who is eligible to file a protest and fails to do so may not participate further in the proceeding in any way, unless it can be demonstrated that failure to file a protest was due to an omission by the commission in providing proper notification of the pending application.

(2) If any person wishes to seek authority which overlaps, in whole or in part, with that sought in any pending application, it must apply for that authority within thirty days following mailing of the notice of filing of the initial application in order for the applications to be considered jointly. During the thirty-day period, pending applications will be on file and available for inspection in the commission's headquarters office in Olympia.

(3) The commission may consolidate overlapping pending applications, pursuant to WAC ((480-09-610)) 480-07-320, for joint consideration.

(4) Overlapping applications which are not filed within thirty days of the initial application will not be jointly considered with the initial application and will not be decided until after the conclusion of proceedings resolving the initial application and any other application qualifying for joint consideration.

(5) The commission may consider and decide, on any schedule, portions of an overlapping application when:

(a) The portions to be heard do not overlap a prior pending application; and

(b) The overlapping portions may appropriately be severed from the portions to be heard.

**AMENDATORY SECTION** (Amending Order R-435, Docket No. TS-941485, filed 10/18/95, effective 11/18/95)

**WAC 480-51-050 Waiver of ten-mile restriction.** (1) **Application.** An application to provide service otherwise forbidden by the ten-mile restriction in RCW 47.60.120 shall include a request for waiver of that restriction.

(2) **Notice—Protests.** The commission shall send a notice of each application for waiver of the ten-mile restriction pursuant to WAC 480-51-030. Interested persons shall have twenty days from the date of mailing of the notice in which to file a protest with the commission stating opposition to the waiver petition and application. Protests should set forth specifically the grounds upon which they are made and contain a concise statement of the interest of the protestant in the proceeding.

(3) **Standards.** In determining whether to grant or deny a waiver, the commission shall consider, but is not limited to, the impact of the waiver on:

- (a) Transportation congestion mitigation;
- (b) Air quality improvement; and
- (c) The Washington state ferry system.

(4) **Resolution—Hearing.** The commission shall act upon a request for a waiver of the ten-mile restriction within

ninety days after the conclusion of the hearing. The commission may in its discretion separate the request for a waiver of the ten-mile restriction from other issues in the application when necessary to comply with the statutory ninety-day deadline.

**(5) Effective period of waiver.**

(a) A waiver granted to an applicant or certificate holder under RCW 47.60.010(3) shall be effective for a period of five years from the date of grant of the waiver.

(b) Pursuant to RCW 47.60.010(3), the waiver shall automatically become permanent unless appealed to the commission, or unless reviewed by the commission upon its own motion, no later than thirty days after the fifth anniversary of the effective date of the waiver as set forth in (a) of this subsection. The commission will issue no notice of the expiration date of the five-year period. The burden of proof to show that the waiver should not become permanent shall be upon the party who files the appeal or upon the commission, if the review is on the commission's own motion. Persons who may appeal include the department of transportation, affected cities and counties, and any interested party. An interested party, for the purposes of this rule, means any party to the proceeding in which the application was granted, any person certificated to provide service possessing overlapping authority, and any applicant for overlapping authority.

(c) Upon receipt of an appeal of a waiver and the holder's answer, if any, the commission shall set the matter for adjudication. The commission may, in its discretion, on the request of a party, or on its own motion, order a brief adjudicative proceeding on the appeal. WAC ((480-09-500)) 480-07-610 governs applications for and procedures in brief adjudicative proceedings.

(6) **Certificates containing waiver.** Certificates granted in conjunction with the grant of a waiver shall include the following proviso:

*"Pursuant to RCW 47.60.010(3), the waiver of the ten-mile restriction granted in this certificate is effective until (DATE). This waiver shall become permanent if not appealed within thirty days after this date."*

**AMENDATORY SECTION** (Amending Order R-435, Docket No. TS-941485, filed 10/18/95, effective 11/18/95)

**WAC 480-51-060 Temporary certificates.** (1) The commission may issue temporary certificates for authority to provide service for a period not to exceed one hundred eighty days.

(2) The commission shall not issue a temporary certificate to operate on a route for which a certificate has been issued or for which an application is pending.

(3) The commission shall only issue temporary certificates upon finding that the issuance is due to an urgent and immediate need and is otherwise consistent with the public interest. In determining whether to grant the requested temporary certificate, the commission will consider evidence of the following factors:

- (a) An immediate and urgent need for the requested service;
- (b) Any available service capable of meeting the need;

(c) The fitness of the applicant; and

(d) Any other circumstance indicating that a grant of temporary authority is consistent with the public interest.

(4) An application for a temporary certificate shall be completed legibly on a form furnished by the commission, giving all information requested and accompanied by:

(a) The application fee;

(b) A copy of a certificate or letter from the United States Coast Guard certifying that any vessel to be used under that temporary certificate has been inspected by the United States Coast Guard and is safe and seaworthy for the intended operation;

(c) Evidence of proper insurance as required by WAC 480-51-070;

(d) Statements from potential customers, riders, shippers or interested parties demonstrating that there is an immediate and urgent need for the requested service.

(5) The commission shall send a notice of each temporary certificate granted, with a description of the temporary certificate's terms, to all persons presently certificated to provide service; all present applicants for certificates to provide service; the department of transportation; affected cities and counties; and any other person who has requested, in writing, to receive such notices. Interested persons may file a protest with the commission within twenty days after service of the notice. The protest shall state the specific grounds for opposing the application and contain a statement of the interest of the protestant in the proceeding.

(6) The commission may grant or deny the protest without hearing. The commission may, in its discretion, on the application of a party, or on its own motion, order a brief adjudicative proceeding on the protest. WAC ((480-09-500)) 480-07-610 governs applications for and procedures in brief adjudicative proceedings.

(7) The commission may impose special terms and conditions in connection with the grant of any temporary certificate.

(8) If the holder of temporary authority files a valid application for parallel permanent certificated authority within thirty days after the grant of temporary authority, that temporary authority shall continue in force until the commission grants or denies the application for the permanent certificate authority, or until the temporary certificate is otherwise cancelled pursuant to law, whichever occurs first.

**AMENDATORY SECTION** (Amending Order R-435, Docket No. TS-941485, filed 10/18/95, effective 11/18/95)

**WAC 480-51-120 Failure to initiate service—Extensions of time to initiate service—Progress reports.** (1) **Progress reports.**

(a) If a certificate holder has not initiated service to all or any portion of the route or routes granted in its certificate, the certificate holder must, during the first five years after obtaining the certificate, and during each twelve-month extension period granted by the commission, file written progress reports with the commission every six months after the certificate is granted.

(b) For purposes of these rules the following definitions shall apply:

(i) The term "portion of a route or routes" means service to any named point or points along a route, and service between two or more points named in a certificated commercial ferry certificate; and

(ii) The term "initiating service" means providing regular, ongoing service to all points and between all points granted in a certificated commercial ferry certificate.

(c) Progress reports must include a statement of progress toward overcoming impediments to initiating service, including, but not limited to, the following information: The progress of environmental impact, parking, local government land use, docking, and financial considerations, the purchase or lease of a vessel or vessels, hiring of employees, advertising, and the ability to handle proposed traffic.

(2) **Extensions of time to initiate service.**

(a) If a certificate holder has not initiated all or any portion of the route or routes granted in its certificate during the first five years after obtaining the certificate, the certificate holder may petition the commission to extend the certificate on a twelve-month basis for up to three years.

(b) If a certificate holder obtained its certificate prior to July 25, 1993, and is not providing service on all or any portion of the route or routes granted in its certificate during the first five years after obtaining its certificate, and has not initiated service during the three-year extension period discussed above in (a) of this subsection, the certificate holder may petition the commission to extend its certificate on a twelve-month basis for up to an additional two years.

(c) The term "providing service" means operating to all points and between all points granted in a certificate by the commission. In determining whether a certificated commercial ferry which operates in on-call service, such as launch service or service to flag stops, is providing service, the commission shall consider whether the certificated commercial ferry is ready, willing, and able to provide the service when requested, and makes a reasonable effort to obtain traffic.

(d) For purposes of these rules, the term "not providing service on all or any portion of the route or routes" does not include:

(i) Service discontinued by grant of the commission under WAC 480-51-130; or

(ii) Temporary interruptions of regular service reported promptly to the commission in accordance with WAC 480-51-140.

(e) In determining whether to grant an extension of time in which to initiate service, the commission will consider whether:

(i) The certificate holder has submitted timely progress reports during the first five years after obtaining the certificate and during any extension period; and

(ii) The progress reports indicate significant advancement toward initiating service.

(3) **Failure to initiate service.** Certificates, or portions thereof, are subject to cancellation, alteration or amendment by the commission under the provisions of RCW 81.84.060 (1) if:

(a) A certificate holder has not initiated all or a portion of the route or routes granted in its certificate during the first five years after obtaining its certificate, and has not submitted

timely progress reports to the commission as required in RCW 81.84.010(2);

(b) The commission has denied a certificate holder's request for an extension of time to initiate service and the certificate holder has not initiated service within thirty days of the denial; or

(c) A certificate holder has not initiated all or a portion of the route or routes granted before the expiration of any extensions of time to initiate service, and the certificate holder has not timely filed for an additional extension.

**(4) Petitions for extension of time to initiate service.**

(a) A certificate holder must file a petition with the commission seeking an extension of time to initiate service no later than ninety days prior to:

(i) The date upon which the five-year period following the grant of the certificate expires; or

(ii) The date upon which the current twelve-month extension period expires.

(b) Petitions for extension of time to initiate service shall be legibly prepared on forms to be furnished by the commission, giving all information requested.

(c) The commission may grant or deny petitions for extension without hearing. The grant or denial of extensions will be issued by letter of the secretary of the commission. A certificate holder aggrieved by the denial of an extension petition may seek review of the denial by filing a request for review of the decision within twenty days after service of the letter notifying the certificate holder of the denial. Within thirty days after receipt of the request for review, the commission shall schedule an adjudicative proceeding, and provide at least twenty days notice of the proceeding to the certificate holder requesting review. The commission may, in its own discretion, on the request of the aggrieved certificate holder, or on its own motion, order a brief adjudicative proceeding on the petition. WAC ((480-09-500)) 480-07-610 governs applications for and procedures in brief adjudicative proceedings.

**AMENDATORY SECTION** (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-60-012 Contacting the commission.** You may contact the commission in writing, in person, by telephone, by e-mail, or by facsimile. The commission's location, mailing address, e-mail address and telefax number are found in WAC ((480-09-100)) 480-07-125. The commission's internet home page address is found in WAC ((480-04-050)) 480-04-035.

**AMENDATORY SECTION** (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-60-014 Rules of practice and procedure.** The commission's rules governing administrative practices and procedures are in chapter ((480-09)) 480-07 WAC. When a rule in this chapter conflicts with a rule in chapter ((480-09)) 480-07 WAC, the rule in this chapter applies to railroad companies.

**AMENDATORY SECTION** (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-60-020 Exemptions.** (1) When the overhead or side clearances between a track and any building, structure, or facility are less than the minimum required by these rules, but were lawfully created prior to October 9, 1969, the minimum clearances required by these rules must be provided whenever the building, structure, or facility is relocated or reconstructed. However, the commission will consider specific requests for the future continuance of these previously lawful clearances when the railroad or owner or manager of the building, structure, or facility applies for an exemption under the provision set forth below.

(2) Where restricted clearances are unavoidable, the following moves are allowed without requesting an exemption from the commission:

(a) The movement of material over tracks when the material is needed for the construction or maintenance of the tracks;

(b) The movement of special work equipment used in the construction, maintenance or operation of the railroad;

(c) Movements during periods of actual emergency due to wrecks, derailments, washouts and like conditions;

(d) All movements authorized in this subsection may be made only after all reasonable steps are taken to provide for the safety of all who could be harmed by the move.

(3) The commission may grant an exemption of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(4) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, and giving a full explanation of the reason the exemption is requested.

(5) The commission will assign the request a docket number, if needed, and schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date the commission will consider the request.

(6) The commission will enter an order granting or denying the request, or setting it for hearing pursuant to chapter ((480-09)) 480-07 WAC.

(7) Logging railroads, or any operation directly incident to logging, now subject to the provisions of the safety standards for logging operations in chapter 296-54 WAC, published by the division of safety of the department of labor and industries of the state of Washington, are exempted from these rules.

**AMENDATORY SECTION** (Amending Docket No. TR-981102, General Order No. R-477, filed 1/30/01, effective 3/2/01)

**WAC 480-62-140 Exemptions from rules.** (1) The commission may grant an exemption from the provision of any rule in this chapter, when doing so in chapter 480-62 WAC is consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason the exemption is requested.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other affected persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardships imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ~~((480-09))~~ 480-07 WAC.

AMENDATORY SECTION (Amending Docket No. TR-981102, General Order No. R-477, filed 1/30/01, effective 3/2/01)

**WAC 480-62-145 Commission proceedings.** The commission's rules governing administrative practices and procedures are in chapter ~~((480-09))~~ 480-07 WAC. When a rule in this chapter conflicts with a rule in chapter ~~((480-09))~~ 480-07 WAC, the rule in this chapter applies.

AMENDATORY SECTION (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-66-120 Contacting the commission.** You may contact the commission in writing, in person, by telephone, by e-mail, or by facsimile.

The commission's location, mailing address, e-mail address, and telefax numbers are found in WAC ~~((480-09-400))~~ 480-07-125. The commission's Internet home page address is found in WAC ~~((480-04-050))~~ 480-040-035.

AMENDATORY SECTION (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-66-140 Rules of practice and procedure.** The commission's rules governing administrative practices and procedures are in chapter ~~((480-09))~~ 480-07 WAC. When a rule in this chapter conflicts with a rule in chapter ~~((480-09))~~ 480-07 WAC, the rule in this chapter applies to railroad companies.

AMENDATORY SECTION (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-66-150 Exemptions from rules.** (1) The commission may grant an exemption of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, and giving a full explanation of the reason the exemption is requested.

(3) The commission will assign the request a docket number, if needed, and schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date the commission will consider the request.

(4) The commission will enter an order granting or denying the request, or setting it for hearing pursuant to chapter ~~((480-09))~~ 480-07 WAC.

AMENDATORY SECTION (Amending Order No. R-469, Docket No. TR-981101, filed 1/21/00, effective 2/21/00)

**WAC 480-66-160 Filing a complaint.** Any interested person who believes that available sanitary or shelter facilities are inadequate or unsatisfactory under the rules in this chapter may file an informal or formal complaint with the commission pursuant to WAC ~~((480-09-150))~~ 480-07-910 and ~~((480-09-400))~~ 480-07-370 requesting the responsible party or parties to correct the condition. Upon investigating the complaint, the commission may issue an order, with or without hearing, directing that the conditions complained of be corrected.

AMENDATORY SECTION (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-036 Rules of practice and procedure.** Commission rules governing administrative practices and procedures are in chapter ~~((480-09))~~ 480-07 WAC. If a rule in this chapter conflicts with a rule in chapter ~~((480-09))~~ 480-07 WAC, the rule in this chapter applies. Copies of chapter ~~((480-09))~~ 480-07 WAC are available on request to the commission records center.

AMENDATORY SECTION (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-051 Exemptions from rules.** (1) The commission may grant an exemption of any rule in this chapter, when doing so is consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for requesting the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardships imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purpose of the rule.

(5) The commission will issue an order granting or denying the request or setting it for hearing pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-106 Certificates, application docket, protests, and intervention.** (1) **Application docket.** The application docket is a notice of pending certificate applications published by the commission. The application docket is mailed to each existing certificate holder and to any other interested person. It includes notice of certificate applications for:

- (a) New authority;
- (b) Extension of existing authority;
- (c) Transfer of authority;
- (d) Lease of authority; and
- (e) Reinstatement of authority when a city discontinues self-hauling or contracting for solid waste collection.

(2) **Protests.** A certificate holder may file a protest to an application on the docket. A solid waste collection organization, association, or conference may file a protest on behalf of existing certificate holders, specifying the names of the persons or companies in whose interest the protest is filed.

- (a) **Form of protests.** Protests must:
  - (i) Be filed within thirty days of the date the commission mailed the application docket notice;
  - (ii) Be filed according to the provisions of WAC ((480-09-420)) 480-07-370;
  - (iii) Specify the reasons for protest; and
  - (iv) Specify the protestant's interest in the proceeding.
- (b) **Failure to file protest on time.** A person who is eligible to file a protest but fails to do so within the thirty-day protest period may not in any way participate further in the proceeding, unless that person can show that the commission did not provide proper notice of the pending application.

(3) **Intervention.** Any person, other than the applicant and protestants to an application, who desires to appear and participate, and who does not desire to broaden the issues of the proceeding, may petition in writing to be an intervenor. Refer to chapter ((480-09)) 480-07 WAC for information on intervention.

(4) **Applications not subject to the docket and protest provisions of this rule.** This rule does not apply to:

- (a) Applications to reinstate a certificate canceled for cause under the provisions of WAC 480-70-166, when those applications are filed within thirty days of the cancellation date;
- (b) Applications for expedited temporary authority;
- (c) Applications for temporary certificated authority;
- (d) Applications for name change; or
- (e) Applications to mortgage a certificate.

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-131 Certificates, temporary.** (1) **Requirements.** Temporary certificate applications must meet the requirements of WAC 480-70-091.

(2) **Public interest.** The commission may grant a temporary certificate after determining that granting the requested authority is consistent with the public interest. In determining if the requested temporary authority is consistent with the public interest, the commission will consider factors including, but not limited to:

- (a) The fitness of the applicant.
- (b) The immediate or urgent need for the requested service due to circumstances such as, but not limited to:
  - (i) An emergency rendering it impossible for the existing company to provide service;
  - (ii) Commission action suspending or canceling the authority of the existing company; or
  - (iii) Lack of service.
- (c) Whether the requested service is currently available from an existing company serving the territory; and
- (d) Any other circumstances indicating that a grant of temporary authority is consistent with the public interest.

(3) **Shipper support statements required.** Applicants for temporary certificates must include signed and sworn support statements from one or more potential customers identifying all pertinent facts relating to need for the proposed service.

(4) **Commission investigation of applications.** Before granting or denying an application for temporary authority, the commission will conduct an investigation to examine the facts relating to the need for the proposed service.

(5) **Special terms, conditions, and limitations.** The commission may impose special terms, conditions, and limitations in connection with the grant of any temporary certificate. For example, the commission may limit temporary authority to provide service to only those commercial customers whose support statements are submitted with an application.

(6) **Length of service allowed under temporary certificate.** The commission may issue a temporary certificate effective for a period:

- (a) Of up to one hundred eighty days when the area or service territory is not contained in another company's certificate;
- (b) Of up to one hundred twenty days when the area or service territory is contained in another company's certificate; or
- (c) That continues until the commission grants, denies, or dismisses a parallel certificate application for permanent authority, or until the temporary certificate is otherwise canceled, whichever happens first. The permanent certificate application must be filed within thirty days of the temporary certificate application or within thirty days of the order granting the temporary certificate.

(7) **Docketing.** The commission will publish the following on its application docket:

- (a) Temporary certificates granted, including any terms and conditions attached to the grant of such authorities; and

(b) A list of all applications for temporary certificated authority that the commission considered and denied.

(8) **Protests.** An existing company may file a protest opposing a temporary certificate, if the area or service territory granted is contained in the existing company's certificate. A solid waste collection organization, association, or conference may file a protest on behalf of existing companies, specifying the names of the individuals or companies in whose interests the protest is filed. Protests must:

(a) Be filed with the commission in writing within twenty days after the date the commission mails the application docket;

(b) Contain a statement of the specific grounds on which the protest is made;

(c) Contain a statement of the protestant's interest in the proceeding;

(d) Be served on the applicant; and

(e) Be served on the applicant's representative, if one is stated in the notice.

(9) **Disposition of protests.** The commission may grant or deny a protest without hearing.

(10) **Brief adjudicative proceedings.** The commission may order a brief adjudicative proceeding on its own motion or at the request of a party.

(11) **Intervention.** Any person, other than the applicant and protestants to an application, who desires to appear and participate, and who does not desire to broaden the issues of the proceeding, may petition in writing to be an intervenor. Refer to chapter ((480-09)) 480-07 WAC for information on intervention.

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-231 Tariffs, general.** (1) **Solid waste tariffs no longer subject to chapter 480-149 WAC.** As of the effective date of these rules, solid waste collection companies are not subject to the provisions of the commission's Tariff Circular No. 6 (chapter 480-149 WAC). They are instead subject to the requirements of this chapter.

(2) **Additional regulatory requirements.** Companies are also subject to additional rules regarding rate filings contained in chapter ((480-09 WAC, including, but not limited to:

(a) ~~WAC 480-09-015 Submission of "confidential" information;~~

(b) ~~WAC 480-09-101 When communications are received;~~

(c) ~~WAC 480-09-120 Filing and service by telefacsimile; and~~

(d) ~~WAC 480-09-300 through 480-09-335 Filing requirements)) 480-07 WAC.~~

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-256 Tariffs, rejection.** The commission will reject tariffs that:

(1) Do not contain all required information, including, but not limited to, that required by WAC ((480-09-300 through 480-09-335)) 480-07-520;

(2) Do not comply with format rules;

(3) Are not accompanied by required maps;

(4) Reflect retroactive rate treatment;

(5) Are not filed in accordance with the notice requirements shown in WAC 480-70-261 through 480-70-276; or

(6) Contain provisions that conflict with state statutes or commission rules.

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-339 Tariffs, suspension by the commission.** (1) The commission may, on receiving a complaint or protest, or on its own motion, suspend tariff rates, tariff charges, or tariff rules as provided in RCW 81.04.130.

(2) The commission will not take action to suspend a tariff, or any part of a tariff, based on a complaint or protest unless the complaint or protest is filed in compliance with the commission's rules of practice and procedure as set out in chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Docket No. TG-990161, General Order No. R-479, filed 3/23/01, effective 4/23/01)

**WAC 480-70-386 Complaints.** (1) **Company responsibility.**

(a) **Complaints from customer.** When a company receives a complaint from a customer or an applicant for service, it must:

(i) Acknowledge the complaint;

(ii) Investigate promptly;

(iii) Report the results of the investigation to the complainant;

(iv) Take corrective action, if warranted, as soon as appropriate under the circumstances;

(v) Inform the complainant that the decision may be appealed to a higher level representative of the company, if any;

(vi) Inform the complainant, if still dissatisfied after speaking with the higher level representative, of the commission's availability for review of the complaint; and

(vii) Provide the complainant with the commission's address and toll-free telephone number.

(b) **Complaint referred by commission.** When commission consumer affairs staff refer an informal complaint to the company, the company must:

(i) Investigate and report the results to the commission consumer affairs staff within two business days (the commission consumer affairs staff may grant an extension of time for responding to the complaint if requested and warranted);

(ii) Keep the commission consumer affairs staff informed of progress toward the solution; and

(iii) Inform the commission consumer affairs staff of the final result.

(c) **Complaint record.** A company must keep a record of all complaints concerning service or rates for at least one

year. The record of complaints and rates must be made readily available for commission review. The record must contain:

- (i) The complainant's name and address;
- (ii) Date and nature of the complaint;
- (iii) Action taken; and
- (iv) Final result.

(2) **Complaints to commission.** Applicants, customers, or their representatives may file with the commission either:

- (a) An informal complaint against the company under the provisions of WAC ((480-09-150)) 480-07-910; or
- (b) A formal complaint against the company under the provisions of WAC ((480-09-500)) 480-07-370.

**AMENDATORY SECTION** (Amending Docket No. TO-000712, General Order No. R-500, filed 8/26/02, effective 9/26/02)

**WAC 480-75-260 Exemption for rules in chapter 480-75 WAC.** (1) The commission may grant an exemption from the provisions of any rule in this chapter if consistent with the public interest, with the purposes underlying regulation, and with applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardship imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purpose of the rule.

(5) The commission will enter an order granting or denying the request, or setting it for hearing pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-010 Application of rules.** (1) The rules in this chapter apply to any public service company that is subject to the jurisdiction of the commission as to rates and services under the provisions of Title 80 RCW.

(2) The tariffs, price lists, and contracts filed by public service companies must conform with these rules. If the commission accepts a tariff, price list, or contract that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent with WAC 480-80-015 (Exemptions from rules in chapter 480-80 WAC). Tariffs, price lists, or

contracts that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a public service company or customer by posing an informal complaint under WAC ((480-09-150)) 480-07-910 (Informal complaints), or by filing a formal complaint under WAC ((480-09-420) ~~(Pleadings and briefs—Applications for authority—Protests))~~ 480-07-370 (Pleadings—General).

(4) No deviation from these rules is permitted without written authorization by the commission. Violations will be subject to penalties as provided by law.

(5) Any tariff, price list, or contract on file and in effect or pending on the effective date of these rules is not required to be refiled to comply with these rules.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-015 Exemptions from rules in chapter 480-80 WAC.** (1) The commission may grant an exemption from the provisions of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for requesting the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other affected persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardship imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

(6) Competitive telecommunications companies previously granted exemptions from chapter 480-80 WAC Utilities general—Tariffs, price lists, and contracts, are not exempt from Part I and Part III of this chapter. Exemptions from the provisions of chapter 480-80 WAC include only the provisions in effect at the time the exemption was granted. This subsection confirms that there is no change in exemptions previously granted to telecommunications companies that have been classified as competitive as a result of:

(a) Moving rules between chapters 480-80 and 480-120 WAC; and

(b) Renumbering sections within chapters 480-80 and 480-120 WAC.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-105 Tariff filing instructions.** (1) A tariff filing must:

- (a) Comply with statutory notice requirements;
- (b) Specify the requested effective date of the tariff sheet;
- (c) Include an original and two copies of each tariff sheet unless it is filed electronically; and
- (d) Be accompanied by a transmittal letter as set forth in WAC 480-80-104.

(2) Tariff filings must comply with the requirements set forth in chapter ~~((480-09))~~ 480-07 WAC, where applicable.

(3) The tariff filing must include information sufficient to determine that the proposed tariff is fair, just, and reasonable.

(4) **Tariff symbols.** Each time a tariff sheet(s) is revised, a utility must code all changes with the tariff symbol that best reflects the purpose and effect of the change. A utility:

- (a) Must locate the symbols on the right hand side of the changed text directly across from the change;
- (b) Must use the following list of symbols to signify:  
**D** - discontinued rate, service, regulation, or condition;  
**N** - new rate, service, regulation, condition, or sheet;  
**I** - a rate increase;  
**R** - a rate reduction;  
**C** - changed condition or regulation;  
**K** - that material has been transferred to another sheet in the tariff. (A footnote is required on the tariff sheet to identify the material's new sheet number);

**M** - that material has been transferred **from** another sheet in the tariff. (A footnote is required on the tariff sheet to identify the material's former sheet number);

- T** - a change in text for clarification;
- O** - no change. (This symbol is discretionary unless specifically requested by the commission); and

(c) May use additional symbols for other purposes when it has identified the symbols in its tariff as provided for in WAC 480-80-102(3).

(5) A utility must not give effect to revised tariff sheets until the commission approves the tariff filing by issuing an order or the new or changed provisions become effective by operation of law.

(6) When a tariff sheet(s) becomes effective, the commission will return one copy of the transmittal letter and one copy of each tariff sheet to the utility marked with the receipt date.

(7) The commission may require a utility to refile the tariff in its entirety should circumstances warrant it.

(8) If the commission issues an order directing a utility to refile all or a portion of its tariff, the utility must refile, marking each affected sheet with the docket number.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-142 Special contracts for telecommunications companies not classified as competitive.** (1) Con-

tracts to be filed. Telecommunications companies not classified as competitive must file with the commission:

(a) All contracts for retail sale to end-use customers of intrastate telecommunications services not classified as competitive that:

- (i) State rates, charges, prices, terms, or conditions that are not consistent with any existing tariff; or
- (ii) Provide for telecommunications services not specifically addressed in the existing tariffs.

(b) Any significant modification of a previously executed contract will be treated as a new contract.

(c) A service order made pursuant to a filed contract is not itself a contract or contract amendment and need not be filed with the commission.

(2) Duration. All contracts must be for a stated time period.

(3) Ratemaking disclaimer. Unless otherwise provided by the commission, approval of contracts will not be determinative with respect to the expenses and revenues of the company for subsequent ratemaking considerations.

(4) Types of telecommunications contracts. The following types of telecommunications contracts have special or unique features, effective dates, and requirements:

(a) Federal, state, and local government "firm bid" contracts are governed under subsection (5) of this section.

(b) School, library, and rural health care (RHC) provider contracts entered into pursuant to 47 CFR, Part 54, are governed under subsection (6) of this section.

(c) All other retail contracts are governed under subsection (7) of this section.

SUMMARY COMPARISON OF THE DIFFERENT TYPES OF RETAIL CONTRACTS			
Subsection	Contract Type	When to File	Effective Date
(5)	Federal, State, and Local Firm Bid	no later than fifteen days after acceptance	when filed or later as specified
(6)	47 CFR Part 54; Schools, Libraries, and RHCs	no later than fifteen days after acceptance	when filed or later as specified
(7)	All other retail contracts	no later than thirty days prior to the proposed effective date	at least thirty days after filing

(5) Federal, state, and local government "firm bid" contracts - filing requirements and effective dates. Where a government agency asserts its authority to solicit a firm offer of services, and a contract subject to this section is submitted in response to that solicitation, the noncompetitive telecommunications company must file the contract with the commission no later than fifteen days after acceptance. The filing must include the same documentation as required for approval by subsection (7)(b) of this section and, if applicable, subsection (8) of this section. The contract will become effective at the time specified in the contract, but not earlier than when filed with the commission.

(6) School, library, and RHC provider contracts - filing requirements and effective dates. A telecommunications company that enters into a contract to provide service to a school, library, or RHC provider, as part of the federal universal service program, must file the contract with the com-

PROPOSED



mission no later than fifteen days after acceptance by the administrator of the federal universal service program. The filing must include the same documentation as required for approval by subsection (7)(b) of this section and, if applicable, subsection (8) of this section. The contract will become effective at the time specified in the contract, but not earlier than when filed with the commission.

(7) All other retail contracts - standard filing requirements and effective dates.

(a) Contracts must be filed with the commission not less than thirty days before the proposed effective date of the contract.

(b) Each application filed for commission approval of a contract must:

(i) Include a complete copy of the proposed contract;

(ii) Show that the contract meets the requirements of RCW 80.36.170 (Prohibiting unreasonable preference) and RCW 80.36.180 (Prohibiting rate discrimination);

(iii) Demonstrate, at a minimum, that the contract charges cover the company's cost of providing the service. Costs will be determined under a long-run incremental cost analysis, including as part of the incremental cost, the price charged by the offering company to other telecommunications companies for any essential function used to provide the service, or any other commission-approved cost method.

(iv) Summarize the basis of the charge(s) proposed in the contract and explain the derivation of the proposed charge(s) including all cost computations involved; and

(v) Indicate the basis for using a contract rather than a filed tariff for the specific service involved.

(c) Contracts will become effective on the effective date stated on the contract or thirty days after the filing date, whichever occurs later, unless suspended or rejected by the commission. The commission may approve an earlier effective date if requested by the company, in which event the contract shall not become effective on a date that precedes commission approval. A request for an earlier effective date must include a complete explanation of why an earlier effective date is appropriate.

(8) Confidentiality. Filings under this section may be submitted with portions designated "confidential" pursuant to WAC ((480-09-015)) 480-07-160. However, any filing that designates as "confidential" the essential terms and conditions will be rejected by the commission as not in compliance with the public inspection requirement of RCW 80.36.150 (1). Essential terms and conditions are:

(a) Nature, characteristics, and quantity of the service provided;

(b) Duration of the contract, including the stated effective date, ending date, and any options to renew;

(c) Charge(s) for service, including minimum charge provisions; and

(d) Geographic location(s), such as exchange or city, where service will be provided.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-143 Special contracts for gas, electric, and water companies.** (1) Contracts to be filed. Gas, electric, and water companies must file with the commission all contracts for the retail sale of regulated utility services to end-use customers that:

(a) State charges or conditions that do not conform to the company's existing tariff; or

(b) Provide for utility services not specifically addressed in the gas, electric, or water company's existing tariffs.

(2) Any significant modification of a previously executed contract will be treated as a new contract for purposes of this section.

(3) Essential terms and conditions of all contracts filed pursuant to this section are considered a part of the gas, electric, or water company's filed tariffs and are subject to enforcement, supervision, regulation, control, and public inspection as such.

(4) Filing and effective dates. The contract will become effective on the effective date stated in the contract or thirty days after the filing date, whichever occurs later, unless suspended or rejected by the commission. The commission may approve an earlier effective date if requested by the company, in which event the contract shall not become effective on a date that precedes commission approval. A request for an earlier effective date must include a complete explanation of why an earlier effective date is appropriate.

(5) Each application filed for commission approval of a contract must:

(a) Include a complete copy of the proposed contract;

(b) Show that the contract meets the requirements of RCW 80.28.090 (Prohibiting unreasonable preference) and RCW 80.28.100 (Prohibiting rate discrimination);

(c) Demonstrate, at a minimum, that the contract charges recover all costs resulting from providing the service during its term, and, in addition, provide a contribution to the gas, electric, or water company's fixed costs;

(d) Summarize the basis of the charge(s) proposed in the contract and explain the derivation of the proposed charge(s) including all cost computations involved; and

(e) Indicate the basis for using a contract rather than a filed tariff for the specific service involved. If the basis for using a contract is the availability of an alternative service provider, identify that provider.

(6) All contracts must be for a stated time period, except for contracts for water line extensions. The commission may approve terms and conditions that prescribe the charge(s) to be applied during the time period, if such charge(s) are found to be appropriate. Unless otherwise provided by the commission, such approval will not be determinative with respect to the expenses and revenues of the utility for subsequent rate-making considerations.

(7) Filings under this section may be submitted with portions designated "confidential" pursuant to WAC ((480-09-015)) 480-07-160. However, any filing that designates the essential terms and conditions of the contract as "confidential" shall be rejected by the commission as not in compliance

PROPOSED

with the public inspection requirement of RCW 80.28.050. Essential terms and conditions are:

- (a) Identity of the customer;
- (b) Nature and characteristics of the service provided, including interruptible, firm, or peak delivery;
- (c) Duration of the contract, including any options to renew;
- (d) Charge(s) for service, including minimum charge provisions;
- (e) Geographic location where service will be provided; and
- (f) Additional obligations specified in the contract, if any.

**AMENDATORY SECTION** (Amending Docket No. U-991301, General Order No. R-498, filed 5/14/02, effective 6/17/02)

**WAC 480-80-241 Filing contracts for services classified as competitive.** (1) This section applies to services offered by competitive telecommunications companies and to any service classified as competitive under RCW 80.36-330. However, if a telecommunications company has elected, pursuant to WAC 480-80-201(2), to offer a competitive service by tariff, the contract rules in WAC 480-80-142 applicable to tariffed services apply instead.

(2) A telecommunications company must file with the commission any contract with an end-user for retail intrastate telecommunications service if the service is not included in its price list or the contract contains prices, terms, or conditions other than those in its price list. A telecommunications company is not required to file a contract with prices below the maximum prices in the price list, as provided for in WAC 480-80-204(3), or within the maximum and minimum prices in the price list, as provided for in WAC 480-80-204(4), if the contract is otherwise consistent with the price list.

(3) Any significant modification to a previously executed contract is a new contract and must be filed as required by this section.

(4) Unless the contract includes a provision allowing the commission to reject it during the first fifteen days after it is filed, any contract required by subsection (2) of this section to be filed with the commission will become effective on the later of (a) its stated effective date or (b) ten days after it is filed with the commission. The deadline for filing a contract that provides for commission rejection within fifteen days of filing is fifteen days after its stated effective date.

(5) A telecommunications company may submit filings under this section with portions designated "confidential" pursuant to WAC ((480-09-015)) 480-07-160. However, the commission will reject any filing that designates as "confidential" the essential terms and conditions of a contract as defined in WAC 480-80-142(8).

(6) A telecommunications company filing a contract for a service classified as competitive under RCW 80.36.330 must provide information demonstrating that the contract prices comply with the cost requirement in WAC 480-80-204(6).

**AMENDATORY SECTION** (Amending Docket No. UG-990294, General Order No. R-484, filed 5/3/01, effective 6/3/01)

**WAC 480-90-003 Application of rules.** (1) The rules in this chapter apply to any gas utility that is subject to the jurisdiction of the commission under RCW 80.04.010 and chapter 80.28 RCW. These rules also include various requirements of the utility's customers and applicants.

(2) The tariff provisions filed by utilities must conform with these rules. If the commission accepts a tariff that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent with WAC 480-90-008, Exemption from rules in chapter 480-90 WAC. Tariffs that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a utility or customer by posing an informal complaint under WAC ((480-09-150)) 480-07-910, Informal complaints, or by filing a formal complaint under WAC ((480-09-420)) 480-07-370, Pleadings and briefs—Application for authority—Protests.

(4) No deviation from these rules is permitted without written authorization by the commission. Violations will be subject to penalties as provided by law.

**AMENDATORY SECTION** (Amending Docket No. UG-990294, General Order No. R-484, filed 5/3/01, effective 6/3/01)

**WAC 480-90-008 Exemptions from rules in chapter 480-90 WAC.** (1) The commission may grant an exemption from the provisions of any rule in this chapter if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for requesting the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardship imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending General Order No. R-496, Docket No. UG-990294, filed 12/3/01, effective 1/3/02)

**WAC 480-90-123 Refusal of service.** (1) A gas utility may refuse to provide new or additional service if:

(a) Providing service does not comply with government regulations or accepted natural gas industry standards;

(b) In the utility's reasonable judgment, the applicant's or customer's installation of piping or gas burning equipment is considered hazardous or of such a nature that safe and satisfactory service cannot be provided;

(c) The applicant or customer does not comply with the utility's request that the applicant or customer provide and install protective devices, when the utility, in its reasonable judgment deems such protective devices are necessary to protect the utility's or other customers' properties from theft or damage;

(d) After reasonable efforts by the responsible party, all necessary rights of way, easements, approvals, and permits have not been secured; or

(e) The customer is known by the utility to have tampered with or stolen the utility's property, used service through an illegal connection, or fraudulently obtained service and the utility has complied with WAC 480-90-128(2), disconnection of service.

(2) A gas utility may not refuse to provide new or additional service to a residential applicant or residential customer who has a prior obligation. A prior obligation is the dollar amount, excluding deposit amounts owed, the utility has billed to the customer and for which the utility has not received payment at the time the service has been disconnected for nonpayment. The utility must provide service once the customer or applicant has paid all appropriate deposit and reconnection fees. This subsection does not apply to customers that have been disconnected for failure to honor the terms of a winter low-income payment program.

(3) The utility may not refuse to provide service to an applicant or customer because there are outstanding amounts due from a prior customer at the same premises, unless the utility can determine, based on objective evidence, that a fraudulent act is being committed, such that the applicant or customer is acting in cooperation with the prior customer with the intent to avoid payment.

(4) The utility may refuse to provide new or additional service for reasons not expressed in subsection (1) of this section, upon prior approval of the commission. The commission may grant the request upon determining that the utility has no obligation to provide the requested service under RCW 80.28.110. Prior to seeking commission approval, the utility must work with the applicant or customer requesting service to seek resolution of the issues involved.

(5) Any applicant or customer who has been refused new or additional service may file with the commission an informal complaint under WAC ~~((480-09-150))~~ 480-07-910, Informal complaints; or a formal complaint under WAC ~~((480-09-420, Pleadings and briefs—Applications for authority—Protests; and 480-09-425, Pleadings—Verification, time for filing, responsive pleadings, liberal construction, amendments))~~ 480-07-370, Pleadings—General.

**AMENDATORY SECTION** (Amending Docket No. UG-990294, General Order No. R-484, filed 5/3/01, effective 6/3/01)

**WAC 480-90-173 Gas utility's responsibility for complaints and disputes.** (1) When a gas utility receives a complaint from a customer or an applicant for service, the utility must acknowledge receipt of the complaint and:

(a) Upon request, identify the utility's contact to the complainant;

(b) Investigate the complaint promptly as required by the particular case;

(c) Report the results of the investigation to the complainant;

(d) Take corrective action, if warranted, as soon as possible under the circumstances;

(e) If the complainant is dissatisfied with the results or decision, inform the complainant that the decision may be appealed to a supervisor at the utility; and

(f) If the complainant is dissatisfied after speaking with the utility's supervisor, the supervisor must inform the complainant of the complainant's right to file a complaint with the commission and provide the commission's address and toll-free telephone number.

(2) Applicants, customers, or their representatives may file with the commission:

(a) An informal complaint as described in WAC ~~((480-09-150))~~ 480-07-910, Informal complaints; or

(b) A formal complaint against the utility as described in WAC ~~((480-09-420, Pleadings and briefs—Applications for authority—Protests))~~ 480-07-370, Pleadings—General.

(3) When the commission refers an informal complaint to the utility, the utility must:

(a) Investigate and report the results to the commission within two business days. The commission may grant an extension of time for responding to the complaint, if requested and warranted;

(b) Keep the commission informed of progress toward the solution and the final result; and

(c) Respond to the commission's request for additional informal complaint information within three business days of the request or at a date specified by the commission. The commission may grant an extension of time for responding to the complaint, if requested and warranted.

(4) Each gas utility must keep a record of all complaints for at least three years and, upon request, make them readily available for commission review. The record must contain:

(a) The complainant's name and address;

(b) The date and nature of the complaint;

(c) The action taken;

(d) The final result; and

(e) All official documents regarding the complaint.

**AMENDATORY SECTION** (Amending Order R-458, Docket No. UR-980080, filed 2/5/99, effective 3/8/99)

**WAC 480-92-060 Minimum filing requirements.** (1) When a site operator files for a general rate increase, it must follow the minimum filing requirements set forth in WAC ~~((480-09-300 through 480-09-330))~~ 480-07-520.

(2) A site operator filing a request with the commission for a general rate increase must concurrently notify all generators who have disposed of low-level radioactive waste in the three years prior to the request for the proposed rate increases or service changes. The notice must include at minimum; a clear, brief explanation the generators can easily understand of the proposed rates, conditions and changes; the requested effective date; the commission's address, with a statement that generators may obtain more detailed information by writing to the commission; and a phone number for generators to call a company representative if they have questions.

**AMENDATORY SECTION** (Amending Order R-458, Docket No. UR-980080, filed 2/5/99, effective 3/8/99)

**WAC 480-92-090 Site operator responsibility for complaints and disputes.** (1) If a site operator receives complaints or disputes regarding its operations, it must:

- (a) Acknowledge the complaint;
- (b) Investigate promptly;
- (c) Report the results of the investigation to the complainant;
- (d) Take corrective action, if warranted, as soon as appropriate under the circumstances;
- (e) Tell the complainant the decision may be appealed to a higher level representative of the company, if any;
- (f) Tell the complainant, if still dissatisfied after speaking with the higher level representative, of the commission's availability to review the complaint; and
- (g) Provide the complainant with the commission's address and toll-free telephone number.

(2) Complainants may file with the commission:

- (a) An informal complaint against a site operator as set forth in WAC ((480-09-150)) 480-07-910; and/or
  - (b) A formal complaint against a site operator as set forth in RCW 81.108.080 and chapter ((480-09)) 480-07 WAC.
- (3) When commission staff refers an informal complaint to a site operator, the operator must:

- (a) Investigate and respond to commission staff within two working days. Commission staff may grant an extension of time for responding to the complaint, if requested, and warranted; and
- (b) Report regularly to commission staff about progress toward the solution and the final result.

(4) A site operator must keep a record of all complaints concerning service or rates for at least one year and, on request, make them readily available for commission review. The record must contain:

- (a) The complainant's name and address;
- (b) The date and nature of the complaint;
- (c) The action taken; and
- (d) The final result.

**AMENDATORY SECTION** (Amending Docket No. UE-990473, General Order No. R-482, filed 5/3/01, effective 6/3/01)

**WAC 480-100-003 Application of rules.** (1) The rules in this chapter apply to any electric utility that is subject to the jurisdiction of the commission under RCW 80.04.010 and

chapter 80.28 RCW. These rules also include various requirements of the utility's customers and applicants.

(2) The tariff provisions filed by utilities must conform with these rules. If the commission accepts a tariff that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent with WAC 480-100-008, Exemptions from rules in chapter 480-100 WAC. Tariffs that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a utility or customer by posing an informal complaint under WAC ((480-09-150)) 480-07-910, Informal complaints, or by filing a formal complaint under WAC ((480-09-429)) 480-07-370, Pleading and briefs—Application for authority—Protests.

(4) No deviation from these rules is permitted without written authorization by the commission. Violation will be subject to penalties as provided by law.

**AMENDATORY SECTION** (Amending Docket No. UE-990473, General Order No. R-482, filed 5/3/01, effective 6/3/01)

**WAC 480-100-008 Exemptions from rules in chapter 480-100 WAC.** (1) The commission may grant an exemption from the provisions of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for requesting the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardships imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request, or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending General Order No. R-495, Docket No. UE-990473, filed 12/3/01, effective 1/3/02)

**WAC 480-100-123 Refusal of service.** (1) An electric utility may refuse requests to provide service to a master meter in a building with permanent occupants when all of the following conditions exist:

- (a) The building or property has more than one dwelling unit;

(b) The occupants control a significant part of the electricity used in the individual units; and

(c) It is cost-effective for the occupants to have the utility purchase and install individual meters considering the long-run benefits of measuring and billing each occupant's electric use separately.

(2) The utility may refuse to provide new or additional service if:

(a) Providing service does not comply with government regulations or the electric industry accepted standards concerning the provision of service;

(b) In the utility's reasonable judgment, the applicant's or customer's installation of wiring or electrical equipment is considered hazardous or of such a nature that safe and satisfactory service cannot be provided;

(c) The applicant or customer does not comply with the utility's request that the applicant or customer provide and install protective devices, when the utility, in its reasonable judgment deems such protective devices are necessary to protect the utility's or other customers' properties from theft or damage;

(d) After reasonable efforts by the responsible party, all necessary rights of way, easements, approvals, and permits have not been secured; or

(e) The customer is known by the utility to have tampered with or stolen the utility's property, used service through an illegal connection, or fraudulently obtained service and the utility has complied with WAC 480-100-128(2), disconnection of service.

(3) An electric utility may not refuse to provide new or additional service to a residential applicant or residential customer who has a prior obligation. A prior obligation is the dollar amount, excluding deposit amounts owed, the utility has billed to the customer and for which the utility has not received payment at the time the service has been disconnected for nonpayment. The utility must provide service once the customer or applicant has paid all appropriate deposit and reconnection fees. This subsection does not apply to customers that have been disconnected for failure to honor the terms of a winter low-income payment program.

(4) The utility may not refuse to provide service to an applicant or customer because there are outstanding amounts due from a prior customer at the same premises, unless the utility can determine, based on objective evidence, that a fraudulent act is being committed, such that the applicant or customer is acting in cooperation with the prior customer with the intent to avoid payment.

(5) The utility may refuse to provide new or additional service for reasons not expressed in subsections (1) and (2) of this section, upon prior approval of the commission. The commission may grant the request upon determining that the utility has no obligation to provide the requested service under RCW 80.28.110. Prior to seeking commission approval, the utility must work with the applicant or customer requesting service to seek resolution of the issues involved.

(6) Any applicant or customer who has been refused new or additional service may file with the commission an informal complaint under WAC ((480-09-150)) 480-07-910, Informal complaints; or a formal complaint under WAC ((480-09-420, Pleadings and briefs—Applications for

authority—Protests; and 480-09-425, Pleadings—Verification, time for filing, responsive pleadings, liberal construction, amendments)) 480-07-370, Pleadings—General.

**AMENDATORY SECTION** (Amending Docket No. UE-990473, General Order No. R-482, filed 5/3/01, effective 6/3/01)

**WAC 480-100-173 Electric utility responsibility for complaints and disputes.** (1) When an electric utility receives a complaint from a customer or an applicant for service, the utility must acknowledge receipt of the complaint and:

(a) Upon request, identify the utility's contact to the complainant;

(b) Investigate the complaint promptly as required by the particular case;

(c) Report the results of the investigation to the complainant;

(d) Take corrective action, if warranted, as soon as possible under the circumstances;

(e) If the complainant is dissatisfied with the results or decision, inform the complainant that the decision may be appealed to a supervisor at the utility; and

(f) If the complainant is dissatisfied after speaking with the utility's supervisor, the supervisor must inform the complainant of the complainant's right to file a complaint with the commission and provide the commission's address and toll-free telephone number.

(2) Applicants, customers, or their representatives may file with the commission:

(a) An informal complaint as described in WAC ((480-09-150)) 480-07-910, Informal complaints; or

(b) A formal complaint against the utility as described in WAC ((480-09-420, Pleadings and briefs—Applications for authority—Protests)) 480-07-370, Pleadings—General.

(3) When the commission refers an informal complaint to the utility, the utility must:

(a) Investigate and report the results to the commission within two business days. The commission may grant an extension of time for responding to the complaint, if requested and warranted;

(b) Keep the commission informed of progress toward the solution and the final result; and

(c) Respond to the commission's request for additional informal complaint information within three business days of the request or at a date specified by the commission. The commission may grant an extension of time for responding to the complaint, if requested and warranted.

(4) Each electric utility must keep a record of all complaints for at least three years and, upon request, make them readily available for commission review. The record must contain:

(a) The complainant's name and address;

(b) The date and nature of the complaint;

(c) The action taken;

(d) The final result; and

(e) All official documents regarding the complaint.

PROPOSED

**AMENDATORY SECTION** (Amending Order R-467, Docket No. UW-980082, filed 11/30/99, effective 12/31/99)

**WAC 480-110-215 Exemptions from rules.** (1) The commission may grant an exemption of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought and giving a full explanation of the reason the exemption is requested.

(3) The commission will assign the request a docket number, if needed, and schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date the commission will consider the request.

(4) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Order R-467, Docket No. UW-980082, filed 11/30/99, effective 12/31/99)

**WAC 480-110-295 Adopted and initial tariffs.** A water company must file revisions to its filed tariff within thirty days of its acquisition of new service area, whether by acquisition of another regulated water company or by acquiring one or more previously unregulated water systems.

(1) **Adopted tariffs - when a regulated company acquires another regulated company.** Any regulated water company acquiring a regulated water company must adopt the latter's tariff. An adoption form must be completed and filed with the commission by the acquiring water company within thirty days of the acquisition. The commission will supply an adoption form upon request.

(2) **Incorporate into existing tariff - when a regulated water company acquires a nonregulated company.**

(a) When a regulated water company acquires a nonregulated water company or water system, the acquiring water company must file a separate tariff page indicating the name of the newly acquired company or system with the rates and charges that were in existence before the acquisition.

(b) If the acquired nonregulated company or water system was previously subject to commission jurisdiction, the acquiring water company must file a separate tariff page indicating the name of the newly acquired company or system with the rates and charges in effect for the acquired company at the time the acquired company was removed from regulation.

(c) No other rates and charges may apply to the customers on the newly acquired system except those specifically shown on the new tariff page unless the company obtains the commission's approval to charge a different rate.

(3) **Initial tariffs - when a company becomes jurisdictional.**

(a) An initial tariff must be filed in a standard tariff format. The commission will provide illustrations of the standard format upon request.

(b) The tariff must be accompanied by a cover letter describing the filing as an initial tariff.

(c) Customers must be notified before the commission receives the filing.

(d) The filing must be accompanied by supporting financial data justifying the proposed rates. See WAC ((480-09-337, ~~Filing requirements—General rate increases~~)) 480-07-530, General rate proceedings—Water companies.

(4) **Initial tariffs - a company that was previously subject to commission jurisdiction.** If a company or water system was previously subject to commission jurisdiction and once again becomes jurisdictional, the company must file a tariff with the rates and charges in effect at the time the company was last removed from regulation.

**AMENDATORY SECTION** (Amending Order R-467, Docket No. UW-980082, filed 11/30/99, effective 12/31/99)

**WAC 480-110-385 Water company responsibility for complaints and disputes.** (1) If a water company receives a complaint or dispute from a customer or an applicant for service it must:

(a) Acknowledge the complaint;

(b) Investigate promptly;

(c) Report the results of the investigation to the complainant;

(d) Take corrective action, if warranted, as soon as appropriate under the circumstances;

(e) Inform the complainant that the decision may be appealed to a higher level representative at the company, if any;

(f) Inform the complainant, if still dissatisfied after speaking with the higher level representative, of the commission's availability for review of the complaint; and

(g) Provide the complainant with the commission's address and toll-free telephone number.

(2) Applicants, customers, or their representatives, may file with the commission:

(a) An informal complaint against the company as set forth in WAC ((480-09-150)) 480-07-910; and/or

(b) A formal complaint against the company as set forth in WAC ((480-09-500)) 480-07-370.

(3) When commission consumer affairs staff refers an informal complaint to the company, the company must:

(a) Investigate and report the results to the commission consumer affairs staff within two business days. The commission consumer affairs staff may grant an extension of time for responding to the complaint, if requested and warranted;

(b) Keep the commission consumer affairs staff informed of progress toward the solution and the final result.

(4) Each water company must keep a record of all complaints concerning service or rates for at least one year and, on request, make them readily available for commission review. The record must contain:

(a) Complainant's name and address;

(b) Date and nature of the complaint;

(c) Action taken; and

(d) Final result.

**AMENDATORY SECTION** (Amending Docket No. UT-990146, General Order No. R-507, filed 12/12/02, effective 7/1/03)

**WAC 480-120-011 Application of rules.** (1) The rules in this chapter apply to any company that is subject to the jurisdiction of the commission as to rates and services under the provisions of RCW 80.01.040 and chapters 80.04 and 80.36 RCW.

(2) The tariffs and price lists filed by companies must conform to these rules. If the commission accepts a tariff or price list that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent with WAC 480-120-015 (Exemptions from rules in chapter 480-120 WAC). Tariffs or price lists that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a company or customer by posing an informal complaint under WAC ((~~480-09-150~~) 480-07-910 (Informal complaints), or by filing a formal complaint under WAC ((~~480-09-420 (Pleading and briefs—Application for authority—Protests)~~) 480-07-370 (Pleading—General)).

(4) No deviation from these rules is permitted without written authorization by the commission. Violations will be subject to penalties as provided by law.

**AMENDATORY SECTION** (Amending Docket No. UT-990146, General Order No. R-507, filed 12/12/02, effective 7/1/03)

**WAC 480-120-015 Exemptions from rules in chapter 480-120 WAC.** (1) The commission may grant an exemption from the provisions of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, and provide a full explanation of the reason for requesting the exemption. In addition to any other reason, parties may allege force majeure was the factor leading to the request for waiver.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the requesting person, of a degree or a kind different from hardships imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request, or setting it for hearing, pursuant to chapter ((~~480-09~~) 480-07 WAC.

**AMENDATORY SECTION** (Amending Docket No. UT-990146, General Order No. R-507, filed 12/12/02, effective 7/1/03)

**WAC 480-120-166 Commission-referred complaints.** (1) Each company must keep a record of all complaints concerning service or rates for at least three years and, on request, make them readily available for commission review. The records must contain complainant's name and address, date and the nature of the complaint, action taken, and final result.

(2) Each company must have personnel available during regular business days to respond to commission staff.

(3) Applicants, customers, or their authorized representatives, may file with the commission an informal complaint as described in WAC ((~~480-09-150~~) 480-07-910 or a formal complaint against a company when there are alleged violations of statutes, administrative rules, or tariffs as provided by WAC ((~~480-09-420 and 480-09-500~~) 480-07-370).

(4) When the commission staff refers an informal complaint to a company, the company must:

(a) Stop any pending action involving the issues raised in the complaint provided any amounts not in dispute are paid when due (e.g., if the complaint involves a disconnect threat or collection action, the disconnect or collection must be stopped);

(b) Thoroughly investigate all issues raised in the complaint and provide a complete report of the results of its investigation to the commission, including, if applicable, information that demonstrates that the company's action was in compliance with commission rules; and

(c) Take corrective action, if warranted, as soon as appropriate under the circumstances.

(5) Commission staff will ask the customer filing the informal complaint whether the customer wishes to speak directly to the company during the course of the complaint, and will relay the customer's preference to the company at the time staff opens the complaint.

(6) The company must report the results of its investigation of service-affecting informal complaints to commission staff within two business days from the date commission staff passes the complaint to the company. Service-affecting complaints include, but are not limited to, nonfunctioning or impaired services (i.e., disconnected services or those not functioning properly).

(7) The company must report the results of its investigation of nonservice-affecting informal complaints to commission staff within five business days from the date commission staff passes the complaint to the company. Nonservice-affecting complaints include, but are not limited to, billing disputes and rate quotes.

(8) Unless another time is specified in this rule or unless commission staff specifies a later date, the company must provide complete responses to requests from commission staff for additional information on pending informal complaints within three business days.

(9) The company must keep commission staff informed when relevant changes occur in what has been previously communicated to the commission and when there is final resolution of the informal complaint.

(10) An informal complaint opened with the company by commission staff may not be considered closed until commission staff informs the company that the complaint is closed.

(11) The company must provide information requested by staff regarding any informal complaint in accordance with subsections (6) and (7) of this section until such time as staff informs the company that the complaint is closed.

**AMENDATORY SECTION** (Amending Docket No. UT-990146, General Order No. R-507, filed 12/12/02, effective 7/1/03)

**WAC 480-120-305 Streamlined filing requirements for Class B telecommunications company rate increases.**

(1) A Class B company, as defined in WAC 480-120-302(1), may use the streamlined treatment described in this section for seeking a general rate increase, as an alternative to the requirements in WAC ((480-09-330)) 480-07-510.

(2) **General information required.** A Class B company seeking streamlined treatment for a proposed general rate increase must submit the following information at the time of filing or prior to its first notice to customers, whichever occurs first:

(a) A copy of its customer notice as specified in subsection (6) of this section.

(b) A results-of-operations statement, on a commission basis, demonstrating that the company is not presently exceeding a reasonable level of earnings. If the company is exceeding a reasonable level of earnings, the proposed increase must be reduced accordingly.

(c) All supporting documentation used to develop the results-of-operations statement, including supporting documentation for all adjustments.

(d) The results-of-operations statement filed under this subsection must include Washington intrastate results of operations. If a company cannot provide Washington intrastate results of operations with reasonable accuracy, the commission may consider the total Washington results of operations including the interstate jurisdiction.

(3) **Adjustments provided for in the results of operations.**

(a) The results-of-operations statement must provide restating actual adjustments and pro forma adjustments in accordance with (b) of this subsection.

(b) Before the achieved return is calculated a company must adjust the booked results of operations for restating actual and proforma adjustments, including the following:

(i) Nonoperating items;

(ii) Extraordinary items;

(iii) Nonregulated operating items; and

(iv) All other items that materially distort the test period.

(4) **Rate of return.** The authorized overall rate-of-return (for purposes of this section only) is eleven and twenty-five one-hundredths percent.

(5) **Rate design.** A Class B company filing pursuant to this section must clearly describe the basis for allocating any revenue requirement change proposed by customer class (e.g., residential, business, and interexchange).

(6) **Customer notice.** The company must notify customers consistent with the manner outlined in WAC 480-120-194, and must include the following information:

(a) The proposed increase expressed in (i) total dollars and average percentage terms, and (ii) the average monthly increases the customers in each category or subcategory of service might reasonably expect;

(b) The name and mailing address of the commission and public counsel;

(c) A statement that customers may contact the commission or public counsel with respect to the proposed rate change; and

(d) The date, time, and place of the public meeting, if known.

(7) **Public meeting(s).** The commission will ordinarily hold at least one public meeting in the area affected by the rate increase within forty-five days after the date of filing.

(8) **Final action.** The commission will ordinarily take final action on a filing under this section within ninety days after the date of filing.

(9) The commission may decline to apply the procedures outlined in this section if it has reason to believe that:

(a) The quality of the company's service is not consistent with its public service obligations; or

(b) A more extensive review is required of the company's results of operations or proposed rate design.

(10) Nothing in this rule will be construed to prevent any company, the commission, any customer, or any other party from using any other procedures that are otherwise permitted by law.

**AMENDATORY SECTION** (Amending Order R-475, Docket No. UT-990582, filed 11/30/00, effective 12/31/00)

**WAC 480-120-560 Collocation.** (1) Definitions.

"CLEC" means a competing local exchange carrier that orders collocation from an ILEC.

"Collocation" means the ability of a CLEC to place equipment, including microwave equipment, within or upon an ILEC's premises.

"Deliver" or "delivery date" means the point when the ILEC turns the collocation space and related facilities over to the CLEC and the space and facilities are ready for service. Deliver or delivery includes, but is not necessarily limited to, providing the CLEC with access to the collocation space for collocation other than virtual collocation, as well as providing power, telephone service, and other services and facilities ordered by the CLEC for provisioning by the delivery date.

"ILEC" means an incumbent local exchange carrier that is required to provide collocation.

"ILEC premises" means an ILEC wire center, central office, or any other location owned and/or controlled by the ILEC at which interconnection with the ILEC's network or access to ILEC unbundled network elements is technically feasible.

"Points of interface (POI)" means the demarcation between the networks of an ILEC and a CLEC. The POI is the point where the exchange of traffic takes place.

(2) ILEC response to CLEC order for collocation. Within ten calendar days of receipt of an order for collocation.



tion, an ILEC must notify the CLEC whether sufficient space exists in the ILEC premises to accommodate the CLEC's collocation requirements. As part of that notification, the ILEC must also notify the CLEC of any circumstance that may delay delivery of the ordered collocation space and related facilities.

(3) Provisioning collocation. If the ILEC notifies a CLEC that sufficient space exists to accommodate the CLEC's order for collocation, the following procedures apply:

(a) Within twenty-five calendar days of receipt of the order, the ILEC must provide the CLEC with a written quote detailing the nonrecurring and recurring charges applicable to provisioning the ordered collocation. After providing the written quote and upon reasonable notice of a request by the CLEC, the ILEC must permit the CLEC at least one accompanied site visit to the designated collocation space without charge to the CLEC, to enable the CLEC to verify and inspect the space the ILEC offers for collocation. The CLEC's acceptance of the written quote and payment of one-half of the nonrecurring charges specified in the quote must be within seven calendar days and does not preclude the CLEC from later disputing the accuracy or reasonableness of those charges.

(b) If the ordered collocation space was included in a periodic forecast submitted by the CLEC to the ILEC at least three months in advance of the order, the ILEC must complete construction of, and deliver, the ordered collocation space and related facilities within forty-five calendar days after the CLEC's acceptance of the written quote and payment of one-half of the nonrecurring charges specified in the quote.

(c) If the ordered collocation space was not included in a periodic forecast submitted by the CLEC to the ILEC at least three months in advance of the order, the commission declines to apply the forty-five calendar day interval in (3)(b) and the national standards adopted by the FCC shall apply.

(d) Following any initial notification as required in section (2) above, the ILEC must notify the CLEC of any change in circumstances as soon as the ILEC is aware of those circumstances and must take all reasonable steps to avoid or minimize any delays caused by those circumstances, including but not limited to joint provisioning of collocation elements by the ILEC and CLEC, or sole construction by the CLEC, through a mutually acceptable third party contractor.

(e) If the ILEC fails to deliver the collocation space by the required delivery date, the ILEC must credit the CLEC in an amount equal to one-tenth of the total nonrecurring charge for the ordered collocation for each week beyond the required delivery date. Recurring charges will not begin to accrue for any element until the ILEC delivers that element to the CLEC. To the extent that a CLEC self-provisions any collocation element, the ILEC may not impose any charges for provisioning that element.

(f) The ILEC must provide periodic notices to the CLEC during construction of the CLEC's collocation space, including scheduled completion and delivery dates. At least thirty calendar days prior to the scheduled delivery date, the ILEC must provide the CLEC with sufficient information to enable the ILEC and the CLEC to establish firm Common Language

Location Identifier (CLLI) codes and any other codes necessary to order interconnection and cross-connection circuits for the equipment the CLEC intends to collocate, and the ILEC must accept and process CLEC orders for such circuits. The ILEC must provision points of interface (POIs) and other circuits concurrent with delivery of the collocation space and related facilities, unless the CLEC agrees to a later date.

(g) The ILEC must conduct an inspection with the CLEC of the collocation space at least five business days prior to completion of construction of the collocation space. The ILEC must correct any deviations to the CLEC's original or jointly amended requirements after the inspection, at the ILEC's sole expense.

(h) Upon order of the CLEC and concurrent with delivery of the collocation space and related facilities, the ILEC must provide basic telephone service to the collocation space under the rates, terms, and conditions of the ILEC's current tariff or price list offering for the service ordered. The ILEC must also provide CLEC employees, contractors, and representatives with reasonable access to basic facilities, such as restroom facilities and parking, while at the ILEC premises.

(4) Denial of order for collocation. If the ILEC notifies a CLEC that insufficient space exists to accommodate the CLEC's order for collocation, the following procedures apply:

(a) As part of its notification of lack of space, the ILEC must notify the CLEC if any space is available for collocation and, if so, how much space is available. The ILEC must also verify that the ILEC cannot reclaim space for collocation by consolidating or removing inactive or underutilized equipment.

(b) The ILEC must permit the CLEC to tour the ILEC premises within fourteen calendar days of the CLEC's written request.

(c) If the CLEC notifies the ILEC that it contests the denial of an order for collocation, the ILEC must, within twenty-five calendar days of the notification, file a petition asking the commission to determine that the space requested by the CLEC is not available. Upon request and execution of an appropriate confidentiality agreement, the ILEC must also provide a copy of the petition to the CLEC. The ILEC must prepare the petition at its sole expense, and the petition must include the following information:

(i) Central Office CLLI, where applicable;

(ii) Ordering CLEC, including the amount of space sought by the CLEC;

(iii) Written inventory of active, inactive, and underutilized equipment, including the signatures of ILEC personnel certifying the accuracy of the information provided;

(iv) Color-coded floor plans that identify office space work areas, provide spatial dimensions to calculate the square footage for each area, and locate inactive and underutilized equipment;

(v) Narrative of the central office floor space use;

(vi) Total amount of space occupied by interconnecting collocators for the sole purpose of interconnection;

(vii) Total amount of space occupied by third parties for purposes other than interconnection, and a narrative of the space use;

(viii) The number of central office employees employed and job titles;

(ix) Description of central office renovation/expansion plans and time frames for completion;

(x) Description of conversion of administrative, maintenance, equipment, and storage space plans and timeframes for completion; and

(xi) Description of any internal policies for conversion of administrative, maintenance, equipment, and storage space in central offices.

(d) The commission will decide any petition filed under subsection (4)(c) through an expedited proceeding conducted in accordance with the relevant procedural requirements and time lines established in WAC ~~((480-09-530))~~ 480-07-650. The ILEC bears the burden to prove to the commission that the ordered collocation is not practical for technical reasons or because of space limitations. The ILEC may be relieved of its obligation to provide collocation at a particular ILEC premises only to the extent expressly provided by commission order.

(e) Each ILEC must maintain a list of all of its central offices in Washington in which insufficient space exists to accommodate one or more types of collocation. The list must specify which types of collocation are unavailable in each office and whether the commission has approved the ILEC's denial of collocation in that office. The ILEC must post this list on its publicly accessible web site and provide a copy of the list to any CLEC upon request. The ILEC must update this list within ten business days of (i) denying a CLEC's order for collocation; (ii) the service date of any order from the commission approving or disapproving such a denial; (iii) providing notice to CLECs previously denied collocation that space has become available in a central office; or (iv) obtaining knowledge through any other means that space for one or more types of collocation is no longer available or has become available in a particular central office.

(f) Each ILEC must maintain for each central office a waiting list of all unfilled orders for collocation space and the date of each order. After an ILEC has announced that one or more types of collocation space are not available in an office, any CLEC may submit a letter of intent to order collocation space in lieu of a collocation order, and this letter of intent must be included on the waiting list. If space for collocation becomes available in any central office, the ILEC must inform all CLECs, that ordered collocation or submitted a letter of intent to order collocation, of the availability of that space and must provide each such CLEC with fifteen calendar days to renew its original collocation order. The ILEC must provision collocation to these CLECs on a first-come, first-served basis according to the dates on which each ordered collocation or submitted a letter of intent to collocate in that central office.

**AMENDATORY SECTION** (Amending General Order No. R-499, Docket No. UT-991922, filed 5/14/02, effective 6/17/02)

**WAC 480-121-011 Application of rules.** (1) The rules in this chapter apply to any telecommunications company that is subject to the jurisdiction of the commission as to rates

and services under the provisions of RCW 80.01.040 and chapters 80.04 and 80.36 RCW.

(2) Price list provisions filed by telecommunications companies must conform with these rules. If the commission accepts a price list that conflicts with these rules, the acceptance does not constitute a waiver of these rules unless the commission specifically approves the variation consistent with WAC 480-121-015. Price lists that conflict with these rules without approval are superseded by these rules.

(3) Any affected person may ask the commission to review the interpretation of these rules by a telecommunications company or customer by posing an informal complaint under WAC ~~((480-09-150))~~ 480-07-910 (Informal complaints) or by filing a formal complaint under WAC ~~((480-09-420 (Pleadings and briefs—Applications for authority—Protests)))~~ 480-07-370 (Pleadings—General).

(4) No deviation from these rules is permitted without written authorization by the commission. Violations will be subject to penalties as provided by law.

**AMENDATORY SECTION** (Amending General Order No. R-499, Docket No. UT-991922, filed 5/14/02, effective 6/17/02)

**WAC 480-121-015 Exemptions from rules in chapter 480-121 WAC.** (1) The commission may grant an exemption from the provision of any rule in this chapter, if consistent with the public interest, with the purposes underlying regulation and with applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought, giving a full explanation of the reason for requesting the exemption.

(3) The commission will assign the request a docket number, if it does not arise in an existing docket, and will schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date of the hearing or open meeting when the commission will consider the request.

(4) In determining whether to grant the request, the commission may consider whether application of the rule would impose undue hardship on the petitioner, of a degree or a kind different from hardship imposed on other similarly situated persons, and whether the effect of applying the rule would be contrary to the purposes of the rule.

(5) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ~~((480-09))~~ 480-07 WAC.

**AMENDATORY SECTION** (Amending General Order No. R-499, Docket No. UT-991922, filed 5/14/02, effective 6/17/02)

**WAC 480-121-061 General requirements to classify a telecommunications company as competitive or to classify a service provided by a telecommunications company as competitive.** (1) Initiation of classification proceedings. A telecommunications company requesting competitive classification must file a petition with the commission. The petition

must state the effective date of the requested classification, which must be at least thirty days after the filing date. The commission may initiate a competitive classification proceeding on its own motion by order instituting investigation.

(2) Intervention. Any person desiring to participate in a competitive classification proceeding may petition to intervene as provided in WAC ((480-09-430)) 480-07-355.

(3) Additional parties. In any competitive classification proceeding the commission may require all regulated telecommunications companies potentially affected by the proceeding to appear as parties to determine the proper classification of the affected companies.

(4) Burden of proof. In any competitive classification proceeding, the telecommunications company has the burden of demonstrating that the company or specific service(s) is subject to effective competition.

(5) Effective competition. Effective competition means that customers of the service(s) have reasonably available alternatives and that the company does not have a significant captive customer base for the service(s). The commission will consider the factors outlined in RCW 80.36.320 (1)(a) through (d) when determining whether a company is competitive.

(6) The competitive classification becomes effective on the stated effective date unless the commission suspends the proposed classification. If the commission suspends a proposed classification, it will enter a final order within six months from the date the petition was filed.

**AMENDATORY SECTION** (Amending Order No. R-466, Docket No. A-990298, filed 11/15/99, effective 12/16/99)

**WAC 480-140-015 Exemptions from rules.** (1) The commission may grant an exemption of any rule in this chapter, if consistent with the public interest, the purposes underlying regulation, and applicable statutes.

(2) To request a rule exemption, a person must file with the commission a written request identifying the rule for which an exemption is sought and giving a full explanation of the reason the exemption is requested.

(3) The commission will assign the request a docket number, if needed, and schedule the request for consideration at one of its regularly scheduled open meetings or, if appropriate under chapter 34.05 RCW, in an adjudication. The commission will notify the person requesting the exemption, and other interested persons, of the date the commission will consider the request.

(4) The commission will enter an order granting or denying the request or setting it for hearing, pursuant to chapter ((480-09)) 480-07 WAC.

**AMENDATORY SECTION** (Amending Order No. R-466, Docket No. A-990298, filed 11/15/99, effective 12/16/99)

**WAC 480-140-080 Confidentiality provision.** The commission may, in its discretion, to the extent permitted by RCW 80.04.095 and chapter 42.17 RCW, upon the request of any public service company, withhold from publication, any portion of any budget designated as confidential pursuant to WAC ((480-09-015)) 480-07-160.

**WSR 03-20-118**  
**PROPOSED RULES**  
**DEPARTMENT OF AGRICULTURE**

[Filed October 1, 2003, 10:45 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-16-102.

Title of Rule: WAC 16-201-010 Definitions and 16-201-180 Primary containment of liquid bulk fertilizers—Temporary field storage.

Purpose: The primary purpose of the proposed rule is to keep the length of time that temporary field storage can be in place at twenty-one days. There are also some minor housekeeping changes for purposes of clarification.

Statutory Authority for Adoption: Chapters 15.54 and 34.05 RCW.

Statute Being Implemented: RCW 15.54.800.

Summary: The department is proposing to revise current rule to permanently allow temporary field storage to be set in place for no more than twenty-one consecutive days. As the rule currently exists, the length of time that temporary field storage may be set in place will be reduced to fourteen days beginning March 1, 2004. As part of the revision, the department proposes to move the length of time requirement from the definition section to WAC 16-201-180. Finally, there are minor housekeeping changes to WAC 16-201-180 (1) through (3) to be consistent with the title of the section.

Reasons Supporting Proposal: See Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting and Implementation: Ted Maxwell, Olympia, (360) 902-2026; and Enforcement: Ali Kashani, Olympia, (360) 902-2028.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: The department has received numerous requests from growers and fertilizer dealers to keep the length of time that temporary field storage may be set in place at twenty-one days. The primary reason for the request has been the concern over application delays because of weather conditions. The current twenty-one day time period has been in place since March 1, 1999, and has worked well for the agricultural industry. The department is not aware of any adverse impacts resulting from the twenty-one day time period.

Proposal Changes the Following Existing Rules: The proposal revises WAC 16-201-010 and 16-201-180 to keep the length of time that temporary field storage may be in place at twenty-one days. Current rule requires the length of time be reduced to fourteen days beginning March 1, 2004.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposal keeps the length of time that temporary field storage may be in place at twenty-one days. If adopted, there will be no change to current requirements.

RCW 34.05.328 does not apply to this rule adoption. The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328 (5)(a)(i).

PROPOSED

Hearing Location: Spokane County WSU Cooperative Extension, North 222 Havana Street, Conference Room C, Spokane, WA 99202-4799, on November 5, 2003, at 6:00 p.m.

Assistance for Persons with Disabilities: Contact Laurie Mauerman by October 24, 2003, TDD (360) 902-1996.

Submit Written Comments to: Laurie Mauerman, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, e-mail lmauerman@agr.wa.gov, fax (360) 902-2093, by 5:00 p.m., November 6, 2003.

Date of Intended Adoption: November 19, 2003.

October 1, 2003

Bob Arrington  
Assistant Director

**AMENDATORY SECTION** (Amending WSR 00-23-075, filed 11/17/00, effective 12/18/00)

**WAC 16-201-010 Definitions.** The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires.

(1) "**Approved air gap**" means a physical separation between the free-flowing end of a water supply pipeline and the overflow rim of an open or nonpressurized receiving vessel. To be an approved air gap, the separation must be at least:

(a) Twice the diameter of the supply piping measured vertically from the overflow rim of the receiving vessel, and in no case be less than one inch, when unaffected by vertical surfaces (sidewalls): or

(b) Three times the diameter of the supply piping, if the horizontal distance between the supply pipe and a vertical surface (sidewall) is less than or equal to three times the diameter of the supply pipe, or if the horizontal distance between the supply pipe and intersecting vertical surfaces (sidewalls) is less than or equal to four times the diameter of the supply pipe and in no case less than one and one-half inches.

(2) "**Approved reduced pressure principle backflow prevention assembly (RPBA)**" means an RPBA of a make, model and size that is approved by the Washington State Department of Health.

(3) "**Appurtenances**" means all valves, pumps, fittings, pipes, hoses and metering devices which are connected to a storage container, or which are used to transfer a material into or out of such storage container.

(4) "**Bulk fertilizer**" means commercial fertilizer distributed in a nonpackage form such as, but not limited to, tote bags, tanks, trailers, spreader trucks, and railcars.

(5) "**Certified engineer**" means a licensed professional engineer, registered in the state of Washington in the discipline in which he/she is practicing.

(6) "**Commercial fertilizer**" means any substance containing one or more recognized plant nutrients and which is used for its plant nutrient content and/or which is designated for use or claimed to have value in promoting plant growth, and shall include limes, gypsum, and manipulated animal and vegetable manures. It shall not include unmanipulated animal and vegetable manures and other products exempted by the department by rule: Provided, That for the purpose of this chapter calcium carbonate (lime) and anhydrous ammonia

are exempt: Provided further, That this rule does not apply to materials (including but not limited to compost, biosolids, or municipal sewage sludge), or to products derived therefrom, which are regulated pursuant to the provisions of chapter 70.95 or 70.95J RCW, or rules adopted thereunder.

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

(8) "**Discharge**" means a spill, leak, or release, accidental or otherwise, from a storage container, container or appurtenance. It does not include a fully contained transfer of fertilizer made pursuant to sale, storage, distribution or use.

(9) "**Dry fertilizer**" means fertilizer in solid form.

(10) "**Liquid fertilizer**" means fertilizer in liquid form, and includes solutions, emulsions, suspensions and slurries. Liquid fertilizer does not include anhydrous ammonia.

(11) "**Not technically feasible**" means compliance is not physically or technically possible or feasible, and/or compliance cannot be achieved without compromising operational safety, and/or significantly compromising operational access. Monetary cost of compliance alone, shall not be sufficient for the department to determine that compliance is not technically feasible.

(12) "**Operational area**" means an area or areas at a fertilizer bulk permanent storage facility where fertilizers are transferred, loaded, unloaded, mixed, repackaged, refilled or where fertilizers are cleaned, washed or rinsed from containers or application, handling, storage or transportation equipment.

(13) "**Operational area containment**" means any structure or system designed and constructed to intercept and contain discharges, including storage container or equipment wash water, rinsates, and rainwater from the operational area(s) of fertilizer bulk storage facilities.

(14) "**Permanent storage facility**" means a location at which undivided quantities of liquid bulk fertilizer in excess of five hundred U.S. gallons or undivided quantities of dry bulk fertilizer in excess of fifty thousand pounds is held in storage: Provided, That temporary field storage is not considered a permanent storage facility.

(15) "**Primary containment**" means the storage of liquid or dry bulk fertilizer in storage containers at a permanent storage facility.

(16) "**Rinsate**" means the liquid generated from the rinsing of any equipment or container that has come in direct contact with any fertilizer, including: Recovered sedimentation, washwater, contaminated precipitation, or other contaminated debris.

(17) "**Secondary containment**" means a device or structure designed, constructed, and maintained to hold or confine a discharge of a liquid fertilizer from a permanent storage facility.

(18) "**Storage container**" means a container, including a railcar, nurse tank or other mobile container, that is used or intended for the storage of bulk liquid or dry fertilizer. It does not include a mobile container at a storage facility for less than fifteen days if this storage is incidental to the loading or unloading of a storage container at the bulk fertilizer storage facility. Storage container does not include underground storage containers or surface impoundments such as lined ponds or pits.

(19) "**Substantially similar protection**" means alternative containment and management practices that prevent or control releases to the environment to the same or similar degree as the protections afforded by full compliance with this chapter.

(20) "**Temporary field storage**" means a storage container with the capacity to store no more than ten thousand gallons (~~(or less)~~) of liquid bulk fertilizer (~~((that remains in the same location for no more than twenty-one consecutive days in any six-month period. Effective March 1, 2004, "temporary field storage" shall mean a storage container of ten thousand gallons or less that remains in the same location for no more than fourteen consecutive days in any six-month period))~~) and that is used for the temporary storage of liquid bulk fertilizer during application. Liquid bulk fertilizer application tanks directly attached to an apparatus for the purpose of fertigation are exempt from this chapter.

(21) "**Washwater**" means the liquid generated from the rinsing of the exterior of any equipment, containers or secondary containment or operational areas which have or may have come in direct contact with any fertilizer.

**AMENDATORY SECTION** (Amending WSR 00-23-075, filed 11/17/00, effective 12/18/00)

**WAC 16-201-180 Primary containment of liquid bulk fertilizers—Temporary field storage.** (1) ~~((Storage containers used for))~~ Temporary field storage ~~((of liquid bulk fertilizer))~~ shall comply with the following sections: WAC 16-201-100, 16-201-110, 16-201-120, 16-201-140, 16-201-150, and 16-201-170.

(2) ~~((All bulk fertilizer storage containers and appurtenances used for))~~ Temporary field storage shall be inspected for leakage and soundness daily when in use.

(3) Valves on temporary field storage ~~((containers))~~ shall be closed and locked or otherwise secured when left unattended.

(4) The physical location and identifying number of all temporary field storage shall be provided to the department upon request.

(5) Once temporary field storage is set in place, it may remain at that location without secondary containment for a maximum of twenty-one consecutive days commencing from the date of placement in any six-month period, after which it must be removed. Upon written request, the department may issue a permit to extend the time temporary field storage may be in one place during any six-month period due to weather related conditions ((upon written request)). No advisory group review, pursuant to WAC 16-201-280(2) is available for this type of permit.

**WSR 03-20-120**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 (Board of Boiler Rules)  
 [Filed October 1, 2003, 11:34 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-12-081.

Title of Rule: Changes to the Board of Boiler Rules—Substantive, chapter 296-104 WAC.

Purpose: The purpose of these rule changes is to address actions and requests of the Board of Boiler Rules by:

- Clarifying the rules so that they are easier to use and understand;
- Incorporating necessary policy and practice into rule;
- Including provisions from nationally recognized consensus codes adopted by the Board of Boiler Rules;
- Eliminating unnecessary definitions;
- Reorganizing the rules so they are easier to locate and in a more applicable location;
- Making changes to ensure consistency with statute;
- Allowing for more flexibility via the use of alternate means to test the operation of hot water heating boiler low water fuel cutoff(s) without resorting to draining the entire system;
- Eliminating rules that are unnecessary or that are no longer necessary; and
- Making several other necessary changes identified by the Board of Boiler Rules.

Statutory Authority for Adoption: RCW 70.79.030, 70.79.040, 70.79.150, 70.79.290, 70.79.330, and 70.79.350.

Statute Being Implemented: Chapter 70.79 RCW.

Summary: See Purpose above.

Reasons Supporting Proposal: See Purpose above.

Name of Agency Personnel Responsible for Drafting: Board of Boiler Rules, Tumwater, (360) 902-5270; Implementation and Enforcement: Robb Marvin, Tumwater, (360) 902-5270.

Name of Proponent: Board of Boiler Rules, governmental.

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

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

Proposal Changes the Following Existing Rules: See Purpose above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The Board of Boiler Rules has considered whether these proposed rules are subject to the Regulatory Fairness Act and has determined that they do not require a small business economic impact statement because the costs associated with the proposed rules will not place a more than minor impact on any business or contractor and/or they are exempted by law (see RCW 19.85.025 referencing RCW 34.05.310(4)) from the small business economic impact requirements.

RCW 34.05.328 does not apply to this rule adoption. Significant rule-making criteria do not apply to these rule changes because the exempt criteria outlined in RCW 34.05.328(5) was met.

Hearing Location: Department of Labor and Industries, Tacoma Field Office, 950 Broadway, Suite 200, Tacoma, WA 98402-4453, on November 18, 2003, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Josh Swanson by November 14, 2003, at (360) 902-6411 or swaj235@lni.wa.gov.

PROPOSED

Submit Written Comments to: Josh Swanson, Specialty Compliance Services Division, P.O. Box 44400, Olympia, WA 98504-4400, e-mail swaj235@lni.wa.gov, fax (360) 902-5292, by November 18, 2003. Comments submitted by fax must be ten pages or less.

Date of Intended Adoption: November 21, 2003.

October 1, 2003

Craig Hopkins  
Chair

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-010 Administration—What are the definitions of terms used in this chapter? "Agriculture purposes"** shall mean any act performed on a farm in production of crops or livestock, and shall include the storage of such crops and livestock in their natural state, but shall not be construed to include the processing or sale of crops or livestock.

**"Attendant"** shall mean the person in charge of the operation of a boiler or unfired pressure vessel.

**"Automatic operation of a boiler"** shall mean unattended control of feed water and fuel in order to maintain the pressure and temperature within the limits set. Controls must be such that the operation follows the demand without interruption. Manual restart may be required when the burner is off because of low water, flame failure, power failure, high temperatures or pressures.

**"Board of boiler rules" or "board"** shall mean the board created by law and empowered under RCW 70.79.010.

**"Boiler and unfired pressure vessel installation/reinstallation permit,"** shall mean a permit approved by the chief inspector before starting installation or reinstallation of any boiler and unfired pressure vessel in this state.

Owner/user inspection agency's, Washington specials and rental boilers are exempt from "boiler and unfired pressure vessel installation permit."

**"Boilers and/or unfired pressure vessels"** - below are definitions for types of boilers and unfired pressure vessels used in these regulations:

- **"Condemned boiler or unfired pressure vessel"** shall mean a boiler or unfired pressure vessel that has been inspected and declared unsafe or disqualified by legal requirements by an inspector who has applied a stamping or marking designating its condemnation.
- **"Hot water heater"** shall mean a closed vessel designed to supply hot water for external use to the system. All vessels must be listed by a nationally recognized testing agency and shall not exceed any of the following limits:
  - \* Pressure of 160 psi (1100 kpa);
  - \* Temperature of 210 degrees F (99°C);
  - \* Capacity of 120 U.S. gallons (454 liters);
  - \* Input of 200,000 BTU/hr (58.58 kw). Note that if input exceeds 200,000 BTU/hr (58.58 kw), other terms defined in this section may apply.
  - \* Hot water heaters exceeding 200,000 BTU/hr (58.58 kw) must be ASME code stamped.

- \* Each vessel shall be protected with an approved temperature and pressure safety relief valve.
- **"Low pressure heating boiler"** shall mean a steam or vapor boiler operating at a pressure not exceeding 15 psig or a boiler in which water or other fluid is heated and intended for operation at pressures not exceeding 160 psig or temperatures not exceeding 250 degrees F by the direct application of energy from the combustion of fuels or from electricity, solar or nuclear energy including lined potable water heaters.
- **"Nonstandard boiler or unfired pressure vessel"** shall mean a boiler or unfired pressure vessel that does not bear marking of the codes adopted in WAC 296-104-200.
- (~~• "Pool heaters" shall be considered a boiler or unfired pressure vessel unless it meets all of the following criteria:~~
  - \* ~~Appliance used to heat water for swimming pools and spas.~~
  - \* ~~A flow switch shall be wired to shut off the heating source under a condition of low flow.~~
  - \* ~~There are no intervening stop valves on the inlet or outlet side of the unit. Any valves used for maintaining the appliance must be locked open during operation.~~
  - \* ~~Appliance is equipped with an ASME approved pressure relief device, with no intervening stop valves, set not to exceed the maximum allowable working pressure (MAWP) of the appliance.~~
  - \* ~~Unit is rated at less than 200,000 BTU/hr, and is operated at pressure and temperature no greater than 160 psig (1100 kpa) and 210°F (99°C), respectively.~~
  - \* ~~Heating source operation is wired in series with the circulating pump.~~
  - \* ~~Unit is built to the ASME code or approved by a nationally recognized testing laboratory.)~~
  - **"Power boiler"** shall mean a boiler in which steam or other vapor is generated at a pressure of more than 15 psig for use external to itself or a boiler in which water or other fluid is heated and intended for operation at pressures in excess of 160 psig and/or temperatures in excess of 250 degrees F by the direct application of energy from the combustion of fuels or from electricity, solar or nuclear energy.
  - **"Reinstalled boiler or unfired pressure vessel"** shall mean a boiler or unfired pressure vessel removed from its original setting and reset at the same location or at a new location without change of ownership.
  - **"Rental boiler"** shall mean any power or low pressure heating boiler that is under a rental contract between owner and user.
  - **"Second hand boiler or unfired pressure vessel"** shall mean a boiler or unfired pressure vessel of which both the location and ownership have changed after primary use.
  - **"Standard boiler or unfired pressure vessel"** shall mean a boiler or unfired pressure vessel which

bears the marking of the codes adopted in WAC 296-104-200.

- **"Unfired pressure vessel"** shall mean a closed vessel under pressure excluding:
  - \* Fired process tubular heaters;
  - \* Pressure containers which are integral parts of components of rotating or reciprocating mechanical devices where the primary design considerations and/or stresses are derived from the functional requirements of the device;
  - \* Piping whose primary function is to transport fluids from one location to another;
  - \* Those vessels defined as low pressure heating boilers or power boilers.
- **"Unfired steam boiler"** shall mean a pressure vessel in which steam is generated by an indirect application of heat. It shall not include pressure vessels known as evaporators, heat exchangers, or vessels in which steam is generated by the use of heat resulting from the operation of a processing system containing a number of pressure vessels, such as used in the manufacture of chemical and petroleum products, which will be classed as unfired pressure vessels.

**"Certificate of competency"** shall mean a certificate issued by the Washington state board of boiler rules to a person who has passed the National Board Examination for Commissioned Inspectors.

**"Code, API-510"** shall mean the Pressure Vessel Inspection Code of the American Petroleum Institute with addenda and revisions, thereto made and approved by the institute which have been adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

**"Code, ASME"** shall mean the boiler and pressure vessel code of the American Society of Mechanical Engineers with amendments thereto made and approved by the council of the society which have been adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

**"Code, NBIC"** shall mean the National Board Inspection Code of the National Board of Boiler and Pressure Vessel Inspectors with addenda and revisions, thereto made and approved by the National Board of Boiler and Pressure Vessel Inspectors and adopted by the board of boiler rules in accordance with the provisions of RCW 70.79.030.

**"Commission"** shall mean an annual commission card issued to a person in the employ of ~~(the)~~ Washington state, an insurance company or a company owner/user inspection agency holding a Washington state certificate of competency which authorizes them to perform inspections of boilers and/or unfired pressure vessels.

**"Department"** as used herein shall mean the department of labor and industries of the state of Washington.

**"Director"** shall mean the director of the department of labor and industries.

**"Domestic and/or residential purposes"** shall mean serving a private residence or an apartment house of less than six families.

**"Existing installations"** shall mean any boiler or unfired pressure vessel constructed, installed, placed in operation, or contracted for before January 1, 1952.

**"Inspection, external"** shall mean an inspection made while a boiler or unfired pressure vessel is in operation and includes the inspection and demonstration of controls and safety devices required by these rules.

**"Inspection, internal"** shall mean an inspection made when a boiler or unfired pressure vessel is shut down and handholes, manholes, or other inspection openings are open or removed for examination of the interior. An external ultrasonic examination of unfired pressure vessels less than 36" inside diameter shall constitute an internal inspection.

**"Inspector"** shall mean the chief boiler inspector, a deputy inspector, or a special inspector.

- **"Chief inspector"** shall mean the inspector appointed under RCW 70.79.100 who serves as the secretary to the board without a vote.
- **"Deputy inspector"** shall mean an inspector appointed under RCW 70.79.120.
- **"Special inspector"** shall mean an inspector holding a Washington commission identified under RCW 70.79.130.

**"Nationwide engineering standard"** shall mean a nationally accepted design method, formulae and practice acceptable to the board.

**"Owner"** or **"user"** shall mean a person, firm, or corporation owning or operating any boiler or unfired pressure vessel within the state.

**"Owner/user inspection agency"** shall mean an owner or user of boilers and/or pressure vessels that maintains an established inspection department, whose organization and inspection procedures meet the requirements of a nationally recognized standard acceptable to the department.

**"Place of public assembly"** or **"assembly hall"** shall mean a building or portion of a building used for the gathering together of 50 or more persons for such purposes as deliberation, education, instruction, worship, entertainment, amusement, drinking, or dining or waiting transportation. This shall also include child care centers (those agencies which operate for the care of thirteen or more children), public and private hospitals, nursing and boarding homes.

**"Special design"** shall mean a design using nationwide engineering standards other than the codes adopted in WAC 296-104-200 or other than allowed in WAC 296-104-230.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-050 Administration—What examinations must a boiler inspector take?** In order to qualify as a prospective National Board Commissioned Inspector an applicant shall meet the minimum requirements as set forth in the national board's "Rules for Commissioned Inspectors," NB263, Revision 8 (4/02).

Application for examination for certificate of competency shall be in writing upon a form to be furnished by the chief inspector stating the school and education of the applicant, a list of employers, period of employment and position held with each employer. Applications containing willful falsification or untruthful statements shall be rejected.

If the applicant's history and experience meet with the approval of the board of boiler rules, the candidate shall be

given the national board and Washington state examinations. If the applicant is accepted on the merits of ~~((the national board examination))~~ these examinations or as provided for in WAC 296-104-065, a certificate of competency will be issued by the chief inspector.

Examinations shall be held at locations and times when considered necessary by the board of boiler rules. The examinations may be offered four times each year, namely, the first Wednesday and following Thursday of the months of March, June, September and December. Special examinations may be held when considered necessary by the board.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-060 Administration—When shall an inspectors' Washington state commission((s)) be issued, suspended, or revoked?** The chief inspector shall issue a commission as a deputy or special inspector in accordance with RCW 70.79.120 and 70.79.130.

The deputy inspector commission shall be held by the chief inspector. The deputy inspector commission shall be valid for one year and may be renewed annually at the request of the chief inspector. ~~((The fee for the special inspector commission is twenty five dollars.))~~ The special inspector commission shall be held at the home office of the employing company and shall be valid for one year and may be renewed annually at the request of the employing company ~~((for a fee of ten dollars))~~. Inspectors shall carry identifying commission cards while they are inspecting. The state or employing company shall return the commission and the identifying commission card at once to the chief inspector when the inspector to whom the commission was issued is no longer in its employ, or at the request of the chief inspector.

An inspector's commission may be suspended or revoked in accordance with RCW 70.79.180.

**AMENDATORY SECTION** (Amending WSR 01-24-061, filed 11/30/01, effective 12/31/01)

**WAC 296-104-065 Administration—How should ((a certified or commissioned)) an inspector obtain a Washington state commission? A commission as a deputy inspector of boilers and/or unfired pressure vessels may be issued by the chief inspector to an inspector complying with WAC 296-104-065 (1) or (4).** Upon the request of a boiler insurance company authorized to insure and insuring against loss from explosion of boilers and/or unfired pressure vessels in this state, or a company with an owner/user inspection agency, a commission as a special inspector of boilers and/or unfired pressure vessels shall be issued by the chief inspector to an inspector in the employ and supervision of such company provided the inspector has had the experience prescribed in ~~((RCW 70.79.130 and))~~ chapter 70-79 RCW and complies with one of the following:

(1) Passed an examination covering the Washington state boilers and unfired pressure vessels law, chapters 70.79 RCW and 296-104 WAC; and holds a national board commission.

(2) ~~((Holds a certificate of competency or commission issued by a state which has adopted one or more sections of~~

~~the ASME Code, or a national board commission, in either case having taken and passed a written examination equivalent to that required by the state of Washington; or~~

~~(3)) Is certified by the American Petroleum Institute in accordance with API-510((, having taken and passed a written examination equivalent to that required by the state of Washington. Certified API-510 inspectors who are specifically and temporarily in the direct employ of an owner/user inspection agency as set forth in RCW 70.79.130 are exempted from the exam requirement set forth in WAC 296-104-065(1))) for pressure vessel inspection, having passed an examination covering the Washington state boilers and unfired pressure vessels law, chapters 70.79 RCW and 296-104 WAC.~~

(3) Is certified by the American Petroleum Institute in accordance with API-510 for pressure vessel inspection, and specifically and temporarily in the direct employ of an owner/user inspection agency as set forth in RCW 70.79.130. This inspector shall be exempted from the state examination requirement in WAC 296-104-065(2).

(4) Is an inspector holding the national board "A" endorsement and performs shop inspections only. This inspector shall be exempt from the exam requirement set forth in WAC 296-104-065(1).

**AMENDATORY SECTION** (Amending WSR 01-24-061, filed 11/30/01, effective 12/31/01)

**WAC 296-104-100 Inspection—How often must boilers and unfired pressure vessels be inspected?** In accordance with RCW 70.79.080, 70.79.090, and 70.79.240 the following inspection requirements shall apply:

(1) **Power boilers** shall be inspected:

(a) Internally and externally while not under pressure - Annually.

(b) Externally while under pressure - Annually.

(2) **Organic vapor boilers** shall be inspected:

(a) Internally and externally while not under pressure - Biennially.

(b) Externally while under pressure - Annually.

(3) **Low pressure heating boilers** shall be inspected:

(a) Externally while in operation and under pressure - Biennially.

(b) Where construction permits, internally while not under pressure ((except where construction does not permit an internal) Every 4th year.

~~((e) Internally, all steam heating boilers will have as a minimum, an internal of their low water fuel cutoff)). Also, as a minimum, an internal of their low water fuel cutoff(s) must be completed, where construction permits - Biennially.~~

~~((d) Internally, none required for nonvapor boilers using glycol, oil or adequately treated with a corrosion inhibitor.))~~

(4) **Hot water heaters** shall be inspected:

(a) Externally - Biennially.

(b) Internally - None required.

(5) **Unfired pressure vessels** shall be inspected:

(a) Externally - Biennially.

(b) Internally:

(i) When subject to corrosion and construction permits - Biennially. Vessels in an owner/user inspection program



may follow intervals established by the NBIC or API-510 eighth edition with supplements, provided nondestructive examination (NDE) is performed at the biennial external inspection.

(ii) Pulp or paper dryer rolls may be inspected on a five-year basis in accordance with TAPPI TIP 0402-16 1999 edition, provided the owner has established a written inspection program accepted by the inspector that requires the minimums in section 8 of TAPPI TIP 0402-16 1999 edition.

(iii) Vessels not subject to corrosion do not require an internal.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-256 Installation—What are the required clearances for boilers?** When boilers are replaced or new boilers installed in either existing or new buildings, ~~((minimum clearance shall be provided as specified below:~~

(4)) sufficient access must be provided for inspection, maintenance, operation, and repair. As a minimum clearance at sides, front and back wall shall be the manufacturers' recommendations, but in no case less than eighteen inches. Boilers having manholes shall have five feet clearance from the manhole opening and any wall, ceiling, or piping that will prevent a person from entering the boiler.

~~((2) Clearance in front and back shall be sufficient for operation, maintenance, and repair.))~~

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-265 Installation—What are the requirements for unfired pressure vessels installed underground (~~installations~~)?** ~~((Where necessary to install a pressure vessel underground:~~

(1) It shall be enclosed in a concrete or masonry pit.)) Unfired pressure vessels installed underground shall comply with the following requirements:

(1) A pit with concrete or masonry sides and floor shall enclose the underground portion of the unfired pressure vessel.

(2) ~~((If covered the))~~ Pit covers shall be removable.

(3) ~~((A minimum clearance of 18 inches shall be provided between the pressure vessel proper and the ceiling, adjacent walls, or other structures.~~

(4) All manhole openings shall have a minimum of 5 feet of clearance from any wall, ceiling, or piping that could prevent a person from entering the pit or vessel.)) Clearances shall be as required by WAC 296-104-260.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-300 Installation—What control and limit devices are required on automatically fired boilers?**

(1) Installations prior to June 1989: All automatically fired steam, vapor, or hot water boilers except boilers having a constant attendant who has no other duties while the boiler is in operation, shall be equipped with:

(a) An automatic low-water fuel cutoff; and

(b) An automatic water feeding device.

(c) All devices shall be designed so that they may be readily tested at frequent intervals.

(2) Installations after June 1989:

(a) All boilers that are automatically fired low pressure steam heating boilers, small power boilers, and power steam boilers without a constant attendant who has no other duties shall be equipped with:

(i) Two high steam pressure limit controls, the highest of which shall be provided with a manual reset.

(ii) Two low-water fuel cutoffs, one of which shall be provided with a manual reset device and independent of the feed water controller.

(iii) Coil type flash steam boilers may use two high-temperature limit controls, one of which shall have a manual reset. This is instead of the low-water fuel cutoff.

(iv) All control and limit devices shall be independently connected and electrically wired in series.

(b) All automatically fired hot water supply, low-pressure hot water heating boilers, and power hot water boilers shall be equipped with:

(i) Two high-temperature limit controls, the highest of which shall be provided with a manual reset.

(ii) One low-water fuel cutoff with a manual reset and independent of the feed water controller.

(iii) For coil type hot water boilers a low-water flow limit control installed in the circulating water line may be used instead of a low-water fuel cutoff.

(iv) All control and limit devices shall be independently connected and electrically wired in series.

(3) Installations or refits of gas, oil, or combinations of gas or oil after December 1998 shall have the following additional requirements:

(a) All boilers excluding lined potable water heaters of all BTU input installed or refitted after December 1998, with fuel input ratings of less than 12,500,000 BTU/hr which are fired by gas, oil, or a combination of gas or oil shall comply with the fuel train requirements defined in ASME CSD-1 (CF), as adopted in WAC 296-104-200 where applicable.

(b) A manually operated remote shutdown switch or circuit breaker shall be located just outside the boiler room door and marked for easy identification. Consideration should be given to the type and location of the switch to safeguard against tampering.

(c) Verification of fuel train compliance will be per CSD-1. A CSD-1 report will be filled out and signed by an authorized representative of the manufacturer and/or the installing contractor.

((e)) (d) The CSD-1 report must be made available to the authorized inspection agency or the inspector after which a certificate of operation may be issued. The report shall remain in the possession of the boiler owner.

(e) A means shall be provided for testing the operation of hot water heating boiler low water fuel cutoff(s) without resorting to draining the entire system. Such means shall not render the device(s) inoperable. If the means temporarily isolates the device from the boiler during testing, it shall automatically return to its normal position.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-307 Installation—When ~~((do I need to provide))~~ are platforms around boilers required?** Provide platforms allowing safe access to each boiler, when the ~~((boiler))~~ controls, valves, manholes, or casing openings are over ten feet above the floor.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-316 Installation—What safety pressure relief devices are required on boilers and unfired pressure vessels?** All boiler and unfired pressure vessels shall be safeguarded by safety valves, safety relief valves, or rupture discs as specified in the ASME Code. As an alternative they may be safeguarded by a fail safe pressure relief control system that is evaluated by a professional engineer knowledgeable with boilers and pressure vessels, licensed by the state of Washington, and accepted by the chief inspector.

**AMENDATORY SECTION** (Amending WSR 02-23-036, filed 11/13/02, effective 12/14/02)

**WAC 296-104-320 Installation—Where should the discharge from safety ~~((valves))~~ pressure relief devices, blow offs and drains be directed?** ~~((Direct the))~~ Discharge from safety ~~((valves))~~ pressure relief devices, blow offs and drains shall be directed to a safe point of discharge to prevent injury to personnel ~~((or))~~ and property. ~~((Run the discharge line outside the building from single or multiple safety valves on boilers, pressure vessels))~~ Discharge lines from boilers, accumulators, or headers, with a capacity of ~~((5,000))~~ 1,000 pounds of steam per hour or more, shall be directed outside of the building.

**AMENDATORY SECTION** (Amending WSR 97-20-109, filed 9/30/97, effective 10/31/97)

**WAC 296-104-325 Installation—What are the requirements for boiler and unfired pressure vessel supports?** Each boiler or unfired pressure vessel shall be supported by masonry or structural supports of sufficient strength and rigidity to safely support the vessel and its contents. There shall be no excessive vibration in either the vessel or its connecting piping.

**AMENDATORY SECTION** (Amending WSR 98-22-024, filed 10/28/98, effective 11/28/98)

**WAC 296-104-405 Existing installation—How can the maximum allowable working pressure be established for nonstandard boilers or unfired pressure vessels?** The maximum allowable working pressure MAWP shall be established as follows:

(1) For nonstandard steel low pressure steam heating boilers the MAWP shall be computed from the formula in subsection (5) of this section not exceeding 15 psi steam.

(2) For nonstandard steel low pressure water heating boilers the MAWP shall be computed from the formula in subsection (5) of this section not exceeding ~~((160))~~ 30 psi.

(3) For nonstandard cast iron low pressure steam heating boilers the MAWP shall not exceed 15 psi steam.

(4) For nonstandard cast iron low pressure water heating boilers the MAWP shall not exceed 30 psi.

(5) For boilers and unfired pressure vessels not listed above, where the original code of construction is unknown, the following formula will be used.

$$\frac{TS \times t \times E}{R \times FS} = MAWP$$

TS = Tensile Strength in psi as given in ASME Code, when material cannot be identified use 55,000 for steel and 45,000 for wrought iron.

t = thickness in inches of the thinnest part determined by actual measurement.

E = efficiency of longitudinal joint or ligament, whichever is the least, determined by the rules and formula in the ASME Code. When construction methods are not known welded joint efficiency will be 70%.

R = radius of largest course in inches.

FS = Factor of Safety, for boilers shall be a minimum of 5. For boilers with a longitudinal lap seam it shall be a minimum 8. Boilers with a longitudinal lap seam, unless granted a special permit, may only be used at a maximum of 15 psi provided they have passed inspection. The minimum for unfired pressure vessels shall be 4 when less than 20 years old, 4 1/2 when over 20 years old.

(6) For miniature hobby boilers the MAWP shall be computed using the formulas referenced in the ASME Code Section I, but the MAWP may not exceed 150 psi. For these formulas the maximum allowable stress (MAS) value shall be 0.75 times the maximum stress at 400 degrees F. in ASME Code Section II Part D, for listed materials or as set by the department for nonlisted materials.

**AMENDATORY SECTION** (Amending WSR 98-22-024, filed 10/28/98, effective 11/28/98)

**WAC 296-104-510 Repairs—~~((Do riveted patches require prior approval))~~ When a lap seam crack is discovered along a riveted longitudinal joint on a boiler or unfired pressure vessel, what action is required and what repairs are allowed?** ~~((Yes, prior to applying riveted patches the design of the patch and method of installation shall be approved by the inspector.))~~ A "lap seam crack" is a crack found in a riveted lap seam, extending parallel to the longitudinal joint and located either between or adjacent to rivet holes. Repairs to a "lap seam crack" on a shell or drum of any boiler or unfired pressure vessel is not allowed. The shell or drum of any boiler or unfired pressure vessel in which a lap

seam crack is discovered shall be immediately discontinued from use.

AMENDATORY SECTION (Amending WSR 98-22-024, filed 10/28/98, effective 11/28/98)

WAC 296-104-515 Repairs—((What are the requirements for repair of nonnuclear safety devices)) **Do riveted repairs to boilers and unfired pressure vessels require prior approval?** ((The resetting, repairing, and restamping of safety valves and relief valves shall be done by a qualified manufacturer or valve repair organization holding a valid "V," "UV," or "VR" Certificate of Authorization issued by the National Board of Boiler and Pressure Vessel Inspectors. Section IV safety valves shall be repaired only by the valve manufacturer.

Boiler and pressure vessel users, however, may authorize external adjustments to be made to bring their installed safety valves and relief valves, except Section IV safety valves, back to the stamped set pressure. This adjustment shall be witnessed and approved by a National Board Commissioned Inspector. All such external adjustments shall be resealed showing the identification of the organization making the adjustments and the date.

Repairing of noncode relief or safety valves shall not be allowed, except as specified below. Noncode liquid relief valves installed prior to 1-1-85 shall be repaired by an organization holding a valid "V," "UV," or "VR" Certificate of Authorization, but need not be stamped.)) **Yes, riveted repairs to boilers and unfired pressure vessels requires prior approval by the chief inspector.**

AMENDATORY SECTION (Amending WSR 98-22-024, filed 10/28/98, effective 11/28/98)

WAC 296-104-520 Repairs—((When a lap seam crack is discovered along a riveted longitudinal joint what action is required and what repairs are allowed)) **What are the requirements for repair of nonnuclear safety devices?** ((1) A "lap seam crack" is a crack found in riveted lap seams, extending parallel to the longitudinal joint and located either between or adjacent to rivet holes.

(2) The shell or drum of any boiler or unfired pressure vessel in which a lap seam crack is discovered along a longitudinal riveted joint shall be immediately discontinued from use.

(3) If the boiler or unfired pressure vessel is not more than 15 years of age, a complete new course of the original thickness may be installed at the discretion of the inspector (and after approval of the chief inspector).

(4) If the boiler or unfired pressure vessel is over 15 years of age the shell or drum of the boiler or unfired pressure vessel shall be replaced.

(5) Patching of a lap seam is prohibited.)) **The resetting, repairing, and restamping of safety valves and relief valves shall be done by a qualified manufacturer or valve repair organization holding a valid "V," "UV," or "VR" Certificate of Authorization issued by the National Board of Boiler and Pressure Vessel Inspectors. Section IV safety valves shall be repaired only by the valve manufacturer.**

Boiler and pressure vessel users, however, may authorize external adjustments to be made to bring their installed safety valves and relief valves, except Section IV safety valves, back to the stamped set pressure. This adjustment shall be witnessed and approved by a National Board Commissioned Inspector. All such external adjustments shall be resealed showing the identification of the organization making the adjustments and the date.

Repairing of noncode relief or safety valves shall not be allowed, except as specified below. Noncode liquid relief valves installed prior to 1-1-85 shall be repaired by an organization holding a valid "V," "UV," or "VR" Certificate of Authorization, but need not be stamped.

AMENDATORY SECTION (Amending WSR 03-12-051, filed 5/30/03, effective 6/30/03)

WAC 296-104-700 **What are the inspection fees—Examination fees—Certificate fees—Expenses?** The following fees shall be paid by, or on behalf of, the owner or user upon the completion of the inspection. The inspection fees apply to inspections made by inspectors employed by the state.

Heating boilers:	Internal	External
Cast iron—All sizes	29.40	23.50
All other boilers less than 500 sq. ft.	35.40	23.50
500 sq. ft. to 2500 sq. ft.	59.00	29.40
Each additional 2500 sq. ft. of total heating surface, or any portion thereof	23.50	11.70
Power boilers:	Internal	External
Less than 100 sq. ft.	29.40	23.50
100 sq. ft. to less than 500 sq. ft.	35.40	23.50
500 sq. ft. to 2500 sq. ft.	59.00	29.40
Each additional 2500 sq. ft. of total heating surface, or any portion thereof	23.50	11.70
Pressure vessels:		
Automatic utility hot water supply heaters per RCW 70.79.090		5.70
All other pressure vessels:		
Square feet shall be determined by multiplying the length of the shell by its diameter.		
	Internal	External
Less than 15 sq. ft.	23.50	17.60
15 sq. ft. to less than 50 sq. ft.	35.40	17.60
50 sq. ft. to 100 sq. ft.	41.20	23.50
For each additional 100 sq. ft. or any portion thereof	41.20	11.70
Certificate of inspection fees: For objects inspected, the certificate of inspection fee is \$17.60 per object.		

PROPOSED

PROPOSED

Boiler and pressure vessel installation/reinstallation permit (excludes inspection and certificate of inspection fee) \$50.00

Nonnuclear shop inspections, field construction inspections, and special inspection services:

- For each hour or part of an hour up to 8 hours 35.40
- For each hour or part of an hour in excess of 8 hours 53.00

Nuclear shop inspections, nuclear field construction inspections, and nuclear triennial shop survey and audit:

- For each hour or part of an hour up to 8 hours 53.00
- For each hour or part of an hour in excess of 8 hours 82.60

Nonnuclear triennial shop survey and audit:

When state is authorized inspection agency:

- For each hour or part of an hour up to 8 hours 35.40
- For each hour or part of an hour in excess of 8 hours 53.00

When insurance company is authorized inspection agency:

- For each hour or part of an hour up to 8 hours 53.00
- For each hour or part of an hour in excess of 8 hours 82.60

Examination fee: A fee of \$65.40 will be charged for each applicant sitting for an inspection examination(s).

Special inspector commission: An initial fee of \$25 and an annual renewal fee of \$10 will be charged.

Expenses shall include:

Travel time and mileage: The department shall charge for its inspectors' travel time from their offices to the inspection sites and return. The travel time shall be charged for at the same rate as that for the inspection, audit, or survey. The department shall also charge the current Washington office of financial management accepted mileage cost fees or the actual cost of purchased transportation. Hotel and meals: Actual cost not to exceed the office of financial management approved rate.

Washington state specials: For each vessel to be considered by the board for a Washington state special certificate, a fee of \$327.60 must be paid to the department before the board meets to consider the vessel. The board may, at its discretion, prorate the fee when a number of vessels that are essentially the same are to be considered.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 296-104-055 Administration—What are the examination fees?
- WAC 296-104-530 Repairs—Can air or vapor testing be performed?

**WSR 03-20-062**  
**WITHDRAWAL OF**  
**EXPEDITED RULE MAKING**  
**DEPARTMENT OF AGRICULTURE**  
 [Filed September 26, 2003, 1:51 p.m.]

The department is formally withdrawing its proposed expedited repeal of chapter 16-600 WAC, Honey. The CR-105 for this proposed expedited repeal was filed on June 18, 2003 (WSR 03-13-129). No public comments objecting to the repeal were received but the department has, after further review, decided to retain the chapter.

Katherine Kravit-Smith  
 Assistant Director  
 Food Safety, Animal Health  
 and Consumer Services Division

**WSR 03-20-087**  
**EXPEDITED RULES**  
**DEPARTMENT OF REVENUE**  
 [Filed September 30, 2003, 12:52 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) 570-6133; Implementation and Enforcement: Gary O'Neil, 1025 Union Avenue S.E., Suite #200, Olympia, WA, (360) 570-5860.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-30-590 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 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 2003 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 2004.

**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 1, 2003.**

September 30, 2003

Alan R. Lynn

Rules Coordinator

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 02-24-058, filed 12/3/02, effective 1/3/03)

**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
2002	1.16	<u>2003</u>	<u>1.84</u>

**WSR 03-20-123  
EXPEDITED RULES  
OFFICE OF THE  
INSURANCE COMMISSIONER**

[Filed October 1, 2003, 11:47 a.m.]

Title of Rule: Automobile claims, repairs, and total loss settlements.

**Purpose:** This rule making intends to correct a provision in the recently adopted rules regarding automobile claims, repairs, and total loss settlements.

**Other Identifying Information:** Insurance Commissioner Matter No. R 2003-07.

**Statutory Authority for Adoption:** RCW 48.02.060, 48.30.010.

**Statute Being Implemented:** RCW 48.02.060, 48.30-010.

**Summary:** The timeframe in WAC 248-30-3912 (3)(b) is changed from thirty-five days to three days to limit possible administrative costs.

**Reasons Supporting Proposal:** The change will make the regulation easier and more cost-effective to administer. Insureds receive the same protections but can't reopen a file without fulfilling their own duties.

**Name of Agency Personnel Responsible for Drafting:** Jon Hedegard, P.O. Box 40255, Olympia, (360) 725-7039; **Implementation and Enforcement:** Scott Jarvis, P.O. Box 40255, Olympia, (360) 725-7262.

**Name of Proponent:** Mike Kreidler, Insurance Commissioner, governmental.

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

**Explanation of Rule, its Purpose, and Anticipated Effects:** The Recent Rule Making: The Office of the Insurance Commissioner (OIC) recently completed major overhaul of the regulation of practices regarding automobile claims, repairs, and total loss settlements. The new regulation should be clearer and easier to understand and administer. One component in that rule-making was the "right of recourse." The OIC has received complaints from insureds who tried to replace their vehicle and found that their settlement amount was inadequate. The newly adopted regulation addressed that issue in two ways. First, the processes to determine if a vehicle is comparable were tightened up. Second, an insured who can't find a comparable replacement for the amount can notify the insurer and have the file "reopened." An insurer is not required to open the file if they provided notice of a specific, comparable vehicle available for the settlement amount and the insured did not buy that vehicle.

**This Rule Making:** The timeline for the insured's action was inadvertently lengthened in the previous rules process from three days to thirty-five days. The latter timeframe could result in insured not acting promptly on available vehicles which end up being sold to other parties. In that scenario, the settlement amount could be quite accurate but the insured could compel a reopening of the file because of their inaction. This could lead to increased administrative costs for little benefit. It is this scenario that the OIC is addressing in this new rule making.

**Proposal Changes the Following Existing Rules:** The timeframe in WAC 248-30-3912 (3)(b) is changed from thirty-five days to three days.

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD**

EXPEDITED

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 Kacy Scott, Insurance Commissioner, P.O. Box 40255, Olympia, WA 98504-0255, e-mail Kacys@oic.wa.gov, fax (360) 586-3109, AND RECEIVED BY December 2, 2003.

October 1, 2003

Mike Kreidler

Insurance Commissioner

**AMENDATORY SECTION** (Amending Matter No. R 2002-06, filed 6/30/03, effective 10/1/03)

**WAC 284-30-3912 What if I, as an insured, accept the settlement based on my insurer's valuation and cannot find a comparable vehicle within a reasonable distance of my vehicle's principally garaged area?** (1) When you accept the settlement, your insurer must provide you with written notice regarding reopening of your claim file.

(2) If you notify your insurer within thirty-five days of receipt of the settlement that you cannot purchase a comparable vehicle for the settlement amount and you located, but did not purchase a comparable vehicle that costs more than the settlement amount, your insurer must reopen your claim file and either:

(a) Locate a comparable vehicle that is currently available for the settlement amount;

(b) Pay you the difference between the settlement amount and the cost of the comparable vehicle or purchase the comparable vehicle for you; or

(c) If not previously utilized, conclude the loss settlement in the manner provided in the appraisal section of your insurance policy in force at the time of the loss.

(3) Your insurer is not required to reopen your claim file if:

(a) At the time of settlement, you were provided written notification of the availability and location of a specific and comparable vehicle that could have been purchased for the settlement amount; and

(b) You did not purchase the vehicle within ~~((thirty-five))~~ three days of the receipt of the settlement.

EXPEDITED





**WSR 03-18-021**  
**PERMANENT RULES**  
**COMMUNITY COLLEGES**  
**OF SPOKANE**

[Filed August 25, 2003, 9:09 a.m.]

Date of Adoption: August 19, 2003

Purpose: To clarify rules on student conduct, general campus conduct, health and safety, and traffic regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 132Q-03-005 Grounds for ineligibility, 132Q-03-010 Right to brief adjudicative procedure, 132Q-03-020 Brief adjudicative procedure, 132Q-03-030 Decision, 132Q-04-010 Purpose for adoption of student rules, 132Q-04-020 Definitions, 132Q-04-030 Jurisdiction, 132Q-04-031 Prohibited conduct, 132Q-04-076 Hazing prohibited, 132Q-04-077 Penalties for hazing, 132Q-04-078 Sanctions for impermissible conduct not amounting to hazing, 132Q-04-097 Eligibility for clinical programs, 132Q-04-160 Purpose of disciplinary actions, 132Q-04-170 Initiation of prosecution, 132Q-04-180 Initial disciplinary proceedings, 132Q-04-190 Appeals, 132Q-04-200 Composition of college disciplinary committee, 132Q-04-210 Brief adjudicative proceeding, 132Q-04-220 Conduct of disciplinary proceedings, 132Q-04-230 Evidence admissible in proceedings, 132Q-04-240 Decision by the committee, 132Q-04-250 Final decision regarding appeal of disciplinary committee action, 132Q-04-260 Disciplinary action, 132Q-04-270 Readmission after dismissal, 132Q-04-280 Reporting, recording and maintenance of records, 132Q-05-010 Purpose of summary suspension rules, 132Q-05-020 Definitions, 132Q-05-030 Jurisdiction, 132Q-05-033 Authority to suspend, 132Q-05-036 Conduct at college functions, 132Q-05-040 Initiation of summary suspension proceedings, 132Q-05-050 Notice of summary proceedings, 132Q-05-060 Procedures of summary suspension proceeding, 132Q-05-070 Decision by vice-president, 132Q-05-080 Notice of suspension, 132Q-05-090 Suspension for failure to appear, 132Q-05-100 Appeal, 132Q-05-110 Summary suspension proceedings not duplicious, 132Q-05-120 Reporting, recording and maintenance of records, 132Q-06-010 Confidentiality of student records, 132Q-06-015 Definition of a student, 132Q-06-016 Definition of personally identifiable information, 132Q-06-020 Education records—Student's right to inspect, 132Q-06-025 Requests and appeal procedures, 132Q-06-030 Release of personally-identifiable records, 132Q-06-035 College records and 132Q-06-040 Records committee, to consolidate student rules into one chapter; repealing WAC 132Q-04-100 Right of assembly, 132Q-04-105 Other punishable acts, 132Q-04-110 Commercial activities, 132Q-04-120 Outside speakers, 132Q-04-130 Trespass, 132Q-04-140 Distribution of materials and 132Q-04-150 Right to demand identification, to consolidate general campus conduct rules into one chapter; and repealing WAC 132Q-20-020 Definitions, housekeeping change; new sections WAC 132Q-07-010 Authority to demand identification, 132Q-07-020 Right of assembly, 132Q-07-030 Outside speakers, 132Q-07-040 Distribution of materials, 132Q-07-050 Commercial activities and 132Q-07-060 Trespass, to consolidate general campus conduct rules into one chapter; new section WAC 132Q-20-005 Definitions, housekeeping change; new section WAC 132Q-94-160 Prohibition of open

flames in college buildings, new rule to prevent candles and/or any other open flames in campus buildings; new sections WAC 132Q-02-010 Definitions, 132Q-02-020 Purpose for adoption of student rules, 132Q-02-030 Jurisdiction, 132Q-02-040 Student misconduct, 132Q-02-050 Academic dishonesty, 132Q-02-060 Classroom conduct/learning environment, 132Q-02-070 Authority to suspend, 132Q-02-080 Conduct at college functions, 132Q-02-090 Other punishable acts, 132Q-02-100 Hazing, 132Q-02-110 Disciplinary actions, 132Q-02-120 Delegation of disciplinary authority, 132Q-02-130 Due process, 132Q-02-140 Initiation of disciplinary action, 132Q-02-150 Composition of college disciplinary committee, 132Q-02-160 Evidence admissible in proceedings, 132Q-02-170 Appeal of disciplinary actions, 132Q-02-180 Reporting, recording and maintenance of disciplinary records, 132Q-02-190 College disciplinary committee proceedings, 132Q-02-200 Brief disciplinary proceedings, 132Q-02-210 Conduct at disciplinary proceedings, 132Q-02-220 Decision of the college disciplinary committee, 132Q-02-230 Final decision regarding appeal of disciplinary committee action, 132Q-02-240 Readmission after suspension, 132Q-02-250 Emergency authority of campus president, 132Q-02-260 Purpose of immediate summary suspension rules, 132Q-02-270 Initiation of immediate summary suspension proceedings, 132Q-02-280 Notice of immediate summary suspension proceedings, 132Q-02-290 Procedures of immediate summary suspension proceedings, 132Q-02-300 Decision by vice president, 132Q-02-310 Notice of immediate summary suspension, 132Q-02-320 Failure to appear, 132Q-02-330 Appeal of immediate summary suspension, 132Q-02-340 Immediate summary suspension proceedings not duplicative, 132Q-02-350 Confidentiality of student records, 132Q-02-360 Education records, 132Q-02-370 Records requests and appeals, 132Q-02-380 Release of personally-identifiable records, 132Q-02-390 College records, 132Q-02-400 Records committee, 132Q-02-410 Eligibility for clinical programs, 132Q-02-420 Grounds for athletic ineligibility, 132Q-02-430 Right to brief adjudicative procedure—Athletics, 132Q-02-440 Brief adjudicative procedure—Athletics, and 132Q-02-450 Brief adjudicative decision—Athletics, to consolidate student rules into one chapter; and amending WAC 132Q-20-010 Purpose and jurisdiction for adopting rules, 132Q-20-040 Permits required for vehicles on campus, 132Q-20-050 Authorization for issuance of permits, 132Q-20-060 Valid permits, 132Q-20-070 Display of permits, 132Q-20-080 Transfer of permits, 132Q-20-090 Permit revocation, 132Q-20-110 Right to appeal permit revocation/refusal, 132Q-20-120 Responsibility of permit holder, 132Q-20-130 Designation of parking spaces, 132Q-20-140 Parking within designated spaces, 132Q-20-150 Parking hours, 132Q-20-170 Regulatory signs and directions, 132Q-20-180 Speed limit, 132Q-20-190 Pedestrians' right of way, 132Q-20-200 Special traffic and parking regulations and restrictions authorized, 132Q-20-210 Two-wheeled motorbikes or bicycles, 132Q-20-220 Report of accidents, 132Q-20-230 Exceptions from traffic and parking restrictions, 132Q-20-240 Enforcement, 132Q-20-250 Issuance of traffic citations, 132Q-20-260 Fines and penalties for students, 132Q-20-265 Fines and penalties for all district employees, 132Q-20-270 Liability of CCS, 132Q-94-010 Declaration of

purpose, 132Q-94-020 Rationale, 132Q-94-030 Students' responsibilities, 132Q-94-130 violations, 132Q-94-150 Prohibition of weapons and other dangerous instrumentalities, 132Q-108-010 Adoption of model rules of practice and procedure, 132Q-108-020 Appointment of presiding officers, 132Q-108-040 Application for adjudicative proceeding and 132Q-108-050 Brief adjudicative procedures, housekeeping changes.

Statutory Authority for Adoption: RCW 28B.50.140.

Adopted under notice filed as WSR 03-09-094 on April 18, 2003 [WSR 03-13-081 and 03-13-082 on June 16, 2003].

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 53, Amended 36, Repealed 55.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 53, Amended 33, Repealed 55.

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 53, Amended 33, Repealed 55.

Effective Date of Rule: Thirty-one days after filing.

August 21, 2003

Dr. Gary Livingston  
Chancellor/CEO

#### NEW SECTION

**WAC 132Q-07-010 Authority to demand identification.** (1) For the purpose of determining whether probable cause exists for application of any section of the *Student Rights and Responsibilities* to any conduct by any person on a college facility, any faculty or other college personnel of Community Colleges of Spokane may demand that any person on college facilities produce evidence of student enrollment at the college, by tender of said person's student identification card.

(2) Refusal by a student to produce a student identification card, as required by subsection (1) of this section, shall be cause for disciplinary action.

#### NEW SECTION

**WAC 132Q-07-020 Right of assembly.** Students shall have the right of "assembly" as defined in WAC 132Q-02-010 upon college facilities that are generally available to the public. Such assembly shall:

- (a) Be conducted in an orderly manner; and
- (b) Not unreasonably interfere with vehicular or pedestrian traffic; or
- (c) Not unreasonably interfere with classes, schedules, meetings or ceremonies, or with educational functions of the college; and
- (d) Not unreasonably interfere with college functions.

(2) A student who conducts or participates in an assembly that violates any provision of this section shall be subject to disciplinary action.

(3) Non-students who participate in, aid or abet any assembly or assemblies in violation of this section shall be subject to possible prosecution under the state criminal trespass law and/or any other possible civil or criminal remedies available to the college. Faculty and other college personnel who participate in, aid or abet any assembly or assemblies in violation of this section shall be subject to appropriate discipline.

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

#### NEW SECTION

**WAC 132Q-07-030 Outside speakers.** (1) Any recognized campus student organization may invite speakers on campus with the written approval of its advisor, subject to other restrictions imposed in this WAC and to the legal restraints imposed by the laws of the United States and the state of Washington.

(2) The appearance of an invited speaker on a campus does not represent an endorsement, either implicit or explicit, of views or opinions of the speaker by the college, its students, its faculty, its college personnel, its administration or its board.

(3) The scheduling of speakers shall be made through the facilities scheduling office of the campus at which the speaker will appear, with prior approval from the appropriate college student activities office.

(4) The appropriate student activities office will be notified at least thirty days prior to the appearance of an invited speaker, at which time a Personal Services Contract (available in the Student Activities office) must be completed with all particulars regarding speaker, time, place, etc., signed by the sponsoring organization's advisor, and filed with the Student Activities office. Exceptions to the thirty-day ruling may be made by the appropriate administrator.

(5) The appropriate student activities office may require a question period or arrange to have views other than those of the invited speakers represented at the meeting, or at a subsequent meeting.

#### NEW SECTION

**WAC 132Q-07-040 Distribution of materials.** (1) Handbills, leaflets, newspapers, and similarly related material (including religious matter) distributed free of charge by any student, non-student, by member of a recognized student organization or by college personnel, may be distributed upon a college campus with prior approval by the appropriate student center administrator, provided that such distribution does not interfere with the free flow of vehicle or pedestrian traffic.

(2) Newspapers, leaflets, and similarly related materials offered for sale by any student or non-student person or organization may be distributed and sold only through the college book store as are other commercial forms of merchandise, subject to reasonable rules and regulations that may be

imposed by the bookstore manager. Exceptions may be made by the appropriate vice president or designee.

(3) All handbills, leaflets, newspapers, and similarly related material (including religious matter) must bear identification as to the publishing agency and distributing organization or individual.

(4) Any distribution of the materials regulated in this section shall not be construed as endorsement of the same by the college or by the board of trustees of Community Colleges of Spokane.

#### NEW SECTION

**WAC 132Q-07-050 Commercial activities.** (1) No student or college personnel shall use college facilities for commercial solicitation, or promotional activities except when such activities clearly serve educational objectives. These activities include but are not limited to the display of books of interest to the academic community or the display or demonstration of technical or research equipment. Commercial solicitation may be conducted under the sponsorship or request of a college department or the office of student activities of the college, provided that such solicitation does not interfere with or operate to the detriment of the conduct of college affairs or the free flow of pedestrian or vehicular traffic.

(2) For the purpose of this regulation, the term "commercial activities" does not include handbills, leaflets, newspapers, and similarly related materials as regulated in WAC 132Q-07-040.

#### NEW SECTION

**WAC 132Q-07-060 Trespass.** (1) The appropriate president or designee of the college in the instance of any event that is determined to be disruptive of order, impedes the movement of vehicles or persons; or threatens to disrupt the movement of persons from college facilities or grounds, shall have the power and authority to:

(a) Give notice against trespass by any manner provided for by law, to any person(s), or group against whom the privilege has been withdrawn or who have been prohibited from entering on or remaining upon any or all portions of a college facility; or

(b) Prohibit the entry of, or withdraw the privilege of a person(s) or any group to enter or remain on any portion of a college facility; or

(c) Order any person(s), or group to leave or vacate all or any portion of a college facility or grounds.

Any student or non-student who shall disobey a lawful order given by the president, or designee, pursuant to the requirements of subsection (1) of this section, shall be subject to disciplinary action and/or referred to law enforcement for possible criminal charges.

#### NEW SECTION

**WAC 132Q-20-005 Definitions.** As used in this chapter the following words and phrases shall mean:

(1) **Annual permits** - Permits, which are valid for fall through summer quarters.

(2) **Appropriate vice president** - The chief administrative officer over student services regardless of current position title.

(3) **Board** - The board of trustees of Washington State Community College District 17, also known as Community Colleges of Spokane (CCS).

(4) **Campus** - Any or all real property owned, leased, operated or maintained by Community Colleges of Spokane.

(5) **Campus patrol** - An employee of the college, Administration of Justice student or contracted security personnel, who are responsible to the appropriate vice president for campus security.

(6) **College** - Any community college or separate instructional unit which may be created by the board of trustees of Community Colleges of Spokane.

(7) **College personnel** - Any person employed or representing on a full- or part-time basis Community Colleges of Spokane.

(8) **Community Colleges of Spokane** - Spokane Community College, Spokane Falls Community College, Institute for Extended Learning and the District Office.

(9) **Quarterly permits** - Permits valid for a specified academic quarter.

(10) **Special Permits** - Permits issued under special circumstances such as "D" permit which is a quarterly disabled parking permit issued by Disability Support Services; Car-pool permits, issued to college personnel who participate in commuter trip reduction; and Honorary permit which are issued to Community Colleges of Spokane personnel upon retirement.

(11) **Student** - Any person who is or has officially registered at any college or instructional unit with the Community Colleges of Spokane and with respect to whom the college maintains education records or personally identifiable information.

(12) **Temporary guest permits** - Permits, which are valid for a specific period designated on the permit.

(13) **Vehicle** - An automobile, truck, motorcycle, scooter, or any vehicle empowered by a motor.

(14) **Visitors** - Any person or persons, excluding students as previously defined, who come upon the campus as guests and person or persons who lawfully visit the campus for purposes, which are in keeping with the colleges' role as institutions of higher learning in the state of Washington.

**AMENDATORY SECTION** (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-010 Purpose and jurisdiction for adopting rules.** Pursuant to the authority granted by RCW 28B.50.140(10), the board of trustees of Community Colleges of Spokane is granted authority to make rules and regulations for pedestrian and vehicular traffic on property owned, operated or maintained by the college district. The rules and regulations contained in this chapter pertain to all (~~faculty,~~) students, college personnel, and visitors who use district facilities unless exempted by the chancellor/CEO of the district and are established for the following purposes:

(1) To protect and control pedestrian and vehicular traffic; and

- (2) To assure access at all times for emergency traffic; and
- (3) To minimize traffic disturbance during class hours; and
- (4) To facilitate the work of the community colleges.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-040 Permits required for vehicles on campus.** Students, ~~((faculty, administration,))~~ college personnel, guests and visitors shall not stop, park, or leave a vehicle whether attended or unattended upon the campus without a parking permit issued pursuant to WAC 132Q-20-050, except guests and visitors who will be given a reasonable time to secure a temporary permit from the appropriate vice-president or designee. All students who plan to park on campus and are attending educational programs on campus that meet ten or more times per quarter are required to purchase a valid quarterly permit. Failure to obtain a permit ~~((shall))~~ may be grounds for disciplinary action. The fee for the parking permit shall be established ~~((from time to time))~~ by the board of trustees of Community Colleges of Spokane and shall be published. ~~((Students attending education programs on campus that meet))~~ Anyone parking on campus less than ten times per quarter shall ((are to)) obtain temporary guest permit(s).

AMENDATORY SECTION (Amending WSR 00-14-007 [87-16-010], filed 6/26/00 [7/23/87])

**WAC 132Q-20-050 Authorization for issuance of permits.** The colleges are authorized to issue parking permits to students, ~~((faculty,))~~ college personnel, guests and visitors of the college pursuant to regulations and the payment of appropriate fees as determined by the Board of Trustees of Community Colleges of Spokane. ~~((the following regulations:~~

(1) ~~Upon payment of the appropriate fee a student who intends to use college parking facilities may be issued a parking permit upon the registration of his or her vehicle with the college at the beginning of each college quarter (fall quarter, winter quarter, spring quarter, and summer quarter).~~

(2) ~~Upon payment of the appropriate fee faculty, college personnel, and students will be issued parking permits for their vehicle if they intend to use college parking facilities.~~

(3) ~~The dean of student personnel services, or the dean's designee, may issue temporary and special parking permits when such permits are necessary to enhance the business or operation of the college.)~~

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

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-060 Valid permit.** A valid CCS parking permit is:

- (1) An unexpired parking permit registered and properly displayed; or

~~((2) A short term parking permit authorized by the appropriate vice president or designee, and properly displayed; or~~

~~((3))~~ (2) A special parking permit authorized by the appropriate vice-president or designee, and properly displayed; or

~~((4))~~ (3) A temporary guest((s)) permit authorized by the appropriate vice-president or designee, and properly displayed.~~((or~~

~~((5) A shop permit authorized by a vocational technical instructor and properly displayed.))~~

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

AMENDATORY SECTION (Amending WSR 87-16-010 (Resolution No. 27), filed 7/23/87)

**WAC 132Q-20-070 Display of permit.** All CCS permanent and temporary parking permits shall be hung on the rear view mirror or in such a manner that they may be viewed through the front windshield. For motorcycles, permits must be placed on the front fork area of the vehicle. ~~((permanently affixed to the inside of the rear window on the lower left corner directly behind the driver. For convertibles and pickups with campers, permits must be placed in the lower right hand corner of the front windshield, and for motoreycles, placed either on front shock absorbers or battery covers (flat surface) or toolbox covers (right hand side). Temporary permits shall be hung on the rear view mirror in such a manner that they may be viewed through the front windshield.))~~

(1) Expired permits should be removed before ~~((the))~~ new permits are attached.

(2) Permits not displayed pursuant to the provisions of this section shall not be valid.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-080 Transfer of permits.** ~~((Student parking))~~ Parking permits are not transferable to other individuals but may be transferred to another vehicle owned and operated by the purchaser of the permit. ~~((Replacement student parking permits may be obtained for an unused valid portion of such permit provided that the permit holder requests such replacement pursuant to regulations issued from time to time by the Community Colleges of Spokane. An employee parking permit may be transferred to another vehicle, provided that such permit is duly displayed on the parked vehicle but cannot be transferred to another individual.))~~

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-090 Permit revocation.** Parking permits are the property of the college and may be recalled by the appropriate vice president or designee for any of the following reasons:

- (1) When the purpose for which the permit was issued changes or no longer exists; or
- (2) When a permit is used for an unregistered vehicle or by an unauthorized individual; or
- (3) Falsification on a parking permit application; or
- (4) Continued violations of parking regulations; or
- (5) Counterfeiting or altering a parking 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 00-14-007, filed 6/26/00)

**WAC 132Q-20-110 Right to appeal permit revocation/refusal.** ~~((or refusal to grant permit)).~~ When a student parking permit has been recalled pursuant to WAC 132Q-20-090, or has been refused in accordance with WAC 132Q-20-100, or when a fine or penalty has been levied against a violator of the rules and regulations set forth in this chapter, such action by the appropriate vice-president or designee, may be appealed pursuant to WAC 132Q-108-050; ~~((provided, however, that faculty))~~ Faculty, administrators, and college personnel of Community Colleges of Spokane shall appeal permit revocations, refusals to grant permits, and fines or penalties levied for violations by the appropriate vice-president to the respective college president ~~((s))~~ whose decision on the matter shall be final. ~~((Refusal to pay a fine still existing after exhaustion of the appellate process shall be grounds for disciplinary action. In the case of students, failure to pay fines after the exhaustion of the appellate process shall be grounds for the college, in addition to disciplinary action, to deny admission for subsequent enrollment with Community Colleges of Spokane. In the case of employees, failure to pay fines could result in the denial of issuing a permit, and/or impounding of vehicles.))~~

**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 Order 71-4, filed 7/26/71)

**WAC 132Q-20-120 Responsibility of permit holder.** ~~((person to whom permit issued.))~~ The person to whom a parking permit is issued pursuant to the rules and regulations set forth in this chapter shall be responsible for all violations of said rules and regulations involving the vehicle and established fines. ~~((; but such))~~ Such responsibility shall not relieve other persons who violate the rules and regulations established by this chapter of their responsibility for their conduct ~~((by their conduct))~~ with vehicles registered ~~((with))~~ to another permit holder.

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

**AMENDATORY SECTION** (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-130 Designation of parking spaces.** The parking spaces available on campus shall be designated and allocated by the appropriate vice-president or designee, in such a manner ~~((which will))~~ that best achieves ~~((effectuate))~~ the objectives of the rules and regulations in this chapter.

(1) Faculty staff, student, and visitor spaces will be ~~((so))~~ designated for their use; and

(2) Parking spaces for the exclusive use by persons ~~((with))~~ of disability will be designated. The ~~((office of student services))~~ appropriate vice-president or designee may issue special permits to students and others to park in these designated spaces; ~~((and))~~

(3) CCS parking permit along with an official state Disabled Parking Permit allows the permit holder to park in any designated parking space as listed above; and

~~((3))~~ (4) Other special use spaces may be designated.

**AMENDATORY SECTION** (Amending Order 71-4, filed 7/26/71)

**WAC 132Q-20-140 Parking within designated spaces.** (1) All vehicles shall follow traffic arrows and other markings established for the purpose of directing traffic on campus.

(2) In areas marked for diagonal parking, vehicles shall be parked at a forty-five-degree angle, facing in.

(3) In areas marked for parallel or right-angle parking, space or stall markings will be observed.

(4) No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the vehicle parked to occupy a portion of more than one space or stall shall not constitute an excuse for a violation of this section.

(5) No vehicle shall be parked on the campus except in those areas set aside and designated pursuant to WAC 132Q-20-130.

**AMENDATORY SECTION** (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-150 Parking hours.** Parking is permitted on campus between the hours of 6:30 a.m. to 11:00 p.m. for ~~((faculty,))~~ college personnel, and students. The rules and regulations pertaining to the use of certain parking permits in specific areas are contained in WAC 132Q-20-130 ~~((140)).~~ Students ~~((; faculty,))~~ and college personnel may park in any of the spaces or stalls designated in WAC 132Q-20-140 except visitor's areas on a first-come, first-served basis between the hours of 5:00 p.m. and 11:00 p.m. Custodial and other authorized personnel may park on campus from ~~((11))~~ 10:00 p.m. to 6:30 a.m., and are still required to follow regular parking regulations and obtain parking permits.

**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 00-14-007, filed 6/26/00)

**WAC 132Q-20-170 Regulatory signs and directions.** The appropriate vice-president or designee(;) is authorized to erect signs, barricades and other structures and to paint marks or other directions upon the entry-ways and streets on campus and upon the various parking lots owned, leased or operated by the colleges. Such signs, barricades, structures, markings, and directions, shall be ~~((sø))~~ made and placed to ~~((as in the opinion of the appropriate vice-president or designee, which will))~~ best achieve ~~((effectuate))~~ the objectives stated in WAC 132Q-20-010 and ~~((will best effectuate))~~ the rules and regulations contained in this chapter.

Drivers of vehicles shall observe and obey the signs, barricades, structures, markings and directions erected pursuant to this section. Drivers shall also comply with the directions given them by the campus patrol in the control and regulation of traffic.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-180 Speed limit.** No vehicle shall be operated on the campuses at a speed in excess of the posted speed limit ~~((in parking lots; and the posted speed limit on campus roads))~~ or such slower speed as is reasonable and prudent in the circumstances. No person operating a vehicle of any type shall at any time use the campus parking lots for testing, racing, or other unauthorized activities unless authorized by the appropriate vice-president or designee.

AMENDATORY SECTION (Amending WSR 87-16-010 (Resolution No. 27), filed 7/23/87)

**WAC 132Q-20-190 Pedestrians' right of way.** (1) The operator of a vehicle shall yield the right of way; ~~((;))~~ slowing down or stopping, if need be, to ~~((sø))~~ yield to any pedestrian, ~~((, but no))~~ No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle ~~((which))~~ that is so close ~~((that is))~~ it is impossible for the driver to yield.

(2) Whenever any vehicle slows or stops ~~((sø as))~~ to yield to pedestrian traffic, the operator of any other vehicle approaching from the rear shall not overtake and pass such a vehicle that ~~((which))~~ has slowed or stopped to yield to pedestrian traffic.

(3) Every pedestrian crossing at any point other than ~~((within))~~ a marked crosswalk or within an unmarked crosswalk at an intersection, shall yield the right of way to all vehicles.

(4) Pedestrians shall use sidewalks where provided. ~~((Where a sidewalk is provided, pedestrians shall proceed upon such a sidewalk.))~~

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-200 Special traffic and parking regulations and restrictions authorized.** ~~((Upon))~~ When special occasions create ~~((causing))~~ additional and/or heavy traffic

and during emergencies, the appropriate vice-president or designee, is authorized to impose additional traffic and parking regulations and restrictions ~~((for the))~~ achieve ~~((ment of))~~ the objectives specified in WAC 132Q-20-010.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-210 Two-wheeled motor ~~((;))~~ bikes or bicycles.** (1) All two-wheeled vehicles empowered by a motor shall park in a space designated for *motorcycles only*.

(2) No vehicle shall be driven or ridden on the sidewalks on campus at any time unless authorized by the appropriate vice-president or designee.

No skateboards or roller blades/skates shall be allowed on campus.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-220 Report of accidents.** The operator of any vehicle involved in an accident on campus resulting in injury to or death of any person or *total of claimed damage to either or both vehicles exceeding \$300.00 shall immediately report the* ~~((such))~~ accident to the appropriate vice-president or designee, and shall within twenty-four hours after such accident, file a state of Washington motor vehicle accident report if required.

AMENDATORY SECTION (Amending WSR 87-16-010 (Resolution No. 27), filed 7/23/87)

**WAC 132Q-20-230 Exceptions from traffic and parking restrictions.** These rules and regulations shall not apply to city-~~((owned))~~, county-~~((owned))~~, ~~((or))~~ state-~~((owned))~~ or federally-owned emergency vehicles.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-240 Enforcement.** (1) Enforcement of the parking rules and regulations will begin the first day ~~((of classes))~~ of ~~((the))~~ fall quarter and will continue ~~((through subsequent quarters))~~ until the start of the following fall quarter.

(2) The appropriate vice-president or designee(;) shall be responsible for the enforcement of the rules and regulations contained in this chapter. ~~((The appropriate vice president is hereby authorized to delegate this responsibility to the campus patrol or other subordinates.))~~

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-250 Issuance of traffic citations.** ~~((tickets.))~~ Upon ~~((the))~~ violation ~~((s))~~ of any ~~((of the))~~ rules and/or regulations contained in this chapter, the appropriate vice-president(;) or designee ~~((or subordinates)),~~ may issue a ~~((summons or))~~ traffic citations ~~((ticket))~~ setting forth the date, ~~((the))~~ approximate time, permit number, license information, infraction, officer, and schedule of fines. ~~((Such sum-~~

~~mons or t)~~ Traffic citations (~~(tickets)~~) may be served by attaching or affixing a copy (~~(thereof)~~) in a (~~(some)~~) prominent place outside the (~~(such)~~) vehicle or by personally serving the operator/~~(or)~~owner(~~(s)~~) and by direct entry into the violator's "Customer Account".

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 00-14-007, filed 6/26/00)

**WAC 132Q-20-260 Fines and penalties for students.** (~~(The appropriate vice president or designee, is authorized to impose the following fines and penalties for the violation of the rules and regulations contained in this chapter.)~~)

(1) (~~(Except as provided under subsection (2) of this section, f)~~) Fines will be levied by the appropriate vice president or designee for all violations of the regulations contained in this chapter. A current schedule of fines is available from the security (~~(parking)~~) office.

(2) Students have the right to due process and may appeal a decision of the appropriate vice president or designee to the college president or chief administrator of a recognized instructional unit whose decision shall be final.

(~~(2) Community Colleges of Spokane and its recognized instructional units are~~) authorized to:

(a) ~~Deny registration for subsequent quarters and~~  
(b) ~~Deny graduation (from the college to any student that fails to promptly pay any financial obligation due the college including the payment for parking citations.)~~

(3) Vehicles (~~(which are)~~) parked on any campus (~~(within Community Colleges of Spokane and which are)~~) in violation of any of the regulations contained in this chapter, may be impounded or detained by use of mechanical devices at the discretion of the appropriate vice-president or designee. If a vehicle is impounded, it may be taken to such place for storage as the appropriate vice-president or designee(~~(s)~~) selects. The expenses of such impounding(~~(s)~~) and storage shall be the sole responsibility of (~~(charged to)~~) the owner or operator of the vehicle. (~~(and paid by him or her prior to its release. The college and its employees)~~) CCS shall not be liable for loss or damage of any kind resulting from such impounding and storage.

(4) At the discretion of the appropriate vice-president or designee, an accumulation of traffic violations by a student will be cause for disciplinary action, (~~(and the appropriate vice president shall initiate disciplinary proceedings against such student)~~) pursuant to WAC 132Q-02-270 (~~(04-180)~~).

(5) The duly elected associated student government officers of CCS (~~(Spokane Falls Community College and Spokane Community College may, in a joint meeting with the District 17 executive committee,)~~) recommend a proposed schedule of fines prior to adoption of a new fine schedule.

(6) Refusal to pay a fine still existing after exhaustion of the appellate process shall be grounds for disciplinary action. In the case of students, failure to pay fines shall be grounds for the college, in addition to disciplinary action, to deny admission to CCS, registration, official transcripts, gradua-

tion or other administrative action. Failure to pay fines could result in the denial of issuing a 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.

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

AMENDATORY SECTION (Amending WSR 87-16-010 (Resolution No. 27), filed 7/23/87)

**WAC 132Q-20-265 Fines and penalties for all district employees.** (1) Fines levied for all violations are subject to payment to CCS (~~(the district)~~) in accordance with the established fine schedule.

(2) Faculty and other district employees have the right of due process and may appeal a decision of the appropriate vice president or designee (~~(dean of student personnel services)~~) to the college president or chief administrator of a recognized institutional unit whose decision shall be final.

(3) Vehicles parked on any campus in violation of any of the regulations contained in this chapter, may be impounded or detained by use of mechanical devices at the discretion of the appropriate vice president or designee. If a vehicle is impounded, it may be taken to such a place of storage as the appropriate vice president or designee selects. The expenses of such impounding and storage shall be the sole responsibility of the owner or operator of the vehicle. CCS shall not be liable for loss or damage of any kind resulting from such impounding and storage.

(4) At the discretion of the appropriate vice president or designee, an accumulation of traffic violations by college personnel is subject to disciplinary action pursuant to WAC 132Q-02-270.

(5) Refusal to pay a fine still existing after exhaustion of the appellate process shall be grounds for disciplinary action. Failure to pay fines could result in the denial of issuance of a permit, and/or impounding of vehicle.

AMENDATORY SECTION (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-20-270 Liability of CCS** (~~(college)~~). (~~(The)~~) Community Colleges of Spokane assumes no liability under any circumstances for vehicles parked on campus.

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 00-14-007, filed 6/26/00)

**WAC 132Q-94-010 Declaration of purpose.** By adoption of the following health and safety regulations the board of trustees of (~~(the)~~) Community Colleges of Spokane expresses its firm commitment to the safety and health of its students and employees. The board further recognizes the importance of students and employees developing safe work habits, particularly in the areas of equipment and machinery

PERMANENT

operation, and in the handling of potentially hazardous chemical substances. This chapter shall apply to all students, college personnel (~~(employees)~~) and visitors and shall pertain to all campuses and sites under the direct or indirect control of the district.

**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 00-14-007, filed 6/26/00)

**WAC 132Q-94-020 Rationale.** Adoption of these health and safety rules by the board of trustees is based on the following standards:

(1) The possibility of accidental injury to an individual exists at all times and in all places and no place of work (~~(n)~~) or any human activity is exempt from the possibility of accidents.

(2) All community college safety programs are for the benefit of (~~(both)~~) the Community Colleges of Spokane and the individual students enrolled within the institution(~~s~~). There is no conflict of interests between the students and the college in the area of an accident prevention program; through accident prevention, everyone benefits.

(3) Accident prevention requires both organization and education, consisting largely of the desire to provide and maintain an environment free of hazards through institution of a common-sense safety program and the determination to carry out the program effectively.

(4) Effective accident prevention includes instructor leadership, student cooperation, effective organization, thorough training, and good supervision.

**AMENDATORY SECTION** (Amending WSR 00-14-007, filed 6/26/00)

**WAC 132Q-94-030 Students' responsibilities.** Students attending Community Colleges of Spokane shall, to the best of their ability, make it their individual responsibility to keep themselves and their fellow students free from accidents. In the interest of accident prevention, students shall obey the approved district safety rules and procedures including those outlined below, as well as other, more specific safety rules, as outlined by their instructors:

(1) Students shall consider the benefits of accident prevention to themselves, to others, and to their work, and shall act accordingly, conducting their work to avoid accidents through observation of safe work practices.

(2) Students shall study and observe all safe practices governing their specific area of work or class assignment, and shall make a concerted effort to understand their job and area of assignment.

(3) Students shall ascertain emergency procedures from their instructor or supervisor.

(4) Students shall remain alert for any unsafe condition(s) or practice(s), immediately reporting any observed to their instructor or supervisor.

(5) Students shall promptly report any accident in which they are injured, regardless of the degree of severity, to their instructor or supervisor.

(6) Students shall not engage in practical jokes or horseplay while attending class or while on the job.

(7) Students shall not report to class or a work-study position while under the influence of intoxicants or drugs, nor shall such items be used or consumed while on the premises of the Community Colleges of Spokane or representing the Community Colleges of Spokane at an off-site location.

(8) Students who receive their instructor(~~'s~~) or supervisor's permission to operate a state vehicle shall comply with existing fleet policies and procedures of Community Colleges of Spokane.

(9) Students shall comply with existing smoking regulations of the Community Colleges of Spokane.

**AMENDATORY SECTION** (Amending WSR 87-16-010 (Resolution No. 27), filed 7/23/87)

**WAC 132Q-94-130 Violations.** Violations of these rules and regulations based on health and safety standards within this chapter(~~s~~) shall be cause for disciplinary action under the provisions of chapter 132Q-02(~~(94)~~) WAC. Disciplinary proceedings shall be conducted in accordance with chapter 132Q-02(~~(94)~~) WAC.

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

**AMENDATORY SECTION** (Amending WSR 87-16-010 (Resolution No. 27) [00-14-007], filed 7/23/87 [6/26/00])

**WAC 132Q-94-150 Prohibition of weapons (~~(fire-arms)~~) and other dangerous instrumentalities.** No (~~(employee)~~) college personnel, student or member of the public (~~(guest)~~) shall carry, transport within a vehicle or otherwise possess any weapon (~~(gun, pistol or other firearm or)~~) explosive device, hazardous chemicals or any other hazardous weapon (~~(device)~~) such as knives or substance on any college campus or other district property except for use in an authorized college activity with express authorization from the chief executive of the campus or an authorized designee.

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

**NEW SECTION**

**WAC 132Q-94-160 Prohibition of open flames in college buildings.** Candles and other open flames, including lighting and burning of incense, are prohibited in any building owned or operated by Community Colleges of Spokane. Open flames create a fire hazard, and scented candles and incense can be an irritant to other individuals. Exceptions may be made if the candle or flame is associated with instructional equipment under appropriate faculty supervision or for decorative/food preparation purposes as part of an approved college function and with appropriate equipment. The Facilities Department obtains necessary permits from the City of Spokane Fire Department for such uses.



**AMENDATORY SECTION** (Amending WSR 91-17-076, filed 8/21/91)

**WAC 132Q-108-010 Adoption of model rules of practice and procedure.** The model rules of procedure adopted by the chief administrative law judge pursuant to RCW 34.05.250, as now or hereafter amended, are hereby adopted for use at Community Colleges of Spokane (~~(this institution)~~). Those rules may be found in ~~(at)~~ chapter 10-08 WAC. Other procedural rules adopted in this title are supplementary to the model rules of procedure. In the case of a conflict between the model rules of procedure and procedural rules adopted in this title, the procedural rules adopted by Community Colleges of Spokane (~~(this institution)~~) shall govern. Rules adopted at CCS (~~(this institution)~~) prior to July 1, 1989, remain in full force and effect unless specifically repealed or amended.

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

**AMENDATORY SECTION** (Amending WSR 91-17-076, filed 8/21/91)

**WAC 132Q-108-020 Appointment of presiding officers.** The chancellor/CEO (~~(chief executive officer or a designee of the chief executive officer)~~) shall appoint (~~(designate)~~) a presiding officer for an adjudicative proceeding. The presiding officer shall be an administrative law judge, a member in good standing of the Washington State Bar Association, a panel of individuals, the chief executive officer or a designee of the chief executive officer, or any combination of the above. Where more than one individual is designated to be the presiding officer, one person shall be designated by the chief executive officer or the designee of the chief executive officer to make decisions concerning discovery, closure, means of recording adjudicative proceedings, and similar matters.

**AMENDATORY SECTION** (Amending WSR 91-17-076, filed 8/21/91)

**WAC 132Q-108-040 Application for adjudicative proceeding.** An application for adjudicative proceeding shall be in writing. Application forms are available at the following address: Community Colleges of Spokane, 501 North Riverpoint Boulevard, P.O. Box 6000, MS 1001 (~~(North 2000 Greene Street, Room 01-0119A,)~~) Spokane, Washington, 99217-6000 (~~(99207)~~). Written application for an adjudicative proceeding should be submitted to the above address within 20 days of the agency action giving rise to the application, unless provided for otherwise by statute or rule.

**AMENDATORY SECTION** (Amending WSR 91-17-076 [92-14-039], filed 8/21/91 [6/24/92])

**WAC 132Q-108-050 Brief adjudicative procedures.** This rule is adopted in accordance with RCW 34.05.482 through 34.05.494, the provisions of which are hereby adopted. Brief adjudicative procedures shall be used in all matters related to:

- (1) Residency determinations made pursuant to RCW 28B.15.013, conducted by the admissions office;
- (2) Disputes concerning educational records;
- (3) Student conduct proceedings. The procedural rules in chapter 132Q-02(~~(04)~~) WAC apply to these procedures;
- (4) Parking violations. The procedural rules in chapter 132Q-20 WAC apply to these proceedings;
- (5) Outstanding debts owed by students or employees;
- (6) Loss of eligibility for participation in institution-sponsored athletic events, pursuant to WAC 132Q-02-510(~~(03-005)~~).

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

### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 132Q-03-005	Grounds for ineligibility
WAC 132Q-03-010	Right to brief adjudicative procedure
WAC 132Q-03-020	Brief adjudicative procedure
WAC 132Q-03-030	Decision
WAC 132Q-04-010	Purpose for adoption of student rules
WAC 132Q-04-020	Definitions.
WAC 132Q-04-030	Jurisdiction.
WAC 132Q-04-031	Prohibited conduct.
WAC 132Q-04-076	Hazing prohibited.
WAC 132Q-04-077	Penalties for hazing.
WAC 132Q-04-078	Sanctions for impermissible conduct not amounting to hazing.
WAC 132Q-04-097	Eligibility for clinical programs.
WAC 132Q-04-100	Right of assembly.
WAC 132Q-04-105	Other punishable acts.
WAC 132Q-04-110	Commercial activities.
WAC 132Q-04-120	Outside speakers.
WAC 132Q-04-130	Trespass.
WAC 132Q-04-140	Distribution of materials.
WAC 132Q-04-150	Right to demand identification.
WAC 132Q-04-160	Purpose of disciplinary actions.
WAC 132Q-04-170	Initiation of prosecution.
WAC 132Q-04-180	Initial disciplinary proceedings.

PERMANENT

WAC 132Q-04-190	Appeals.	WAC 132Q-06-025	Requests and appeal procedures.
WAC 132Q-04-200	Composition of college disciplinary committee.	WAC 132Q-06-030	Release of personally-identifiable records.
WAC 132Q-04-210	Brief adjudicative proceeding.	WAC 132Q-06-035	College records.
WAC 132Q-04-220	Conduct of disciplinary proceedings.	WAC 132Q-06-040	Records committee.
WAC 132Q-04-230	Evidence admissible in proceedings.	WAC 132Q-20-020	Definitions
WAC 132Q-04-240	Decision by the committee.		
WAC 132Q-04-250	Final decision regarding appeal of disciplinary committee action.		
WAC 132Q-04-260	Disciplinary action.		
WAC 132Q-04-270	Readmission after dismissal.		
WAC 132Q-04-280	Reporting, recording and maintenance of records.		
WAC 132Q-05-010	Purpose of summary suspension rules.		
WAC 132Q-05-020	Definitions.		
WAC 132Q-05-030	Jurisdiction.		
WAC 132Q-05-033	Authority to suspend.		
WAC 132Q-05-036	Conduct at college functions.		
WAC 132Q-05-040	Initiation of summary suspension proceedings.		
WAC 132Q-05-050	Notice of summary proceedings.		
WAC 132Q-05-060	Procedures of summary suspension proceeding.		
WAC 132Q-05-070	Decision by vice-president.		
WAC 132Q-05-080	Notice of suspension.		
WAC 132Q-05-090	Suspension for failure to appear.		
WAC 132Q-05-100	Appeal.		
WAC 132Q-05-110	Summary suspension proceedings not duplicious.		
WAC 132Q-05-120	Reporting, recording and maintenance of records.		
WAC 132Q-06-010	Confidentiality of student records.		
WAC 132Q-06-015	Definition of a student.		
WAC 132Q-06-016	Definition of personally identifiable information.		
WAC 132Q-06-020	Education records—Student's right to inspect.		

NEW SECTION

**WAC 132Q-02-010 Definitions.** As used in this chapter, the following words and phrases shall mean:

(1) **Appropriate Vice President** - The chief administrative officer over student services regardless of position title.

(2) **Assembly** - Any overt activity engaged in by two or more persons, the object of which is to gain publicity, advocate a view, petition for a cause or disseminate information to any person, persons or group of persons.

(3) **Board** - The board of trustees of Washington State Community College District 17, also known as Community Colleges of Spokane (CCS).

(4) **Chancellor** - Chief Executive officer over Community Colleges of Spokane.

(5) **College** - Any community college or center, which may be created by the board of trustees of Community Colleges of Spokane.

(6) **College facilities** - Any or all real property owned, operated, or maintained by the board of trustees of Community Colleges of Spokane, and shall include all buildings and appurtenances affixed thereon or attached thereto.

(7) **College personnel** - Any person employed or representing, on a full-time or part-time basis Community Colleges of Spokane.

(8) **Disciplinary action** - The expulsion, suspension or admonition of any student by the appropriate college president or vice president for the violation of any designated rule of student conduct for which a student is subject to disciplinary action.

(9) **District** - Washington State Community College District 17, also known as Community Colleges of Spokane (CCS).

(10) **Hazing** - Any method of initiation into a student organization, group or pastime or amusement engaged in with respect to such an organization or group that causes or is likely to cause bodily harm or serious mental or emotional harm to any student or other person attending any institution of higher education or post-secondary institution. Excluded from this definition are "customary athletic events or other similar contests or competitions."

(11) **Immediate Summary Suspension** - Immediate suspension from the college due to student presenting imminent danger to himself/herself or other persons on college facilities or to the educational process of the college.

(12) **Instructional Day** - Any regularly scheduled instructional day designated in the academic year calendar, including summer quarter, as a day when classes are held or during final examination week. Saturdays and Sundays are not regularly scheduled instructional days.

(13) **Others** - Any person other than a student or college personnel visiting, attending or speaking within the college community.

(14) **Personally-Identifiable Information** - Information which includes either (a) the name of the student, the student's parent, or other family member(s), (b) the address of the student's or student's family, (c) a personal identifier such as the student's social security number or student identification number, (d) a list of personal characteristics which would make it possible to identify the student with reasonable certainty, or (e) other information which would make it possible to identify the student with reasonable certainty.

(15) **President** - Unless otherwise designated shall mean the duly appointed president, chief executive of any college, instructional unit of Community Colleges of Spokane.

(16) **RCW** - The Revised Code of Washington.

(17) **Student** - Any person who is or has been officially registered at any college or instructional unit with Community Colleges of Spokane and with respect to whom the college maintains educational records or personally-identifiable information.

(18) **Student Rights and Responsibilities** - Rules regulating student conduct as adopted in this chapter.

(19) **WAC** - The Washington Administrative Code.

#### NEW SECTION

**WAC 132Q-02-020 Purpose for adoption of student rules.** (1) All colleges administered by the board of trustees for Community Colleges of Spokane are maintained by the state of Washington for the accomplishment of certain special purposes; namely, the provision of programs of instruction in higher education, the advancement of knowledge through scholarship and research, and the provision of related community services. Like any other social institution having its own special purpose, a college must maintain conditions conducive to the effective performance of its functions. Consequently, the college has special expectations regarding the conduct of the various participants in the academic community. Student conduct, which distracts from or interferes with accomplishment of college purposes, is not acceptable.

(2) Admission to a college within the district carries with it the presumption that students will conduct themselves as responsible members of the academic community. This includes an expectation that students will obey the law, comply with rules and regulations of the college and its departments, maintain a high standard of integrity and honesty and respect the rights, privileges and property of other members of the college community.

(3) It is assumed that students are and wish to be treated as adults. As such, students will accept responsibility for their conduct. In order to accomplish educational purposes of the college and also to provide students a full understanding of the rules that will enable the college to maintain conditions conducive to the effective performance of the college's functions, the following rules regarding the conduct of students are hereby adopted. Sanctions for violations of the rules of student conduct herein adopted will be administered by the college in the manner provided by said rules. When violations of laws of the state of Washington and/or the United

States are also involved, the college may refer such matters to proper civil authorities. In case of minors, this conduct may be referred to parents or legal guardians.

#### NEW SECTION

**WAC 132Q-02-030 Jurisdiction.** All rules herein adopted concerning student conduct and discipline shall apply to every student attending a community college within Community Colleges of Spokane whenever said student is engaged in or present at any approved college-related activity occurring on or off college facilities. Facilities includes locations in which students are engaged in official college activities such as training internships, cooperative and distance education, practicums, supervised work experiences or any other college-sanctioned social or club activities.

#### NEW SECTION

**WAC 132Q-02-040 Student misconduct.** Misconduct for which the campuses may impose sanctions and/or disciplinary action includes, but is not limited to, any of the following:

(1) The intentional or repeated obstruction or disruption of teaching, research, administration, disciplinary proceedings or other campus activities, including public service function and other authorized activities on campus premises;

(2) Academic dishonesty, as described in WAC 132Q-02-050, to include cheating, plagiarism, or knowingly furnishing false information to any campus or district employee;

(3) Failure to comply with the direction of campus officials acting in the legitimate performance of their duties or failure to properly identify oneself to those persons when requested to do so;

(4) Intentional physical or verbal abuse, threats, intimidation, harassment, coercion and/or other conduct, including disorderly, lewd or indecent behavior directed at another person which has the purpose or effect of creating a hostile, intimidating or disruptive learning or working environment at any campus-sponsored or campus-supervised function;

(5) Violating any of the computer and electronic information, including internet access systems use policies, rules, regulations, guidelines and laws applicable to the district, college or department of the college which include prohibitions against use for commercial benefit or gain and department restrictions prohibiting access into sexually explicit internet sites;

(6) Engaging in any behavior which threatens and/or endangers the health or safety of any person on campus premises, presents an imminent danger to him or herself, another or the college community, disrupts the normal operations of the college and/or infringes on the rights of other members of the college community;

(7) Aiding, abetting or procuring another person in behavior that is prohibited by any section of the Student Misconduct;

(8) Engaging in unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature where such behavior offends a reasonable, orderly, prudent person under these circumstances;

(9) Smoking and/or the use of chewing tobacco inside campus buildings and campus vehicles or in other unauthorized campus areas;

(10) Using, possessing, selling or being under the influence of any narcotic drug or controlled substance as defined in RCW 69.50.101, except when the use or possession of a drug is specifically prescribed as medication by an authorized medical doctor or dentist. For the purpose of the regulation, "sale" shall include the statutory meaning defined in RCW 69.50.410 and RCW 69.04.005;

(11) Using, possessing, consuming or being demonstrably under the influence of, or selling any alcoholic beverage, except as a participant of legal age in a student program, banquet or educational program which has the special written authorization of the college president or his/her designee;

(12) The intentional making of false statements and/or filing of false charges against the colleges and/or members of the district community;

(13) Forgery, alteration or misuse of district documents, records, funds or instruments of identification, including electronic hardware, software and information systems and applications with the intent to defraud;

(14) Theft of or attempted or actual damage to property of the college, a member of the college community, other personal or public property, or possession of property stolen from college premises and/or a member of the college community while on college premises;

(15) Unauthorized use of, access to, or entry of college facilities or property, tangible or intangible, or any violation of college rules regarding such use, access or entry;

(16) Engaging in any prohibited discriminatory or harassing behavior as defined by applicable law and/or district policies including stalking or hate activity as defined by law;

(17) Conducting or participating in an assembly, which violates the guidelines of assembly as defined in WAC 132Q-07-020 of this administrative code;

(18) Hazing in any form as described in RCW 28B.10-901. No student, or other person in attendance at any public or private institution of higher education, or any other post-secondary educational institution, may conspire to engage in hazing or participate in hazing of another. Any method of initiation into a student organization, pastime or amusement engaged in with respect to such an organization that causes, or is likely to cause bodily or serious mental or emotional harm to any student or other person. Excluded from this definition are "customary athletic events or other similar contests or competitions."

(19) Falsely setting off or otherwise tampering with any emergency safety equipment, alarm or other device established for the safety of individuals and/or college facilities;

(20) Possessing, transporting, or storing any weapons, explosives, dangerous chemicals or other weapons, including knives. Illegal possession of weapons or unauthorized use or possession of any device or substance that can be used to inflict bodily harm or to damage real or personal property. This does not apply to commissioned police officers as prescribed by law;

(21) Violating any other provision of the *Student Rights and Responsibilities Handbook*.

#### NEW SECTION

**WAC 132Q-02-050 Academic dishonesty.** Academic dishonesty includes cheating, plagiarism, or knowingly furnishing false information to the college or district. Acts of dishonesty are serious breaches of honor and shall be dealt with in the following manner:

(1) Any student who commits or aids and abets the accomplishment of an act of academic dishonesty shall be subject to disciplinary action;

(2) The class instructor is responsible for handling each case of dishonesty in the classroom except where a major or repeated offense is involved. In cases of academic dishonesty, the instructor may or may not dismiss the student from class and/or adjust the student's grade and/or determine appropriate action. If the instructor and the department chair concur that a case should be referred for further college action (which could include suspension or expulsion from the college), the matter is referred to the appropriate vice president, who may convene the college Disciplinary Committee. Any action relating to academic dishonesty, including action adjusting the student's grade, is subject to appeal by the student as in any other case of academic grievance.

#### NEW SECTION

**WAC 132Q-02-060 Classroom conduct/learning environment.** Instructors have the authority to take appropriate action to maintain order and proper conduct in the classroom and to maintain the effective cooperation of the class in fulfilling the objectives of the course.

An instructor has the authority to exclude a student from any single class/program session during which the student is so disorderly or disruptive that it is difficult or impossible to maintain classroom decorum. The instructor shall report any such exclusion from class/program to the appropriate vice president or designee. The appropriate vice president or designee may initiate disciplinary action as provided in this procedure.

Bringing any person, thing or object to a teaching and learning environment, that may disrupt the environment or cause a safety or health hazard, without the express approval of the faculty member or other authorized official, is expressly prohibited.

#### NEW SECTION

**WAC 132Q-02-070 Authority to suspend.** Each faculty member or administrator has the right to suspend any student from any single class or program, up to three instructional days, if misconduct disrupts any college class, program or the learning and teaching environment by engaging in conduct that renders it difficult or impossible to maintain the decorum of the class, program or teaching and learning environment. Such suspension may include exclusion from the college, or any part thereof, during the period of suspension. The faculty member or administrator shall report this suspension to the appropriate vice president who may set conditions for the student upon return. The student may appeal to the appropriate vice president and that vice president may autho-

alize an earlier return by the student only after consultation with the faculty member or appropriate administrator.

#### NEW SECTION

**WAC 132Q-02-080 Conduct at college functions.** College personnel have the right to remove or have removed from a college function and/or the college, for up to three instructional days, any student who, by an act of misconduct, substantially disrupts any college function by engaging in conduct that renders it difficult or impossible to continue such function in an orderly manner.

#### NEW SECTION

**WAC 132Q-02-090 Other punishable acts.** Any student who commits any other act on college facilities which is punishable as a misdemeanor or a felony under the laws of the state of Washington and/or the United States and which act is not a violation of any other provision of the *Student Rights and Responsibilities Handbook*, shall be subject to disciplinary action.

#### NEW SECTION

**WAC 132Q-02-100 Hazing.** Hazing is prohibited. Other sections of the *Student Rights and Responsibilities Handbook* may be applicable to hazing violations. Hazing violations are also misdemeanors punishable under state criminal law according to RCW 9A.20.021

Penalties for Hazing: Any organization, association or student group that knowingly permits hazing shall:

- a) Be liable for harm caused to persons or property resulting from hazing; and
- b) Be denied recognition by Community Colleges of Spokane as an official organization, association or student group on any campus of CCS. If the organization, association or student group is a corporation, whether for profit or nonprofit, the individual directors of the corporation may be held individually liable for damages.

A person who participates in the hazing of another shall forfeit any entitlement to state-funded grants, scholarships, or awards for one calendar year.

Forfeiture of state-funded grants, scholarships or awards may continue for an additional calendar year up to and including permanent forfeiture, based upon the seriousness of the violations.

Impermissible conduct not amounting to hazing is subject to sanctions available under the *Student Rights and Responsibilities Handbook* depending upon the seriousness of the violation.

Impermissible conduct associated with initiation into a student organization or group or any pastime or amusement engaged in, with respect to the organization or group, will not be tolerated.

Impermissible conduct, which does not amount to hazing, may include conduct, that causes embarrassment, sleep deprivation, personal humiliation, ridicule or unprotected speech amounting to verbal abuse.

#### NEW SECTION

**WAC 132Q-02-110 Disciplinary actions.** Disciplinary action, up to and including expulsion from the college, may be imposed upon a student for failure to abide by the rules of student conduct. The form of disciplinary action imposed on the non-abiding student will determine whether, and under what conditions, the violator may continue as a student at the college.

Any of the following disciplinary actions may be imposed upon violators of the *Student Rights and Responsibilities* rules and regulations established herein: The appropriate vice president at the remaining college/instructional unit reserves the right to enforce the disciplinary action on his/her campus.

(1) **Disciplinary Warning:** Notice to a student, either verbally or in writing that he/she has violated the rules of student conduct or failed to satisfy the college's expectations regarding conduct. Such warnings imply that continuation or repetition of the specific conduct involved or other misconduct will result in one of the more serious disciplinary actions described in this section.

(2) **Fines:** The office of the appropriate vice president may assess monetary fines against individual students for violation of the rules of student conduct. Failure to pay such fines promptly will result in the cancellation of the student's registration and will prevent the student from reregistering. Appeal of this action may be made to the president of the college. The decision of the president is final.

(3) **Disciplinary Reprimand:** Formal actions against a student for violation of the rules of student conduct. Reprimands are always made in writing to the student by the officer or agency taking action, with copies to the appropriate vice president. A reprimand informs the student that continuation or repetition of the specific conduct involved or other misconduct will result in one of the more serious disciplinary actions described in this section.

(4) **Disciplinary Probation:** Formal action placing conditions upon the student's continued attendance for violation of rules of student conduct. The office placing the student on disciplinary probation will specify, in writing, the period of probation and the conditions, such as limiting the student's participation in extracurricular activities. Disciplinary probation may be for a specified term or for an indefinite period, which may extend to graduation or other termination of the student's enrollment in the college. Violation of disciplinary probation shall be cause for further disciplinary action.

(5) **Suspension:** Formal but limited dismissal from the college. Termination of student status for violation of the rules of student conduct. The notification dismissing a student will indicate, in writing, the term of the dismissal and any special conditions that must be met before readmission.

(6) **Expulsion:** This shall result in permanent termination of a student's eligibility for enrollment. Notice of the expulsion and its cause shall be presented in writing.

#### NEW SECTION

**WAC 132Q-02-120 Delegation of disciplinary authority.** The appropriate vice-president or designee shall have the authority to administer the disciplinary action pre-

scribed in this chapter. The president shall be informed of all student, probation, suspension or expulsion proceedings by the appropriate vice-president.

#### NEW SECTION

**WAC 132Q-02-130 Due process.** Students have the right to due process. Disciplinary action may not be imposed without notice to the accused of the nature of the charges. Once notified, a student accused of violating the code of conduct is entitled to procedural due process as set forth in these provisions.

#### NEW SECTION

**WAC 132Q-02-140 Initiation of disciplinary action.** A request for disciplinary action on a student for violation(s) of the rules of student conduct shall be referred in writing to the appropriate vice president within five instructional days of the violation. Any member of the administration, faculty, college personnel or any student may make such a request. All requests must be in writing and signed by the individual making the request. The appropriate vice president or designee may decline the request, implement the request or engage in informal negotiations to resolve the situation.

#### NEW SECTION

**WAC 132Q-02-150 Composition of college disciplinary committee.** Each college shall have a college disciplinary committee composed of six members plus the presiding officer for a total of seven people who shall be chosen no later than October fifteenth of each academic year. The membership shall be selected as follows:

(1) The recognized faculty-negotiating unit shall appoint two members and one alternate who are teaching on the appropriate campus or college; such members shall serve a two-year term.

(2) The college president shall appoint two members from the college administration who shall serve a term as determined by the president.

(3) The respective student governments on each college campus shall appoint student membership. Student membership must include a male and female student and two alternates who shall serve for no more than one year.

(4) The presiding officer of the college disciplinary committee shall be the appropriate vice president or designee. No person who personally participates in any disciplinary action that is reviewed by the disciplinary committee may serve as presiding officer, nor cast a vote on the merits of the case decided upon by the disciplinary committee pursuant to WAC 132Q-02-180.

(5) No member of the disciplinary committee shall participate in a case in which he/she is witness to or have acted in an advisory capacity.

(6) The chair and members of the committee shall continue in their offices beyond the expiration of their terms until such time as those cases initiated and convened during their term shall be concluded. In no instance shall a new case be presented to a chair whose term has expired.

#### NEW SECTION

**WAC 132Q-02-160 Evidence admissible in proceedings.** Only those matters presented at the proceeding in the presence of the accused student, except where the student fails to attend after receipt of proper notice, will be considered in determining whether the college disciplinary committee has sufficient cause to believe that the accused student is guilty of a violation of the rules of student conduct.

(1) In determining whether sufficient cause, as stated above, does exist, members of the disciplinary committee shall give consideration to all evidence that serves as proof and is commonly accepted by reasonable, prudent persons in the conduct of their affairs.

(2) The presiding officer of the college disciplinary committee shall consider the rules of privilege recognized by law and exclude incompetent, irrelevant, immaterial and unduly repetitious evidence.

#### NEW SECTION

**WAC 132Q-02-170 Appeal of disciplinary actions.** Any disciplinary action taken by the appropriate vice president or designee may be appealed to the college disciplinary committee. Disciplinary action taken by the college disciplinary committee may be appealed to the president of the college. All appeals by a student must be made in writing to the disciplinary committee or president within seven instructional days after notification of action taken by the disciplinary committee or president.

#### NEW SECTION

**WAC 132Q-02-180 Reporting, recording and maintenance of disciplinary records.** The office of the appropriate vice president shall keep all records of disciplinary cases. Except in proceedings where the student is exonerated, all documentary or other physical evidence produced or considered, and all recorded testimony in disciplinary proceedings shall be preserved consistent with guidelines for student education records. No record of proceedings where the student is exonerated, other than the fact of exoneration, shall be maintained in the student's file or other college repository after the date of the student's graduation.

The office of the appropriate vice president shall keep accurate records of all disciplinary actions taken by or reported to that office. All disciplinary action will be entered on the student's record and may be removed at the time of graduation or earlier, at the discretion of the office or individual initiating the action, if special terms and conditions have been met or if other circumstances warrant the removal. A student may petition to that office or individual for removal of such a notation at any time. Otherwise the record of disciplinary action shall be part of that student's record.

#### NEW SECTION

**WAC 132Q-02-190 Initial college disciplinary proceedings.** (1) Any student accused of violating any provisions of the *Student Rights and Responsibilities* will be called for an initial conference with the appropriate vice president or

designee, and will be informed of what provision(s) of the rules of student conduct the student is charged with violating, and the maximum penalties which might result if the charge is substantiated after consideration in a disciplinary proceeding.

(2) After considering the evidence in the case and interviewing the student or students accused of violating the rules of student conduct, the appropriate vice president or designee, may take any of the following actions:

(a) Terminate the proceeding, exonerating the accused student(s);

(b) Dismiss the case after appropriate counseling and/or advice;

(c) Impose minor sanctions directly (warning, reprimand, disciplinary probation or fine) or such sanctions the student may agree to in writing. These sanctions are subject to the student's rights of appeal as described below;

(d) Refer the matter to the college disciplinary committee for appropriate action. The student shall be notified in writing, within three instructional days, when such a referral is made.

(e) Issue an order of dismissal pursuant to the conditions of WAC 132Q-02-110(4).

(f) Issue an order of expulsion pursuant to the conditions of WAC 132Q-02-110(6).

(3) A student accused of violating any of the rules of student conduct shall be given written notification of any disciplinary action taken by the appropriate vice president or designee. In the case of an unmarried student under eighteen years of age, written notification of the disciplinary action taken by the appropriate vice president or designee, shall also be sent to the student's parent(s) or legal guardian(s) under the provisions of the Family Education Rights and Privacy Act (FERPA).

No disciplinary action recommended by the appropriate vice president or designee, is final unless the student fails to exercise his right of appeal as provided in WAC 132Q-02-200.

#### NEW SECTION

**WAC 132Q-02-200 College disciplinary committee proceedings.** (1) The college disciplinary committee for each college will reexamine all disciplinary cases referred to it by the appropriate vice president or designee. The student shall be accorded a fair and impartial hearing before the disciplinary committee on any charge of misconduct referred to the committee for initial hearing or appeal. The student's failure to cooperate with the hearing procedures hereinafter outlined, however, shall not prevent the disciplinary committee from making its findings, conclusions and recommendations as provided hereafter. Failure by the student to cooperate may be taken into consideration by the committee.

(2) The student shall be given written notice of the time and place of the proceeding before the college disciplinary committee by registered or certified mail to the student's last known address or presented to the student in person by an appropriate campus official, or any other reasonable means of communication and be afforded not less than twenty days notice. The notice shall contain:

(a) The time and place of the proceeding.

(b) An outline of the charges, a list of witnesses who will appear, a description of any documentary, or other evidence that will be presented at the hearing.

(c) The notice may be amended at any time prior to the hearing but if such amendment is prejudicial to the student's case, the hearing date shall be rescheduled to a later date.

In no case shall efforts to avoid receipt of notice be allowed to interrupt the process of the proceeding.

(3) The student shall be entitled to hear and examine the evidence brought forth and be informed of the identity of its source and shall be entitled to present evidence and witnesses on their own behalf and to cross-examine witnesses appearing as to factual matters. The student shall have the opportunity to request the presence of witnesses or production of other evidence relevant to the issues of the proceedings.

(4) A college representative shall present the evidence and witnesses alleging that the student engaged in misconduct. Only those matters presented at the hearing will be considered in the decision of the committee, but the student's past record of conduct may be taken into account in formulating the committee's recommendations for disciplinary action.

(5) The student may choose to be represented or accompanied by legal counsel and/or accompanied by an advisor, however, counsel cannot speak at the proceeding. Should the student elect representation by legal counsel, the campus official initiating the charges may also be represented by legal counsel. If the student elects to choose a duly licensed attorney admitted to practice in the United States as counsel, the student must provide three days' notice excluding weekends and holidays to the appropriate vice president.

(6) No one will be required to give self-incriminating evidence.

(7) In all disciplinary proceedings the college may be represented by a designee appointed by the appropriate vice president; said designee may then present the college's case against the student accused of violating the rules of student conduct, provided that in those cases in which the student elects to have a licensed attorney present, the appropriate vice president may elect to have an assistant attorney general attend as well.

(8) An adequate summary of all the evidence and facts presented to the disciplinary committee during the course of the proceedings will be taken. A student's disciplinary record is subject to FERPA and WAC 132Q-06-035.

(9) The presiding officer of the college disciplinary committee shall preside at the disciplinary proceeding and make rulings on all evidentiary procedural matters heard in the course of the disciplinary proceeding.

(10) The student will be provided with a copy of the findings, conclusions and sanctions if any imposed. The student will also be advised of the right to appeal the committee's decision in a written statement to the president within five instructional days.

(11) If there is no appeal to the president, the sanction shall be in effect at the end of the five instructional day appeal period or at such other time as may be indicated by the committee.

NEW SECTION

**WAC 132Q-02-210 Conduct at disciplinary proceedings.** Proceedings conducted by the college disciplinary committee generally will be held in closed session, except when a student requests that persons other than those directly involved be invited to attend. Such requests shall be made to the chair at least three instructional days in advance of the hearing. The chair may exclude any persons that disrupt the proceedings from the hearing room and may limit the number of persons who may attend in order to afford safety and orderliness to the participants in the proceedings.

Any student attending the disciplinary committee proceeding as an invited guest who continues to disrupt said proceedings after the presiding officer of the committee has asked him/her to cease and desist such activity, shall be subject to disciplinary action.

NEW SECTION

**WAC 132Q-02-220 Decision of the college disciplinary committee.** Upon conclusion of the disciplinary proceeding, the college disciplinary committee shall consider all the evidence presented and decide by majority vote of the members of the committee which of the following is to be taken:

(a) Terminate the proceedings and exonerate the student(s);

(b) Impose disciplinary actions as provided in WAC 132Q-02-110.

The campus shall in no case proceed with a sanction that, in fact or appearance, duplicates punishment for the same offense unless the interests of the campus are implicated in some separate way by the violation of law.

If a violation of civil law occurs on campus and is also a violation of a published campus regulation, the campus may institute its own proceedings against the offender if the campus interest involved is clearly distinct from that of the outside community.

If a student is charged with an off-campus violation of law, the matter shall be of no disciplinary concern to the campus unless the student is incarcerated and unable to comply with academic requirements.

The student will be provided with a copy of the committee's findings and conclusions regarding whether the student did violate any rule or rules of the code of student conduct. The committee shall also advise the student of the right to present, within five instructional days, a written statement to the president of the college appealing the decision of the college disciplinary committee.

NEW SECTION

**WAC 132Q-02-230 Appeal proceedings.** (1) All appeals must be submitted to the appropriate vice president, in writing, within ten instructional days.

(2) The college disciplinary committee shall hear appeals of initial disciplinary decisions.

(3) The college president or designee shall hear appeals of the college disciplinary committee's decisions.

NEW SECTION

**WAC 132Q-02-240 Readmission after suspension.** Any student suspended from the college for disciplinary reasons may apply for readmission by filing requests in writing with the office or individual, which initiated the action resulting in the suspension. Such petitions must indicate how specified conditions have been met and, if the term of the suspension has not expired, any reasons which support a reconsideration of the matter. Because the president of the college participates in all disciplinary actions suspending students from the college, decisions on such petitions of readmission must be reviewed and approved by the president before readmission is granted.

NEW SECTION

**WAC 132Q-02-250 Emergency authority of the college president.** Ordinarily, disciplinary actions will be imposed only after the appropriate informal or formal hearing procedures have been invoked. However, the college president or his/her authorized representative, by virtue of the authority delegated to him/her by the board of trustees under conditions which the president or authorized representative deems to be an emergency situation, may suspend the student from participation in any or all college privileges, pending the completion of the college disciplinary proceedings outlined herein, in order to protect the safety and property of members of the college community or to assure the college's ability to function. In any case in which this provision is invoked, the student(s) in question are entitled to an early hearing before the appropriate vice president, designee or duly appointed committee.

NEW SECTION

**WAC 132Q-02-260 Purpose of immediate summary suspension rules.** (1) The board of trustees of Community Colleges of Spokane recognizes the need to provide the college's administrators with an immediate system of student discipline that can swiftly and fairly respond to disorder on all district property. The board further desires to create and operate such a system within the framework of due process as presently embodied in the concept of a temporary restraining order.

(2) It is to be understood, however, that nothing within the rules adopted in this chapter shall be construed to replace the provisions of the rules of student conduct and procedures of enforcement included in chapter 132Q-02 WAC and the student disciplinary system created therein. Rather, the provisions of the rules of this chapter shall be deemed to be supplementary to the rules of student conduct by providing a method of suspension during the pending investigation and prosecution for student violations that will be subsequently heard on their merits pursuant to the system included in the rules of student conduct.

NEW SECTION

**WAC 132Q-02-270 Initiation of immediate summary suspension proceedings.** If the president or designee has



cause to believe that any student has violated any rule of student conduct contained in chapter 132Q-02 WAC, and the president or designee has further cause to believe that the student's violation has a significant probability of continuing to disrupt the educational environment of the college, then the president or designee shall, pursuant to the following rules, have authority to suspend the student for a maximum of ten instructional days prior to any subsequent disciplinary proceeding initiated under the rules of student conduct contained in 132Q-02 WAC.

#### NEW SECTION

**WAC 132Q-02-280 Notice of immediate summary suspension proceedings.** (1) If the president desires to exercise the authority conferred by WAC 132Q-02-140 against any student, he or she shall direct the appropriate vice president to provide written notice to the student.

(2) The notice shall be entitled "notice of summary suspension proceeding" and shall include the charges against the student, including reference to the law and/or rules of student conduct involved and that the student charged must appear before the appropriate vice president or designee, at a time to be set by the vice president.

#### NEW SECTION

**WAC 132Q-02-290 Procedures of immediate summary suspension proceedings.** (1) At the immediate summary suspension proceeding, the college, through the office of the appropriate vice president or designee, shall make a determination as to whether there is probable cause to believe that the violation did occur, as stated in the notice of summary suspension proceedings to the student.

(2) The student may offer oral testimony of himself/herself or another person, submit any statement or affidavit on his/her own behalf, examine any affidavit and cross-examine any witness who may appear against him/her.

(3) The appropriate vice president shall, at the time of the immediate summary suspension proceeding, determine whether there is probable cause to believe that a violation of law or of the rules of student conduct has occurred, pursuant to WAC 132Q-02-220 (1) or (2). In the course of making such a decision, the vice president may only consider the sworn affidavit or oral testimony of persons who have made the allegation and the oral testimony and affidavits submitted by the student charged.

#### NEW SECTION

**WAC 132Q-02-300 Decision by vice president.** If the appropriate vice president, following the conclusion of the immediate summary suspension proceeding, finds that there is probable cause to believe that:

(1) The accused student has committed one or more violations of law or rules of student conduct upon any person or college facility, and

(2) That immediate summary suspension of the accused student is necessary to attain peace and order on the campus; and

(3) Such violation(s) of the rules of student conduct constitutes grounds for disciplinary probation or dismissal pursuant to WAC 132Q-02-110.

The appropriate vice president may then, with the written approval of the president, suspend the student from college pending any subsequent disciplinary proceeding initiated under WAC 132Q-02 or reinstate the student with or without conditions.

#### NEW SECTION

**WAC 132Q-02-310 Notice of immediate summary suspension.** (1) If a student is suspended pursuant to the above rules, he/she will be provided with a written copy of the appropriate vice president's findings as to whether the vice president had probable cause to believe that the conditions for immediate summary suspension outlined in WAC 132Q-02-200 exist and to whether immediate suspension of the accused student should be issued.

(2) The student suspended in accordance to this rule shall be served a written copy of the notice of suspension by personal service or by registered mail. Notice by mail shall be sent to the student's last known address. The suspension shall be effective for the period dating from the day the notice of suspension is mailed or personal service accomplished.

(3) During the period of immediate summary suspension, the suspended student shall not enter the campus other than to meet with the appropriate vice president or to attend the summary suspension proceeding. However, the appropriate vice president may grant the student special permission to enter for the express purpose of meeting with faculty, college personnel, or students in preparation for the proceeding.

(4) The appropriate vice president at the remaining college reserves the right to enforce the immediate suspension on their campus.

#### NEW SECTION

**WAC 132Q-02-320 Failure to appear.** If the accused student has been served in accordance with the notice required in WAC 132Q-02-170, fails to appear at the time designated for the immediate summary suspension proceeding, the appropriate vice president may, with the written concurrence of the president, continue with the proceedings under WAC 132Q-02-180.

#### NEW SECTION

**WAC 132Q-02-330 Appeal of immediate summary suspension.** (1) Any student aggrieved by an order issued at the immediate summary suspension proceeding may appeal the suspension to the board of trustees. No such appeal shall be entertained, however, unless written notice of the appeal, specifically describing alleged errors in the findings of the appropriate vice president and the president, is tendered at the office of the president within seventy-two hours following the date the written notice of immediate summary suspension was served or mailed to the student.

(2) The board shall, as soon as reasonably possible, examine the allegations contained within the notice of appeal, along with the findings of the vice president and president,

the record of the immediate summary suspension proceeding, and determine whether the immediate summary suspension order is justified. Following such examination, the board of trustees may, at its discretion, uphold the decision or overturn the immediate summary suspension pending determination of the merits of the disciplinary proceeding pursuant to the rules of student conduct.

(3) The board shall notify, by registered or certified mail, the appealing student within forty-eight hours following its consideration of the notice of appeal, as to whether the immediate summary suspension shall be upheld or stayed pending disposition of the disciplinary proceeding pursuant to the rules of student conduct.

#### NEW SECTION

**WAC 132Q-02-340 Immediate summary suspension proceedings not duplicative.** (1) As indicated in WAC 132Q-02-110, the immediate summary suspension proceeding shall in no way be substituted for the disciplinary proceedings provided for in the rules of student conduct, chapter 132Q-02 WAC. At the end of the suspension, the student suspended shall be reinstated to full rights and privileges as a student, subject to whatever sanctions may have been or may be in the future imposed pursuant to the rules of student conduct or these rules of immediate summary suspension.

(2) Any disciplinary proceeding initiated against the student because of violations alleged against another student in the course of the immediate summary suspension proceeding provided for herein, shall be reexamined; provided, that the records made and evidence presented during the course of any aspect of an immediate summary suspension proceeding brought against the student shall be available for the use of the accused student and of the college in a disciplinary proceeding initiated under the rules of student conduct.

#### NEW SECTION

**WAC 132Q-02-350 Confidentiality of student records.** Community Colleges of Spokane continually receives requests from outside sources for information about students, both past and present. College personnel are reminded that Public Law 93-380, the Family Educational Rights and Privacy Act (FERPA) of 1974 states that colleges adopt a policy on student education records to insure that information contained in such records is treated in a responsible manner with due regard to the personal nature of the information contained in these records. In order to prevent embarrassment or possible legal involvement of District 17 and its employees, because of improper disclosure of information, it is imperative that FERPA be implemented in the release of such information.

#### NEW SECTION

**WAC 132Q-02-360 Education records—Student's right to inspect.** (1) A student has the right to inspect and review his/her education records.

(a) For purposes of this section the term "education records" means those records, files, documents, and other materials which contain information directly related to a stu-

dent, including records regarding the employment of a student when such employment is a result of, and directly related to, student status.

(b) The term "education records" does not include:

(i) Records of instructional, supervisory and administrative personnel and educational personnel which are in the sole possession of the originator and which are not accessible or revealed to any other person except a substitute or designee.

(ii) Records of the campus security department, which are kept apart from those records described in subsection (a) and which are maintained solely for law enforcement purposes are not made available to persons other than law enforcement officials of the same jurisdiction.

(iii) In the case of persons who are employed by an educational agency or institution but who are not in attendance at such agency or institution, records made and maintained in the normal course of business, which relate exclusively to such person's employment, are not available for use for any other purpose.

(iv) Student records containing medical/psychological information are not available to anyone other than the individual(s) providing treatment; however, such records may be personally reviewed by a physician or other appropriate professional upon the student's written consent.

(2)(a) Recommendations, evaluations or comments concerning a student that are provided in confidence, either expressed or implied, as between the author and the recipient, shall be made available to the student, except as provided in (b), (c) and (d) of this subsection.

(b) The student may specifically release his or her right to review where the information consists only of confidential recommendations respecting:

- (i) Admission to any educational institution; or
- (ii) An application for employment; or
- (iii) Receipt of an honor or honorary recognition.

(c) A student's waiver of his or her right to access confidential statements shall apply only if:

(i) The student is, upon request, notified of the names of person(s) making confidential statements concerning him or her; and

(ii) Such confidential statements are used solely for the purpose for which they were originally intended; and

(iii) Such waivers are not required as a condition for admission to, receipt of financial aid from, or receipt of any other services or benefits from the college/instructional unit.

(d) Recommendations, evaluations or comments concerning a student that have been provided in confidence, either expressed or implied, as between the author and the recipient, prior to January 1, 1975, shall not be subject to release under (a) of this subsection. Such records shall remain confidential and shall be released only with the consent of the author. The institution shall use these records only for the purpose for which they were originally intended.

(3) Where requested records or data include information on more than one student, the student shall be entitled to receive or be informed of only that part of the record or data that pertains to himself/herself.

(4) The office of the appropriate vice president is the official custodian of academic records; and, therefore, is the

only office who may issue an official transcript of the student's academic record.

(5) Student educational records may be destroyed in accordance with a department's routine retention schedule. In no case will any record which is requested by a student for review in accordance with this section and WAC 132Q-02-270 be removed or destroyed prior to providing the student access.

#### NEW SECTION

##### **WAC 132Q-02-370 Records requests and appeals.**

(1) A request by a student for review of information shall be made in writing to the college individual(s) or office(s) having custody of the particular record. Any challenge to the contents of educational records shall be addressed by means of a brief adjudicative proceeding.

(2) An individual(s) or office(s) must respond to a request for education records within a reasonable period of time, but in no case more than forty-five days after the request has been made. A college individual(s) or office(s) which is unable to comply with a student's request within the above-stated time period shall inform the student of that fact and the reason(s) in writing.

(3)(a) A student who feels that his/her request has not been properly answered by a particular individual(s) or office(s) should contact the appropriate vice president, associate dean, director, assistant dean, or individual(s) or office(s) responsible for mediation.

(b) In cases where a student remains dissatisfied after consulting with the appropriate vice president, director, assistant dean or associate dean, the student may then request a proceeding by the college records committee. Following the proceeding, the college's records committee shall render its decision within a reasonable period of time. In all cases, the decision of the college's records committee shall be final.

(c) In no case shall any request for review by a student be considered by the college's records committee, which has not been filed with that body in writing within ninety days from the date of the initial request to the custodian of the record.

(d) The college's records committee shall not review any matter regarding the appropriateness of official academic grades.

#### NEW SECTION

**WAC 132Q-02-380 Release of personally-identifiable records.** (1) The college shall not permit access to or the release of education records or personally-identifiable information contained therein, other than "directory information," without the written consent of the student, to any party other than the following:

(a) College personnel and students when officially appointed to a faculty council or administrative committee, when the information is required for a legitimate educational interest within the performance of their responsibilities to the college, with the understanding that its use will be strictly limited to the performance of those responsibilities.

(b) Federal and state officials requiring access to education records in connection with the audit and evaluation of a federally-supported or state-supported educational program

or in connection with the enforcement of the federal or state legal requirements which relate to such programs. In such cases the information required shall be protected by the federal or state official in a manner which will not permit the personal identification of students and their parent(s) to other than those officials and such personally-identifiable data shall be destroyed when no longer needed for such audit, evaluation or enforcement of legal requirements.

(c) Agencies or individual's requesting information in connection with a student's application for or receipt of financial aid.

(d) Organizations conducting studies for or on behalf of the college for purposes of developing, validating or administering predictive tests, administering student aid programs, and improving instruction, if such studies are conducted in such a manner as will not permit the personal identification of students by persons other than the representatives of such organizations, and such information will be destroyed when no longer needed for the purposes for which it was provided.

(e) Accrediting organizations in order to carry out their accrediting functions.

(f) Any person or entity designated by judicial order or lawfully-issued subpoena, upon condition that the student is notified of all such orders or subpoenas in advance of the compliance unless the court or other issuing agency orders the college not to notify the student before compliance with the subpoena. The college president, the president's designee, or office(s) receiving a subpoena or judicial order for education records should immediately notify the attorney general.

(g) Parents transfer their rights under FERPA to their child when he/she reaches 18 years of age or attends an institution of postsecondary education. Parents of college students, who request to review their "adult child's" record, must provide documented "dependency status" under Internal Revenue Service (IRS) regulations or have written consent from the student. The final decision whether or not to disclose information about students to their parents is a matter of the institution's policy.

(2) Where the consent of a student is obtained for the release of education records, it shall be in writing, signed and dated by the person giving such consent, and shall include:

(a) A specification of the records to be released;

(b) The reasons for such release; and

(c) The names of the parties to whom such records will be released.

(3) In cases where records are made available without student release as permitted by subsection (1)(b), (c), (d), (e) and (f), the college shall maintain a record kept with the education record released which will indicate the parties which have requested or obtained access to a student's records maintained by the college and which will indicate the legitimate interest of the investigating party. Releases in accordance with subsection (1)(a) need not be recorded.

(4) Personally-identifiable education records released to third parties, with or without student consent, shall be accompanied by a written statement indicating that the information cannot be subsequently released in a personally-identifiable form to any other parties without obtaining consent of the student.

(5) The term "directory information" used in subsection (1) is defined as information contained in an educational record of a student that would not be generally considered harmful or an invasion of privacy if disclosed. It includes, but is not limited to, the student's name, address, telephone listing, electronic mail address, photograph, date and place of birth, major field of study, dates of attendance, grade level, enrollment status (e.g., undergraduate or graduate; full-time or part-time), participation in officially-recognized activities and sports, weight and height of members of athletic teams, degrees, honors and awards received, and the most recent educational agency or institution attended by the student.

(3) Students may request in writing that the college not release directory information through written notice to the appropriate vice president.

(4) Information from education records may be released to appropriate persons in connection with an emergency if the knowledge of such information is necessary to protect the health or safety of a student or other person(s).

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

#### NEW SECTION

**WAC 132Q-02-390 College records.** All college individual(s) or office(s) that have custody of education records will develop procedures in accord with WAC 132Q-02-250 through 132Q-02-300. Any supplementary regulations found necessary by departments will be filed with the college's records committee, which will be responsible for periodic review of policy and procedures.

(1) Disciplinary records shall be kept separate from academic records, and transcripts of a student's academic record shall contain no notation of any disciplinary action. Special precautions shall be exercised to insure that information from disciplinary or counseling files is not revealed to unauthorized persons. Provisions shall be made for periodic review and routine destruction of inactive disciplinary records by offices maintaining such records.

(2) No records shall be kept that reflect a student's political or ideological beliefs or associations.

(3) Entities within Community Colleges of Spokane share education records.

(4) Students requesting an official copy of their educational transcripts must provide a written request including name, address, student identification number and where the transcript is to be sent.

(5) A processing fee will be assessed for any official transcript sent to institutions outside the jurisdiction of Community Colleges of Spokane.

#### NEW SECTION

**WAC 132Q-02-400 Records committee.** Each college shall have a college records committee composed of the appropriate vice president or designee, one student, one faculty and one staff member who shall be appointed by the college president no later than October fifteenth of each academic year. The college's records committee shall be responsible for reviewing unusual requests for information and for

assisting in the interpretation of these rules. The committee shall also be responsible for hearing appeals as defined in WAC 132Q-02-380.

#### NEW SECTION

**WAC 132Q-02-410 Eligibility for clinical programs.** Any student who fails to comply with the requirements to be eligible for required clinical programs shall be subject to disciplinary action. Requirements may include, but are not limited to, the student having a record of current immunizations and a physical examination, TB test, CPR proficiency, state patrol clearance, proof of liability and medical and accident insurance coverage.

#### NEW SECTION

**WAC 132Q-02-420 Grounds for athletic ineligibility.** Any student found by Community Colleges of Spokane to have violated chapter 69.41 RCW by virtue of a criminal conviction or otherwise insofar as it prohibits the possession, use or sale of legend drugs, including anabolic steroids, will be disqualified from participation in any college sponsored athletic event or activity.

#### NEW SECTION

**WAC 132Q-02-430 Right to brief adjudicative procedure—Athletics.** Any student notified of a claimed violation of WAC 132Q-02-040 shall have the right to a brief adjudicative hearing. The appropriate vice President must receive a written request for such a hearing within three instructional days of receipt of a declaration of further athletic ineligibility. If a written request is not received within three instructional days after receipt of the declaration of athletic ineligibility, the student will be deemed to have waived any right to a brief adjudication hearing and will be declared ineligible from further participation in college sponsored athletic events or activities.

#### NEW SECTION

**WAC 132Q-02-440 Brief adjudicative procedure—Athletics.** If a timely written request for a hearing is made, the appropriate vice president shall designate a presiding officer who shall be a college administrator who is not involved with the athletic program to conduct the brief adjudicative proceeding. The presiding officer shall promptly conduct the hearing and permit affected parties to explain both the college's view of the matter and the student's view of the matter. The brief adjudicative proceeding shall be conducted in accordance with the Administrative Procedure Act, RCW 34.05.482-.494.

#### NEW SECTION

**WAC 132Q-02-450 Brief adjudicative decision—Athletics.** The college administrator who acts as presiding officer shall issue a written decision, which shall include a brief statement of the reasons for the decision and a notice that judicial review may be available. All documents pre-

sented, considered or prepared by the presiding officer shall be maintained as the official record of the brief administrative proceeding. A decision must be promptly rendered after the conclusion of the proceeding and in no event later than twenty instructional days following the request for a brief adjudicative proceeding is received by the appropriate vice president.

**WSR 03-19-043**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Medical Assistance Administration)

[Filed September 10, 2003, 2:28 p.m.]

Date of Adoption: September 5, 2003.

Purpose: To ensure department rules are HIPAA-compliant (federal Health Insurance Portability and Accountability Act, P.L. 104-191) by October 16, 2003, and to adopt into permanent rule clarifying language to reflect current department policy and business practices.

Citation of Existing Rules Affected by this Order: Amending WAC 388-550-1050, 388-550-6100, 388-550-6150, 388-550-6200, and 388-550-6400.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, and 74.08.090.

Other Authority: Public Law 104-191.

Adopted under notice filed as WSR 03-14-102 on June 30, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 5, 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 5, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 5, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 01-16-142, filed 7/31/01, effective 8/31/01)

**WAC 388-550-1050 Hospital services definitions.**

The following definitions and abbreviations and those found in WAC 388-500-0005, Medical definitions, apply to this chapter.

**"Accommodation costs"** means the expenses incurred by a hospital to provide its patients services for which a separate charge is not customarily made. These expenses include, but are not limited to, room and board, medical social services, psychiatric social services, and the use of certain hospital equipment and facilities.

**"Acute"** means a medical condition of severe intensity with sudden onset.

**"Acute care"** means care provided for patients who are not medically stable or have not attained a satisfactory level of rehabilitation. These patients require frequent monitoring by a health care professional in order to maintain their health status (see WAC 248-27-015).

**"Acute physical medicine and rehabilitation (Acute PM&R)"** means a twenty-four hour inpatient comprehensive program of integrated medical and rehabilitative services provided during the acute phase of a client's rehabilitation.

**"ADATSA/DASA assessment center"** means an agency contracted by the division of alcohol and substance abuse (DASA) to provide chemical dependency assessment for clients and pregnant women in accordance with the alcoholism and drug addiction treatment and support act (ADATSA). Full plans for a continuum of drug and alcohol treatment services for pregnant women are also developed in ADATSA/DASA assessment centers.

**"Add-on procedure(s)"** means secondary procedure(s) that are performed in addition to another procedure.

**"Administrative day"** means a day of a hospital stay in which an acute inpatient level of care is no longer necessary, and noninpatient hospital placement is appropriate.

**"Admitting diagnosis"** means the medical condition before study, which is initially responsible for the client's admission to the hospital, as defined by the ICD-9-CM diagnostic code.

**"Advance directive"** means a document, such as a living will executed by a client. The advanced directive tells the client's health care providers and others the client's decisions regarding the client's medical care, particularly whether the client or client's representative wishes to accept or refuse extraordinary measures to prolong the client's life.

**"Aggregate capital cost"** means the total cost or the sum of all capital costs.

**"Aggregate cost"** means the total cost or the sum of all constituent costs.

**"Aggregate operating cost"** means the total cost or the sum of all operating costs.

**"Alcoholism and drug addiction treatment and support act (ADATSA)"** means the law and the state-funded program it established which provides medical services for persons who are incapable of gainful employment due to alcoholism or substance addiction.

**"Alcoholism and/or alcohol abuse treatment"** means the provision of medical social services to an eligible client designed to mitigate or reverse the effects of alcoholism or alcohol abuse and to reduce or eliminate alcoholism or alcohol abuse behaviors and restore normal social, physical, and psychological functioning. Alcoholism or alcohol abuse treatment is characterized by the provision of a combination of alcohol education sessions, individual therapy, group ther-

apy, and related activities to detoxified alcoholics and their families.

**"All-patient grouper (AP-DRG)"** means a computer program that determines the DRG assignments.

**"Allowed charges"** means the maximum amount for any procedure that the department allows as the basis for payment computation.

**"Ancillary hospital costs"** means the expenses incurred by a hospital to provide additional or supporting services to its patients during their hospital stay. See **"ancillary services."**

**"Ancillary services"** means additional or supporting services provided by a hospital to a patient during the patient's hospital stay. These services include, but are not limited to, laboratory, radiology, drugs, delivery room, operating room, postoperative recovery rooms, and other special items and services.

**"Approved treatment facility"** means a treatment facility, either public or private, profit or nonprofit, approved by DSHS.

**"Audit"** means an assessment, evaluation, examination, or investigation of a health care provider's accounts, books and records, including:

(1) Medical, financial and billing records pertaining to billed services paid by the department through Medicaid or other state programs, by a person not employed or affiliated with the provider, for the purpose of verifying the service was provided as billed and was allowable under program regulations; and

(2) Financial, statistical and medical records, including mathematical computations and special studies conducted supporting Medicare cost reports, HCFA Form 2552, submitted to MAA for the purpose of establishing program rates of reimbursement to hospital providers.

**"Audit claims sample"** means a subset of the universe of paid claims from which the sample is drawn, whether based upon judgmental factors or random selection. The sample may consist of any number of claims in the population up to one hundred percent. See also **"random claims sample"** and **"stratified random sample."**

**"Authorization"** - See **"prior authorization"** and **"expedited prior authorization (EPA)."**

**"Average hospital rate"** means the average of hospital rates for any particular type of rate that MAA uses.

**"Bad debt"** means an operating expense or loss incurred by a hospital because of uncollectible accounts receivables.

**"Beneficiary"** means a recipient of Social Security benefits, or a person designated by an insuring organization as eligible to receive benefits.

**"Billed charge"** means the charge submitted to the department by the provider.

**"Blended rate"** means a mathematically weighted average rate.

**"Border area hospital"** means a hospital located outside Washington state and located in one of the border areas listed in WAC 388-501-0175.

**"Bundled services"** mean interventions which are integral to the major procedure and are not reimbursable separately.

**"Buy-in premium"** means a monthly premium the state pays so a client is enrolled in part A and/or part B Medicare.

**"By report"** means a method of reimbursement in which MAA determines the amount it will pay for a service when the rate for that service is not included in MAA's published fee schedules. Upon request the provider must submit a "report" which describes the nature, extent, time, effort and/or equipment necessary to deliver the service.

**"Callback"** means keeping hospital staff members on duty beyond their regularly scheduled hours, or having them return to the facility after hours to provide unscheduled services which are usually associated with hospital emergency room, surgery, laboratory and radiology services.

**"Capital-related costs"** mean the component of operating costs related to capital assets, including, but not limited to:

- (1) Net adjusted depreciation expenses;
- (2) Lease and rentals for the use of depreciable assets;
- (3) The costs for betterment and improvements;
- (4) The cost of minor equipment;
- (5) Insurance expenses on depreciable assets;
- (6) Interest expense; and
- (7) Capital-related costs of related organizations that provide services to the hospital.

Capital costs due solely to changes in ownership of the provider's capital assets are excluded.

**"Case mix complexity"** means, from the clinical perspective, the condition of the treated patients and the difficulty associated with providing care. Administratively, it means the resource intensity demands that patients place on an institution.

**"Case mix index (CMI)"** means the arithmetical index that measures the average relative weight of a case treated in a hospital during a defined period.

**"Charity care"** means necessary hospital health care rendered to indigent persons, to the extent that these persons are unable to pay for the care or to pay the deductibles or coinsurance amounts required by a third-party payer, as determined by the department.

**"Chemical dependency"** means an alcohol or drug addiction; or dependence on alcohol and one or more other psychoactive chemicals.

**"Children's hospital"** means a hospital primarily serving children.

**"Client"** means a person who receives or is eligible to receive services through department of social and health services (DSHS) programs.

**"Comorbidity"** means of, relating to, or caused by a disease other than the principal disease.

**"Complication"** means a disease or condition occurring subsequent to or concurrent with another condition and aggravating it.

**"Comprehensive hospital abstract reporting system (CHARS)"** means the department of health's hospital data collection, tracking and reporting system.

**"Contract hospital"** means a licensed hospital located in a selective contracting area, which is awarded a contract to participate in MAA's hospital selective contracting program.

**"Contractual adjustment"** means the difference between the amount billed at established charges for the ser-

vices provided and the amount received or due from a third-party payer under a contract agreement. A contractual adjustment is similar to a trade discount.

**"Cost proxy"** means an average ratio of costs to charges for ancillary charges or per diem for accommodation cost centers used to determine a hospital's cost for the services where the hospital has Medicaid claim charges for the services, but does not report costs in corresponding centers in its Medicare cost report.

**"Cost report"** means the HCFA Form 2552, Hospital and Hospital Health Care Complex Cost Report, completed and submitted annually by a provider:

(1) To Medicare intermediaries at the end of a provider's selected fiscal accounting period to establish hospital reimbursable costs for per diem and ancillary services; and

(2) To Medicaid to establish appropriate DRG and RCC reimbursement.

**"Costs"** mean MAA-approved operating, medical education, and capital-related costs as reported and identified on the HCFA 2552 form.

**"Cost-based conversion factor (CBCF)"** means a hospital-specific dollar amount that reflects a hospital's average cost of treating Medicaid clients. It is calculated from the hospital's cost report by dividing the hospital's costs for treating Medicaid clients during a base period by the number of Medicaid discharges during that same period and adjusting for the hospital's case mix. See also **"hospital conversion factor"** and **"negotiated conversion factor."**

**"County hospital"** means a hospital established under the provisions of chapter 36.62 RCW.

**"Current procedural terminology (CPT)"** means a systematic listing of descriptive terms and identifying codes for reporting medical services, procedures, and interventions performed by physicians. CPT is copyrighted and published annually by the American Medical Association (AMA).

**"Customary charge payment limit"** means the limit placed on aggregate DRG payments to a hospital during a given year to assure that DRG payments do not exceed the hospital's charges to the general public for the same services.

**"Day outlier"** means a case that requires MAA to make additional payment to the hospital provider but which does not qualify as a high-cost outlier. See **"day outlier payment"** and **"day outlier threshold."**

**"Day outlier payment"** means the additional amount paid to a disproportionate share hospital for a client five years old or younger who has a prolonged inpatient stay which exceeds the day outlier threshold but whose covered charges for care fall short of the high cost outlier threshold. The amount is determined by multiplying the number of days in excess of the day outlier threshold and the administrative day rate.

**"Day outlier threshold"** means the average number of days a client stays in the hospital for an applicable DRG before being discharged, plus twenty days.

**"Deductible"** means the amount a beneficiary is responsible for, before Medicare starts paying; or the initial specific dollar amount for which the applicant or client is responsible.

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

**"Detoxification"** means treatment provided to persons who are recovering from the effects of acute or chronic intoxication or withdrawal from alcohol or other drugs.

**"Diabetic education program"** means a comprehensive, multidisciplinary program of instruction offered by an MAA-approved facility to diabetic clients on dealing with diabetes, including instruction on nutrition, foot care, medication and insulin administration, skin care, glucose monitoring, and recognition of signs/symptoms of diabetes with appropriate treatment of problems or complications.

**"Diagnosis code"** means a set of numeric or alphanumeric characters assigned by the ICD-9-CM, or successor document, as a shorthand symbol to represent the nature of a disease.

**"Diagnosis-related group (DRG)"** means a classification system which categorizes hospital patients into clinically coherent and homogenous groups with respect to resource use, i.e., similar treatments and statistically similar lengths of stay for patients with related medical conditions. Classification of patients is based on the International Classification of Diseases (ICD-9), the presence of a surgical procedure, patient age, presence or absence of significant co-morbidities or complications, and other relevant criteria.

**"Direct medical education costs"** means the direct costs of providing an approved medical residency program as recognized by Medicare.

**"Discharging hospital"** means the institution releasing a client from the acute care hospital setting.

**"Disproportionate share payment"** means additional payment(s) made by the department to a hospital which serves a disproportionate number of Medicaid and other low-income clients and which qualifies for one or more of the disproportionate share hospital programs identified in the state plan.

**"Disproportionate share program"** means a program that provides additional payments to hospitals which serve a disproportionate number of Medicaid and other low-income clients.

**"Dispute conference"** - See **"hospital dispute conference."**

**"Distinct unit"** means a Medicare-certified distinct area for psychiatric or rehabilitation services within an acute care hospital or a department-designated unit in a children's hospital.

**"Division of alcohol and substance abuse (DASA)"** is the division within DSHS responsible for providing alcohol and drug-related services to help clients recover from alcoholism and drug addiction.

**"DRG"** - See **"diagnosis-related group."**

**"DRG-exempt services"** means services which are paid for through other methodologies than those using cost-based conversion factors (CBCF) or negotiated conversion factors (NCF).

**"DRG payment"** means the payment made by the department for a client's inpatient hospital stay. This payment calculated by multiplying the hospital-specific conversion factor by the DRG relative weight for the client's medical diagnosis.

**"DRG relative weight"** means the average cost or charge of a certain DRG divided by the average cost or

charge, respectively, for all cases in the entire data base for all DRGs.

**"Drug addiction and/or drug abuse treatment"** means the provision of medical and rehabilitative social services to an eligible client designed to mitigate or reverse the effects of drug addiction or drug abuse and to reduce or eliminate drug addiction or drug abuse behaviors and restore normal physical and psychological functioning. Drug addiction or drug abuse treatment is characterized by the provision of a combination of drug and alcohol education sessions, individual therapy, group therapy and related activities to detoxified addicts and their families.

**"DSHS"** means the department of social and health services.

**"Elective procedure or surgery"** means a nonemergent procedure or surgery that can be scheduled at convenience.

**"Emergency room" or "emergency facility"** means an organized, distinct hospital-based facility available twenty-four hours a day for the provision of unscheduled episodic services to patients who present for immediate medical attention, and is capable of providing emergency services including trauma care.

**"Emergency services"** means medical services required by and provided to a patient after the sudden onset of a medical condition manifesting itself by acute symptoms of sufficient severity that the absence of immediate medical attention could reasonably be expected to result in placing the patient's health in serious jeopardy; serious impairment to bodily functions; or serious dysfunction of any bodily organ or part. For hospital reimbursement purposes, inpatient maternity services are treated as emergency services.

**"Equivalency factor (EF)"** means a conversion factor used, in conjunction with two other factors (cost-based conversion factor and the ratable factor), to determine the level of state-only program payment.

**"Exempt hospital—DRG payment method"** means a hospital that for a certain patient category is reimbursed for services to MAA clients through methodologies other than those using cost-based or negotiated conversion factors.

**"Exempt hospital—Hospital selective contracting program"** means a hospital that is either not located in a selective contracting area or is exempted by the department from the selective contracting program.

**"Expedited prior authorization (EPA)"** means the MAA-delegated process of creating an authorization number for selected medical/dental procedures and related supplies and services in which providers use a set of numeric codes to indicate which MAA-acceptable indications, conditions, diagnoses, and/or MAA-defined criteria are applicable to a particular request for service.

**"Expedited prior authorization (EPA) number"** means an authorization number created by the provider that certifies that MAA-published criteria for the medical/dental procedures and related supplies and services have been met.

**"Experimental"** means a term to describe a procedure, or course of treatment, which lacks scientific evidence of safety and effectiveness. See WAC 388-531-0500. A service is not "experimental" if the service:

(1) Is generally accepted by the medical profession as effective and appropriate; and

(2) Has been approved by the FDA or other requisite government body if such approval is required.

**"Facility triage fee"** means the amount MAA will pay a hospital for a medical evaluation or medical screening examination, performed in the hospital's emergency department, for a nonemergent condition of a *healthy options* client covered under the primary care case management (PCCM) program. This amount corresponds to the professional care level A or level B service.

**"Fee-for-service"** means the general payment method the department uses to reimburse providers for covered medical services provided to medical assistance clients when these services are not covered under MAA's *healthy options* program.

**"Fiscal intermediary"** means Medicare's designated fiscal intermediary for a region and/or category of service.

**"Fixed per diem rate"** means a daily amount used to determine payment for specific services.

**"Global surgery days"** means the number of preoperative and follow-up days that are included in the reimbursement to the physician for the major surgical procedure.

**"Graduate medical education costs"** means the direct and indirect costs of providing medical education in teaching hospitals.

**"Grouper"** - See **"all-patient grouper (AP-DRG)."**

**"HCFA 2552"** - See **"cost report."**

**"Health care team"** means a group of health care providers involved in the care of a client.

**"High-cost outlier"** means a claim paid under the DRG method that did not meet the definition of "administrative day," and has extraordinarily high costs when compared to other claims in the same DRG, in which the allowed charges, before January 1, 2001, exceed three times the applicable DRG payment and exceed twenty-eight thousand dollars. For dates of service January 1, 2001 and after, to qualify as a high-cost outlier, the allowed charges must exceed three times the applicable DRG payment and exceed thirty-three thousand dollars.

**"Hospice"** means a medically-directed, interdisciplinary program of palliative services for terminally ill clients and the clients' families. Hospice is provided under arrangement with a Title XVIII Washington state-licensed and Title XVIII-certified Washington state hospice.

**"Hospital"** means an entity which is licensed as an acute care hospital in accordance with applicable state laws and regulations, and which is certified under Title XVIII of the federal Social Security Act.

**"Hospital base period"** means, for purposes of establishing a provider rate, a specific period or timespan used as a reference point or basis for comparison.

**"Hospital base period costs"** means costs incurred in or associated with a specified base period.

**"Hospital conversion factor"** means a hospital-specific dollar amount that reflects the average cost for a DRG paid case of treating Medicaid clients in a given hospital. See cost-based conversion factor (CBCF) and negotiated conversion factor (NCF).

**"Hospital covered service"** means a service that is provided by a hospital, included in the medical assistance pro-



gram and is within the scope of the eligible client's medical care program.

**"Hospital cost report"** - See **"cost report."**

**"Hospital dispute resolution conference"** means a meeting for deliberation during a provider administrative appeal.

(1) The first dispute resolution conference is usually a meeting between medical assistance administration and hospital staff, to discuss a department action or audit finding(s). The purpose of the meeting is to clarify interpretation of regulations and policies relied on by the department or hospital, provide an opportunity for submission and explanation of additional supporting documentation or information, and/or to verify accuracy of calculations and application of appropriate methodology for findings or administrative actions being appealed. Issues appealed by the provider will be addressed in writing by the department.

(2) At the second level of dispute resolution:

(a) For hospital rates issues, the dispute resolution conference is an informal administrative hearing conducted by an MAA administrator for the purpose of resolving contractor/provider rate disagreements with the department's action at the first level of appeal. The dispute resolution conference in this regard is not a formal adjudicative process held in accordance with the Administrative Procedure Act.

(b) For hospital audit issues, the audit dispute resolution hearing will be held by the office of administrative hearings in accordance with WAC 388-560-1000. This hearing is a formal proceeding and is governed by chapter 34.05 RCW.

**"Hospital facility fee"** - See **"facility triage fee."**

**"Hospital market basket index"** means a measure, expressed as a percentage, of the annual inflationary costs for hospital services, as measured by Data Resources, Inc. (DRI).

**"Hospital peer group"** means the peer group categories adopted by the former Washington state hospital commission for rate-setting purposes:

(1) Group A - rural hospitals paid under a ratio of costs-to-charges (RCC) methodology (same as peer group 1);

(2) Group B - urban hospitals without medical education programs (same as peer group 2);

(3) Group C - urban hospitals with medical education programs; and

(4) Group D - specialty hospitals and/or hospitals not easily assignable to the other three peer groups.

**"Hospital selective contracting program"** or **"selective contracting"** means a negotiated bidding program for hospitals within specified geographic areas to provide inpatient hospital services to medical assistance clients.

**"Indigent patient"** means a patient who has exhausted any third-party sources, including Medicare and Medicaid, and whose income is equal to or below two hundred percent of the federal poverty standards (adjusted for family size), or is otherwise not sufficient to enable the individual to pay for his or her care, or to pay deductibles or coinsurance amounts required by a third-party payor.

**"Indirect medical education costs"** means the indirect costs of providing an approved medical residency program as recognized by Medicare.

**"Inflation adjustment"** means, for cost inflation, the hospital inflation adjustment. This adjustment is determined

by using the inflation factor method and guidance indicated by the legislature in the budget notes to the biennium appropriations bill. For charge inflation, it means the inflation factor determined by comparing average discharge charges for the industry from one year to the next, as found in the comprehensive hospital abstract reporting system (CHARS) standard reports three and four.

**"Informed consent"** means that an individual consents to a procedure after the provider who obtained a properly completed consent form has done all of the following:

(1) Disclosed and discussed the patient's diagnosis;

(2) Offered the patient an opportunity to ask questions about the procedure and to request information in writing;

(3) Given the patient a copy of the consent form;

(4) Communicated effectively using any language interpretation or special communication device necessary per 42 C.F.R. 441.257; and

(5) Given the patient oral information about all of the following:

(a) The patient's right to not obtain the procedure, including potential risks, benefits, and the consequences of not obtaining the procedure;

(b) Alternatives to the procedure including potential risks, benefits, and consequences; and

(c) The procedure itself, including potential risks, benefits, and consequences.

**"Inpatient hospital"** means a hospital authorized by the department of health to provide inpatient services.

**"Inpatient hospital admission"** means admission as an inpatient to a hospital for a stay longer than twenty-four hours, or for a stay twenty-four hours or less with cases including:

(1) The death of a client;

(2) Obstetrical delivery;

(3) Initial care of a newborn; or

(4) Transfer to another acute care facility.

To qualify for inpatient reimbursement, even when the stay is longer than twenty-four hours, the medical care record must evidence the need for inpatient care.

**"Inpatient services"** means all services provided directly or indirectly by the hospital to a patient subsequent to admission and prior to discharge, and includes, but is not limited to, the following services: Bed and board; medical, nursing, surgical, pharmacy and dietary services; maternity services; psychiatric services; all diagnostic and therapeutic services required by the patient; the technical and/or professional components of certain services; use of hospital facilities, medical social services furnished by the hospital, and such drugs, supplies, appliances and equipment as required by the patient; transportation services subsequent to admission and prior to discharge; and services provided by the hospital within twenty-four hours of the patient's admission as an inpatient.

**"Inpatient stay"** - See **"inpatient hospital admission."**

**"Intermediary"** - See **"fiscal intermediary."**

**"International Classification of Diseases, 9th Revision, Clinical Modification (ICD-9-CM) Edition"** means the systematic listing that transforms verbal descriptions of

diseases, injuries, conditions and procedures into numerical or alpha numerical designations (coding).

**"Length of stay (LOS)"** means the number of days of inpatient hospitalization. See also **"PAS length of stay (LOS)."**

**"Length of stay extension request"** means a request from a hospital provider for the department, or in the case of psychiatric admission, the appropriate regional support network (RSN), to approve a client's hospital stay exceeding the average length of stay for the client's diagnosis and age.

**"Lifetime hospitalization reserve"** means, under the Medicare Part A benefit, the nonrenewable sixty hospital days that a beneficiary is entitled to use during his or her lifetime for hospital stays extending beyond ninety days per benefit period. See also **"reserve days."**

**"Low-cost outlier"** means a case with extraordinarily low costs when compared to other cases in the same DRG, in which the allowed charges before January 1, 2001, are less than ten percent of the applicable DRG payment or less than four hundred dollars. For dates of service on and after January 1, 2001, to qualify as a low-cost outlier, the allowed charges must be less than ten percent of the applicable DRG payment or less than four hundred and fifty dollars.

**"Low income utilization rate"** means a formula represented as  $(A/B)+(C/D)$  in which:

(1) The numerator A is the hospital's total patient services revenue under the state plan, plus the amount of cash subsidies for patient services received directly from state and local governments in a period;

(2) The denominator B is the hospital's total patient services revenue (including the amount of such cash subsidies) in the same period as the numerator;

(3) The numerator C is the hospital's total inpatient service charge attributable to charity care in a period, less the portion of cash subsidies described in (1) of this definition in the period reasonably attributable to inpatient hospital services. The amount shall not include contractual allowances and discounts (other than for indigent patients not eligible for medical assistance under the state plan); and

(4) The denominator D is the hospital's total charge for inpatient hospital services in the same period as the numerator.

**"Major diagnostic category (MDC)"** means one of the twenty-five mutually exclusive groupings of principal diagnosis areas in the DRG system. The diagnoses in each MDC correspond to a single major organ system or etiology and, in general, are associated with a particular medical specialty.

**"Market basket index"** - See **"hospital market basket index."**

**"Medicaid"** is the state and federally funded aid program that covers the categorically needy (CNP) and medically needy (MNP) programs.

**"Medicaid cost proxy"** means a figure developed to approximate or represent a missing cost figure.

**"Medicaid inpatient utilization rate"** means a formula represented as  $X/Y$  in which:

(1) The numerator X is the hospital's number of inpatient days attributable to patients who (for such days) were eligible for medical assistance under the state plan in a period.

(2) The denominator Y is the hospital's total number of inpatient days in the same period as the numerator's. Inpatient day includes each day in which an individual (including a newborn) is an inpatient in the hospital, whether or not the individual is in a specialized ward and whether or not the individual remains in the hospital for lack of suitable placement elsewhere.

**"Medical assistance administration (MAA)"** is the administration within DSHS authorized by the secretary to administer the acute care portion of the Title XIX Medicaid, Title XXI children's health insurance program (CHIP), and the state-funded medical care programs, with the exception of certain nonmedical services for persons with chronic disabilities.

**"Medical assistance program"** means both Medicaid and medical care services programs.

**"Medical care services"** means the limited scope of care financed by state funds and provided to general assistance-unemployable (GAU) and ADATSA clients.

**"Medical education costs"** means the expenses incurred by a hospital to operate and maintain a formally organized graduate medical education program.

**"Medical screening evaluation"** means the service(s) provided by a physician or other practitioner to determine whether an emergent medical condition exists. See also **"facility triage fee."**

**"Medical stabilization"** means a return to a state of constant and steady function. It is commonly used to mean the patient is adequately supported to prevent further deterioration.

**"Medically indigent person"** means a person certified by the department of social and health services as eligible for the limited casualty program-medically indigent (LCP-MI) program. See also **"indigent patient."**

**"Medicare cost report"** means the annual cost data reported by a hospital to Medicare on the HCFA form 2552.

**"Medicare crossover"** means a claim involving a client who is eligible for both Medicare benefits and Medicaid.

**"Medicare fee schedule (MFS)"** means the official HCFA publication of Medicare policies and relative value units for the resource based relative value scale (RBRVS) reimbursement program.

**"Medicare Part A"** means that part of the Medicare program that helps pay for inpatient hospital services, which may include, but are not limited to:

- (1) A semi-private room;
- (2) Meals;
- (3) Regular nursing services;
- (4) Operating room;
- (5) Special care units;
- (6) Drugs and medical supplies;
- (7) Laboratory services;
- (8) X-ray and other imaging services; and
- (9) Rehabilitation services.

Medicare hospital insurance also helps pay for post-hospital skilled nursing facility care, some specified home health care, and hospice care for certain terminally ill beneficiaries.

**"Medicare Part B"** means that part of the Medicare program that helps pay for, but is not limited to:

- (1) Physician services;

- (2) Outpatient hospital services;
- (3) Diagnostic tests and imaging services;
- (4) Outpatient physical therapy;
- (5) Speech pathology services;
- (6) Medical equipment and supplies;
- (7) Ambulance;
- (8) Mental health services; and
- (9) Home health services.

**"Medicare buy-in premium"** - See **"buy-in premium."**

**"Medicare payment principles"** means the rules published in the federal register regarding reimbursement for services provided to Medicare clients.

**"Mentally incompetent"** means a person who has been declared mentally incompetent by a federal, state, or local court of competent jurisdiction for any purpose, unless the person has been declared competent for purposes which include the ability to consent to sterilization.

**"Multiple occupancy rate"** means the rate customarily charged for a hospital room with two to four patient beds.

**"Negotiated conversion factor (NCF)"** means a negotiated hospital-specific dollar amount which is used in lieu of the cost-based conversion factor as the multiplier for the applicable DRG weight to determine the DRG payment for a selective contracting program hospital. See also **"hospital conversion factor"** and **"cost-based conversion factor."**

**"Nonallowed service or charge"** means a service or charge that is not recognized for payment by the department, and cannot be billed to the client.

**"Noncontract hospital"** means a licensed hospital located in a selective contracting area (SCA) but which does not have a contract to participate in the hospital selective contracting program.

**"Noncovered service or charge"** means a service or charge that is not reimbursed by the department.

**"Nonemergent hospital admission"** means any inpatient hospitalization of a patient who does not have an emergent condition, as defined in WAC 388-500-0005, Emergency services.

**"Nonparticipating hospital"** means a noncontract hospital. See **"noncontract hospital."**

**"Operating costs"** means all expenses incurred in providing accommodation and ancillary services, excluding capital and medical education costs.

**"OPPS"** - See **"outpatient prospective payment system."**

**"OPPS adjustment"** means the legislative mandated reduction in the outpatient adjustment factor made to account for the delay of OPPS implementation.

**"OPPS outpatient adjustment factor"** means the outpatient adjustment factor reduced by the OPPS and adjustment factor as a result of legislative mandate.

**"Orthotic device" or "orthotic"** means a corrective or supportive device that:

- (1) Prevents or corrects physical deformity or malfunction; or
- (2) Supports a weak or deformed portion of the body.

**"Out-of-state hospital"** means any hospital located outside the state of Washington and outside the designated border areas in Oregon and Idaho.

**"Outlier set-aside factor"** means the amount by which a hospital's cost-based conversion factor is reduced for payments of high cost outlier cases.

**"Outlier set-aside pool"** means the total amount of payments for high cost outliers which are funded annually based on payments for high cost outliers during the year.

**"Outliers"** means cases with extraordinarily high or low costs when compared to other cases in the same DRG.

**"Outpatient"** means a patient who is receiving medical services in other than an inpatient hospital setting.

**"Outpatient care"** means medical care provided other than inpatient services in a hospital setting.

**"Outpatient hospital"** means a hospital authorized by the department of health to provide outpatient services.

**"Outpatient prospective payment system (OPPS)"** means a classification system that groups outpatient visits according to the clinical characteristics, and typical resource use and costs associated with their diagnoses and the procedures performed.

**"Outpatient short stay"** means an acute hospital stay of twenty-four hours or less, with the exception of cases involving:

- (1) The death of a client;
- (2) Obstetrical delivery;
- (3) Initial care of a new born; or
- (4) Transfer to another acute care facility.

When the department determines that the need for inpatient care is not evidenced in the medical record, even in stays longer than twenty-four hours, the department considers and reimburses the stay as an outpatient short stay.

**"Outpatient stay"** - See **"outpatient short stay."**

**"Pain treatment facility"** means an MAA-approved inpatient facility for pain management, in which a multidisciplinary approach is used to teach clients various techniques to live with chronic pain.

**"Participating hospital"** means a licensed hospital that accepts MAA clients.

**"PAS length of stay (LOS)"** means the average length of an inpatient hospital stay for patients based on diagnosis and age, as determined by the Commission of Professional and Hospital Activities and published in a book entitled *Length of Stay by Diagnosis, Western Region*. See also **"professional activity study (PAS)."**

**"Patient consent"** means the informed consent of the patient and/or the patient's legal guardian, as evidenced by the patient's or guardians's signature on a consent form, for the procedure(s) to be performed upon or for the treatment to be provided to the patient.

**"Peer group"** - See **"hospital peer group."**

**"Peer group cap"** means the reimbursement limit set for hospital peer groups B and C, established at the seventieth percentile of all hospitals within the same peer group for aggregate operating, capital, and direct medical education costs.

**"Per diem charge"** means the daily room charge, per client, billed by the facility for room and board services that are covered by the department. This is sometimes referred to as "room rate."

**"Personal comfort items"** means items and services which do not contribute meaningfully to the treatment of an

illness or injury or the functioning of a malformed body member.

**"PM&R"** - See **"Acute PM&R."**

**"Physician standby"** means physician attendance without direct face-to-face patient contact and does not involve provision of care or services.

**"Physician's current procedural terminology (CPT)"** - See **"CPT."**

**"Plan of treatment"** or **"plan of care"** means the written plan of care for a patient which includes, but is not limited to, the physician's order for treatment and visits by the disciplines involved, the certification period, medications, and rationale indicating need for services.

**"Pregnant and postpartum women (PPW)"** means eligible female clients who are pregnant or until the end of the month which includes the sixtieth day following the end of the pregnancy.

**"Principal diagnosis"** means the condition established after study to be chiefly responsible for the admission of the patient to the hospital for care.

**"Principal procedure"** means a procedure performed for definitive treatment rather than diagnostic or exploratory purposes, or because it was necessary due to a complication.

**"Prior authorization"** means a process by which clients or providers must request and receive MAA approval for certain medical services, equipment, or supplies, based on medical necessity, before the services are provided to clients, as a precondition for provider reimbursement. Expedited prior authorization and limitation extension are forms of prior authorization.

**"Private room rate"** means the rate customarily charged by a hospital for a one-bed room.

**"Professional activity study (PAS)"** means the compilation of inpatient hospital data by diagnosis and age, conducted by the Commission of Professional and Hospital Activities, which resulted in the determination of an average length of stay for patients. The data are published in a book entitled *Length of Stay by Diagnosis, Western Region*.

**"Professional component"** means the part of a procedure or service that relies on the physician's professional skill or training, or the part of a reimbursement that recognizes the physician's cognitive skill.

**"Prognosis"** means the probable outcome of a patient's illness, including the likelihood of improvement or deterioration in the severity of the illness, the likelihood for recurrence, and the patient's probable life span as a result of the illness.

**"Prolonged service"** means direct face-to-face patient services provided by a physician, either in the inpatient or outpatient setting, which involve time beyond what is usual for such services.

**"Prospective payment system (PPS)"** means a system that sets payment rates for a predetermined period for defined services, before the services are provided. The payment rates are based on economic forecasts and the projected cost of services for the predetermined period.

**"Prosthetic device"** or **"prosthetic"** means a replacement, corrective, or supportive device prescribed by a physician or other licensed practitioner of the healing arts, within the scope of his or her practice as defined by state law, to:

- (1) Artificially replace a missing portion of the body;
- (2) Prevent or correct physical deformity or malfunction;
- (3) Support a weak or deformed portion of the body.

**"Psychiatric hospitals"** means Medicare-certified distinct part psychiatric units, Medicare-certified psychiatric hospitals, and state-designated pediatric distinct part psychiatric units in acute care hospitals. State-owned psychiatric hospitals are excluded.

**"Public hospital district"** means a hospital district established under chapter 70.44 RCW.

**"Random claims sample"** means a sample in which all of the items are selected randomly, using a random number table or computer program, based on a scientific method of assuring that each item has an equal chance of being included in the sample. See also **"audit claims sample"** and **"stratified random sample."**

**"Ratable"** means a hospital-specific adjustment factor applied to the cost-based conversion factor (CBCF) to determine state-only program payment rates to hospitals.

**"Ratio of costs-to-charges (RCC)"** means a method used to pay hospitals for services exempt from the DRG payment method. It also refers to the factor applied to a hospital's allowed charges for medically necessary services to determine payment to the hospital for these DRG-exempt services.

**"RCC"** - See **"ratio of costs-to-charges."**

**"Rebasing"** means the process of recalculating the hospital cost-based conversion factors or RCC using historical data.

**"Recalibration"** means the process of recalculating DRG relative weights using historical data.

**"Regional support network (RSN)"** means a county authority or a group of county authorities recognized and certified by the department, that contracts with the department per chapters 38.52, 71.05, 71.24, 71.34, and 74.09 RCW and chapters 275-54, 275-55, and 275-57 WAC.

**"Rehabilitation units"** means specifically identified rehabilitation hospitals and designated rehabilitation units of general hospitals that meet Medicare criteria for distinct part rehabilitation units.

**"Relative weights"** - See **"DRG relative weights."**

**"Remote hospitals"** means hospitals that meet the following criteria during the Hospital Selective Contracting (HSC) waiver application period:

- (1) Are located within Washington state;
- (2) Are more than ten miles from the nearest hospital in the HSC competitive area; and
- (3) Have fewer than seventy-five beds; and
- (4) Have fewer than five hundred Medicaid admissions within the previous waiver period.

**"Reserve days"** means the days beyond the ninetieth day of hospitalization of a Medicare patient for a benefit period or spell of illness. See also **"lifetime hospitalization reserve."**

**"Retrospective payment system"** means a system that sets payment rates for defined services according to historic costs. The payment rates reflect economic conditions experienced in the past.

**"Revenue code"** means a nationally-assigned ((three-digit)) coding system for billing inpatient and outpatient hospital services, home health services, and hospice services.

**"Room and board"** means the services a hospital facility provides a patient during the patient's hospital stay. These services include, but are not limited to, a routine or special care hospital room and related furnishings, routine supplies, dietary and nursing services, and the use of certain hospital equipment and facilities.

**"Rural health clinic"** means a clinic that is located in areas designed by the Bureau of Census as rural and by the Secretary of the Department of Health, Education and Welfare (DHEW) as medically underserved.

**"Rural hospital"** means a rural health care facility capable of providing or assuring availability of health services in a rural area.

**"Secondary diagnosis"** means a diagnosis other than the principal diagnosis for which an inpatient is admitted to a hospital.

**"Selective contracting area (SCA)"** means an area in which hospitals participate in negotiated bidding for hospital contracts. The boundaries of an SCA are based on historical patterns of hospital use by Medicaid patients.

**"Semi-private room rate"** means a rate customarily charged for a hospital room with two to four beds; this charge is generally lower than a private room rate and higher than a ward room. See also **"multiple occupancy rate."**

**"Seven-day readmission"** means the situation in which a patient who was admitted as an inpatient and discharged from the hospital has returned to inpatient status to the same or a different hospital within seven days as a result of one or more of the following:

- (1) A new spell of illness;
- (2) Complication(s) from the first admission;
- (3) A therapeutic admission following a diagnostic admission;
- (4) A planned readmission following discharge; or
- (5) A premature hospital discharge.

**"Short stay"** - See **"outpatient short stay."**

**"Special care unit"** means a department of health (DOH) or Medicare-certified hospital unit where intensive care, coronary care, psychiatric intensive care, burn treatment or other specialized care is provided.

**"Specialty hospitals"** means children's hospitals, psychiatric hospitals, cancer research centers or other hospitals which specialize in treating a particular group of patients or diseases.

**"Spendedown"** means the process of assigning excess income for the medically needy program, or excess income and/or resources for the medically indigent program, to the client's cost of medical care. The client must incur medical expenses equal to the excess income (spendedown) before medical care can be authorized.

**"Stat laboratory charges"** means the charges by a laboratory for performing a test or tests immediately. "Stat." is the abbreviation for the Latin word "statim" meaning immediately.

**"State plan"** means the plan filed by the department with the Health Care Financing Administration (HCFA), Department of Health and Human Services (DHHS), outlining how the state will administer Medicaid services, including the hospital program.

**"Stratified random sample"** means a sample consisting of claims drawn randomly, using statistical formulas, from each stratum of a universe of paid claims stratified according to the dollar value of the claims. See also **"audit claims sample"** and **"random claims sample."**

**"Subacute care"** means care provided to a patient which is less intensive than that given at an acute care hospital. Skilled nursing, nursing care facilities and other facilities provide subacute care services.

**"Surgery"** means the medical diagnosis and treatment of injury, deformity or disease by manual and instrumental operations. For reimbursement purposes, surgical procedures are those designated in CPT as procedure codes 10000 to 69999.

**"Swing-bed day"** means a day in which an inpatient is receiving skilled nursing services in a hospital designated swing bed at the hospital's census hour. The hospital swing bed must be certified by the health care financing administration (HCFA) for both acute care and skilled nursing services.

**"Teaching hospital"** means, for purposes of the teaching hospital assistance program disproportionate share hospital (THAPDSH), the University of Washington Medical Center and Harborview Medical Center.

**"Technical component"** means the part of a procedure or service that relates to the equipment set-up and technician's time, or the part of a reimbursement that recognizes the equipment cost and technician time.

**"Tertiary care hospital"** means a specialty care hospital providing highly specialized services to clients with more complex medical needs than acute care services.

**"Total patient days"** means all patient days in a hospital for a given reporting period, excluding days for skilled nursing, nursing care, and observation days.

**"Transfer"** means to move a client from one acute care facility or distinct unit to another.

**"Transferring hospital"** means the hospital or distinct unit that transfers a client to another acute care facility.

**"Trauma care facility"** means a facility certified by the department of health as a level I, II, III, IV, or V facility. See chapter 246-976 WAC.

**"Trauma care service"** - See department of health's WAC 246-976-935.

**"UB-92"** means the uniform billing document intended for use nationally by hospitals, nonhospital-based acute PM&R (Level B) nursing facilities, hospital-based skilled nursing facilities, home health, and hospice agencies in billing third party payers for services provided to patients.

**"Unbundled services"** means services which are excluded from the DRG payment to a hospital.

**"Uncompensated care"** - See **"charity care."**

**"Uniform cost reporting requirements"** means a standard accounting and reporting format as defined by Medicare.

**"Uninsured indigent patient"** means an individual who has no health insurance coverage or has insufficient health insurance or other resources to cover the cost of provided inpatient and/or outpatient services.

**"Usual and customary charge (UCC)"** means the charge customarily made to the general public for a proce-

ture or service, or the rate charged other contractors for the service if the general public is not served.

**"Vendor rate increase"** means an inflation adjustment determined by the legislature, used to periodically increase reimbursement to vendors, including health care providers, that do business with the state.

**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 98-01-124, filed 12/18/97, effective 1/18/98)

**WAC 388-550-6100 Outpatient hospital physical therapy.** (1) The department ~~((shall pay))~~ pays for physical therapy ~~((as an outpatient hospital service when:~~

- ~~(a) The attending physician prescribes physical therapy;~~
- ~~(b) A licensed physical therapist or physiatrist or a physical therapist assistant supervised by a licensed physical therapist provides the treatment; and~~
- ~~(c) The therapy assists the client:~~
  - ~~(i) In avoiding hospitalization or nursing facility care; or~~
  - ~~(ii) In becoming employable; or~~
  - ~~(iii) Who suffers from severe motor disabilities to obtain a greater degree of self-care or independence; or~~
  - ~~(iv) As part of a treatment program intended to restore normal function of a body part following injury, surgery, or prolonged immobilization))~~ provided to eligible clients as an outpatient hospital service according to WAC 388-545-500 and 388-550-6000.

(2) ~~((The))~~ A hospital ~~((shall))~~ must bill outpatient hospital physical therapy services ~~((to the department))~~ using ~~((the))~~ appropriate billing codes listed in the department's current ((procedural terminology or department assigned codes)) published billing instructions. The department ~~((shall))~~ does not pay outpatient hospitals a facility fee for such services.

~~((3) The department shall pay for outpatient hospital physical therapy for clients eligible under the:~~

- ~~(a) Categorically needy, general assistance unemployable and ADATSA programs;~~
- ~~(b) Medically needy program only when the client is:~~
  - ~~(i) Twenty years of age and under and referred by a screening provider under the early and periodic screening, diagnosis, and treatment program; or~~
  - ~~(ii) Receiving home health care services.~~

~~(4) The department shall not pay for physical therapy programs for clients under the limited-casualty program medically indigent program.~~

~~(5)(a) For clients who are twenty years of age or under, the department shall not require prior authorization or limit the number of physical therapy sessions payable per client per calendar year, subject to the provision of subsection (8) below, provided the services are medically necessary.~~

~~(b) Providers shall fully document in the client's medical record the medical justification for continued therapy.~~

~~(6)(a) Except as provided in subsection (7) below, the department shall pay for categorically needy, medically needy and medical care services clients who are twenty one years of age or older a total of eighteen hours of physical ther-~~

~~apy in a calendar year, in any combination of modalities and procedures, for:~~

- ~~(i) Acute conditions; or~~
- ~~(ii) Following joint surgery.~~

~~(b) The department shall set time unit equivalents for each physical therapy procedure or modality, and publish such schedules periodically.~~

~~(7) For a client twenty one years of age or older who has a medical diagnosis specified in the outpatient hospital billing instructions as normally requiring more intensive physical therapy treatment, the department shall cover up to twenty four hours of physical therapy in a calendar year, in any combination of modalities and procedures.~~

~~(8)(a) Notwithstanding the hours per calendar year limit, the department shall reimburse a maximum of one hour of physical therapy session per day, except that a maximum of two hours shall be allowed when a client assessment/evaluation is performed on the same date.~~

~~(b) The physical therapy provider shall document in each client's record the amount of time spent on services to the client.~~

~~(9)(a) The department shall require that physical therapy begin within thirty days of the date the therapy was prescribed.~~

~~(b) The department may deny payment for therapy started more than thirty days after the date of the prescription, unless medical justification for the delay is presented to the department.~~

~~(c) The hospital shall include the prescription for physical therapy services in the client's medical record.~~

~~(10) The department shall not pay for physical therapy services under fee for service when physical therapy is already included in other reimbursement methodologies applied to the case, including but not limited to DRG payment for inpatient hospital services and nursing facility per diem.))~~

**AMENDATORY SECTION** (Amending WSR 98-01-124, filed 12/18/97, effective 1/18/98)

**WAC 388-550-6150 Outpatient hospital occupational therapy.** (1) The department ~~((shall pay))~~ pays for occupational therapy provided as an outpatient hospital service ~~((when:~~

~~(a) The service is provided by a licensed occupational therapist or a licensed occupational therapy assistant supervised by a licensed occupational therapist;~~

~~(b) The provider obtains approval from the department before services are performed, for services requiring prior approval as designated in the department's billing instructions; and~~

~~(c) The occupational therapy is provided:~~

~~(i) As part of an outpatient program when identified in the early and periodic screening, diagnosis, and treatment program of a recipient twenty years of age and younger; or~~

~~(ii) As part of the physical medicine and rehabilitation program))~~ to eligible clients according to WAC 388-545-300 and 388-550-6000.

~~(2)((a))~~ The hospital ~~((shall))~~ must bill outpatient hospital occupational therapy services ~~((to the department))~~

using ~~((the))~~ appropriate ~~((current procedural terminology or department assigned codes.~~

~~(b) The department shall not pay outpatient hospitals a facility fee for these services.~~

~~(3) The department shall pay for occupational therapy provided to clients eligible under the:~~

~~(a) Categorically needy, general assistance unemployable and ADATSA programs;~~

~~(b) Medically needy program only when the client is:~~

~~(i) Twenty years of age and younger and referred by a screening provider under the early and periodic screening, diagnosis and treatment program; or~~

~~(ii) Receiving home health care services.~~

~~(4) The department shall reimburse for occupational therapy as part of an outpatient program when identified in the early and periodic screening, diagnosis, and treatment program of an eligible client.~~

~~(5) The department shall cover one assessment, two durable medical equipment needs assessments, and twelve sessions of outpatient hospital occupational therapy per year.~~

~~(6) The department shall pay for up to twenty-four additional therapy visits for clients under the children with special health care needs program when the therapy visits are related to the approved list of diagnoses as published by the department.~~

~~(7) The department shall not pay for occupational therapy when payment for occupational therapy is included in the reimbursement of other treatment programs including, but not limited to the hospital inpatient diagnosis related group and inpatient physical medicine and rehabilitation services)) billing codes listed in the department's current published billing instructions. The department does not pay outpatient hospitals a facility fee for such services.~~

AMENDATORY SECTION (Amending WSR 98-01-124, filed 12/18/97, effective 1/18/98)

**WAC 388-550-6200 Outpatient hospital speech therapy services.** (1) The department ~~((shall cover))~~ pays for speech therapy services ~~((for eligible medical care clients who have a medically recognized disease or defect which requires speech therapy services, except as limited below:~~

~~(a) Under the medically needy program the department shall limit therapy to clients twenty years of age and under.~~

~~(b) The department shall not pay for specialized speech therapy under the medically indigent program.~~

~~(2) The department shall cover speech therapy when provided under a written plan of treatment:~~

~~(a) Established by a speech pathologist who has been granted a certificate of clinical competence by the American Speech, Language and Hearing Association; or~~

~~(b) An individual who has completed the equivalent educational and work experience necessary for such a certificate; and~~

~~(c) That is periodically reviewed by the client's primary care physician.~~

~~(3) The department shall cover one medical diagnostic evaluation and twelve speech therapy sessions in a calendar year per client. The department may cover up to twenty-four additional speech therapy sessions only when associated with~~

~~the specific diagnoses listed in the department's outpatient hospital billing instructions. The department shall make such instructions available to the public.~~

~~(4) The department shall require a provider to submit an authorization request to the office of children with special health care needs on the appropriate form for a child with special health care needs who needs more than twelve speech therapy sessions or the additional twenty-four sessions, but does not have any of the specific diagnoses identified in subsection (3) of this section.~~

~~(5)) provided to eligible clients as an outpatient hospital service according to this section and WAC 388-545-700 and 388-550-6000.~~

~~(2) The department ~~((shall require))~~ requires swallowing (dysphagia) evaluations to be performed by a speech/language pathologist who holds a master's degree in speech pathology and who has received extensive training in the anatomy and physiology of the swallowing mechanism, with additional training in the evaluation and treatment of dysphagia.~~

~~((6)) (3) The department ~~((shall require))~~ requires a swallowing evaluation to include:~~

~~(a) An oral-peripheral exam to evaluate the anatomy and function of the structures used in swallowing;~~

~~(b) Dietary recommendations for oral food and liquid intake therapeutic or management techniques;~~

~~(c) Therapeutic or management techniques; and~~

~~(d) Videofluoroscopy, when necessary, for further evaluation of swallowing status and aspiration risks.~~

~~((7) The provider shall))~~

~~(4) A hospital must bill outpatient hospital speech therapy services ~~((to the department))~~ using ~~((the))~~ appropriate ~~((current procedural terminology or department assigned codes))~~ billing codes listed in the department's current published billing instructions. The department ~~((shall))~~ does not pay the outpatient hospital a facility fee for these services.~~

~~((8) The department shall not pay for speech therapy when payment for speech therapy is included in the reimbursement as part of other treatment programs including, but not limited to the hospital inpatient diagnosis related group and nursing facility services.))~~

AMENDATORY SECTION (Amending WSR 98-01-124, filed 12/18/97, effective 1/18/98)

**WAC 388-550-6400 Outpatient hospital diabetes education.** (1) The department ~~((shall pay))~~ pays for outpatient hospital-based diabetes education for an eligible client when:

~~(a) The facility where the services are provided is approved by the department of health (DOH) as a diabetes education center, and~~

~~(b) The client is referred by a licensed health care provider.~~

~~(2) The department ~~((shall require))~~ requires the diabetes education teaching curriculum to have measurable, behaviorally-stated educational objectives. The diabetes education teaching curriculum ~~((shall))~~ must include all the following core modules:~~

~~(a) An overview of diabetes;~~

(b) Nutrition, including individualized meal plan instruction that is not part of the women, infants, and children program;

(c) Exercise, including an individualized physical activity plan;

(d) Prevention of acute complications, such as hypoglycemia, hyperglycemia, and sick day management;

(e) Prevention of other chronic complications, such as retinopathy, nephropathy, neuropathy, cardiovascular disease, foot and skin problems;

(f) Monitoring, including immediate and long term diabetes control through monitoring of glucose, ketones, and glycosylated hemoglobin; and

(g) Medication management, including administration of oral agents and insulin, and insulin start-up.

(3) The department (~~(shall pay)~~) pays for a maximum of six hours of individual core survival skills outpatient diabetes education per (~~(lifetime)~~) calendar year per client.

(4) The department (~~(shall require)~~) requires DOH-approved centers to bill the department for diabetes education services on the UB92 billing form using the specific revenue (~~(codes assigned)~~) code(s) designated and published by the department.

(5) The department (~~(shall reimburse)~~) reimburses for outpatient hospital-based diabetes education based on the individual hospital's current specific ratio of costs-to-charges, or the hospital's customary charge for diabetes education, whichever is less.

### WSR 03-20-009

#### PERMANENT RULES

#### GAMBLING COMMISSION

[Order 424—Filed September 18, 2003, 3:15 p.m., effective January 1, 2004]

Date of Adoption: September 12, 2003.

Purpose: Housekeeping package related to card rooms rules: Repeal Washington Blackjack because the three card rooms grandfathered to operate the game no longer offer it. Clarify procedures for reducing jackpots. Clarify record-keeping requirements. Several housekeeping changes to update references.

Citation of Existing Rules Affected by this Order: Repealing WAC 230-40-125; and amending WAC 230-08-010, 230-40-010, 230-40-040, 230-40-805, and 230-40-821.

Statutory Authority for Adoption: RCW 9.46.070.

Adopted under notice filed as WSR 03-13-135 on June 18, 2003.

Changes Other than Editing from Proposed to Adopted Version: The commission did not adopt WAC 230-12-340 with this package. Staff are reviewing the agency's philosophy being [used] restricting credit and the commission chose not to adopt this change to allow staff time to do so. As such, this rule will not be adopted under WSR 03-13-135.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: January 1, 2004.

September 18, 2003

Susan Arland

Rules Coordinator

AMENDATORY SECTION (Amending WSR 95-19-069, filed 9/18/95, effective 1/1/96)

**WAC 230-08-010 Monthly records.** Every person or organization licensed to operate any gambling activity shall maintain permanent monthly records of all financial transactions directly or indirectly related to gambling activities. Each record shall include, but not necessarily be limited to, all details of the following:

#### Compliance with other rules.

(1) All financial transactions completed by the licensee (~~(and)~~) must contain enough detail to determine compliance with the requirements of WAC 230-04-024, 230-04-080, (~~(and)~~) 230-08-122, and 230-40-821;

#### Activities to be recorded separately and within thirty days - exception.

(2) Each licensed activity shall be recorded separately and include all transactions occurring during a calendar month. These records shall be complete in every detail and available for audit or inspection by agents of the commission or other law enforcement personnel no later than thirty days following the end of each month: Provided, That businesses licensed to operate punch boards and pull-tabs as commercial stimulants shall complete monthly records no later than fifteen days following the end of each month and such shall be available for audit or inspection the next day;

#### Records required for all licensees.

(3) The gross gambling receipts from the conduct of each of the activities licensed;

(4) Full details on all expenses related to each of the activities licensed;

(5) The total cost of all prizes paid out for each of the activities licensed;

#### Charitable and nonprofit records.

(6) With respect to those organizations licensed as qualified bona fide charitable or nonprofit organizations, except agricultural fairs, records shall clearly show in detail how the proceeds from each licensed activity obtained by the licensee were used or disbursed by that licensee. These records shall provide an audit trail satisfactory to allow verification that

PERMANENT



the funds were used for the organization's purpose(s). These records will include, but not be limited to, canceled checks for the subject disbursements;

#### **Commercial stimulant records.**

(7) With respect to commercial stimulant licensees, records shall include at least the following details:

- (a) Gross sales of food and drink for consumption on their licensed premises;
- (b) Gross sales of food and drink for consumption off the licensed premises; and
- (c) Gross sales from all other business activities occurring on the licensed premises.

#### **Punch board and pull-tab games removed from play.**

(8) In addition to any other requirement set forth in these rules, licensees for the operation of punch boards and pull-tabs shall be required to prepare a detailed monthly record for punch boards and pull-tab series removed from play during that month. This detailed monthly record shall be recorded in a standard format prescribed by the commission: Provided, That punch board and pull-tab monthly records may be stored in computer data bases if:

- (a) Computer data base records are not the primary storage medium and all original input control documents supporting data maintained in computer data bases are retained by the licensee;
- (b) A "hard copy" report organizing the data maintained in the computer data base is generated for each month. This report must be completed and available for review no later than thirty days following the end of the month;
- (c) An up-to-date "hard copy" report is provided within three days upon request of commission agents, law enforcement personnel, or local tax authorities;
- (d) Reports generated from the computer data base provide all data required by subsection (9) of this section; and
- (e) Reports generated from the computer data base organize the required data in an order that approximates the standard format and does not impede audit.

#### **Disclosing punch board/pull-tab information.**

(9) Monthly records for punch boards and pull-tabs shall disclose for each punch board and pull-tab series the following information:

- (a) The name of the punch board or pull-tab series;
- (b) The Washington state identification and inspection services stamp number recorded by attaching a records entry label: Provided, That in lieu of the records entry label, licensees may use a facsimile of the bar coded Washington state identification and inspection services stamp number which is generated by a printer interfaced with a computer data base, if the following standards and procedures are followed:
  - (i) The Washington state identification and inspection services stamp number must be electronically input into the data base by scanning the stamp with a bar code reader;
  - (ii) Records must be printed on white paper. Facsimiles of the bar coded Washington state identification and inspection stamp numbers must be at least one-quarter inch in height with a "quiet zone" on at least one-quarter inch of each side of the bar code;

(iii) Bar code facsimiles must be code "interleaved two of five" (USS-12/5) with a readability rate of at least 99.0% with a maximum of three passes with commission bar code reading equipment. Each licensee will be responsible for the accuracy of printouts and ensuring that bar codes are electronically readable. It is recommended that specifications of a printer be reviewed for capability to meet minimum standards prior to purchase or lease and that the printer be equipped with a serviceable ribbon.

- (c) The date removed from play;
- (d) The total number of tabs in each pull-tab series or the total number of punches in each punch board;
- (e) The number of pull-tabs or punches remaining after removal from play;
- (f) The number of pull-tabs or punches played from the pull-tab series or punch board;
- (g) The cost to the players to purchase one pull-tab or one punch;
- (h) The gross gambling receipts as defined in WAC 230-02-110;
- (i) The total prizes paid, including both cash and merchandise (calculated by the cost to the licensee) prizes;
- (j) The net gambling receipts (gross gambling receipts less total prizes paid);
- (k) The cash over or short determined by:
  - (i) Subtracting actual cash from net gambling receipts for punch boards and pull-tabs which award cash prizes; and
  - (ii) Subtracting actual cash from gross gambling receipts for punch boards and pull-tabs which award merchandise prizes.
- (l) The actual cash received from the operation of each pull-tab series or punch board: Provided, That when more than one series of pull-tabs is sold from a single dispensing device and the dispensing device is equipped with recording devices or meters which provide an accounting of the number of tabs dispensed from each individual series, the actual cash received may be computed by use of the meter readings. If this method is used to account for actual cash, all series in each dispensing device shall be played out at least once each calendar quarter and the combined cash over or short calculated for all series played from each dispensing device during the period by reconciling the total cash removed from the dispensing device to the total tabs sold from that dispensing device. The combined cash over or short shall be recorded as required by (k) of this subsection;
- (m) With written commission approval, licensees operating pull-tabs to stimulate food and drink sales may record (k) and (l) of this subsection in total on a daily, weekly, or monthly basis, if their recordkeeping procedures meet commission standards.

#### **Supporting documents.**

(10) Copies of all additional financial data which support tax reports to any and all governmental agencies; and

#### **Records to be maintained for three years.**

(11) Each of these records shall be maintained by the licensee for a period of not less than three years from the end of the fiscal year for which the record is kept unless released by

the commission from this requirement as to any particular record or records.

**AMENDATORY SECTION** (Amending Order 405, filed 7/13/01, effective 1/1/02)

**WAC 230-40-010 Social card games—Rules of play—Types of card games authorized.** Social card games shall be played using rules and procedures as set forth in this section. Only card games that have been specifically authorized are allowed to be played in public or social card rooms.

**Rules of play for all card games.**

(1) Social card games shall be played in the following manner:

(a) The game must be played with one or more standard decks of playing cards or with approved electronic card facsimiles which meet the requirements of WAC 230-40-070 (1)(c): Provided, That cards may be removed to comply with rules of a specific game, such as pinochle;

(b) Players shall compete against all other players on an equal basis for nonhouse-banked games or against the licensee for house-banked games;

(c) Each player shall receive their own hand of cards and be responsible for decisions regarding such hand, such as whether to fold, discard, draw additional cards, or raise the wager;

(d) Players shall not place wagers on any other player's or the house's hand and no side bets between players are allowed: Provided, That the following shall not be in violation of this section:

(i) An insurance bet placed in the game of blackjack;

(ii) A tip wager made on behalf of a dealer; or

(iii) "Envy" provisions which allow a player to receive a prize if another player wins a jackpot or odds wager;

(e) A player's win or loss shall be determined during the course of play of a single card game; and

(f) No more than two separate games shall be played with a single hand of cards. For purposes of this section, bonus features and progressive jackpots are considered a game: Provided, That bonus features that allow a player to receive an additional prize if another player achieves a specific hand, such as "envy" or "share the wealth" features, shall not be considered a separate game if the player does not have to place a separate wager to participate.

**Nonhouse-banked card games authorized.**

(2) Nonhouse-banked card games shall only be played in the manner set forth in *The New Complete Hoyle, Revised, Hoyle's Modern Encyclopedia of Card Games*, or a similar authoritative book on card games approved by the director: Provided, That each licensee may make immaterial modifications to each authorized game set out in Hoyle. The following nonhouse-banked card games are authorized:

(a) Poker;

(b) Hearts;

(c) Pinochle;

(d) Cribbage;

(e) Rummy;

(f) Panguingue (Pan);

(g) Pitch;

(h) Bid Whist;

(i) ~~(Washington blackjack, if the business was licensed and operating the game on April 1, 2000, and under the restrictions set forth in WAC 230-40-125;~~

(j)) Other games or modifications to approved games may be approved by the director, or the director's designee, on a case-by-case basis. Requests for approval of a game must be submitted in writing, and include the rules of play and all wagering schemes.

**House-banked card games authorized.**

(3) House-banked card games shall be approved by the director, or the director's designee, on a case-by-case basis. Request for approval of a house-banked card game must be submitted in writing, including the rules of play and all wagering schemes. A list of all approved games, modifications to games, and rules of play shall be available at all commission offices. The director may approve games in which the determination of whether a player wins or loses depends upon one or more of the following:

(a) The player's hand is a specific:

(i) Pattern or ranking of cards (pair, straight, flush, royal flush, etc.);

(ii) Combination of cards (two queens of hearts, ace and jack of spades, three sevens, etc.); or

(iii) Value of the cards (seventeen, twenty-one, etc.); and/or

(b) The player has a higher ranking or value hand than the house/dealer/banker.

**Removing an approved game from play.**

(4) Once a game is approved for play, the director shall not remove it from the authorized list of games without providing licensees written notice. Licensees shall be afforded an opportunity to object to the director's decision. If an objection is filed, an administrative law judge shall review the director's decision utilizing the brief adjudicative procedures set forth in WAC 230-50-010.

**Procedures for when a proposed game is denied.**

(5) The licensee shall be notified in writing when the director denies a request for a new game or modification of a game. The notification shall include reasons for the denial and provide the petitioner all information necessary for a formal petition to the commission for rule making, amendments, or repeal, as set forth in WAC 230-50-800.

**AMENDATORY SECTION** (Amending Order 383, filed 4/14/00, effective 5/15/00)

**WAC 230-40-040 Fees for house-banked card games—Prohibited—Exception.** No person shall be charged a fee, directly or indirectly, to participate in house-banked card games: Provided, That a licensee may collect a commission of not more than five percent from a winning hand (~~(of pai gow poker)~~).

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 230-40-125            Washington blackjack—  
Rules of play—Wagering  
limits.

**AMENDATORY SECTION** (Amending Order 403, filed 6/19/01, effective 7/20/01)

**WAC 230-40-805 Progressive jackpot prizes—Procedures—Restrictions—House-banking.** Licensees are authorized to operate progressive jackpot prizes in conjunction with approved house-banked card games. Entry into a progressive jackpot is based upon a separate wager by a player, part of which accrues to a progressively increasing prize. A player wins the jackpot prize, or portion thereof, based upon achieving a predetermined pattern or combination of cards. Each licensee operating such games shall ensure they are closely controlled, all the funds collected are accounted for, and prizes and methods of winning are adequately disclosed to players. The following procedures and restrictions apply to progressive jackpots:

**Restrictions.**

(1) House-banked progressive jackpot restrictions:

(a) The amount of funds accrued to the primary and reserve or secondary jackpots shall increase by a predetermined amount of each wager made, in accordance with the rules of the game;

(b) The amount of the progressive jackpot eligible to be awarded as a prize shall be prominently displayed at each gaming table;

(c) The beginning amount of each progressive jackpot offered must be recorded, including explanations for any increase or decrease in the amount of the prize offered. This documentation shall be maintained with the progressive jackpot records; and

(d) A licensee may establish a maximum limitation on a progressive jackpot prize. If such a limit is established:

(i) The amount must be equal to or greater than the amount of the jackpot when the limit is imposed; and

(ii) A notice of the limit must be conspicuously posted at or near the game;

**Adjusting jackpot amounts and prize payouts.**

(2) A licensee shall not reduce the amount of a progressive jackpot prize, that has been accrued and displayed to players except as authorized by this section. The following adjustments are allowed to accrued progressive jackpot prizes:

(a) Jackpot prizes of five thousand dollars or less shall be paid out immediately. For prizes over five thousand dollars, a minimum of five thousand dollars must be paid immediately and the remaining balance paid, by check, within twenty-four hours: Provided, That a check shall be issued for the entire prize balance within twenty-four hours, at the player's request. The jackpot and advertised amount shall be reduced only by the amount won;

(b) An adjustment may be made to correct malfunctioning equipment or to prevent the display of an amount greater than a predetermined maximum prize limit; or

(c) A reserve or secondary jackpot may be reduced as long as the funds removed are recorded as gross receipts and are properly documented in the records. A reserve or secondary jackpot may also be reduced to recover seed money that was not taken from gross receipts, provided that those funds are properly documented in the records;

**Removing all or portion of a jackpot from play.**

(3) House-banked progressive jackpot prizes, which are advertised or displayed in any manner are deemed to be funds for which players have a vested interest and may only be removed from play under the following conditions:

*Disbursement.*

(a) The director or the director's designee provides the licensee written approval of a plan to disburse all jackpot funds back to the players. The request for approval shall include full details of the distribution plan and shall be conspicuously posted at least ten days prior to distribution. Licensees shall disburse the funds utilizing one or more of the following methods:

(i) By offering the prize on a different house-banked game;

(ii) Offering the prize through means of an approved tournament. All funds must be distributed within sixty days from the date of approval by commission staff; or

(iii) Donating the money to the Washington state council on problem gambling; and

*Discontinued jackpot-player notification.*

(b) The licensee must notify players of any planned discontinuance, including closure of the business, by conspicuously posting notice for a period of ten days prior to beginning the discontinuance process;

*Awarding merchandise prizes with jackpot funds.*

(c) Licensees may ~~((use a portion of these funds to purchase))~~ reduce the jackpot only by the dollar amount paid for the merchandise to be awarded as prizes under the following conditions:

(i) The licensee discloses to the public that a specific portion of these jackpot funds were used to purchase merchandise to be awarded as prizes, as well as the specific prize to be awarded;

(ii) The merchandise is awarded as a prize on the specific outcome of a game and is included in the game rules;

(iii) The merchandise prizes shall be owned by the licensee and paid for in full, without lien or interest of others, prior to the prize being awarded: Provided, That when the winner has an option to receive a cash prize in lieu of such merchandise, a licensee may enter into a contract to immediately purchase a merchandise prize after the winner chooses their option;

(iv) The licensee must disclose the value of the merchandise to be awarded. This value must be true and verifiable; and

(v) Detailed records, including purchase invoice, are maintained on premises and available for review by commission staff;

#### Temporarily removing a jackpot from play.

(4) A licensee may temporarily remove a progressive jackpot game from play subject to the following conditions:

(a) The removal and reasons must be approved in writing by commission staff; and

(b) The disruption is caused by circumstances beyond the control of the licensee, or for other good cause (for example: Remodeling the card room); and

(c) Players are notified of the disruption and the estimated date of continuance.

**AMENDATORY SECTION** (Amending Order 403, filed 6/19/01, effective 7/20/01)

**WAC 230-40-821 General accounting records—House-banking.** Every licensee authorized to offer house-banked card games shall keep and maintain a complete set of records, which have been approved by commission staff. Such records shall include all details of activities related to the conduct of the licensed activity. The following requirements shall apply:

#### Revenue and expenses.

(1) Each licensee shall maintain legible, accurate and complete records of all transactions relating to the revenues and costs of the gaming operation. These records shall be maintained in a format to ensure consistency, comparability, and effective disclosure of financial information.

#### General accounting records.

(2) General accounting records shall be maintained on a double entry system of accounting with transactions recorded on an accrual basis, to include detailed, supporting, subsidiary records, sufficient to meet the requirements below.

#### Recordkeeping.

(3) The detailed, supporting and subsidiary records shall include, but not necessarily be limited to:

(a) Records of all patrons' checks initially accepted, deposited, and returned as "uncollected," and ultimately written off as "uncollectible";

(b) Statistical game records to reflect drop and win amounts for each table, for each game, and for at least each period for which the drop boxes are removed, which shall be at the minimum, the end of each gaming day;

(c) Records of investments in property, including, but not limited to, equipment used directly in connection with the gaming operation;

(d) Records of amounts payable by the gaming operation;

(e) Records which identify the purchase, receipt, and destruction of all cards and gaming chips used in wagering; and

(f) Records of services provided for the operation of gaming activities.

#### Copies.

(4) Whenever duplicate or triplicate copies are required of a form, record or document:

(a) The original, duplicate, and triplicate copies shall be color-coded;

(b) If under these standards, forms, records, and documents are required to be inserted in a locked dispenser, the last copy shall remain in a continuous unbroken form in the dispenser; and

(c) If under these standards, forms or serial numbers of forms are required to be accounted for or copies of forms are required to be compared for agreement and exceptions noted, such exceptions shall be reported immediately to the commission for investigation.

#### Storing documents.

(5) All forms, records, documents and stored data required to be prepared, maintained and controlled shall:

(a) Have the title of the form, record, document, or stored data (such as "fill slip," "request for fill," "credit slip," "request for credit," "reconciliation," etc.), imprinted or pre-printed thereon or therein; and

(b) ~~((Be located at the licensed premises for three years: Provided, That the director or the director's designee may waive parts of this section if requested by the licensee.))~~ All records shall be maintained for a period of not less than three years. At least the past six months of records must be available for inspection on premises.

#### Employee records.

(6) Licensees shall maintain a records system that ensures all applicable employees have met licensing requirements. The system shall be maintained on the premises and include the following:

(a) Employee names;

(b) Gambling license numbers;

(c) Gambling license expiration dates; and

(d) Photocopies of all current employees' licenses.

#### Record of employees who have not yet received a license.

(7) If an employee license has not yet been issued, the licensee shall maintain a copy of the following:

(a) Temporary employment authorization;

(b) Documentation that the required payment (license or transfer fee) has been made; and

(c) Proof that the employee has adhered to the ten-day waiting period, if applicable.

#### Notification - new license not received.

(8) The licensed card room operator shall ensure commission staff is notified if an employee license has not been received within sixty days of employment.

**WSR 03-20-010**  
**PERMANENT RULES**  
**PERSONNEL RESOURCES BOARD**

[Filed September 19, 2003, 11:21 a.m., effective September 19, 2003]

Date of Adoption: September 18, 2003.

Purpose: These rules pertain to veterans scoring in examinations. These modifications reflect changes made in SB 5273 and the revised definition of veteran in RCW 41.04.007.

Citation of Existing Rules Affected by this Order: Amending WAC 356-22-220 and 251-17-150.

Statutory Authority for Adoption: RCW 41.06.150.

Adopted under notice filed as WSR 03-16-107 on August 6, 2003.

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 0, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Effective July 27, 2003, SB 5273 changed RCW 41.04.010 and in 2002 RCW 41.04.007 was revised to change the definition of veteran.

Effective Date of Rule: September 19, 2003.

September 19, 2003

E. C. Matt  
Secretary

**AMENDATORY SECTION** (Amending WSR 02-15-052, filed 7/11/02, effective 9/1/02)

**WAC 356-22-220 Veterans scoring in examinations.**

~~(((1) In all competitive examinations, any veteran who submits the qualifying DD214 form, has honorably served in any branch of the armed forces, and did not serve during a period of war or in an armed conflict or is receiving military retirement shall have five percent added to their final passing score. The percentage shall be added until the person's first appointment and shall not be utilized in promotional examinations.))~~

(1) "Veteran" includes every person, who at the time he or she seeks the benefits of this section has received an honorable discharge or received a discharge for medical reasons with an honorable record, where applicable, and who has served in at least one of the following capacities:

(a) As a member in any branch of the armed forces of the United States, including the national guard and armed forces

reserves, and has fulfilled his or her initial military service obligation;

(b) As a member of the women's air forces service pilots;

(c) As a member of the armed forces reserves, national guard, or coast guard, and has been called into federal service by a presidential select reserve call up for at least one hundred eighty cumulative days;

(d) As a civil service crew member with service aboard a U.S. army transport service or U.S. naval transportation service vessel in oceangoing service from December 7, 1941, through December 31, 1946; or

(e) As a member of the Philippine armed forces/scouts during the period of armed conflict from December 7, 1941, through August 15, 1945.

(2) In all competitive examinations, veterans, as defined in ~~((subsection (4) of))~~ this section and upon submission of their qualifying DD214 form, shall be given additional percentages by adding to the passing score, a percentage of such passing score under the following conditions:

(a) Ten percent to a veteran who served during a period of war or in an armed conflict as defined in RCW 41.04.005 and does not receive military retirement. The percentage shall be added until the veteran's first appointment and shall not be utilized in promotional examinations.

(b) Five percent to a veteran who did not serve during a period of war or in an armed conflict as defined in RCW 41.04.005 or is receiving military retirement. The percentage shall be added to the final passing score. The percentage shall be added until the veteran's first appointment and shall not be utilized in promotional examinations.

~~(((b)))~~ (c) Five percent to a veteran who was called from state employment to active military service for one or more years. The percentage shall be added to the first promotional examination only.

~~(3) The provisions in subsection ((1) and) (2) ((must)) may be claimed ((within fifteen years of the date of)) upon or any time after release from active military service. ((This period may be extended by the director or designee for valid and extenuating reasons to include but not be limited to:))~~

~~(((a) Documented medical reasons beyond control of the veteran;~~

~~(b) United States department of veterans' affairs documented disabled veteran; or~~

~~(c) Any veteran who has his or her employment terminated through no fault or action of his or her own and whose livelihood is adversely affected may seek employment consideration under this section.))~~

~~(((4) The term veteran as used in subsection (2) of this section shall include any person who has served in any branch of the armed forces of the United States during:~~

~~(a) World War II;~~

~~(b) The Korean Conflict;~~

~~(c) The Viet Nam Era means:~~

~~(i) The period beginning on February 28, 1961, and ending on May 7, 1975, in the case of a veteran who served in the Republic of Vietnam during that period.~~

~~(ii) The period beginning August 5, 1964, and ending on May 7, 1975.~~

(d) ~~The Persian Gulf War, beginning August 2, 1990 and ending on the date prescribed by presidential proclamation or law;~~

(e) ~~The following armed conflicts, if the participant was awarded the respective campaign badge or medal: The crisis in Lebanon; the invasion of Grenada; Panama, Operation Just Cause; Somalia, Operation Restore Hope; Haiti, Operation Uphold Democracy; and Bosnia, Operation Joint Endeavor;~~

(f) ~~The period beginning on the date of any future declaration of war by the congress and ending on the date prescribed by presidential proclamation or concurrent resolution of the congress; or~~

(g) ~~Who has received the armed forces expeditionary medal, Marine Corps expeditionary medal, or Navy expeditionary medal, for opposed action on foreign soil.~~

(4) ~~Further, only persons who received an honorable discharge or who received a discharge for physical reasons with an honorable record or who were released from active duty under honorable circumstances shall be eligible for this veterans preference.)~~

**AMENDATORY SECTION** (Amending WSR 02-15-052, filed 7/11/02, effective 9/1/02)

**WAC 251-17-150 Veterans scoring in examinations.**  
~~((1) Any veteran who claims eligibility, submits the qualifying DD214 form, has honorably served in any branch of the armed forces, and did not serve during a period of war or in an armed conflict or is receiving military retirement shall have five percent added to their final passing score. The percentage shall be added until the person's first appointment and shall not be utilized in promotional examinations:))~~

~~(1) "Veteran" includes every person, who at the time he or she seeks the benefits of this section has received an honorable discharge or received a discharge for medical reasons with an honorable record, where applicable, and who has served in at least one of the following capacities:~~

~~(a) As a member in any branch of the armed forces of the United States, including the national guard and armed forces reserves, and has fulfilled his or her initial military service obligation;~~

~~(b) As a member of the women's air forces service pilots;~~

~~(c) As a member of the armed forces reserves, national guard, or coast guard, and has been called into federal service by a presidential select reserve call up for at least one hundred eighty cumulative days;~~

~~(d) As a civil service crew member with service aboard a U.S. army transport service or U.S. naval transportation service vessel in oceangoing service from December 7, 1941, through December 31, 1946; or~~

~~(e) As a member of the Philippine armed forces/scouts during the period of armed conflict from December 7, 1941, through August 15, 1945.~~

(2) Veterans who claim eligibility, submit the qualifying DD214 form, and meet the criteria specified in ((subsection (4)-of)) this section shall have added to their final passing scores:

(a) Ten percent of the final passing score for a veteran who served during a period of war or in an armed conflict as defined in RCW 41.04.005 and does not receive military

retirement. The percentage shall be added until the veteran's first appointment and shall not be utilized in promotional examinations.

(b) Five percent to a veteran who did not serve during a period of war or in an armed conflict as defined in RCW 41.04.005 or is receiving military retirement. The percentage shall be added to the final passing score. The percentage shall be added until the veteran's first appointment and shall not be utilized in promotional examinations.

~~((b)) (c) Five percent of the final passing score for a veteran who was called from state employment to active military service for one or more years. The percentage shall be added to the first promotional examination only.~~

(3) The provisions in subsection ~~((1)-and)~~ (2) of this section ~~((must))~~ may be claimed ~~((within fifteen years of the date of))~~ upon or anytime after release from active military service. ~~((This period may be extended by the personnel officer for valid and extenuating reasons to include but not be limited to:))~~

~~((a) Documented medical reasons beyond control of the veteran;~~

~~(b) United States department of veterans' affairs documented disabled veteran; or~~

~~(c) Any veteran who has his or her employment terminated through no fault or action of his or her own and whose livelihood is adversely affected may seek employment consideration under this section:))~~

~~((4) The term "veteran" as used in subsection (2) of this section shall include every person who has received an honorable discharge or received a discharge for physical reasons with an honorable record and:~~

~~(a) Has served in any branch of the armed forces of the United States between World War I and World War II or during any period of war; or~~

~~(b) Has served in any branch of the armed forces of the United States and received the armed forces expeditionary medal, or Marine Corps and Navy expeditionary medal, for opposed action on foreign soil.~~

~~(5) A "period of war" includes:~~

~~(a) World War I;~~

~~(b) World War II;~~

~~(c) The Korean conflict;~~

~~(d) The Viet Nam era means:~~

~~(i) The period beginning on February 28, 1961, and ending on May 7, 1975, in the case of a veteran who served in the Republic of Vietnam during that period.~~

~~(ii) The period beginning August 5, 1964, and ending on May 7, 1975:~~

~~(e) The Persian Gulf War, beginning August 2, 1990 and ending on the date prescribed by presidential proclamation or law;~~

~~(f) The following armed conflicts, if the participant was awarded the respective campaign badge or medal; the crisis in Lebanon; the invasion of Grenada; Panama, Operation Just Cause; Somalia, Operation Restore Hope; Haiti, Operation Uphold Democracy; and Bosnia, Operation Joint Endeavor; and~~

~~(g) The period beginning on the date of any future declaration of war by the Congress and ending on the date pre-~~

scribed by presidential proclamation or concurrent resolution of the Congress.)

**WSR 03-20-011**  
**PERMANENT RULES**  
**PERSONNEL RESOURCES BOARD**

[Filed September 19, 2003, 11:21 a.m., effective September 19, 2003]

Date of Adoption: September 18, 2003.

Purpose: These rules pertain to the shared leave program for state employees. The modifications to these rules are a result of the passage of HB 2266 which was effective June 2003.

Citation of Existing Rules Affected by this Order: Amending WAC 251-22-250 Shared leave, 251-22-260 Shared leave receipt, 251-22-270 Shared leave use, 251-22-280 Leave donation, 251-22-290 Shared leave administration, and 356-18-112 Shared leave.

Statutory Authority for Adoption: RCW 41.06.150.

Adopted under notice filed as WSR 03-16-108 on August 6, 2003.

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 6, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 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.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: HB 2266 changed RCW 41.04.655, 41.04.660, and 41.04.665 effective June 20, 2003.

Effective Date of Rule: September 19, 2003.

September 19, 2003

E. C. Matt

Secretary

**AMENDATORY SECTION** (Amending WSR 96-11-059, filed 5/10/96, effective 6/6/96)

**WAC 251-22-250 Shared leave.** The purpose of the Washington state leave sharing program is to permit state employees, at no significantly increased cost to the state of providing leave, to come to the aid of another state employee who has been called to service in the uniformed services or who is suffering from or has a relative or household member suffering from an extraordinary or severe illness, injury, impairment, or physical or mental condition which has caused or is likely to cause the employee to take leave with-

out pay or terminate his or her employment. For purposes of the Washington state leave sharing program, the following definitions apply:

(1) "Employee's relative" normally shall be limited to the employee's spouse, child, stepchild, grandchild, grandparent, or parent.

(2) "Household members" is defined as persons who reside in the same home who have reciprocal duties to and do provide financial support for one another. This term shall include, but is not limited to, foster children and legal wards. The term does not include persons sharing the same general house when the living style is primarily that of a dormitory or commune.

(3) "Severe" or "extraordinary" condition is defined as serious or extreme and/or life threatening.

(4) "Service in the uniformed services" means the performance of duty on a voluntary or involuntary basis in a uniformed service under competent authority and includes active duty, active duty for training, initial active duty for training, inactive duty training, full-time national guard duty including state-ordered active duty, and a period for which a person is absent from a position of employment for the purpose of an examination to determine the fitness of the person to perform any such duty.

(5) "Uniformed services" means the armed forces, the army national guard, and the air national guard of any state, territory, commonwealth, possession, or district when engaged in active duty for training, inactive duty training, full-time national guard duty, or state active duty, the commissioned corps of the public health service, the coast guard, and any other category of persons designated by the President of the United States in time of war or national emergency.

**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 96-11-059 [96-21-036], filed 5/10/96 [10/10/96], effective 6/6/96 [11/10/96])

**WAC 251-22-260 Shared leave receipt.** An employee may be eligible to receive shared leave if the employee's agency/institution head has determined the employee meets the following criteria:

~~((1) The employee suffers from, or has a relative or household member suffering from, an illness, injury, impairment, or physical or mental condition which is of an extraordinary or severe nature and which has caused or is likely to cause the employee to go on leave without pay status or terminate state employment; and~~

~~(2) The employee has depleted or will shortly deplete his or her annual and sick leave reserves; and~~

~~(3) The employee's absence and the use of shared leave are justified; and~~

~~(4) For work related illness or injury, the employee has diligently pursued and been found to be ineligible for benefits under chapter 51.32 RCW; and~~

~~(5) The employee has abided by agency/institution policy regarding the use of sick leave.)~~

(1)(a) The employee suffers from, or has a relative or household member suffering from, an illness, injury, impair-

ment, or physical or mental condition which is of an extraordinary or severe nature; or

(b) The employee has been called to service in the uniformed services.

(2) The illness, injury, impairment, condition, or call to service has caused, or is likely to cause, the employee to:

(a) Go on leave without pay status; or

(b) Terminate state employment.

(3) The employee's absence and the use of shared leave are justified.

(4) The employee has depleted or will shortly deplete his or her:

(a) Annual leave and sick leave reserves if the employee qualifies under subsection (1)(a) of this section; or

(b) Annual leave and paid military leave allowed under RCW 38.40.060 if the employee qualifies under subsection (1)(b) of this section.

(5) The employee has abided by institution/agency rules regarding:

(a) Sick leave use if the employee qualifies under subsection (1)(a) of this section; or

(b) Military leave if the employee qualifies under subsection (1)(b) of this section.

(6) The employee has diligently pursued and been found to be ineligible for benefits under chapter 51.32 RCW if the employee qualifies under subsection (1)(a) of this section.

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

**AMENDATORY SECTION** (Amending WSR 96-11-059, filed 5/10/96, effective 6/6/96)

**WAC 251-22-270 Shared leave use.** (1) The agency/institution head shall determine the amount of leave, if any, which an employee may receive under these rules. However, an employee shall not receive more than two hundred sixty-one days of shared leave.

(2) The agency/institution head shall require the employee to submit, prior to approval or disapproval, a medical certificate from a licensed physician or health care practitioner verifying the employee's required absence, the description of the medical problem, and expected date of return-to-work status when the employee is qualified under WAC 251-22-260 (1)(a). The agency/institution head shall require the employee to submit, prior to approval or disapproval, a copy of the military orders verifying the employee's required absence when the employee is qualified under WAC 251-22-260 (1)(b).

(3) The agency/institution head should consider other methods of accommodating the employee's needs such as modified duty, modified hours, flex-time or special assignments in lieu of shared leave usage per WAC 251-10-070, 251-10-080, 251-10-090, 251-17-090, 251-18-180, 251-19-100, 251-19-105, and 251-24-030.

(4) Leave transferred under these rules may be transferred from employees of one agency/institution to an employee of the same agency/institution or, with the approval of the heads of both agencies/institutions, to an employee of another state agency/institution.

(5) Annual leave, sick leave, or all or part of a personal holiday transferred from a donating employee under these

rules shall be used solely for the purpose stated in WAC 251-22-250.

(6) The receiving employee shall be paid his/her regular rate of pay; therefore, the value of one hour of shared leave may cover more or less than one hour of the recipient's salary.

**AMENDATORY SECTION** (Amending WSR 96-21-036, filed 10/10/96, effective 11/10/96)

**WAC 251-22-280 Leave donation.** An employee may donate annual leave, sick leave, or personal holiday to another employee for purposes of the Washington state leave sharing program under the following conditions:

(1) The employee's agency/institution head approves the employee's request to donate a specified amount of annual leave to an employee authorized to receive shared leave; and

(a) The full-time employee's request to donate leave will not cause his/her annual leave balance to fall below eighty hours. For part-time employees, requirements for annual leave balances will be prorated; and

(b) Employees may not donate excess vacation leave that they would not be able to take due to an approaching anniversary date; and

(2) The employee's agency/institution head approves the employee's request to donate a specified amount of sick leave to an employee authorized to receive shared leave(;~~and~~).

~~((a))~~ The employee's request to donate leave will not cause his/her sick leave balance to fall below ~~((four hundred eighty))~~ one hundred seventy-six hours after the transfer(~~;~~~~and~~).

~~((b) In no event will a donating employee transfer more than six days of sick leave during any 12-month period. For purposes of sick leave donation, a day equals the donor's monthly sick leave accrual.)~~

(3) The employee's agency/institution head approves the employee's request to donate all or part of his or her personal holiday to an employee authorized to receive shared leave.

(a) 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.

(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.

(4) No employee may be intimidated, threatened, or coerced into donating leave for purposes of this program.

**AMENDATORY SECTION** (Amending WSR 96-21-036, filed 10/10/96, effective 11/10/96)

**WAC 251-22-290 Shared leave administration.** (1) The calculation of the recipient's leave value shall be in accordance with applicable office of financial management policies, regulations, and procedures. The leave received will be coded as shared leave and be maintained separately from all other leave balances. All compensatory time, sick leave, and annual leave accrued must be used prior to using shared leave when the employee qualifies under WAC 251-22-260 (1)(a). Accrued annual leave and paid military leave allowed under RCW 38.40.060 must be used prior to using shared



leave for employees qualified under WAC 251-22-260 (1)(b).

(2) An employee on leave transferred under these rules shall continue to be classified as a state employee and shall receive the same treatment in respect to salary, wages, and employee benefits as the employee would normally receive if using accrued annual leave or sick leave.

(3) All salary and wage payments made to employees while on leave transferred under these rules shall be made by the agency/institution employing the person receiving the leave.

(4) Where agency/institution heads have approved the transfer of leave by an employee of one agency/institution to an employee of another agency/institution, the agencies/institutions involved shall arrange for the transfer of funds and credit for the appropriate value of leave in accordance with office of financial management policies, regulations, and procedures.

(5) Leave transferred under this section shall not be used in any calculation to determine an agency's/institution's allocation of full-time equivalent staff positions.

(6) Any shared leave not used by the recipient shall be returned to the donor(s).

The remaining shared leave is to be divided on a pro rata basis among the donors and reinstated to the respective donors' appropriate leave balances based upon each employee's current salary rate at the time of the reversion. The shared leave returned shall be prorated back based on the donor's original donation.

(7) Unused shared leave may not be cashed out under WAC 251-22-090 but shall be returned to the donors per subsection (6) of this section.

(8) An employee who uses leave that is transferred under this section will not be required to repay the value of the leave that he or she used.

AMENDATORY SECTION (Amending WSR 02-07-045 [02-07-049], filed 3/14/02, effective 5/1/02)

**WAC 356-18-112 Shared leave.** (1) The purpose of the state leave sharing program is to permit state employees to donate vacation leave, sick leave, or personal holidays to a fellow state employee who has been called to service in the uniformed services or who is suffering from or has a relative or household member suffering from an extraordinary or severe illness, injury, impairment, or physical or mental condition which has caused or is likely to cause the employee to take leave without pay or terminate his or her employment. An employee is eligible to request participation in the shared leave program when the employee is able to use accrued vacation leave, sick leave, or a personal holiday. For purposes of the Washington state leave sharing program, the following definitions apply:

(a) "Employee" means any employee who is entitled to accrue sick leave or vacation leave and for whom accurate leave records are maintained.

(b) "Employee's relative" normally shall be limited to the employee's spouse, child, stepchild, grandchild, grandparent, or parent.

(c) "Household members" is defined as persons who reside in the same home who have reciprocal duties to and do provide financial support for one another. This term shall include foster children and legal wards even if they do not live in the household. The term does not include persons sharing the same general house, when the living style is primarily that of a dormitory or commune.

(d) "Severe" or "extraordinary" condition is defined as serious or extreme and/or life threatening.

(e) "Service in the uniformed services" means the performance of duty on a voluntary or involuntary basis in a uniformed service under competent authority and includes active duty, active duty for training, initial active duty for training, inactive duty training, full-time national guard duty including state-ordered active duty, and a period for which a person is absent from a position of employment for the purpose of an examination to determine the fitness of the person to perform any such duty.

(f) "Uniformed services" means the armed forces, the army national guard, and the air national guard of any state, territory, commonwealth, possession, or district when engaged in active duty for training, inactive duty training, full-time national guard duty, or state active duty, the commissioned corps of the public health service, the coast guard, and any other category of persons designated by the President of the United States in time of war or national emergency.

(2) An employee may be eligible to receive shared leave under the following conditions:

(a) The employee's agency head determines that the employee meets the criteria described in this section.

(b) For work related illness or injury, the employee has diligently pursued and been found to be ineligible for benefits under chapter 51.32 RCW if the employee qualifies under subsection (3)(a)(i) of this section.

(c) The employee has abided by agency policies regarding the use of sick leave if the employee qualifies under subsection (3)(a)(i) of this section.

(d) The employee has abided by agency policies regarding the use of vacation leave and paid military leave if the employee qualifies under subsection (3)(a)(ii) of this section.

~~((d))~~ (e) Donated leave is transferable between employees in different state agencies with the agreement of both agency heads.

(3) An employee may donate vacation leave, sick leave, or personal holiday to another employee only under the following conditions:

~~((a)(i) The receiving employee has exhausted, or will exhaust, his or her vacation leave, and sick leave due to an illness, injury, impairment, or physical or mental condition, which is of an extraordinary or severe nature, and involves the employee, the employee's relative or household member; and~~

~~(ii) The condition has caused, or is likely to cause, the employee to go on leave without pay or terminate state employment; and~~

~~(iii) The agency head permits the leave to be shared with an eligible employee.)~~

(a)(i) The receiving employee suffers from, or has a relative or household member suffering from, an illness, injury,

impairment, or physical or mental condition which is of an extraordinary or severe nature; or

(j) The receiving employee has been called to service in the uniformed services;

(b) The illness, injury, impairment, condition, or call to service has caused, or is likely to cause, the receiving employee to:

(i) Go on leave without pay status; or

(ii) Terminate state employment.

(c) The receiving employee's absence and the use of shared leave are justified.

(d) The receiving employee has depleted or will shortly deplete his or her:

(i) Vacation leave and sick leave reserves if the employee qualifies under subsection (3)(a)(i) of this section; or

(ii) Vacation leave and paid military leave allowed under RCW 38.40.060 if the employee qualifies under subsection (3)(a)(ii) of this section.

(e) The agency head permits the leave to be shared with an eligible employee.

~~((b))~~ (f) The donating employee may donate any amount of vacation leave provided the donation does not cause the employee's vacation leave balance to fall below eighty hours. For part-time employees, requirements for annual leave balances will be prorated.

~~((e))~~ (g) Employees may not donate excess vacation leave that the donor would not be able to take due to an approaching anniversary date.

~~((d))~~ (h) The donating employee may donate any specified amount of sick leave provided the donation does not cause the employee's sick leave balance to fall below ~~(four hundred eighty)~~ one hundred seventy-six hours after the transfer. ~~(In no event will the donating employee transfer more than six days of sick leave during any 12-month period.)~~ For purposes of sick leave donation, a day equals the donor's monthly sick leave accrual.

~~((e))~~ (i) The donating employee may donate all or part of a personal holiday in accordance with WAC 356-18-025. Any portion of a personal holiday that is not used shall be returned to the donating employee.

(4) The agency head shall determine the amount of donated leave an employee may receive and may only authorize an employee to use up to a maximum of two hundred sixty one days of shared leave during total state employment, except that a nonpermanent employee who is eligible to use accrued leave or personal holiday may not use shared leave beyond the earlier date of:

(a) The termination date specified in the nonpermanent employee's appointment letter, or

(b) 1560 nonovertime hours from date of appointment to the nonpermanent position; unless extended by the director in accordance with WAC 356-30-065(4), 356-30-067(7), and 356-30-140.

(5) The agency head shall require the employee to submit, prior to approval or disapproval, a medical certificate from a licensed physician or health care practitioner verifying the severe or extraordinary nature and expected duration of the condition when the employee is qualified under subsection (3)(a)(i) of this section. The agency head shall require

the employee to submit, prior to approval or disapproval, a copy of the military orders verifying the employee's required absence when the employee is qualified for shared leave under subsection (3)(a)(ii) of this section.

(6) Any donated leave may only be used by the recipient for the purposes specified in this section.

(7) The receiving employee shall be paid his or her regular rate of pay; therefore, one hour of shared leave may cover more or less than one hour of the recipient's salary. The calculation of the recipient's leave value shall be in accordance with office of financial management policies, regulations, and procedures. The dollar value of the leave is converted from the donor to the recipient. The leave received will be coded as shared leave and be maintained separately from all other leave balances.

(8) All forms of paid leave available for use by the recipient must be used prior to using shared leave when qualified under subsection (3)(a)(i) of this section. All forms of paid leave, except sick leave, available for use by the recipient must be used prior to using shared leave when qualified under subsection (3)(a)(ii) of this section.

(9) Any shared leave not used by the recipient during each incident/occurrence as determined by the agency director shall be returned to the donor(s). The shared leave remaining will be divided among the donors on a prorated basis based on the original donated value and returned at its original donor value and reinstated to each donor's appropriate leave balance. The return shall be prorated back based on the donor's original donation.

(10) All donated leave must be given voluntarily. No employee shall be coerced, threatened, intimidated, or financially induced into donating leave for purposes of this program.

(11) Agencies shall maintain records which contain sufficient information to provide for legislative review.

(12) An employee who uses leave that is transferred under this section will not be required to repay the value of the leave that he or she used.

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

**WSR 03-20-014**  
**PERMANENT RULES**  
**WASHINGTON STATE**  
**SCHOOL FOR THE DEAF**  
[Filed September 22, 2003, 9:27 a.m.]

Date of Adoption: September 4, 2003.

Purpose: To implement federal regulatory changes regarding educational records, resulting from amendments to the Family Educational Rights and Privacy Act, state laws, RCW 13.40.480 and 28A.225.330; and to revise school policy on disclosure of directory information.

Citation of Existing Rules Affected by this Order: Repealing WAC 148-280-050 and 148-280-070; and amending WAC 148-280-010, 148-280-011, 148-280-015, 148-280-020, 148-280-025, 148-280-030, 148-280-040, 148-280-055, and 148-280-060.

Statutory Authority for Adoption: RCW 72.40.011.

Adopted under notice filed as WSR 03-15-015 on July 7, 2003.

Changes Other than Editing from Proposed to Adopted Version: WAC 148-280-025 (2) and (3), substitute "administrator" for "teacher." WAC 148-280-040(5), add "within ten days of enrollment and thereafter."

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 9, Repealed 0; Federal Rules or Standards: New 0, Amended 9, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 9, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 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 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 11, 2003

Todd S. Reeves  
Superintendent

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-010 Confidentiality of student records.** The Washington school for the deaf implements policy contained in this chapter in compliance with the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. Sec. 1232(g) (FERPA), and the ((Education of the Handicapped Act)) Individuals with Disabilities Education Act (IDEA), 20 U.S.C. ((Sees. 1400 through 1420, this policy has been created:

~~(1) To ensure that information contained in student education records is treated in a responsible manner with due regard for the personal nature of such information;~~

~~(2) To ensure the accuracy of information contained in student education records by providing parents (or eligible students) with the opportunity to inspect the records; and~~

~~(3) To ensure the continued confidentiality of such records by establishing procedures governing the release of information contained therein.)~~ § 1412 (a)(8). These laws establish that the education records of students attending or having attended the school are confidential and can be released only with written permission of the parent (or adult student). The primary rights of parents and adult students under FERPA are:

(1) To inspect and review education records;

(2) To request amendment of education records; and

(3) To have some control over the disclosure of information from education records.

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-011 Definitions.** As used in this chapter:

(1) "Directory information" means information contained in an education record of a student which would not generally be considered harmful or an invasion of privacy if disclosed. It includes, but is not limited to the student's name, photograph, address, telephone listing, date and place of birth, ~~((major field of study,))~~ participation in officially recognized activities and sports, weight and height of members of athletic teams, dates of attendance, ~~((degrees))~~ diplomas, honors, and awards received, and ((the most recent)) previous ((educational agency or institution)) school attended.

(2) "Disclosure" means to permit access to or the release, transfer, or other communication of education records, or the personally identifiable information contained in those records, to any party, by any means, including oral, written, or electronic means.

(3) "Education records" means those records, files, documents, and other materials that are:

(a) Maintained by the school; and

(b) Directly related to a student.

The term "education records" does not include:

(i) Records of ~~((instructional, supervisory, and administrative personnel and educational personnel ancillary to those persons))~~ school staff that are kept in the sole possession of the maker of the record, and are not accessible or revealed to any other person except a temporary substitute for the maker of the record;

(ii) Records ~~((of the school security department that are kept apart from education records, maintained solely for law enforcement purposes, and are not available to persons other than law enforcement officials of the same jurisdiction))~~ created and maintained by school security or the law enforcement unit of the school;

(iii) ~~((In the case of persons who are employed by but do not attend the school,))~~ Records made and maintained in the normal course of business which relate exclusively to such person in that person's capacity as an employee and which are not available for ((use for)) any other purpose: Provided, That this exception ~~((from the definition of "education records"))~~ does not apply to records relating to an individual in attendance at the school who is employed as a result of his or her status as a student;

(iv) Records on a student who is eighteen years of age or older that are created and maintained by a physician, psychiatrist, psychologist, or other recognized professional or paraprofessional acting in his or her professional or paraprofessional capacity, or assisting in that capacity and that are created, maintained, or used only in connection with the treatment of the student; and are not available to anyone other than persons providing such treatment; provided, however, that such records can be personally reviewed by a physician or other appropriate professional of the student's choice; and

(v) Records that contain only information relating to an individual after he or she is no longer a student at the school.

(4) ~~((Eligible))~~ Adult student means a student who has reached eighteen years of age. When a student becomes an ~~((eligible))~~ adult student, the rights accorded to, and the

consent required of, parents under this chapter transfer from the parents to the student.

(5) "Legitimate educational interest" means the necessity to review educational records in order to fulfill professional responsibility, perform a function related to a student's education or discipline, or maintain safety and security.

(6) "Parent" means a parent of a student and includes a natural parent, a guardian, or an individual acting as a parent in the absence of a parent or guardian.

~~((6) "Party" means an individual, agency, institution, or organization.))~~

(7) "Personally identifiable information" includes, but is not limited to the student's name; the name of the student's parent or other family member; the address of the student or student's family; a personal identifier, such as the student's Social Security number or student number; a list of personal characteristics that would make the student's identity easily traceable; or other information that would make the student's identity easily traceable.

(8) ("~~Student~~" means any individual who is or has been in attendance at the school and regarding whom the school maintains education records.)) "School official" includes a person employed by the school as a teacher, administrator, supervisor, counselor, support staff member (including health or medical staff and law enforcement unit personnel), a person serving on the school board of trustees, a person with whom the school has contracted to perform a special task (such as an attorney, auditor, medical consultant, or therapist), or a parent or student serving on an official committee or assisting another school official in performing his or her tasks.

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-015 Notice.** The school shall provide parents ~~((of))~~ and adult students ~~((for eligible students) currently in attendance))~~ with annual notice of their rights ~~((under this chapter. The notice shall inform parents (or eligible students) of their right to:~~

- ~~(1) Inspect and review the student's education records;~~
- ~~(2) Request amendment of the student's education records to ensure that they are not inaccurate, misleading, or otherwise in violation of the student's privacy or other rights;~~
- ~~(3) Consent to disclosure of personally identifiable information contained in the student's education records;~~
- ~~(4) Obtain a copy of the school's policy on access to and disclosure of education records; and~~
- ~~(5) File with the United States Department of Education a complaint concerning alleged failures to comply with the requirements of the Family Educational Rights and Privacy Act)) as defined by FERPA by publication in the parent/student handbook.~~

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-020 Education records—((Parents' (or eligible students') right to inspect)) Access rights.** (1) A parent, ~~((eligible))~~ adult student, or representative of the

parent has the right to inspect and review the education records of the student.

(2) Where the education record or data includes information on more than one student, the parent(s) of those students (or the ~~((eligible))~~ adult students) shall have the right to inspect and review only the information relating to their child (or themselves) or to be informed of that specific information.

(3) The parent (or ~~((eligible))~~ adult student) has the right to obtain copies of the student's education records. Charges for the copies shall not exceed the cost normally charged by the school. However, if the fee effectively prevents the parent (or ~~((eligible))~~ adult student) from exercising the right to inspect and review the student's education records, the school may provide such copies free of charge.

(4) The school may presume that a parent has authority to inspect and review records relating to his/her child unless the school has been advised that ~~((the parent does not have the authority under applicable state law governing such matters as guardianship, separation, and dissolution))~~ there is a court order, parenting plan, or legally binding document relating to such matters as dissolution, separation, guardianship, or custody that specifically revokes these rights.

(5) The parent (or adult student) has the right to a response from the school to reasonable requests for explanations and interpretations of the records.

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-025 Education records—Access procedures.** (1) A list of the types and locations of education records collected, maintained, or used by the school may be obtained by the parent (or adult student) at the superintendent's office.

(2) A request by a parent (or ~~((eligible))~~ adult student) ~~((for review of information))~~ to inspect and review education records should be made in writing to the ~~((individual or office having custody of the record))~~ supervising administrator K-12 (i.e., building principal).

(3) The ~~((custodian of the record))~~ supervising administrator K-12 or his/her designee shall respond to reasonable requests for inspection, explanation, and interpretation of education records within forty-five days from the date the request was received and before any meeting regarding an individualized education program or hearing relating to the identification, evaluation, or placement of the student. If the ~~((records custodian))~~ supervising administrator K-12 is unable to comply with a request within the above stated period, he or she shall inform the parent (or ~~((eligible))~~ adult student) of that fact and the reasons in writing.

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-030 Education records—Amendment.** (1)(a) A parent (or ~~((eligible))~~ adult student) who believes that information contained in the education record is inaccurate, misleading, or violates the privacy or other rights of the student, may request the school to amend the information.

~~(b) ((The right to challenge, under this chapter, shall not be used to contest grades which are correctly recorded.)) A parent (or adult student) shall not be permitted under this chapter to challenge the validity of grades which are accurately recorded.~~

(2) The school shall decide whether to amend the record as requested within a reasonable time after receipt of the request.

(3) If the school decides ~~((not to amend the record as requested))~~ to deny the request, it shall inform the parent (or ~~((eligible))~~ adult student) of the decision and of the right to a ~~((brief adjudicative proceeding under WAC 148-108-100.~~

(4) ~~The school shall, on request, provide an opportunity for a brief adjudicative proceeding to challenge information in the education record on the grounds provided for in subsection (1) of this section.~~

~~(5) For the purpose of this chapter:~~

~~(a) The decision of the brief adjudicative proceeding must be based solely on the evidence presented at the brief adjudicative proceeding and must include a summary of the evidence and the reasons for the decision.~~

~~(b) The parent (or eligible student) may, at their own expense, be assisted or represented by one or more individuals of his or her choice, including an attorney. Where the parent (or eligible student) is represented by an attorney, the school may be represented by an assistant attorney general.~~

~~(6)) hearing. The hearing shall be a brief adjudicative proceeding.~~

~~(4) The school will conduct a hearing within a reasonable time after it has received the request for a hearing.~~

~~(a) Notice of the date, time and place shall be provided reasonably in advance of the hearing.~~

~~(b) The hearing will be conducted by a hearing officer who is a disinterested party. This hearing officer may be a school official. The parent (or adult student) shall be afforded a full and fair opportunity to present evidence relevant to the issues raised in the original request to amend an education record. The parent (or adult student) may, at their own expense, be assisted at the hearing by one or more individuals, including an attorney.~~

~~(c) The hearing officer will prepare a written decision based solely on the evidence presented at the hearing. The decision will include a summary of the evidence presented and the reasons for the decision.~~

~~(5) If, as a result of the ((brief adjudicative proceeding)) hearing, the school decides that the information is inaccurate, misleading, or otherwise in violation of the privacy or other rights of the student, it shall amend the information accordingly and so inform the parent (or ((eligible)) adult student) in writing.~~

~~((7)) (6) If, as a result of the ((brief adjudicative proceeding)) hearing, the school decides that the information is not inaccurate, misleading, or otherwise in violation of the privacy or other rights of the student, it shall inform the parent (or ((eligible)) adult student) of the right to place in the record ~~((s it maintains on the student))~~ a statement commenting on the challenged information and/or ((setting forth any)) a statement of the parent's (or adult student's) reasons for disagreeing with the decision of the school~~((, or both))~~.~~

~~((8)) (7) Any explanation placed in the records of the student under this section must:~~

(a) Be maintained by the school as part of the records of the student as long as the record or contested portion is maintained by the school; and

(b) Be included with any disclosure of the record or contested portion to which the explanation relates.

AMENDATORY SECTION (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-040 Disclosure of personally identifiable information from education records.** (1) The school shall not ~~((permit access to or the release of))~~ disclose information from education records ~~((or personally identifiable information contained there))~~ (other than "directory information") without the written consent of the parent (or ~~((eligible))~~ adult student) ~~((to any party other than the following))~~ except that records may be disclosed without consent when disclosure is to:

(a) School officials ~~((, including teachers, when the information is required for a legitimate educational interest within the performance of their responsibilities to the school, with the understanding that its use will be strictly limited to the performance of those responsibilities))~~ who have a legitimate educational interest in the records;

(b) Officials of another school, school system, or institution of postsecondary education ~~((who have requested the records and in which))~~ where the student seeks or intends to enroll ~~((, upon condition that:~~

~~(i) The parent (or eligible student) be notified of the transfer (unless the disclosure is initiated by the parent or eligible student);~~

~~(ii) The parent (or eligible student), upon request, receive a copy of the record that was disclosed; and~~

~~(iii) The parent (or eligible student), upon request, receive an opportunity for a brief adjudicative proceeding).~~ Pursuant to RCW 28A.225.330, records disclosed under this subsection will include disciplinary action, violent behavior or behavior listed in RCW 13.04.155, attendance, immunization records, and academic performance. The school shall provide the parent (or adult student), upon request, with a copy of the records disclosed and an opportunity for a hearing to challenge the content of the record;

(c) Federal and state officials requiring access to education records in connection with the audit and evaluation of a federal or state-supported education program, or in connection with the enforcement of or compliance with federal or state legal requirements which relate to such programs ~~((In such cases the information required shall be protected by the federal or state official in a manner which will not permit the personal identification of students and their parents to other than those officials and such personally identifiable data shall be destroyed when no longer needed for such audit, evaluation, or enforcement of legal requirements));~~

(d) Organizations conducting studies for, or on behalf of the school, for purposes of developing, validating, or administering predictive tests, administering student aid programs, and improving instruction: Provided, That the study is conducted in such a manner that does not permit the personal

identification of parents and students by persons other than representatives of such organizations, and such information is destroyed when no longer needed for the purposes for which it was provided;

(e) Accrediting organizations in order to carry out their accrediting functions;

(f) Any person or entity designated by judicial order or ~~((lawfully-issued))~~ lawfully issued subpoena: Provided, That the school shall make((s)) a reasonable effort to notify the parent (or ((eligible)) adult student) ((of the order or subpoena)) in advance of compliance((--Any school employee receiving a subpoena or judicial order for education records should immediately notify the attorney general;

~~(g) Those individuals or agencies to which a release of information without consent is permitted by the rules that implement the Family Educational Rights and Privacy Act of 1974, 34 C.F.R. Secs. 99.31 through 99.37)), unless such notification and disclosure is specifically prohibited by an order of the court or other issuing agency or the order has been issued *ex parte*.~~

(i) If the school initiates legal action against a parent or student, the school may disclose to the court, without a court order or subpoena, the education records of the student that are relevant and necessary for the school to proceed with the legal action.

(ii) If a parent or student initiates legal action against the school, the school may disclose to the court, without a court order or subpoena, the student's education records that are relevant and necessary for the school's defense;

(g) State and local officials or authorities if specifically required by state law adopted before November 19, 1974, or if reporting or disclosure concerns the juvenile justice system and the system's ability to effectively serve the student prior to adjudication;

(h) Appropriate persons in connection with a health or safety emergency if knowledge of such information is necessary to protect the health or safety of a student or other individuals;

(i) Teachers and school officials in other schools and school districts, and teachers, security personnel and other personnel at the Washington school for the deaf who have a legitimate educational interest in the behavior of the student when the information concerns disciplinary action taken against the student for behavior that posed a significant risk to safety or well-being of that student, other students, or other members of the school community, or a history of violent behavior or behaviors listed in RCW 13.04.155. "Disciplinary action" means the investigation, adjudication or imposition of sanctions by the school for an infraction or violation of the student conduct code.

(2) Where the consent of a parent (or ((eligible)) adult student) is obtained for the release of education records, it shall be in writing, signed and dated by the person giving such consent, and shall include:

(a) A specification of the records to be released;

(b) The reasons for such release; and

(c) The names of the parties to whom such records will be released.

(3) When a disclosure is made under subsection (2) of this section, if a parent (or ((eligible)) adult student) so

requests, the school shall provide him or her with a copy of the records disclosed.

(4) Personally identifiable education records released to third parties, with or without parent (or ((eligible)) adult student) consent, shall be accompanied by a written statement indicating that the information cannot be subsequently released in a personally identifiable form to any other party without the prior consent of the parent (or ((eligible)) adult student).

~~(5) ((Unless otherwise prohibited by law, information from education records may be released to appropriate persons in connection with an emergency if knowledge of such information is necessary to protect the health or safety of a student or other person(s:)) "Directory information" may be disclosed without the parent's (or adult student's) prior written consent, unless the parent (or adult student) notifies the school in writing within ten days of enrollment and thereafter by the tenth day of the academic year that he or she does not want any or all of the student's information to be designated as directory information.~~

**AMENDATORY SECTION** (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-055 Record of access.** (1) The school shall maintain a record of each request for access to and each disclosure of personally identifiable information from the education records of each student.

(2) The school shall maintain the record with the education records of the student as long as the records are maintained.

(3) For each request or disclosure the record must include:

(a) The name of the party who had requested or received information;

(b) The date access was given; and

(c) The legitimate interest or purpose ~~((for which the party is authorized to use the records))~~ the party has in requesting or obtaining the information.

(4) If the party receiving personally identifiable information makes further disclosures of the information on behalf of the school, the record must include:

(a) The names of additional parties to which the receiving party may disclose the information; and

(b) The legitimate interests under WAC 148-280-040 which each of the additional parties has in requesting or obtaining the information.

(5) Subsection (1) of this section does not apply if the request was from, or the disclosure was to:

(a) The parent or ((eligible)) adult student;

(b) A designated school official with a legitimate educational interest under WAC 148-280-040 (1)(a);

(c) A party with written consent from the parent or ((eligible)) adult student; ~~((or))~~

(d) A party seeking directory information; or

(e) A party seeking or receiving records as directed by a federal grand jury or other law enforcement subpoena and the issuing court or other issuing agency has ordered that the existence or the contents of the subpoena or the information furnished in response to the subpoena not be disclosed.

**AMENDATORY SECTION** (Amending WSR 90-16-018, filed 7/19/90, effective 8/19/90)

**WAC 148-280-060 Destruction of information.** (1) Student education records may be destroyed in accordance with state laws and regulations: Provided, That the school shall not destroy any education records if there is an outstanding request to inspect and review the records under this chapter.

(2)(a) The school shall inform parents (or ((eligible)) adult students) when personally identifiable information is no longer needed to provide educational services to the student.

(b) At the request of a parent (or ((eligible)) adult student), the school shall destroy personally identifiable information. However, the school may maintain a permanent record of the student's name, address, phone number, grades, attendance record, classes attended, grade level completed, and year of completion without time limitation.

(3) For the purpose of this section, "destruction" shall mean physical destruction or removal of personal identifiers.

#### **REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 148-280-050	Safeguards.
WAC 148-280-070	Directory information.

**WSR 03-20-020**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Health and Rehabilitative Services Administration)

[Filed September 23, 2003, 11:51 a.m., effective October 25, 2003]

Date of Adoption: September 18, 2003.

Purpose: The Division of Alcohol and Substance Abuse is adopting new, amending and repealing sections of chapter 388-805 WAC, Certification requirements for chemical dependency service providers, establishing the level of quality and patient care standards for chemical dependency service providers seeking certification by DSHS/DASA. The Division of Alcohol and Substance Abuse (DASA) is adopting revisions to chapter 388-805 WAC. The key revisions will implement:

(1) 42 Code of Federal Regulations, Part 8, Certification of Opioid Treatment Programs, effective May 18, 2001, which include major changes to the federal requirements adopted by the Center for Substance Abuse Treatment (CSAT), Substance Abuse and Mental Health Services Administration.

(2) RCW 70.96A.400-[70.96A.]420, effective July 22, 2001 (chapter 242, Laws of 2001), amended by the 2001 Washington state legislature.

In response, emergency WAC adoptions were submitted to the Code Reviser's Office on March 8, 2002, July 5, 2002, November 1, 2002, February 28, 2003, and June 27, 2003, effective for one hundred twenty days each. The emergency

rules amended Washington state administrative codes to recognize CSAT certification standards and implement the changes made to RCW 70.96A.400, [70.96A.]410, and [70.96A.]420.

DASA stakeholders recommended using the American Society of Addiction Medicine (ASAM), patient placement criteria (PPC), for patient placement, continued service, and discharge criteria. The proposed WAC revision reduces regulatory use of PPC for treatment planning activities.

DASA stakeholders also recommended:

(1) A new WAC section is proposed to require agencies to report critical incidents to DASA within 48 hours of the critical incident.

(2) Language to clarify the requirements for outcomes evaluation, outpatient treatment requirements for patients convicted of DUI or physical control pursuant to chapter 46.61 RCW, and definitions of court ordered treatment in WAC 388-805-330.

(3) Language to revise the WAC section on fees collected by DASA for change of agency ownership applications.

(4) Language to revise ADATSA assessment center certification and ADATSA requirements.

(5) Language to acknowledge faith-based programs.

(6) Language to recognize chemical dependency professionals as alcohol/drug school instructors.

(7) Language to correct inaccurate WAC section citations and typographical errors.

In addition, other sections of this chapter were subject to review and amendment deemed appropriate as required by Governor Locke's Executive Order 97-02 on regulatory improvement.

When effective, these permanent rules will replace emergency rules filed as WSR 03-14-076.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-805-900, 388-805-905, 388-805-910, 388-805-915, 388-805-920, 388-805-925, 388-805-930 and 388-805-935; and amending WAC 388-805-005, 388-805-010, 388-805-015, 388-805-030, 388-805-065, 388-805-075, 388-805-085, 388-805-090, 388-805-100, 388-805-120, 388-805-130, 388-805-140, 388-805-145, 388-805-150, 388-805-205, 388-805-210, 388-805-220, 388-805-250, 388-805-300, 388-805-305, 388-805-310, 388-805-315, 388-805-320, 388-805-325, 388-805-350, 388-805-400, 388-805-410, 388-805-500, 388-805-520, 388-805-530, 388-805-540, 388-805-550, 388-805-600, 388-805-610, 388-805-625, 388-805-700, 388-805-710, 388-805-715, 388-805-720, 388-805-730, 388-805-740, 388-805-750, 388-805-800, 388-805-810, 388-805-820 and 388-805-850; and new sections WAC 388-805-035 and 388-805-040.

Statutory Authority for Adoption: RCW 70.96A.090.

Other Authority: Chapter 70.96A RCW; chapter 242, Laws of 2001; 42 C.F.R. Part 8.

Adopted under notice filed as WSR 03-12-066 on June 2, 2003.

Changes Other than Editing from Proposed to Adopted Version: DASA considered public comments received during the public comment period ending August 5, 2003, about proposed revisions to chapter 388-805 WAC filed on June 2, 2003, as WSR 03-12-066. As a result, the final rule contains

the following revisions to proposed rules filed June 2, 2003 (deletions struck through, new text underlined).

(1) Add two new definitions to WAC 388-805-005:

"Community relations plan" means a plan to minimize the impact of an opiate substitution treatment program as required by the Center for Substance Abuse Guidelines for the Accreditation of Opioid Treatment Programs, Section XVIII.

"Established ratio" means using 0.7 percent (.007) of a designated county's adult population to determine an estimate for the number of potential clients with an opiate diagnosis in need of treatment services.

(2) Revise WAC 388-805-030 (1)(b):

(b) Includes a plan to minimize the impact of the opiate substitution treatment programs upon the business and residential neighborhoods in which the program is located. The plan must include strategies used to:

(i) Obtain and document ~~community stakeholder~~ input regarding the proposed location;

(ii) ~~Strategies used to~~ Address any concerns identified by ~~the community stakeholders~~; and,

(iii) ~~Develop~~ An ongoing community relations plan to address new concerns expressed by ~~community members stakeholders~~ as they arise.

(3) Revise WAC 388-805-035(1):

(1) Consult with the county legislative authority in the area in which an applicant proposes to locate a program and the city legislative authority in any city in which an applicant proposes to locate a program. The department will request the county and city legislative authority to notify the department of any applicable requirements or other issues that the department should consider in order to fulfill the requirements of WAC 388-805-030 ~~(6)~~ and (7), or 388-805-040 (1) through (5).

(4) Revise WAC 388-805-035(6):

(6) Hold at least one public hearing in the county in which the facility is proposed to be located and one public hearing in the area in which the facility is proposed to be located. After consultation with the county legislative authority, the department may have the public hearing in the adjacent county with the largest population, the adjacent county with the largest underserved population, or the county nearest to the proposed ~~site~~ location. The hearing must be held at a time and location most likely to permit the largest number of interested persons to attend and present testimony. The department must notify appropriate media outlets of the time, date, and location of the hearing at least three weeks in advance of the hearing.

(5) Revise WAC 388-805-040(3):

(3) Demographic and trend data from the area in which the program would be located including the most recent department county trend date, TARGET admission date for opiate substitution treatment from the ~~area~~ county, hospital and emergency department admission data from the ~~area~~ county, needle exchange data from the ~~area~~ county, and other relevant reports and data from ~~city and~~ county health organizations demonstrating the need for opiate substitution treatment program services.

(6) Revise WAC 388-805-090:

(2) Providers may submit a letter requesting a waiver of fees to the Supervisor, Certification Section, Division of Alcohol and Substance Abuse, P.O. Box 453340, Olympia, Washington, 98504-53340.

(7) Revise WAC 388-805-410(3):

Delete this citation: ~~410(3)(f) Documentation of the patient's tuberculosis test and results:~~

Number of Sections Adopted in Order to Comply with Federal Statute: New 1, Amended 14, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 3, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 8.

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 27, 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 4, Amended 44, Repealed 8.

Effective Date of Rule: October 25, 2003.

September 18, 2003

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 03-21 issue of the Register.

## WSR 03-20-047

### PERMANENT RULES

### HIGHER EDUCATION

### COORDINATING BOARD

[Filed September 25, 2003, 12:44 p.m.]

Date of Adoption: September 24, 2003.

Purpose: Passage of ESB 5676 amending chapter 28B.101 RCW results in the need to update rules. The major revisions include: The inclusion of branch campuses as eligible institutions and making students from all Washington counties eligible.

Citation of Existing Rules Affected by this Order: Amending chapter 250-70 WAC.

Statutory Authority for Adoption: RCW 28B.240 and .370 [28B.80.240 and 28B.80.370] and 28B.101.030.

Adopted under notice filed as WSR 03-16-065 on August 1, 2003.

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 8, 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 25, 2003

Becki Collins

Director of Education Services

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-010 Purpose.** Recognizing that Washington state experiences low participation rates at the upper-division level within postsecondary education, ~~((and further recognizing that the state intends to meet future educational demand, in part, through a system of branch campuses,))~~ the legislature has authorized ~~((the development of))~~ the educational opportunity grant program.

~~((Further, recognizing that there exists in some public and private higher education institutions unused enrollment capacity within existing educational programs and facilities, the educational opportunity grant program will test the premise that a supplemental grant of some significance will influence eligible placebound students to choose such institutions when transferring to or enrolling in baccalaureate study.))~~

The purpose of the educational opportunity grant program is to serve eligible placebound financially needy ~~((students))~~ Washington residents who have completed an associate of arts or associate of science degree, or ~~((its))~~ the equivalent, ~~((by))~~ enabling them to ~~((increase their participation))~~ participate in and ~~((completion of))~~ complete upper-division study at eligible institutions ~~((which have the capacity to accommodate such students within existing educational programs and facilities))~~ approved for participation by the higher education coordinating board.

~~((Believing that there will be a substantial saving to the state to maximize use of existing capacity within educational programs and facilities at both public and private institutions, the demonstration project will test the relationship between student financial aid and enrollment to improve understanding of how financial aid policy and the awarding of this grant affect otherwise placebound students in choosing higher education and selecting institutions.))~~

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-020 Program definitions.** (1) ("Branch campus service areas") shall mean:

(a) For the University of Washington Bothell Woodinville branch, the service area consists of Snohomish County and King County.

(b) The University of Washington Tacoma branch service area includes Pierce County, the southern part of King County, and a portion of Kitsap County.

(c) The service area for the proposed Washington State University Spokane branch consists of Spokane County.

(d) The Washington State University Tri-Cities branch service area includes three counties: Benton, Franklin and Walla Walla.

(e) The Washington State University Southwest Washington branch service area is defined as Clark, Cowlitz, and Skamania counties.

(f) The Yakima education center service area includes Yakima County.

The board shall, in guidelines, further define these service areas.

~~((2))~~ "Demonstration project" shall mean a reasonable period of time for testing the premise and expected outcomes of the program.

~~((3))~~ "Placebound" shall mean unable ~~((to relocate))~~ to complete a college program because of family or employment commitments, health concerns, monetary inability, or other similar factors.

~~((4))~~ (2) "Placebound resident" shall mean a person ~~((whose residence is located in an area served by a branch campus))~~ who, because of family or employment commitments, health concerns, monetary need, or other similar factors, would be presumed unable to complete an upper-division course of study but for receipt of an educational opportunity grant. A placebound resident is one who may be influenced by the receipt of an enhanced student financial aid award to attend an eligible institution ~~((that has existing unused capacity rather than attend a branch campus established pursuant to chapter 28B.45 RCW))~~ approved for participation in the program by the higher education coordinating board.

~~((5))~~ (3) "Demonstrated financial need" shall mean the difference between the budgetary cost to the student attending the institution of postsecondary education and the total applicant resources which the institutional financial aid officer determines can reasonably be expected to be available to the student for meeting such costs.

~~((6))~~ (4) "Needy student" shall mean those students as defined in RCW 28B.10.802(3), and as otherwise defined by the board.

~~((7))~~ (5) "Washington resident or resident student" shall mean an individual who at the time of application for an educational opportunity grant satisfies the requirements of RCW 28B.15.012 ~~((through 28B.15.013))~~ (2)(a) through (d) and board-adopted rules and regulations pertaining to the determination of state residency.

~~((8))~~ (6) "Associate of arts or associate of science degree or the equivalent" shall mean coursework comparable to admission at the junior level or above by the enrolling institution.

~~((9))~~ (7) "Upper division" shall mean baccalaureate coursework beyond an associate of arts degree or its equivalent.

~~((10))~~ (8) "Award amount" shall mean an award amount up to \$2,500 per academic year per student, prorated per term of attendance, paid periodically in equal installments, not to exceed the student's demonstrated financial need.

~~((11))~~ (9) "Academic year" shall generally mean a nine-month period (three quarters or two semesters).

(10) "Board" shall mean the higher education coordinating board. When a duty or responsibility of the board is referenced in these regulations, the authority needed to discharge that responsibility lies with the executive director or his or her designee.

~~((12))~~ "Existing unused capacity" shall mean available capacity within existing educational programs and facilities as periodically and formally defined and approved by the board for purposes of statewide enrollment planning.

**AMENDATORY SECTION** (Amending WSR 93-19-024, filed 9/3/93, effective 10/4/93)

**WAC 250-70-030 Institutional eligibility.** To qualify as an eligible institution for purposes of this program an institution shall:

~~((1))~~ Be a public [university of four year college operated by the state of Washington political subdivision thereof,] or [a] private baccalaureate institution of higher education in the state of Washington which is a member institution of the Northwest Association of Schools and Colleges. Any institution, branch, extension or facility operating within the state of Washington which is affiliated with an institution operating in another state must be a separately accredited member institution of the above named accrediting association, and

~~(2)~~ Be certified by the higher education coordinating board as having existing unused capacity to accommodate educational opportunity grant recipients within existing educational programs and facilities, excluding any branch campus or [education] [educational] program established under chapter 28B.45 RCW[, and].

~~(3))~~ (1) Be a public or private 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, or Western Association of Schools and Colleges that is eligible for federal student financial aid assistance, have operated as a nonprofit college or university delivering on-site classroom instruction for a minimum of twenty consecutive years in the state of Washington, and have an annual enrollment of at least seven hundred full-time equivalent students.

~~(2)~~ Complete an agreement to participate ~~((and acknowledge))~~ acknowledging its responsibility to administer the educational opportunity grant program according to prescribed rules and regulations and guidelines, and otherwise give evidence of its eligibility, if necessary.

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-040 Student eligibility.** A placebound student is eligible for an educational opportunity grant if the additional financial resource would alleviate the placebound condition by ~~((either))~~ allowing the student access to education at ~~((a local))~~ an eligible institution ~~((with existing unused~~

~~capacity or allowing relocation to another institution with existing unused capacity))~~. For a student to be eligible for an educational opportunity grant he or she must:

(1) Be a "financially needy student" as determined by the higher education coordinating board in accordance with RCW 28B.10.802(3);

(2) Be a resident of the state of Washington;

(3) ~~((Be a resident of a branch campus service area;~~

~~(4))~~ Be enrolled or accepted for enrollment at least half time, with priority to full-time enrollment, as an upper-division undergraduate student at an eligible baccalaureate institution in the state of Washington ~~((approved by the higher education coordinating board as an eligible institution for purposes of this program));~~

~~((5))~~ (4) Be a placebound resident;

~~((6))~~ (5) Have completed an associate of arts or associate of science degree or ~~((its))~~ the equivalent ~~((at an institution other than the one selected for purposes of receiving this grant));~~

~~((7))~~ (6) Not be required by the institution to be involved in a program that includes any religious worship, exercise or instruction ~~((or the pursuit of any degree in religious, seminarian, or theological academic studies));~~

~~((8))~~ (7) Make satisfactory academic progress as determined by the institution; and

~~((9))~~ (8) An otherwise eligible student may not ~~((use))~~ apply for this grant to ~~((attend a branch campus of a public university or to))~~ continue enrollment at an institution where he or she is presently attending.

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-050 Application procedure.** Placebound students shall ~~((annually))~~ initially apply directly to the higher education coordinating board and shall complete an application and other materials as provided and required by the board.

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-060 Recipient selection and award.** In selecting grant recipients, the board will give priority to those students who, but for this grant, evidence that they could not pursue a baccalaureate degree.

(1) Determination. The higher education coordinating board shall determine student eligibility and awards under this program. The board will ~~((appoint a policy))~~ convene as necessary an advisory committee to ~~((advise))~~ work with the board on matters of program policy and administration including, but not limited to: Award screening ~~((and)),~~ selection criteria ~~((and)),~~ administrative procedures, program publicity, and efforts to recruit placebound students. ~~((The board shall appoint a separate screening and selection committee.))~~

(2) Standards. Assuming program eligibility criteria are met, the following additional selection criteria, among others, may be employed ~~((by the selection committee))~~ in ranking candidates and awarding grants:

(a) Evidence that, but for this grant, a placebound student could not pursue baccalaureate study at an eligible institution of the student's choice;

(b) Evidence of financial hardship or significant educational debt; and

(c) ~~((A brief statement))~~ Information describing the student's educational goals and plans.

~~((Once named, recipients may elect to use the grant at any one of the board-certified eligible institutions.))~~ A student may ultimately choose an eligible institution different from that referenced in his or her application, provided the board and the receiving eligible institution can ~~((also))~~ verify student eligibility criteria such as placebound status, certification of enrollment in an eligible academic program, documented financial need and satisfactory academic progress status. To deliver an incentive for recipients, the institution agrees to package the grant as "self-help."

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-070 Grant amount disbursement limits.** Grant disbursement shall be made ~~((directly))~~ to the eligible enrolled student in equal amounts per term upon institutional verification of the student's enrollment in an eligible program, proof of financial need and satisfactory academic progress. The award amount shall not exceed \$2,500 per academic year. The value of the grant shall be the same regardless of the institution selected. Students may be awarded grants for up to eight quarters (or equivalent) of study. Renewability will not be forfeited if a student stops out for a single term during the academic year. However, students who fail to attend for more than one regular academic term during the period of their award will be required to reapply for the grant. If they are reawarded, previous terms of enrollment during which they received the grant will count toward their total eligibility.

The educational opportunity grant, when combined with the state share of other state-appropriated student financial aid programs, shall not exceed an amount equal to the total maximum student expense budget at the public research institutions plus the current average state appropriation per student for operating expense in the public institutions.

**AMENDATORY SECTION** (Amending WSR 90-16-023, filed 7/20/90, effective 8/20/90)

**WAC 250-70-080 Program administration.** (1) Administering agency. The higher education coordinating board shall administer the educational opportunity grant program. The staff of the board, under the direction of the executive director, will manage the administrative functions relative to the program and shall be authorized to enter into agreement with eligible institutions for participation in the program.

(2) Maintenance of effort. State funds provided under this program are not to be used to supplant federal, state or institutional grants which would otherwise be available to support the student's attendance.

(3) Reports. The higher education coordinating board will obtain periodic reports from institutions describing the

number of educational opportunity grant recipients selecting that institution, the socio-economic profile of such recipients in attendance at each participating institution, and other information about the student's academic program pertinent to these rules.

(4) Oversight and appeals. If an institution fails to maintain eligibility for the program as defined in WAC ~~((250-70-039))~~ 250-70-020, or if the board determines that an institution has failed to comply with program rules and regulations or guidelines, the board may suspend, terminate, or place conditions upon the institution's participation in the program. Satisfactory resolution of a dispute will be attempted by board staff. If satisfactory resolution cannot be achieved by board staff, the institution initiating the appeal may request a hearing with the board, which shall take action on the appeal. Eligible applicants may request in writing a review of any adverse decision affecting them by requesting such review within 20 days of the adverse decision, addressed to the executive director of the higher education coordinating board. In both circumstances, the appeal shall be conducted consistent with the terms of the Administrative Procedure Act, chapter 34.05 RCW.

**WSR 03-20-053**  
**PERMANENT RULES**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**  
[Filed September 26, 2003, 9:07 a.m.]

Date of Adoption: September 24, 2003.

Purpose: To establish regulations for the administration of student residency status in higher education.

Citation of Existing Rules Affected by this Order: Amending WAC 250-18-020, 250-18-035, and 250-18-060.

Statutory Authority for Adoption: RCW 28B.15.015.

Adopted under notice filed as WSR 03-16-089 on August 5, 2003.

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 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 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 24, 2003

Nina Oman

Associate Director

Policy and Fiscal

PERMANENT

**AMENDATORY SECTION** (Amending WSR 03-13-056, filed 6/13/03, effective 7/14/03)

**WAC 250-18-020 Student classification.** (1) For a student to be classified as a "resident" for tuition and fee purposes, he or she must prove by evidence of a sufficient quantity and quality to satisfy the institution that he or she:

(a)(i) Has established a bona fide domicile in the state of Washington primarily for purposes other than educational for the period of one year immediately prior to commencement of the first day of the semester or quarter for which he or she has registered at any institution; and

(ii) Is financially independent; or

(b) Is a dependent student, one or both of whose parents or legal guardians have maintained a bona fide domicile in the state of Washington for at least one year immediately prior to commencement of the semester or quarter for which the student has registered at any institution provided that any student who has spent at least seventy-five percent of both his or her junior and senior years in high school in this state, whose parents or legal guardians have been domiciled in the state for a period of at least one year within the five-year period before the student graduates from high school, and who has enrolled in a public institution of higher education within six months of leaving high school, shall be considered a resident only for as long as the student remains continuously enrolled for three quarters or two semesters in any calendar year; or

(c) Is a person who has completed the full senior year of high school and obtained a high school diploma - both at a Washington public or private high school approved under chapter 28A.195 RCW (or who has received the equivalent of a diploma). The person must have lived in Washington at least three years immediately prior to receiving the diploma (or its equivalent), and lived continuously in Washington state after receiving the diploma (or its equivalent) until the time of admittance to an institution of higher education (defined as a public university, college, or community college within the state of Washington). In addition, the person must provide an affidavit to the institution indicating that the individual will file an application to become a permanent resident at the earliest opportunity the individual is eligible to do so. Furthermore, the individual must indicate a willingness to engage in other activities necessary to acquire citizenship, including, but not limited to, citizenship or civics review courses; or

(d) Is a student who is on active military duty stationed in the state, or who is a member of the Washington national guard; or

(e) Is the spouse or dependent of an active duty military person stationed in the state of Washington; or

~~((d))~~ (f) Is a student who resides in Washington and is the spouse or dependent of a member of the Washington national guard; or

(g) Is a student of an out-of-state institution of higher education who is attending a Washington state institution of higher education pursuant to a home tuition program agreement under RCW 28B.15.725; or

~~((e))~~ (h) Is a student domiciled for one year in one or a combination of the following states: Idaho, Montana, Ore-

gon, or Washington, and is a member of one of the following American Indian tribes:

- (i) Colville Confederated Tribes;
- (ii) Confederated Tribes of the Chehalis Reservation;
- (iii) Hoh Indian Tribe;
- (iv) Jamestown S'Klallam Tribe;
- (v) Kalispel Tribe of Indians;
- (vi) Lower Elwha Klallam Tribe;
- (vii) Lummi Nation;
- (viii) Makah Indian Tribe;
- (ix) Muckleshoot Indian Tribe;
- (x) Nisqually Indian Tribe;
- (xi) Nooksack Indian Tribe;
- (xii) Port Gamble S'Klallam Community;
- (xiii) Puyallup Tribe of Indians;
- (xiv) Quileute Tribe;
- (xv) Quinault Indian Nation;
- (xvi) Confederated Tribes of Salish Kootenai;
- (xvii) Sauk Suiattle Indian Nation;
- (xviii) Shoalwater Bay Indian Tribe;
- (xix) Skokomish Indian Tribe;
- (xx) Snoqualmie Tribe;
- (xxi) Spokane Tribe of Indians;
- (xxii) Squaxin Island Tribe;
- (xxiii) Stillaguamish Tribe;
- (xxiv) Suquamish Tribe of the Port Madison Reservation;
- (xxv) Swinomish Indian Community;
- (xxvi) Tulalip Tribes;
- (xxvii) Upper Skagit Indian Tribe;
- (xxviii) Yakama Indian Nation;
- (xxix) Coeur d'Alene Tribe;
- (xxx) Confederated Tribes of Umatilla Indian Reservation;
- (xxxi) Confederated Tribes of Warm Springs;
- (xxxii) Kootenai Tribe; and
- (xxxiii) Nez Perce Tribe.

(i) Is a student who is a resident of Oregon residing in Columbia, Gilliam, Hood River, Multnomah, Clatsop, Clackamas, Morrow, Sherman, Umatilla, Union, Wallowa, Wasco, or Washington county. The student must meet the following conditions:

(i) Is eligible to pay resident tuition rates under Oregon laws and has been domiciled in one or more of the designated Oregon counties for at least ninety days immediately prior to enrollment at a community college located in the following Washington counties: Asotin, Benton, Clark, Columbia, Cowlitz, Franklin, Garfield, Klickitat, Pacific, Skamania, Wahkiakum, or Walla Walla; or

(ii) Is a student enrolled for eight credits or less at the Tri-Cities branch or Vancouver branch of Washington State University.

(2) A student shall be classified as a "nonresident" for tuition and fee purposes if he or she does not qualify as a resident student under the provisions of subsection (1) of this section. A nonresident student shall include a student if he or she:

(a) Will be financially dependent for the current year or was financially dependent for the calendar year prior to the year in which application is made and who does not have a

parent or legally appointed guardian who has maintained a bona fide domicile in the state of Washington for one year immediately prior to the commencement of the semester or quarter for which the student has registered at an institution;

(b) Attends an institution with financial assistance provided by another state or governmental unit or agency thereof wherein residency in that state is a continuing qualification for such financial assistance, such nonresidency continuing for one year after the completion of the quarter or semester for which financial assistance is provided. Such financial assistance relates to that which is provided by another state, governmental unit or agency thereof for direct or indirect educational purposes and does not include retirements, pensions, or other noneducational related income. A student loan guaranteed by another state or governmental unit or agency thereof on the basis of eligibility as a resident of that state is included within the term "financial assistance;"

(c) Is not a citizen of the United States of America, unless such person holds permanent or temporary resident immigration status, "refugee - parolee," or "conditional entrant" status or is not otherwise permanently residing in the United States under color of law and further meets and complies with all applicable requirements of WAC 250-18-030 and 250-18-035.

(3) A person does not lose a domicile in the state of Washington by reason of residency in any state or country while a member of the civil or military service of this state or of the United States, nor while engaged in the navigation of the waters of this state or of the United States or of the high seas if that person returns to the state of Washington within one year of discharge from said service with the intent to be domiciled in the state of Washington.

(4) Any resident dependent student who remains in this state when such student's parents or legal guardians, having theretofore been domiciled in this state for a period of one year immediately prior to commencement of the first day of the semester or quarter for which the student has registered at any institution, move from this state, shall be entitled to continued classification as a resident student so long as such student is continuously enrolled during the academic year.

**AMENDATORY SECTION** (Amending WSR 03-13-056, filed 6/13/03, effective 7/14/03)

**WAC 250-18-035 Evidence of financial dependence or independence.** A person is financially independent if he or she has not been and will not be claimed as an exemption and has not received and will not receive significant financial assistance in any form directly or indirectly from his or her parents, relatives, legal guardians, or others for the current calendar year and for the calendar year immediately prior to the year in which application is made.

(1) To consider a claim that a person is financially independent, the institution may require such documentation as deemed necessary, including but not limited to the following:

(a) That individual's sworn statement.

(b) A true and correct copy of the state and federal income tax return of the person for the calendar year immediately prior to the year in which application is made.

Should a person not have filed a state or federal income tax return because of minimal or no taxable income, documented information concerning the receipt of such nontaxable income may be submitted.

(c) A true and correct copy of the person's W-2 forms filed for the previous calendar year.

(d) Other documented financial resources, which may include but are not limited to the sale of personal or real property, inheritance, trust funds, state or financial assistance, gifts, loans, or statement of earnings of the spouse of a married student.

(e) A true and correct copy of the first and signature page of the state and federal tax returns of the parents, legally appointed guardians, or person or persons having legal custody of the student for the calendar year immediately prior to the year in which application is made.

The extent of the disclosure required concerning the parent's or legal guardian's state and federal tax returns shall be limited to the listing of dependents claimed and the signature of the taxpayer and shall not require disclosure of financial information contained in the returns.

(f) A student whose parents are both deceased or who has been made an official ward of the court may be required to provide documentation attesting to the fact of such circumstances.

(g) Evidence of coverage for medical, life, automobile, and property insurance.

(2) To aid institutions in determining the financial independence of a student whose parents, legally appointed guardian, or person having legal custody of the student do not provide the documentation because of total separation or other reasons from the student, documentation clearly stating the student's status and relationship with his or her parents or legal guardian from a responsible third person, e.g., family physician, lawyer, or social worker may be submitted.

(3) To be considered financially independent, a student must demonstrate by evidence satisfactory to the institution that he or she has met, through his or her income, the expenses associated with college tuition and living for the current calendar year and the calendar year immediately prior to the year in which application is made. Personal loans, PLUS loans (parent loan for undergraduate students), gifts, and cash earnings shall not be counted as income in this calculation. Financial aid grants, scholarships and loans authorized by the financial aid office in the student's name may be considered as personal income.

(4) A trust or other account available to the student shall be considered evidence of financial dependence. If the account was created before the student entered high school, there shall be a rebuttable presumption of dependence.

(5) Information submitted by the student to the institution on the ((Washington)) financial aid form may be used to affirm the authenticity of information submitted on an application.

(6) In all cases, the burden of proof that a student is financially independent lies with the student.

AMENDATORY SECTION (Amending WSR 98-08-004, filed 3/18/98, effective 4/18/98)

**WAC 250-18-060 Exemptions from nonresident status.** In accordance with RCW 28B.15.014, certain nonresidents may be exempted from paying the nonresident tuition and fee differential. Exemption from the nonresident tuition and fee differential shall apply only during the term(s) such persons shall hold such appointments or be so employed. To be eligible for such an exemption, a nonresident student must provide documented evidence that he or she does reside in the state of Washington, and:

(1) Holds a graduate service appointment designated as such by an institution involving not less than twenty hours per week;

(2) Is employed for an academic department in support of the instructional or research programs involving not less than twenty hours per week;

(3) Is a faculty member, classified staff member, or administratively exempt employee who resides in the state of Washington and is holding not less than a half-time appointment, or the spouse or dependent child of such a person;

(4) ~~((Is an active duty military person stationed in the state of Washington;~~

~~(5)))~~ Is an immigrant having refugee classification from the U.S. Immigration and Naturalization Service or the spouse or dependent child of such refugee, if the refugee (a) is on parole status, or (b) has received an immigrant visa, or (c) has applied for United States citizenship; or

~~((6)))~~ (5) Is a dependent of a member of the United States Congress representing the state of Washington.

### WSR 03-20-059

#### PERMANENT RULES

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Medical Assistance Administration)

[Filed September 26, 2003, 1:00 p.m.]

Date of Adoption: September 16, 2003.

Purpose: To correct an outdated cross-reference to WAC 388-561-0100 in subsection (4)(d). The recent amendment to WAC 388-561-0100 Trusts, resulted in some of the subsections being renumbered.

Citation of Existing Rules Affected by this Order: Amending WAC 388-513-1364.

Statutory Authority for Adoption: RCW 74.08.090.

Adopted under notice filed as WSR 03-13-112 on June 17, 2003.

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 16, 2003

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 03-06-048, filed 2/28/03, effective 4/1/03)

**WAC 388-513-1364 Evaluating the transfer of an asset made on or after April 1, 2003 for long-term care (LTC) services.** This section describes how the department evaluates the transfer of an asset made on or after April 1, 2003, by a client who is applying or approved for LTC services. The department must consider whether a transfer made within a specified time before the month of application requires a penalty period in which the client is not eligible for these services. Refer to WAC 388-513-1365 for rules used to evaluate the transfer of an asset made before April 1, 2003.

(1) The department does not apply a penalty period to the following transfers by the client, if they meet the conditions described:

(a) Gifts or donations totaling one thousand dollars or less in any month;

(b) The transfer of an excluded resource described in WAC 388-513-1360 with the exception of the client's home, unless the transfer of the client's home meets the conditions described in subsection (1)(d);

(c) The transfer of an asset for less than fair market value (FMV), if the client can provide evidence to the department of one of the following:

(i) An intent to transfer the asset at FMV or other adequate compensation;

(ii) The transfer is not made to qualify for LTC services;

(iii) The client is given back ownership of the asset;

(iv) The denial of eligibility would result in an undue hardship.

(d) The transfer of ownership of the client's home, if it is transferred to the client's:

(i) Spouse; or

(ii) Child, who:

(A) Meets the disability criteria described in WAC 388-511-1105 (1)(b) or (c); or

(B) Is less than twenty-one years old; or

(C) Lived in the home for at least two years immediately before the client's current period of institutional status, and provided care that enabled the client to remain in the home; or

(iii) Brother or sister, who has:

(A) Equity in the home; and

(B) Lived in the home for at least one year immediately before the client's current period of institutional status.

(e) The transfer of an asset, if the transfer meets the conditions described in subsection (4), and the asset is transferred:

- (i) To another person for the sole benefit of the spouse;
- (ii) From the client's spouse to another person for the sole benefit of the spouse;
- (iii) To trust established for the sole benefit of the client's child who meets the disability criteria described in WAC 388-511-1105 (1)(b) or (c);
- (iv) To a trust established for the sole benefit of a person who is sixty-four years old or younger and meets the disability criteria described in WAC 388-511-1105 (1)(b) or (c); or
- (f) The asset is transferred to the client's spouse or to the client's child, if the child meets the disability criteria described in WAC 388-511-1105 (1)(b) or (c).

(2) The department does not establish a period of ineligibility for the transfer of an asset to a family member prior to the current period of institutional status, if:

- (a) The transfer is in exchange for care services the family member provided the client;
- (b) The client has a documented need for the care services provided by the family member;
- (c) The care services provided by the family member are allowed under the Medicaid state plan or the department's waived services;
- (d) The care services provided by the family member do not duplicate those that another party is being paid to provide;
- (e) The FMV of the asset transferred is comparable to the FMV of the care services provided;
- (f) The time for which care services are claimed is reasonable based on the kind of services provided; and
- (g) Compensation has been paid as the care services were performed or with no more time delay than one month between the provision of the service and payment.

(3) The department considers the transfer of an asset in exchange for care services given by a family member that does not meet the criteria as described under subsection (2) as the transfer of an asset without adequate consideration.

(4) The department considers the transfer of an asset or the establishment of a trust to be for the sole benefit of a person described in subsection (1)(e), if the transfer or trust:

- (a) Is established by a legal document that makes the transfer irrevocable;
- (b) Provides that no individual or entity except the spouse, blind or disabled child, or disabled individual can benefit from the assets transferred in any way, whether at the time of the transfer or at any time during the life of the primary beneficiary; and
- (c) Provides for spending all assets involved for the sole benefit of the individual on a basis that is actuarially sound based on the life expectancy of that individual or the term or the trust, whichever is less; and

(d) The requirements in subsection (4)(c) of this section do not apply to trusts described in WAC 388-561-0100 ~~((5))~~(6)(a) and (b).

(5) If a client or the client's spouse transfers an asset within the look-back period described in WAC 388-513-1365 without receiving adequate compensation, the result is a penalty period in which the client is not eligible for LTC services. If a client or the client's spouse transfers an asset on or

after April 1, 2003, the department must establish a penalty period as follows:

(a) If a single or multiple transfers are made within a single month, then the penalty period:

- (i) Begins on the first day of the month in which the transfer is made; and
- (ii) Ends on the last day of the number of whole days found by dividing the total uncompensated value of the assets by the statewide average daily private cost for nursing facilities at the time of application.

(b) If multiple transfers are made during multiple months, then the transfers are treated as separate events and multiple penalty periods are established that(~~(~~

~~(+))~~ begin on the latter of:

- ~~((A))~~ (i) The first day of the month in which the transfer is made; or
- ~~((B))~~ (ii) The first day after any previous penalty period has ended and end on the last day of the whole number of days as described in subsection (5)(a)(ii).

(6) If an asset is sold, transferred, or exchanged, the portion of the proceeds:

- (a) That is used within the same month to acquire an excluded resource described in WAC 388-513-1360 does not affect the client's eligibility;
- (b) That remain after an acquisition described in subsection (6)(a) becomes an available resource as of the first day of the following month.

(7) If the transfer of an asset to the client's spouse includes the right to receive a stream of income not generated by a transferred resource, the department must apply rules described in WAC 388-513-1330 (6) through (8).

(8) If the transfer of an asset for which adequate compensation is not received is made to a person other than the client's spouse and includes the right to receive a stream of income not generated by a transferred resource, the length of the penalty period is determined and applied in the following way:

- (a) The total amount of income that reflects a time frame based on the actuarial life expectancy of the client who transfers the income is added together;
- (b) The amount described in subsection (8)(a) is divided by the statewide average daily private cost for nursing facilities at the time of application; and

(c) A penalty period equal to the number of whole days found by following subsections (5)(a) and (b) and (8)(a) and (b) is applied that begins on the latter of:

- (i) The first day of the month in which the client transfers the income; or
- (ii) The first day of the month after any previous penalty period has ended.

(9) A penalty period for the transfer of an asset that is applied to one spouse is not applied to the other spouse, unless:

- (a) Both spouses are receiving LTC services; and
- (b) A division of the penalty period between the spouses is requested.

(10) If a client or the client's spouse disagrees with the determination or application of a penalty period, that person may request a hearing as described in chapter 388-02 WAC.

**WSR 03-20-060**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Medical Assistance Administration)  
[Filed September 26, 2003, 1:02 p.m.]

Date of Adoption: September 22, 2003.

Purpose: The department has amended WAC 388-468-0005 to delete reference to medically indigent program which ended June 30, 2003, to add language for the following:

- An individual cannot receive comparable benefits from another state;
- An indefinite period of time is now included as part of the definition of residency;
- The state where a child's primary custodian lives is the state of residence for the child; and
- The state of residence is the state where an institutionalized individual is living with the intent to remain.

Other wording changes are made for clarity.

Citation of Existing Rules Affected by this Order:  
Amending WAC 388-468-0005.

Statutory Authority for Adoption: RCW 74.08.090.

Adopted under notice filed as WSR 03-16-081 on August 4, 2003.

Changes Other than Editing from Proposed to Adopted Version: The wording "... but may not receive benefits while receiving comparable benefits from another state" has been removed from subsection (2) to [and] moved to subsection (6) as, "A client may not receive comparable benefits from another state for the case [cash] and basic food programs." The change was made as a result of comments received.

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 22, 2003

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 388-468-0005 Residency. Subsections (1) through (4) applies to cash, the Basic Food Program, and medical programs.

(1) A resident is ~~((an individual))~~ a person who:

(a) Currently lives in Washington and intends to continue living here permanently or for an indefinite period of time; or

(b) Entered the state looking for a job; or

(c) Entered the state with a job commitment.

(2) A person does not need to live in the state for a specific period of time to be considered a resident.

(3) A child under age eighteen is a resident of the state where the child's primary custodian lives.

(4) With the exception of subsection ~~((4))~~ (5) of this section, a client can temporarily be out of the state for more than one month. If so, ~~((they))~~ the client must supply the department with adequate information to demonstrate ~~((their))~~ the intent to continue to reside in the state of Washington.

~~((4) Noncategorically eligible))~~

(5) Basic Food Program assistance ~~((households remaining))~~ units who are not categorically eligible do not meet residency requirements if they stay out of the state more than one calendar month ~~((lose their state residence status.~~

~~((5))~~.

(6) A client may not receive comparable benefits from another state for the cash and Basic Food Programs.

(7) A former resident of the state can apply for the GA-U program while living in another state if:

(a) The person:

(i) Plans to return to this state;

(ii) Intends to maintain a residence in this state; and

(iii) Lives in the United States at the time of the application.

(b) In addition to the conditions in subsection (7)(a) (i)(ii), and (iii) being met, the absence must be:

(i) Enforced and beyond the person's control; or

(ii) Essential to the person's welfare and is due to physical or social needs.

(c) See WAC 388-406-0035, 388-406-0040, and 388-406-0045 for time limits on processing applications.

(8) Residency is not a requirement for ~~((the following:~~

(a) ~~The medically indigent (MI) program; or~~

(b)) ~~detoxification services.~~

~~((6))~~ (9) A person is not a resident when the person enters Washington state only for medical care. This person is not eligible for any medical program. The only exception is described in subsection (10) of this section.

(10) It is not necessary for a person moving from another state directly to a nursing facility in Washington state to establish residency ~~((prior to))~~ before entering the facility ~~((-~~

~~7) A person who enters Washington state temporarily just to get medical care does not meet the definition of a resident and is not eligible for those services.~~

~~((8))~~. The person is considered a resident if they intend to remain permanently or for an indefinite period unless placed in the nursing facility by another state.

(11) For purposes of medical programs, a client's residence is the state:

(a) ~~((Making))~~ Paying a state Supplemental Security Income (SSI) payment; or

(b) ~~((Making))~~ Paying federal payments for foster or adoption assistance ~~((under Title IV-E of the Social Security Act)); or~~



~~(c) ((Of residence of))~~ Where the noninstitutionalized individual lives when Medicaid eligibility is based on blindness or disability; or

(d) Where the parent or legal guardian, if appointed, for an institutionalized:

(i) Minor child; or

(ii) Client twenty-one years of age or older, who became incapable of determining residential intent before reaching age twenty-one.

~~((d))~~ (e) Where a client is residing if the person becomes incapable ((before)) of determining residential intent after reaching twenty-one years of age; or

~~((e))~~ (f) Making a placement in an out-of-state institution; or

(g) For any other institutionalized individual, the state of residence is the state where the individual is living with the intent to remain there permanently or for an indefinite period.

~~((9))~~ (12) In a dispute between states as to which is a person's state of residence, the state of residence is the state in which the person is physically located.

~~((10))~~ A former resident of the state can apply for the GA-U program while living in another state if:

(a) The person:

(i) Plans to return to this state; and

(ii) Intends to maintain a residence in this state; and

(iii) Lives in the United States at the time of the application.

~~(b) In addition to the conditions in subsection (10)(i), (ii), and (iii) being met, the absence must be the result of one of the following:~~

~~(i) Is enforced and beyond the person's control; or~~

~~(ii) Is essential to the person's welfare and is due to physical or social needs.))~~

### WSR 03-20-061

#### PERMANENT RULES DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Medical Assistance Administration)

[Filed September 26, 2003, 1:04 p.m.]

Date of Adoption: September 22, 2003.

Purpose: The department has amended WAC 388-476-0005 to delete references to the children's health program and the medically indigent program, as these programs have been eliminated due to budget reductions.

Citation of Existing Rules Affected by this Order: Amending WAC 388-476-0005.

Statutory Authority for Adoption: RCW 74.08.090.

Adopted under notice filed as WSR 03-16-082 on August 4, 2003.

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 22, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 99-17-025, filed 8/10/99, effective 10/1/99)

**WAC 388-476-0005 Social Security number requirements.** (1) With certain exceptions, each person who applies for or receives cash, medical or food assistance benefits must provide to the department a Social Security number (SSN), or numbers if more than one has been issued.

(2) If the person is unable to provide the SSN, either because it is not known or has not been issued, the person must:

(a) Apply for the SSN;

(b) Provide proof that the SSN has been applied for; and

(c) Provide the SSN when it is received.

(3) Assistance will not be delayed, denied or terminated pending the issuance of an SSN by the Social Security Administration. However, a person who does not comply with these requirements is not eligible for assistance.

(4) For cash, medical, and food assistance benefits, a person cannot be disqualified from receiving benefits for refusing to apply for or supply an SSN based on religious grounds.

(5) For food assistance programs:

(a) A person can receive benefits for the month of application and the following month if the person attempted to apply for the SSN and made every effort to provide the needed information to the Social Security Administration.

(b) A newborn may receive benefits for up to six months from the date of birth if the household is unable to provide proof of application for an SSN at the time of birth.

(6) For medical programs, a newborn as described in WAC 388-505-0210(1) is eligible for categorically needy (CN) medical without meeting the SSN requirement until the baby's first birthday.

(7) There is no SSN requirement for the following programs:

(a) The consolidated emergency assistance program;

(b) The refugee cash and medical assistance program;

(c) ~~((The medically indigent program;~~

~~(d))~~ The alien emergency medical program;

~~((e))~~ (d) The state-funded pregnant woman program;

~~((f) The children's health program;))~~ and

~~((g))~~ (e) Detoxification services.

PERMANENT

WSR 03-20-063

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed September 26, 2003, 1:52 p.m.]

Date of Adoption: September 25, 2003.

Purpose: This rule-making order is the result of the department's on-going Executive Order 97-02 commitment to review and repeal rules that are no longer necessary. This filing repeals:

- WAC 16-100-001 Promulgation, because it represents an outdated method of rule writing that is no longer used and the section is not needed.
- WAC 16-100-010 Specifications and use, because it is redundant and not needed. The requirements in this section are covered in WAC 16-167-050 and Title 21 Code of Federal Regulations (21 C.F.R.) part 110. Department food storage temperature requirements are also addressed in RCW 19.32.100, 69.04.915, WAC 16-142-170 and 16-165-130(29).
- WAC 16-100-020 Penalty, because it is also redundant and not needed. The subject of penalties is covered in RCW 19.32.180, 69.04.060, 69.04.070, 69.07.150, 69.10.050 and chapter 16-139 WAC, Penalties.

Citation of Existing Rules Affected by this Order: Repealing WAC 16-100-001, 16-100-010, and 16-100-020.

Statutory Authority for Adoption: Chapters 19.32, 69.04, 69.07, 69.10, and 34.05 RCW.

Adopted under notice filed as WSR 03-13-130 on June 18, 2003.

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 3.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 3.

Effective Date of Rule: Thirty-one days after filing.

September 25, 2003

Valoria H. Loveland

Director

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- |                |                         |
|----------------|-------------------------|
| WAC 16-100-001 | Promulgation.           |
| WAC 16-100-010 | Specifications and use. |
| WAC 16-100-020 | Penalty.                |

WSR 03-20-070

PERMANENT RULES

DEPARTMENT OF TRANSPORTATION

[Filed September 29, 2003, 10:10 a.m.]

Date of Adoption: September 25, 2003.

Purpose: To clarify identified areas of ambiguity that have resulted in conflicting interpretations by instructors of pilot/escort vehicle operating training classes.

Citation of Existing Rules Affected by this Order: Amending WAC 468-38-110 Escort vehicle requirements.

Statutory Authority for Adoption: RCW 46.44.090.

Adopted under notice filed as WSR 03-17-045 on August 15, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 25, 2003

John F. Conrad

Assistant Secretary

Engineering and Regional Operations

AMENDATORY SECTION (Amending Order 198, filed 5/9/00, effective 6/9/00)

WAC 468-38-110 Escort vehicle requirements. (1) When the escort vehicle is in front of the permitted vehicle, the operator shall:

(a) Warn oncoming traffic of the presence of the permitted vehicle by use of signs and lights as provided in subsections (4) and (8) of this section.

(b) Notify the driver of the permitted vehicle, and driver(s) of any trailing escorts, by two-way radio, of all hazards; overhead clearances; obstructions; traffic congestion; pedestrians; and any other circumstances evident to the operator that could affect either the safe movement of the permitted vehicle, the safety of the traveling public, or the efficient movement of traffic in sufficient time for the driver of the permitted vehicle to take corrective action, as necessary.

(c) To the extent necessary, locate safe places (if available) adjacent to the highway and notify the driver of the permitted vehicle, and driver(s) of trailing escorts, in ample time for the permitted vehicle and the escort vehicle(s) to clear the highway, allowing the traffic following to safely pass, or for any other reasons necessary to provide for the safety of the traveling public.

PERMANENT

(d) Be far enough in front of the permitted vehicle to signal oncoming motorists to stop in a timely manner, or as specified by local jurisdiction, before such motorists enter any narrow structures or other restrictions on the highway, to permit the safe passage of the permitted vehicle.

(2) When the escort vehicle is behind the permitted vehicle, the operator shall:

(a) Warn traffic approaching from the rear of the presence of the permitted vehicle ahead, by use of signs and lights as provided in subsections (4) and (8) of this section.

(b) Notify the driver of the permitted vehicle, and driver of any lead escort, by two-way radio of flat tires or other problems with the permitted vehicle; objects coming loose from the permitted vehicle; other traffic approaching or passing the permitted vehicle; and any other circumstances evident to the operator that could affect either the safe movement of the permitted vehicle, the safety of the traveling public, or the efficient movement of traffic, in sufficient time for the driver of the permitted vehicle to take corrective action.

(c) Notify the front escort driver and the driver of the permitted vehicle by two-way radio of traffic build-up and other delays to the normal flow and efficient movement of traffic caused by the movement of the permitted vehicle.

(d) Notify the driver of the permitted vehicle, and driver of any lead escort, by two-way radio of other vehicles attempting to pass the permitted vehicle or load.

(e) Be far enough behind the permitted vehicle to signal motorists following the permitted vehicle to slow or stop in a timely manner, or as specified by local jurisdiction, before narrow structures or other restrictions in the highway, to permit the safe passage of the permitted vehicle.

(3) The escort vehicle operator shall ensure that the escort vehicle is in safe and reliable operating condition.

(4) An escort vehicle shall, in addition to any other equipment required by traffic law, be equipped with a minimum of two flashing or rotating amber lights, positioned above the roof line, visible from a minimum of five hundred feet to traffic approaching from the front or rear of the escort. The light apparatus must not obstruct, or be obstructed by, the required OVERSIZE LOAD sign.

(5) The escort vehicle shall:

(a) Be either a single unit passenger car or a two-axle truck;

(b) Not exceed a maximum gross vehicle weight rating of fourteen thousand pounds;

(c) Be at least sixty inches wide; ~~((and))~~

(d) Not exceed the legal limits of size and weight, as defined in chapter 46.44 RCW; and

(e) Be equipped with outside rear-view mirrors on each side of the vehicle.

(6) The escort vehicle shall not carry any passengers, human or animal, ~~((excluding))~~ except for certified individuals in training status or necessary flag persons ~~((, or))~~. No equipment or load may be carried in or on the escort vehicle which:

(a) Exceeds the height, length, or width of the escort vehicle, or overhangs the escort vehicle, or otherwise impairs its immediate recognition as a safety escort vehicle by the motoring public; or

(b) Obstructs the view of the flashing or rotating yellow lights, or the signs used by the escort vehicle; or

(c) Causes safety risks; or

(d) Otherwise impairs the performance by the operator or the escort vehicle of the duties required by these rules.

(7) The escort vehicle operator shall properly load and secure any item(s) or equipment or load carried by the escort vehicle to ensure compliance with the requirements of this section.

(8) An escort vehicle shall display "oversize load" signs, in clear readable condition, which shall be mounted above the roofline of the escort vehicle and be visible to approaching traffic from the front and the rear. All such signs shall be a minimum of five feet wide, ten inches high with one-inch wide brush stroke, black letters a minimum of eight inches high on yellow background ~~((, or shall be a maximum of seven feet wide, eighteen inches high, with a 1.41-inch brush stroke, black letters a minimum of ten inches high on yellow background))~~.

(9) The escort vehicle(s) shall have its headlights activated at all times when escorting a permitted vehicle.

(10) The escort vehicle shall be equipped with a two-way radio capable of providing reliable two-way voice communication between the driver of the permitted vehicle and the driver(s) of the escort vehicle(s) when the permitted vehicle is in motion on a public highway.

(11) An escort vehicle shall carry the following items of equipment at all times when escorting a permitted vehicle:

(a) Standard eighteen inch STOP & SLOW paddle sign.

(b) Three bi-directional emergency reflective triangles.

(c) A minimum of one 5 pound B, C, fire extinguisher, or equivalent.

(d) A reflectorized high visibility orange or other color vest, shirt or jacket, as permitted by the *Manual on Uniform Traffic Control Devices*, and a yellow or other highly visible colored hard hat to be worn by the operator while directing traffic, in accordance with WAC 296-155-305, Signaling.

(e) A height measuring device which is nonconductive and nondestructive to overhead clearances, when required by the terms of the permit or regulations.

(f) First-aid supplies must be readily available as described in WAC ~~((296-24-06145))~~ 296-800-15020.

(g) A flashlight in working order with red nose cone.

(12) An escort vehicle is prohibited from escorting more than one permitted vehicle at the same time, unless expressly authorized by the department.

(13) A front escort vehicle shall use a height pole at all times when escorting a permitted vehicle exceeding ~~((fifteen))~~ fourteen feet six inches in height, unless otherwise expressly authorized/directed by the department on the permit. The height pole shall not extend less than three inches nor more than six inches above the maximum height of the permitted vehicle being escorted. When the escort vehicle is not escorting a permitted vehicle, but is moving on the highway, the height pole shall be removed, tied down, or shortened to within legal limits, unless involved in the act of pre-running a route to determine height acceptance.

(14) When an escort vehicle is not escorting a permitted vehicle, or pre-running a route, but is moving on a public highway, the signs, described in subsection (8) of this sec-

tion, shall either be removed, lowered to a position not readily visible, or covered, and the flashing yellow lights, described in subsection (4) of this section, shall not be operated: Provided, the flashing yellow lights may be used as traffic warning devices during the prerunning of a route when the escort vehicle is sitting stationary on the shoulder of the road during the measurement of structures.

(15) In the performance of the duties required by these rules, the operator of the escort vehicle may be required to advise the permitted vehicle to stop, allowing other traffic to proceed safely. The operator of the escort vehicle shall signal the permitted vehicle to stop, and the permitted vehicle shall stop, as far off the roadway as practicable to allow other traffic to pass in the following situations:

(a) When the permitted vehicle becomes disabled; or

(b) When the movement of the permitted vehicle on a particular section of public highway presents a safety risk or unreasonably interferes with the efficient movement of other traffic, based upon such factors as the widths of the permitted vehicle and the roadway, volume of other traffic, visibility and limited sight distance, and mountainous terrain; or

(c) When driving conditions for the permitted vehicle are hazardous for any other reason, including weather.

(16) The operator of the permitted vehicle and the operator(s) of the escort vehicle(s) shall comply with the following procedures:

(a) Before trip:

(i) Discuss aspects of the move, including the permitted vehicle, the route, and specific responsibilities.

(ii) Review permit special conditions.

(iii) Review the permitted route.

(iv) Determine the proper position of the escort vehicle(s).

(v) Establish any necessary procedures.

(vi) Check mandatory equipment, each operator being responsible for their own vehicle.

(vii) Mount signs, adjust mirrors, turn on lights.

(viii) Check each two-way radio to ensure clear communication on a selected channel.

(ix) Assure special motor vehicle permit(s) is in the possession of the appropriate operator(s).

(x) Determine if additional flagpersons will be necessary and, if so, have them available.

(b) During the trip:

(i) Obey all traffic laws.

(ii) Do not follow or precede more closely than is reasonably prudent, considering the speed of the permitted vehicle, other traffic, and highway conditions.

(iii) Do not exceed 1/2 mile distance between permitted vehicle and the escort vehicle to maintain radio contact, except when necessary to safely travel a long narrow section of highway.

(c) Traffic lights:

(i) If the front escort vehicle goes through a traffic light but the permitted vehicle does not, the escort vehicle must pull over to the right side of the highway, where practicable, to wait for the permitted vehicle.

(ii) If the permitted vehicle goes through the traffic light but the escort vehicle does not, then the permitted vehicle

must pull over to the right side of the highway, where practicable, to wait for the rear escort vehicle.

(17) Compliance with the rules of this chapter requires safe consistent operating procedures for the interaction between escort vehicle, escorted load and the surrounding traffic. Operators of escort vehicles, therefore, must be certified as having received a predefined base level of training as an escort vehicle operator. An escort vehicle operator with a Washington state driver's license must have a valid Washington state escort vehicle operator certificate/card which must be on the operator's person while performing escort vehicle operator duties. ~~((Escort vehicle operators licensed to drive in Washington state and operating with current certification cards from a different jurisdiction, approved by the department, must get a Washington state escort vehicle operators card upon expiration of their current card, but not later than January 1, 2003.))~~ Escort vehicle operators with a driver's license from a jurisdiction other than Washington state may acquire a Washington state escort vehicle operator certificate/card, or operate with a certification from another department approved jurisdiction, subject to ongoing department reviews and approval of the issuing jurisdiction's certification program. A current list of approved programs will be maintained by the department's motor carrier services office. Washington state pilot/escort vehicle operator cards must be renewed every three years.

(18) When uniformed off-duty law enforcement officers act as escorts, using official police cars or motorcycles, the requirements of this section may be amended as necessary.

## WSR 03-20-072

### PERMANENT RULES

### DEPARTMENT OF

### SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed September 29, 2003, 2:41 p.m.]

Date of Adoption: September 25, 2003.

Purpose: The Division of Child Support has corrected erroneous cross-references in chapter 388-14A WAC. These errors mostly are due to changes in WAC or RCW numbers, but some are due to typographical errors in the rules when they were initially adopted.

Citation of Existing Rules Affected by this Order: Amending WAC 388-14A-1030, 388-14A-2040, 388-14A-2075, 388-14A-2135, 388-14A-2150, 388-14A-2155, 388-14A-3125, 388-14A-3135, 388-14A-3140, 388-14A-3205, 388-14A-3300, 388-14A-3315, 388-14A-3350, 388-14A-3375, 388-14A-3800, 388-14A-3865, 388-14A-3875, 388-14A-4605, 388-14A-5000, and 388-14A-5008.

Statutory Authority for Adoption: RCW 74.08.090, 34.05.310 (4)(d).

Other Authority: For WAC 388-14A-1030 What kinds of services can the division of child support provide? is RCW 74.08.090, 45 C.F.R. 303.106; for WAC 388-14A-2040 Do I have to cooperate with the division of child support in establishing or enforcing child support? and WAC 388-14A-2075 What happens if the division of child support determines that

I am not cooperating? is RCW 74.08.090, 26.23.035, 74.20A.310; for WAC 388-14A-2135 When might DCS deny a request for address information without going through the notice and hearing process? is RCW 26.23.120, 74.08.-090; for WAC 388-14A-2150 How much does it cost to get copies of DCS records?, 388-14A-2155 Can I appeal a denial of public disclosure by the division of child support?, and 388-14A-3300 How does the division of child support require me to make my support payments to the Washington state support registry when my support order says to pay someone else? is RCW 74.08.090; for WAC 388-14A-3125 The notice and finding of medical responsibility is used to set a medical support obligation when the custodial parent receiving medical assistance declines full child support enforcement services, 388-14A-3135 Late hearings, or hearing on untimely objections to support establishment notices, 388-14A-3140 What can happen at a hearing on a support establishment notice? and 388-14A-3205 How does DCS calculate my income? is RCW 34.05.220(1), 74.08.090, 74.20A.055, 74.20A.056; for WAC 388-14A-3315 When DCS serves a notice of support debt or notice of support owed, we notify the custodial parent and/or the payee under the order, is RCW 74.08.090, 26.23.035, 34.05.220(1), 74.20A.310; for WAC 388-14A-3350 Are there any limits on how much back support the division of child support can seek to establish?, 388-14A-3375 What kinds of credits does the division of child support give when establishing or enforcing an administrative support order?, 388-14A-3865 Duties of the administrative law judge when a party requests a temporary support order and 388-14A-3875 What if a party does not agree with a temporary support order? is RCW 74.20A.055 and 74.08.090; for WAC 388-14A-3800 Once a support order is entered, can it be changed? is RCW 74.08.-090, chapter 26.19 RCW, RCW 34.05.220(1), 74.20A.055, 74.20A.056; for WAC 388-14A-4605 Whose picture can go on the division of child support's DCS most wanted Internet site? is RCW 26.23.120(2), 74.08.090; and for WAC 388-14A-5000 How does the division of child support distribute support payments? and 388-14A-5008 Can the noncustodial parent prepay support? is RCW 74.08.090, 26.23.035, 74.20A.057, 74.20A.310.

Adopted under notice filed as WSR 03-16-094 on August 6, 2003.

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 20, 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 20, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.  
September 25, 2003

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 03-21 issue of the Register.

**WSR 03-20-081**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed September 30, 2003, 9:42 a.m., effective January 1, 2004]

Date of Adoption: September 30, 2003.

Purpose: Chapter 296-17-WAC, General reporting rules, classifications, audit and recordkeeping, rates and rating system for Washington workers' compensation insurance: L&I proposes to revise the general reporting rule and risk classification definitions applicable to the temporary help staffing industry. This includes amending one general reporting rule, establishing one risk classification definition, and amending eighteen existing risk classifications applicable to chapter 296-17 WAC for workers' compensation insurance underwritten by the department.

Citation of Existing Rules Affected by this Order: Amending WAC 296-17-31027, 296-17-757, 296-17-758, 296-17-759, 296-17-760, 296-17-761, 296-17-762, 296-17-76201, 296-17-76202, 296-17-76203, 296-17-76204, 296-17-76205, 296-17-76206, 296-17-76207, 296-17-76208, 296-17-76209, 296-17-76210, 296-17-76211, and 296-17-76212.

Statutory Authority for Adoption: RCW 51.04.020 and 51.16.035.

Adopted under notice filed as WSR 03-03-026 on January 8, 2003; and WSR 03-14-126 on July 1, 2003.

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 19, 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 19, Repealed 0.

Effective Date of Rule: January 1, 2004.

September 30, 2003

Paul Trause  
Director

PERMANENT

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-31027 Temporary (~~help company~~) staffing services.** (~~(Sometimes I use temporary help employees which I obtain through a temporary help company. Do I have to report those workers to labor and industries in my basic classification? No, if you obtain temporary help employees from a temporary help company, the temporary help company should report these workers to us and pay the required premiums. Temporary help companies have special classifications assigned to them to report and pay premiums on behalf of their client businesses. These classifications are used only in the temporary help industry and are different from our basic classifications which are assigned to nontemporary help companies. If the temporary help service fails to pay premiums to us, the client company is held responsible for the unpaid premiums of any temporary help employee used by the client company.)~~) **(1) To whom does this rule apply?** This rule applies to any temporary staffing business providing temporary employees to a client customer.

**(2) Who pays the workers' compensation insurance premium for temporary staffing employees?** RCW 51.16.060 requires the temporary staffing service provider to pay the required premiums for temporary employees assigned to a client customer.

**Note:** If the temporary staffing service provider fails to pay the required premium to labor and industries, the client customer is responsible for the unpaid premium.

**(3) How are classifications determined for a temporary staffing business?** We will assign the classification or classifications to your business based on the nature of your business.

**Note:** This process is identical to how classifications are assigned to a nontemporary staffing business.

**(4) Are there special classifications that apply to temporary staffing businesses?** Yes we have created a series of special classifications that only temporary staffing businesses use. They are found in WAC 296-17-757 through 296-17-76213.

Example: A temporary staffing business that specializes in providing nurses to medical facilities would be assigned the temporary staffing classification for health care facilities.

Example: A temporary staffing business that provides temporary employees to a variety of client customers would be assigned multiple temporary staffing classifications.

**(5) Do other businesses have special classifications?** All businesses have special classifications.

Example: A nontemporary service employer engaged exclusively in plumbing work would have a plumbing classification assigned to their business.

Example: A nontemporary service employer engaged in framing houses, land clearing and roofing would have a classification for framing, one for land clearing and a separate classification for the roof work. This is done because construction work is done by contract and each contract will be different.

**(6) Why doesn't labor and industries just use nontemporary staffing classifications for temporary staffing businesses?** Temporary staffing companies requested labor and industries to create special classifications for their indus-

try. The alternative to special industry classifications would result in temporary staffing business to use the nontemporary staffing classification that their client customer uses. Labor and industries has over three hundred main classifications and twelve hundred subclassifications that employers report in. Requiring temporary staffing companies to use all of these classifications would result in an administrative burden for the temporary staffing businesses. Classifications unique to temporary staffing provide temporary staffing businesses the incentives to improve safety for their employees and control the cost of workers' compensation insurance.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### **WAC 296-17-757 Classification 7104.**

**7104-01 Temporary (~~help company~~) staffing services: Administrative office(~~s~~) personnel**

This classification applies (~~(only)~~), payroll, accounting, human resource managers, data processing, and outside sales personnel of the temporary (~~help~~) staffing company who work in the administrative or branch offices of a temporary (~~help~~) staffing company. (~~(This classification also applies to an employment agency's administrative office when conducted in connection with a temporary help company operation.)~~)

This classification excludes all other employees of a temporary (~~help~~) staffing company who are assigned to (~~(a)~~) work for a client customer(~~'s~~). Temporary staffing employees who are assigned to work in the client customer's administrative or clerical office (~~(who)~~) are to be reported separately in classification 7105.

**Note:** This classification also applies to an employment agency's administrative office when conducted in connection with a temporary staffing company operation.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### **WAC 296-17-758 Classification 7105.**

**7105-01 Temporary (~~help company~~) staffing services: Office support services**

This classification applies to employees of a temporary (~~help~~) staffing company who are assigned on a temporary basis to (~~(its)~~) a client customer(~~(s)~~) and who are engaged wholly in office work for (~~(such)~~) the client customer(~~(s)~~). This classification includes occupations such as, but not limited to, clerks, typists, receptionists, secretaries, accountants, actuaries, attorneys, bank tellers, bookkeepers, word processors, data entry (~~(and computer)~~) operators, computer programmers, drafters, designers, graphic artists, technical writers, technical illustrators, design engineers, library assistants, telemarketers, dispatchers, prepress work for printers, collating by hand such as in a bindery, and mail clerks who do not operate equipment. Employees subject to this classification are not required to be physically located in (~~(a)~~) the client customer's clerical office. The test is whether they perform clerical office (~~(work)~~) duties as described in (~~(this classification)~~) WAC 296-17-31018(2). Employees who perform cler-

ical office duties described in this classification are not required to be assigned classifications 7106 through 7122. A division of worker hours is not permitted between this classification and any other classification.

**Note:** This classification excludes ~~((mail clerks who operate))~~ temporary staffing employees assigned to a client customer whose duties include operation of equipment such as, but not limited to, mail stuffing and sorting equipment, and collating machines who are to be reported separately in classification 7109-01.

**AMENDATORY SECTION** (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-759 Classification 7106.**

**7106-01 Temporary ~~((help company))~~ staffing services: Retail or wholesale store ~~((services))~~ operations**

This classification applies to employees of a temporary ~~((help))~~ staffing company who are assigned on a temporary basis to ~~((its))~~ a client customer~~((s))~~ and who are engaged in activities related to a store operation as opposed to a warehouse or repackaging operation. Activities may include a combination of clerical type duties and those that require minimal physical lifting. This classification includes occupations such as, but not limited to, cashiers, stockers, beauticians, gift wrappers, buyers, product demonstrators, booth aids, models, outside sales persons, and inventory takers. This classification excludes employees of a temporary staffing company who are assigned on a temporary basis to a client customer to work in an adjacent storage area such as a lumber or building material yard of a home improvement center or a masonry dealer are to be reported separately in classification 7114.

**Note:** For the purpose~~((s))~~ of this classification, ~~((taking))~~ inventory services covered by this classification is limited to those services provided to a client company when performed in a retail/wholesale store ~~((operations which are performed exclusively at ground level)).~~

~~((This classification excludes))~~ All other inventory employees ~~((who take inventory with the use of ladders, step stools to reach any height, or when the inventory is performed for customers not engaged in store operations, who))~~ are to be reported separately in classification 7114-00 provided they do not operate equipment or machinery.

**AMENDATORY SECTION** (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-760 Classification 7107.**

**7107-01 Temporary ~~((help company))~~ staffing services: Bakery, restaurant, or food sundry preparation ~~((services));~~ musicians or entertainers**

This classification applies to employees of a temporary ~~((help))~~ staffing company who are assigned on a temporary basis to ~~((its))~~ a client customer~~((s))~~ and who are engaged in activities such as, but not limited to, baking, cooking, food preparation, waiting and bussing tables, and dishwashing. This classification also ~~((applies to))~~ includes musician and entertainment employees ~~((of a temporary help company who are))~~ assigned on a temporary basis to ~~((its))~~ a client customer~~((s and who are engaged as musicians or entertainers))~~.

**AMENDATORY SECTION** (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-761 Classification 7108.**

**7108-01 Temporary ~~((help company))~~ staffing services: Warehouse operations including incidental packaging and repackaging of ~~((dry goods, retail products, and pharmaceuticals as part of the distribution and preshipping process))~~ goods**

This classification applies to employees of a temporary ~~((help))~~ staffing company who are assigned on a temporary basis to ~~((its))~~ a client customer~~((s and))~~ who are engaged in ~~((warehousing or repackaging))~~ operating a storage or distribution warehouse for dry goods such as, but not limited to, clothing, fabric, yarn~~((s))~~ and shoes~~((s))~~; or houseware items such as glassware (bowls, vases, bottles), linens~~((, kitchenware,))~~ and china~~((s))~~; or books, ~~((drugs,))~~ computer discs, bulk film, cassette tapes, records, and pharmaceutical preparations. Employees assigned to this classification may be involved in incidental repackaging of products described in this classification when they are performed in a storage or distribution warehouse covered by this classification.

**Note:** This classification excludes ~~((any))~~ all employees who do assembly ~~((or))~~ work; all employees who are involved in freight/material handling of hard goods such as, but not limited to, wood, metal, plate glass, plastic, or masonry products ~~((which are to be reported separately in classification 7114 provided they do not operate equipment or machinery));~~ and all employees assigned to a client customer engaged in any manufacturing or processing operation even though the employees' duties are limited to shipping and receiving activities of products covered by this classification.

**AMENDATORY SECTION** (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-762 Classification 7109.**

**7109-01 Temporary ~~((help company))~~ staffing services: Electronic, precision, and scientific equipment assembly; nonfield technician services**

This classification applies to employees of a temporary ~~((help))~~ staffing company who are assigned on a temporary basis to ~~((its))~~ a client customer~~((s))~~ and who are engaged in the assembly of electronic or biomedical equipment or engaged in printing and bindery work and temporary staffing employees assigned to work in a client company's mail room and who as a part of their duties operate bindery, labeling, mailing or sorting machines. This classification includes, but is not limited to, ~~((occupations such as))~~ electronic assemblers, electro-mechanical assemblers, quality control inspectors, test technicians, kit pullers, storekeepers, upholsterers, laboratory technicians, printers, offset operators, lead typesetters, mail clerks who operate equipment, and bindery workers.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76201 Classification 7110.**

**7110-00 Temporary ((help company)) staffing services: Field engineer and field technician services; parking lot attendants, N.O.C.**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in duties away from the customers' premises and who are providing field engineering, field technician services, traffic counters, and surveying services, telephone installation and service within buildings, vending machine service, and to parking lot or garage attendants, weigh scale attendants, and service station attendants (other than mechanics). This classification also includes employees of a temporary staffing company assigned to a client company to wash or detail rental cars, provide lot services such as moving cars or checking rental agreements and drivers who move rental or customer cars from one lot to another.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76202 Classification 7111.**

**7111-00 Temporary ((help company)) staffing services: Health care, medical laboratory, quality control services, testing laboratories, N.O.C.; homemaker services and home health care services**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s and)) who are ((providing)) engaged in health care services. This classification includes employments such as, but not limited to, therapists, nurses, nurses aides, physicians, dental hygienists, laboratory technicians, and assistants who work at a health care facility or at the home of the patient.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76203 Classification 7112.**

**7112-00 Temporary ((help company)) staffing services: Agricultural ((services)) operations**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in any aspects of agricultural operations such as field crops, livestock, stables, dairies, nurseries, and greenhouses. This classification contemplates all agricultural employments including the operation of power driven farm machinery or equipment.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76204 Classification 7113.**

**7113-00 Temporary ((help company)) staffing services: Janitorial, plant or facility supplemental maintenance and grounds keeping services**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in janitorial work, building preoccupancy cleanup, plant or facility maintenance, and/or grounds maintenance work on an existing landscape. Grounds keeping work contemplated by this classification means, but is not limited to, mowing lawns, pruning shrubs, and weeding, as compared to new landscape construction work. This classification includes landscape workers involved exclusively in hand labor work such as raking, digging, using a wheelbarrow to haul soil, beauty bark or decorative rock, whether performed as maintenance of existing landscape or new landscape work.

This classification excludes employees engaged in cleaning exterior windows, cleaning and removing debris or building material, and construction of new landscapes such as, but not limited to, clearing of land, installation of underground sprinkler systems, moving boulders, who are to be reported separately in classification 7118; and employees engaged in removing trees who are to be reported separately in classification 7121. A division of worker hours is not permitted between this classification and any other classification.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76205 Classification 7114.**

**7114-00 Temporary ((help company)) staffing services: Warehouse operations, N.O.C. including incidental assembly work ((and freight handling, N.O.C.)); inventory takers, N.O.C.**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s and who are engaged in the assembly of wood, metal, plastic, or masonry products during shipping or receiving; and handling freight such as tires, furniture, and other products made of wood, metal, plastic, or masonry products during shipping or receiving. Employees assigned this classification could use small power driven hand tools to assemble goods and nonpowered pallet jacks or hand trucks for handling freight)) who are engaged in warehousing or distribution operations N.O.C. Products may include, but are not limited to, tires, mattresses, furniture, appliances, bricks, lumber, window sashes, bicycles, lawn and garden tools, lawn mowers, canned goods, beverages, pipe and wire. Employees assigned to this classification may do some assembly work such as, but not limited to, putting doors on cabinets and putting pedals, seats and handlebars on bicycles. Assembly work may involve the use of hand held tools to assemble goods. This classification contemplates that temporary staffing employees working in these warehouse operations may use hand trucks, powered and nonpow-



ered pallet jacks and forklifts for freight handling. This classification also applies to employees of a temporary ((help)) staffing company ((who are)) assigned ((on a temporary basis)) to ((its)) a client customer((s who are engaged in taking inventory and who are)) to do inventory work not covered by another classification ((N.O.C.)); and to employees of a temporary staffing company assigned to work in a client customer's home improvement center, building supply center, masonry store, pipe dealer or similar business's storage yard or warehouse.

This classification excludes all employees ((who operate power driven equipment or machinery to perform assembly work or freight handling activities who are to be reported separately, without division of hours, in classification 7117)) assigned to work at a client customer's manufacturing, processing or production plant even though the employees do not operate equipment. A division of worker hours is not permitted between this classification and any other classification.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### WAC 296-17-76206 Classification 7115.

**7115-00 Temporary ((help company)) staffing services: Cannery, bottling or food processing ((services)) operations**

This classification applies all to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in cannery, bottling or food processing operations such as, but not limited to, canning, freezing, or dehydrating, or in packing fresh fruits or vegetables. Cooking or otherwise preparing food prior to processing or packing is included in this classification.

((This classification excludes employees engaged in operating or maintaining plant or cannery equipment or machinery who are to be reported separately in classification 7117.))

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### WAC 296-17-76207 Classification 7116.

**7116-00 Temporary ((help company)) staffing services: Flagging services by specialty contractor((+ Flagging)) for public utility line construction**

This classification applies to specialty (nonconstruction) contractors that are providing flagging services on public utility, power, water, or gas line construction projects. This classification also applies to employees of a temporary ((help)) staffing company who are assigned to provide flagging services on a temporary basis to a public utility company ((to provide flagging services)) (nonconstruction contractor) during the construction or extension of overhead or underground power, water, or gas lines.

This classification excludes employees of construction contractors who perform flagging duties who are to be

reported separately in the classification applicable to the construction work the construction contractor is performing.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### WAC 296-17-76208 Classification 7117.

**7117-00 Temporary ((help company)) staffing services: ((Machine operators; skilled craft persons—plant or shop)) Manufacturing operations, N.O.C.; specialty trades**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s and)) engaged in a variety of manufacturing and processing operations. This classification includes employees who may operate power driven equipment or machinery such as, but not limited to, forklifts, table saws, drill presses, industrial packaging and processing equipment or machinery ((, or who are assigned to work in the customer's plant or shop)) N.O.C. This classification ((also applies to skilled craftpersons such as)) includes occupations such as, but not limited to, machinists, mechanics, welders, tool and die makers, ((carpenters,)) cabinet makers, ((and to)) painters, and fabricators. This classification also includes employees of a temporary ((help)) staffing company who work in the specialty trades of plumbing, electrical wiring, or sheet metal work either at a plant or a construction site. Businesses or industries contemplated by this classification include, but are not limited to, cabinet shops, wood products manufacturers, plastic goods manufacturers, fiberglass goods manufacturers, glass manufacturers, foundries, metal goods manufacturers, brick, cement or masonry products manufacturers; lumber remanufacturers, ((anneries,)) amusement parks, sign painting shops, ((printing shops,)) and laundries, but does not apply to shake or shingle mills.

This classification excludes all employees of a temporary ((help)) staffing company ((who)) assigned to work for a client customer at a construction site((s performing duties other than those of)) except the specialty trades ((who are to be reported separately, without a division of hours, in classification 7118;)) described above. This classification also excludes employees of a temporary ((help)) staffing company who are assigned to work in maritime trades subject to Washington workers' compensation laws who are to be reported separately in classification 7120; and employees ((of a temporary help company who are)) assigned to do plant maintenance work in a customer's plant who are to be reported separately in classification 7113.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

#### WAC 296-17-76209 Classification 7118.

**7118-00 Temporary ((help company)) staffing services: Flagging services by specialty nonconstruction contractor, N.O.C.; construction employments, N.O.C.**

This classification applies to specialty nonconstruction contractors that are providing flagging services ((which are)) not covered in classification 7116. This classification also

PERMANENT

applies to employees of a temporary ((help)) staffing company assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in any aspect of construction work such as, but not limited to, road construction, new landscape work, N.O.C., nonagricultural tree topping and nonagricultural tree pruning, underground or overhead utility lines, fence erection, metal erection((;)) and installation of signs or lighting((; including)). This classification further includes the operation of equipment, machinery, and tools by ((those)) temporary staffing employees covered by this classification, and to temporary staffing employees assigned to perform security ((personnel)) and ((flaggers)) flagging services for a client customer who are not covered by another classification((; (N.O.C.))).

This classification ((excludes)) does not apply to employees of construction contractors who ((perform flagging duties who)) are to be reported separately in the classification applicable to the construction work the construction contractor is performing ((and)); employees of a temporary staffing company who are assigned to a client customer engaged in tree removal services who are to be reported separately in classification 7121; or to employees of a temporary ((help)) staffing company who are working in the specialty trades of plumbing, electrical wiring, or sheet metal work for a client customer who are to be reported separately in classification 7117.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76210 Classification 7119.**

**7119-00 Temporary ((help-company)) staffing services: Commercial vehicle operations, N.O.C.; sawmill operations**

This classification applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in commercial vehicle operations such as, but not limited to, driving truck for a moving or storage company, driving garbage collection trucks, driving pilot cars, driving delivery vehicles, driving buses or driving taxis. This classification also applies to employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in any aspect of sawmill work such as, but not limited to, operating machinery, grading lumber, or sorting and stacking lumber.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76211 Classification 7120.**

**7120-00 Temporary ((help-company)) staffing services: Hazardous waste handling; maritime employments**

This classification applies to all employees N.O.C., of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in hazardous waste handling operations. This classification also applies to all employees N.O.C., of a temporary ((help)) staffing company who are assigned on a tempo-

rary basis to ((its)) a client customer((s)) and who are engaged in maritime ((employments)) operations subject to Washington workers' compensation laws, including diving or subaqueous work.

AMENDATORY SECTION (Amending WSR 98-18-042, filed 8/28/98, effective 10/1/98)

**WAC 296-17-76212 Classification 7121.**

**7121-00 Temporary ((help-company)) staffing services: Logging((;)); tree removal service; stump grinding services; shake or shingle mills; aircraft flight crew members**

This classification applies to all employees of a temporary ((help)) staffing company who are assigned on a temporary basis to ((its)) a client customer((s)) and who are engaged in any phase of logging or aircraft operations or who are assigned to work in any lumbering mill, including equipment or machinery operators related to industries subject to this classification.

NEW SECTION

**WAC 296-17-76213 Classification 7122.**

**7122-00 Temporary staffing services: Laborers and non-machine operators, N.O.C., for manufacturing and processing operations**

This classification applies to employees of a temporary staffing company who are assigned on a temporary basis to a client customer and who are engaged as a laborer or non-machine operator of manufacturing and processing operations. Businesses or industries contemplated by this classification include, but are not limited to, cabinet shops, wood products manufacturers, plastic goods manufacturers, fiberglass goods manufacturers, glass manufacturers, foundries, metal goods manufacturers, brick, cement or masonry products manufacturers; lumber remanufacturers, amusement parks, sign painting shops, and laundries, but does not apply to shake or shingle mills.

This classification excludes all employees of a temporary staffing company assigned to work for a client customer at a construction site or in any phase of construction. This classification also excludes employees of a temporary staffing company assigned to work for a client customer performing work as a machine operator or skilled craftsman for manufacturing and processing operations who are to be reported separately in classification 7117.

**WSR 03-20-082**

**PERMANENT RULES**

**DEPARTMENT OF TRANSPORTATION**

[Filed September 30, 2003, 10:35 a.m.]

Date of Adoption: September 25, 2003.

Purpose: To amend chapter 468-70 WAC so that rules conflicting with 2002 legislative activity are correct. Reasons for this finding: 2002 legislation directed the department to select a private contractor to run the motorist information sign program and allows the private contractor to set

motorist information fees. Legislation also removed funding for the department to administer the program. The procedures and fees contained in WAC 468-70-070 and 468-70-080 conflict with the new legislation.

Citation of Existing Rules Affected by this Order: Repealing WAC 468-70-080 Fee schedule; and amending WAC 468-70-070.

Statutory Authority for Adoption: RCW 47.36.325 and the 2002 supplemental appropriation bill.

Adopted under notice filed as WSR 03-16-105 on August 6, 2003.

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 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 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 25, 2003

John F. Conrad

Assistant Secretary

**AMENDATORY SECTION** (Amending Order 196, filed 12/22/99, effective 1/22/00)

**WAC 468-70-070 Permits and procedure.** (1) No business signs will be installed on motorist information sign panels prior to issuance of a permit by the department. Permits will be issued by the department in accordance with this chapter.

(2) Permit applications will be accepted at the appropriate department of transportation regional office in care of the regional administrator. Applications transmitted by mail shall be effective from date of receipt rather than of mailing.

(3) One permit application will be for all the signing that the applicant will qualify for at a single interchange or intersection.

(4) Application forms, which may be obtained from the department, shall contain the following information:

(a) Name and address of the owner of the business to be advertised.

(b) The highway for which the applicant seeks signing.

(c) A description of the interchange or intersection for which the business sign is to be installed.

(d) A statement of the business location including exact travel distance from the interchange or intersection and precise roads used for access.

(e) An agreement to limit the height of any on-premise sign to no greater than fifteen feet higher than the roof of the main building, measured to the bottom of the sign for busi-

nesses located within one mile of an interchange or intersection. (Not applicable along interstate highways if the sign is not visible to the highway.)

Pursuant to RCW 47.36.310, for on-premise signs visible along rural interstate highways the department may waive the fifteen-foot height requirement, on a case-by-case basis, where granting the waiver will not preclude another business having an on-premise sign which complies with the fifteen-foot height requirement from receiving business signs.

(f) Such other information as may be required by the department.

(5) Each permit application will include a sketch, drawing or picture of the message to be placed on the business signs. Business signs may not display messages advertising products or services incidental to the qualifying motorist service activity. The department shall have final approval of the design of the business sign and may modify such submissions to achieve uniformity.

~~(6) ((A nonrefundable application processing fee as prescribed in WAC 468-70-080 (1)(a)) will accompany each application. Such fee may only be refunded if, after approval, the activity is not signed for reasons caused by the department.~~

~~(7))~~ Any party aggrieved by an application determination of the department shall be accorded hearing rights before the secretary of transportation or his designee pursuant to chapter 34.05 RCW.

~~((8))~~ (7) Fabrication and installation of business signs:

(a) Once an application is approved, the department will request the business to provide the signs for installation. Such signs shall be built to the department's specifications prescribed by WAC 468-70-060. Prior to installation the business shall ~~((be billed and pay for the installation cost prescribed in WAC 468-70-080 (1)(b)))~~ agree to reimburse the department for the actual installation costs.

~~(b) ((When requested by a business, the department will manufacture business signs composed of standard solid color background with standard die cut or silk screened highway sign letters used for messages. The department does not manufacture business signs having nonstandard colors, nonstandard letters, or pictorial business symbols or trademarks. The manufacturing and installation fees for business signs manufactured by the department are prescribed in WAC 468-70-080 (2)(a) or (b), and shall be prepaid prior to manufacture and installation.))~~ The reimbursable business sign installation fees referenced in (a) of this subsection may vary from sign site to sign site.

~~((9))~~ (8) Business sign and motorist information sign panel maintenance and replacement:

(a) ~~((For a business which provides its own business signs to the department, an annual permit fee of fifty dollars shall be charged. (Effective January 1, 2001, this annual permit fee will no longer be charged by the department.))~~ Maintenance replacement business signs shall be provided by the business, when requested by the department to replace weather worn business signs. The department will install the replacement business sign after ~~((prepayment for the installation fees as prescribed in WAC 468-70-080 (1)(b)))~~ the business agrees to reimburse the department for the actual installation costs as described in subsection (7) of this section.

~~(b) ((For business signs manufactured by the department, the department will notify businesses when business signs need replacement because of weather wear and will manufacture and install such replacement business signs after prepayment for the manufacturing and installation fees prescribed in WAC 468-70-080 (2)(a) or (b)).~~

~~(e))~~ The annual maintenance replacement fee charged to each business for motorist information sign back panels is ~~((prescribed in WAC 468-70-080(3)))~~ one hundred dollars for businesses signed at interchanges and thirty-five dollars for businesses signed at intersections.

~~((d))~~ (c) Annual maintenance fees shall be paid within thirty calendar days after the anniversary of the permit issue. These fees will not be prorated for fractions of the year in the event of business sign removal or coverage. Failure to pay the annual maintenance fees within thirty calendar days after the anniversary of the permit issue will cause the permit to expire and the business signs to be removed from the motorist information sign panels.

~~((10))~~ (9) In the event of change of ownership or operation, assignment of permits in good standing shall be effective only upon receipt of assignment by the department. The department will not reassign permits in the event of change of both ownership and operation.

~~((11))~~ (10) Revocation and expiration:

(a) After hearing before the secretary of transportation or his designee, as required by chapter 34.05 RCW (Administrative Procedure Act) and the rules and regulations of the department adopted pursuant thereto, any permit may be revoked by the secretary or the secretary's designee who has conducted the hearing for any of the following reasons:

(i) For the making of any false or misleading statements in the application for any permit, whether or not the same is material to or relied upon by the department in the issuance of such permit when such false or misleading statement or information shall remain uncorrected after the expiration of thirty days following written notification thereof.

(ii) For allowing or suffering any on-premise sign to remain that exceeds the height requirements set forth in this chapter.

(iii) For failure to provide the services and/or facilities required by WAC 468-70-050 and this section.

(b) If a permit is revoked or is allowed to expire, a new application may be accepted by the department and the motorist service activity must meet the requirements of any other applying motorist service activity.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 468-70-080

Fee schedule.

#### WSR 03-20-083

#### PERMANENT RULES

#### DEPARTMENT OF TRANSPORTATION

[Filed September 30, 2003, 10:42 a.m.]

Date of Adoption: September 25, 2003.

Purpose: To add a vehicle type to those approved for traveling in high occupancy lanes. About five years ago, WAC 468-510-010 was adopted to prescribe by rule the types of vehicles authorized to use high occupancy vehicle lanes. The Department of Transportation recently determined that the use of such lanes by law enforcement vehicles significantly enhances enforcement, emergency response, and incident management activities. Thus, an emergency rule is necessary so that these vehicles may immediately use high occupancy vehicle lanes when performing these activities.

Citation of Existing Rules Affected by this Order: Amending WAC 468-510-010.

Statutory Authority for Adoption: RCW 46.61.165 and 47.52.025.

Adopted under notice filed as WSR 03-16-106 on August 6, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 25, 2003

John F. Conrad

Assistant Secretary

AMENDATORY SECTION (Amending Order 178, filed 6/1/98, effective 7/2/98)

**WAC 468-510-010 High occupancy vehicles (HOVs).** Pursuant to RCW 46.61.165 and 47.52.025, the department has reserved portions of interstate highways, state highways, and ramps, as HOV lanes for the exclusive use of public transportation vehicles or private motor vehicles with the number of occupants specified on signs. Motor vehicles authorized to use HOV lanes are:

(1) Rubber tired municipal transit vehicles conforming to RCW 46.04.355.

(2) Buses with a carrying capacity of sixteen or more persons, including the operator.

(3) Motorcycles conforming to RCW 46.04.330.

(4) Recreational vehicles with the number of occupants specified on signs.

(5) Official marked law enforcement vehicles equipped with emergency lights and siren, issued by a state, local or county law enforcement agency and operated by an on-duty state patrol, local, or county law enforcement personnel.

(6) All other vehicles with the number of occupants specified on signs, except that trucks in excess of 10,000 lb. G.V.W. are prohibited from the use of HOV lanes regardless of the number of occupants. Tow trucks that would be otherwise prohibited because of weight or number of occupants may use HOV lanes when en route to an emergency on a specific roadway or roadside.

### WSR 03-20-084

#### PERMANENT RULES

#### DEPARTMENT OF TRANSPORTATION

[Filed September 30, 2003, 10:44 a.m.]

Date of Adoption: September 25, 2003.

**Purpose:** Reduce the daily hours of operation from eight to six for tourist-oriented businesses to qualify for motorist information signing on state highways. Tourist oriented businesses are a natural, recreational, historical, cultural, educational, or entertainment activity, or a unique or unusual commercial or nonprofit activity. Many of these types of businesses do not operate eight hours a day. This change will allow additional business to qualify for signing and provide the traveling public with more information about available tourist activities.

**Citation of Existing Rules Affected by this Order:** Amending 1 [WAC 468-70-050].

**Statutory Authority for Adoption:** RCW 47.36.310 and 47.36.320.

Adopted under notice filed as WSR 03-16-104 on August 6, 2003.

**Number of Sections Adopted in Order to Comply with Federal Statute:** New 0, Amended 0, Repealed 0; **Federal Rules or Standards:** New 0, Amended 0, Repealed 0; or **Recently Enacted State Statutes:** New 0, Amended 0, Repealed 0.

**Number of Sections Adopted at Request of a Nongovernmental Entity:** New 0, Amended 1, Repealed 0.

**Number of Sections Adopted on the Agency's Own Initiative:** New 0, Amended 0, Repealed 0.

**Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures:** New 0, Amended 0, Repealed 0.

**Number of Sections Adopted Using Negotiated Rule Making:** New 0, Amended 0, Repealed 0; **Pilot Rule Making:** New 0, Amended 0, Repealed 0; or **Other Alternative Rule Making:** New 0, Amended 0, Repealed 0.

**Effective Date of Rule:** Thirty-one days after filing.

September 25, 2003

John F. Conrad

Assistant Secretary

AMENDATORY SECTION (Amending Order 196, filed 12/22/99, effective 1/22/00)

**WAC 468-70-050 Business eligibility.** (1) To be eligible for placement of a business sign on a motorist information sign panel a motorist service activity must conform to the following standards:

(a) Gas activity:

(i) Provide vehicle services including fuel, oil, tire repair and water; and

(ii) Be in continuous operation at least sixteen hours a day, seven days a week; and

(iii) Provide restroom facilities, drinking water and a telephone access;

(iv) Motorist information sign panels may be installed and existing signing will not be removed when the motorist service activity is closed for a short period of time or when its hours of operation have been reduced as a result of a shortage of gasoline;

(v) Activities not meeting the tire repair requirement of (i) of this subsection but have gas, oil, and water may qualify for signing provided that the motorist information sign panel displays fewer than the full complement of business signs. A telephone must also be available at no cost for a person to use to acquire tire repair;

(vi) Business signs for card-lock gas activities may be installed, provided that the activities serve the general motoring public, without membership, and accept a variety of credit cards available to the general public. Card-lock gas activities must also meet the applicable requirements of (a)(i) through (v) of this subsection.

(b) Food activity:

(i) Be licensed or approved by the county health office; and

(ii) Be in continuous operation for a minimum of twelve hours a day to serve meals six days a week; and

(iii) Have inside seating for a minimum of twenty patrons and parking facilities for a minimum of ten vehicles; and

(iv) Provide telephone and restroom facilities.

(c) Lodging activity:

(i) Be licensed or approved by the Washington department of health; and

(ii) Provide adequate sleeping and bathroom accommodations available without reservations for rental on a daily basis; and

(iii) Provide public telephone facilities.

(d) Camping activity (applicable only for activities available from interstate highways):

(i) Have a valid business license;

(ii) Consist of at least twenty camping spaces, at least fifty percent of which will accommodate tents, and have adequate parking, modern sanitary and drinking water facilities for such spaces; and

(iii) Have an attendant on duty to manage and maintain the facility twenty-four hours a day while in operation.

(e) Recreation activity (applicable only for activities available from noninterstate highways):

(i) Consist of activities and sports of interest to family groups and the public generally in which people participate for purposes of active physical exercise, collective amuse-

ment or enjoyment of nature; e.g., hiking, golfing, skiing, boating, swimming, picnicking, camping, fishing, tennis, horseback riding, ice skating and gun clubs; and

(ii) Be licensed or approved by the state or local agency regulating the particular type of business; and

(iii) When the recreational activity is a campground, it must meet the criteria specified in WAC 468-70-050 (1)(d)(i) thru (iii).

(f) Tourist-oriented business activity:

(i) A natural, recreational, historical, cultural, educational, or entertainment activity, or a unique or unusual commercial or nonprofit activity, the major portion of whose income or visitors are derived during its normal business seasons from motorists not residing in the immediate area of the activity.

(ii) Activities must be open to the motoring public without appointment, at least ~~((eight))~~ six hours a day, five days a week including Saturday and/or Sunday.

(2) Distances prescribed herein will be measured from the center of the interchange or intersection along the centerline of the most direct public road to the facility access.

(3) The maximum distance that **gas, food, lodging, camping, recreational, or tourist-oriented** activities can be located on either side of an interchange or intersection to qualify for a business sign shall be as follows:

(a) From an interstate highway, **gas, food and lodging** activities shall be located within three miles in either direction. **Camping or tourist-oriented** activities shall be located within five miles in either direction;

(b) From a noninterstate highway, **gas, food, lodging, recreation, or tourist-oriented** activities shall be located within five miles in either direction.

(c) Where there are fewer than the maximum number, as specified in WAC 468-70-060 (3)(a), of eligible services within the distance limits prescribed in subsection (3)(a) and (b) of this section, the distance limits may be increased up to a maximum of fifteen miles to complete the balance of allowable signs.

(i) In reference to WAC 468-70-040(3), the department may erect and maintain signs on an alternate route that is longer than fifteen miles if it is safer and still provides reasonable and convenient travel to an eligible activity.

(ii) The department may erect and maintain signs on a route up to a maximum of twenty miles if an activity qualifies as eligible and is located within a distressed area under the criteria set forth in chapter 43.165 RCW.

(4) Within cities and towns having a population greater than twenty-two thousand five hundred, the department shall obtain concurrence from the municipality of locations for installing panels, and may request that the municipality install the panels.

(5) A **gas, food, lodging, camping/recreational, or tourist-oriented** activity visible from the mainline at least three hundred feet prior to an intersection shall not qualify for a business sign on such highway. The activity's on-premise sign is considered part of that activity in determining the three hundred foot visibility.

(6) When a multiple business activity qualifies for business sign placement on more than one type of motorist information sign panel, placement will be made on that type of

panel which, as determined by the department, best describes the main product or service. Additional business signs for a qualifying multiple business activity may only be placed on more than one type of motorist information sign panel where the applicable panels display fewer than a full complement of business signs. Where these additional business signs complete the full complement of business signs on a motorist information sign panel, the most recently installed of such additional business signs shall be substituted for in the event that a qualifying single business activity applies to receive business signs.

(7) Motorist information sign panels will not be erected and maintained by the department until adequate follow-through signing, as specified by the department, is erected on local roads and/or streets. Written assurance that the follow-through signs will be maintained is required.

(8) Where operations are seasonal, business signs for each specific location shall be removed or covered during the appropriate period as determined by the department.

**WSR 03-20-085**  
**PERMANENT RULES**  
**PUGET SOUND**  
**CLEAN AIR AGENCY**

[Filed September 30, 2003, 12:18 p.m., effective November 1, 2003]

Date of Adoption: September 25, 2003.

Purpose: To adjust the maximum civil penalty amount for inflation and to update the federal regulation reference date in order to remain current.

Citation of Existing Rules Affected by this Order:  
Amending Regulation I, Sections 3.11 and 3.25.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Adopted under notice filed as WSR 03-17-074 on August 19, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: November 1, 2003.

September 29, 2003

James Nolan

Director - Compliance

**AMENDATORY SECTION****REGULATION I SECTION 3.11 CIVIL PENALTIES**

(a) Any person who violates any of the provisions of Chapter 70.94 RCW or any of the rules or regulations in force pursuant thereto, may incur a civil penalty in an amount not to exceed (~~(\$13,977.00)~~) \$14,243.00 per day for each violation.

(b) Any person who fails to take action as specified by an order issued pursuant to Chapter 70.94 RCW or Regulations I, II, and III of the Puget Sound Clean Air Agency shall be liable for a civil penalty of not more than (~~(\$13,977.00)~~) \$14,243.00 for each day of continued noncompliance.

(c) Within 15 days after receipt of a Notice and Order of Civil Penalty, the person incurring the penalty may apply in writing to the Control Officer for the remission or mitigation of the penalty. Any such request must contain the following:

(1) The name, mailing address, telephone number, and telefacsimile number (if available) of the appealing party;

(2) A copy of the Notice and Order of Civil Penalty appealed from;

(3) A short and plain statement showing the grounds upon which the appealing party considers such order to be unjust or unlawful;

(4) A clear and concise statement of facts upon which the appealing party relies to sustain his or her grounds for appeal;

(5) The relief sought, including the specific nature and extent; and

(6) A statement that the appealing party has read the notice of appeal and believes the contents to be true, followed by the party's signature.

Upon receipt of the application, the Control Officer shall remit or mitigate the penalty only upon a demonstration by the requestor of extraordinary circumstances such as the presence of information or factors not considered in setting the original penalty.

(d) Any civil penalty may also be appealed to the Pollution Control Hearings Board pursuant to Chapter 43.21B RCW and Chapter 371-08 WAC if the appeal is filed with the Hearings Board and served on the Agency within 30 days after receipt by the person penalized of the notice imposing the penalty or 30 days after receipt of the notice of disposition on the application for relief from penalty.

(e) A civil penalty shall become due and payable on the later of:

(1) 30 days after receipt of the notice imposing the penalty;

(2) 30 days after receipt of the notice of disposition on application for relief from penalty, if such application is made; or

(3) 30 days after receipt of the notice of decision of the Hearings Board if the penalty is appealed.

(f) If the amount of the civil penalty is not paid to the Agency within 30 days after it becomes due and payable, the Agency may bring action to recover the penalty in King County Superior Court or in the superior court of any county in which the violator does business. In these actions, the procedures and rules of evidence shall be the same as in an ordinary civil action.

(g) Civil penalties incurred but not paid shall accrue interest beginning on the 91st day following the date that the penalty becomes due and payable, at the highest rate allowed by RCW 19.52.020 on the date that the penalty becomes due and payable. If violations or penalties are appealed, interest shall not begin to accrue until the 31st day following final resolution of the appeal.

(h) To secure the penalty incurred under this section, the Agency shall have a lien on any vessel used or operated in violation of Regulations I, II, and III which shall be enforced as provided in RCW 60.36.050.

**AMENDATORY SECTION****REGULATION I SECTION 3.25 FEDERAL REGULATION REFERENCE DATE**

Whenever federal regulations are referenced in Regulation I, II, or III, the effective date shall be July 1, (~~2002~~) 2003.

**WSR 03-20-097****PERMANENT RULES****DEPARTMENT OF****LABOR AND INDUSTRIES**

[Filed September 30, 2003, 1:58 p.m., effective November 17, 2003]

Date of Adoption: September 30, 2003.

Purpose: Contractor registration.

The purpose of this rule making is to:

- Make changes to these rules in response to the passage of chapter 159, Laws of 2001 (SSB 5101) from the 2001 legislative session.
- Increase fees by 3.20% (rounded down to the nearest tenth of a dollar) based on the fiscal growth factor (maximum allowable rate established by the Office of Financial Management).
- Add a new fee for refund processing services provided by the department.
- Add penalties associated with violations of RCW 18.27.110.
- Increase penalties for violations of the contractor registration laws.
- Make necessary changes to reflect current department practice.
- Incorporate policy into rule.
- Make housekeeping changes.
- Make substantive and clarifying changes based on the requests of stakeholders.

A summary of the proposed changes is as follows:

**NEW SECTIONS:**

**WAC 296-200A-030 How much are the surety bond or savings account amounts?** This section was created in order to establish bonding requirements based on 2001 legislative changes.

**WAC 296-200A-065 What procedures must be followed when surety bonds and/or other securities approved by the department become impaired?** This section was created in order to:

- Establish the requirements in rule associated with when surety bonds or other securities become impaired.
- Make changes based on the 2001 legislative changes.
- Make changes based on current department practice.

**AMENDATORY SECTIONS:**

**WAC 296-200A-015 What terms do I need to know to understand this chapter?** This section was amended in order to modify and add new definitions necessary for use with this chapter.

**WAC 296-200A-025 How does a contractor register, ~~((or))~~ renew, reregister, or reinstate its registration?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Make clarification changes associated with the requirements for registration, renewal, reregistration, and reinstatement requirements.
- Require that a policy number be included with the insurance information required to be provided to the department.
- Make changes based on the 2001 legislative changes.
- Require that a copy of the certificate or document (when required) by the secretary of state for the contractor to do business in the state of Washington be provided to ensure compliance with the chapter 18.27 RCW and this chapter.

**WAC 296-200A-035 How long is a contractor's registration period?** This section was amended in order to change the registration period based on 2001 legislative changes.

**WAC 296-200A-040 ~~((How does a contractor's registration become suspended))~~ What can cause the suspension of a contractor's registration?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Clarify the actions associated with the suspension of a contractor's registration.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-060 What procedures ~~((should))~~ must be followed when surety bonds and/or insurance policies are canceled?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Make clarification changes.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-070 When will the department ~~((refund))~~ release a security deposit?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.

- Make clarification changes.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-080 How is a suit filed against a contractor?** This section was amended in order to:

- Make clarification changes.
- Establish provisions relating to assignment of accounts.
- Make changes based on the 2001 legislative changes.
- Add the specific location where the notice that a suit has been filed (summons and/or complaint) must be delivered.

**WAC 296-200A-090 How are judgments against contractors paid?** This section was amended in order to:

- Make clarification changes.
- Establish provisions relating to assignment of accounts.
- Make changes based on the 2001 legislative changes.
- Reduce the number of copies that the claimant supplies the department from three to one for the unpaid final court judgment.

**WAC 296-200A-111 How does a city, town, or county verify a contractor's registration?** This section was amended in order to:

- Make clarification changes.
- Identify other means by which a city, town, or county may verify registration.
- Add a note to inform cities, towns, and counties that although the contractor registration card states that the contractor has an active status the contractor may have since been suspended.

**WAC 296-200A-112 Who is liable when a city, town, or county fails to verify a contractor's registration?** This section was amended in order to:

- Increase penalties for violations of this section.
- Correct a reference to RCW 18.27.110(1).

**WAC 296-200A-300 What violations of chapter 18.27 RCW can result in the issuance of a notice of infraction?** This section was amended in order to:

- Make clarification changes.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-305 How does the department notify registered contractors regarding any unregistered subcontractors they may employ?** This section was amended in order to:

- Make clarification changes.
- Specify that if, after receiving the "notice of unregistered subcontractor," the general contractor continues to employ the subcontractor in question, it will be liable for an infraction under RCW 18.27.200.

**WAC 296-200A-310 What information must be included in a notice of infraction?** This section was amended in order to:

- Make clarification changes.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-320 How can a notice of infraction be served ~~((Who can be issued a notice of infraction))~~?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.



- Make clarification changes.

**WAC 296-200A-330 How are notices of infraction issued ((If a notice of infraction is served on an employee, how is the contractor notified))?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Make clarification changes.
- Specify that a notice of infraction may be issued personally to the contractor named in the notice by the compliance inspector issuing it or the notice may be sent to the contractor by certified mail.

**WAC 296-200A-340 How does a contractor appeal a notice of infraction?** This section was amended in order to:

- Remove the requirement that two copies of the appeal notice need to be filed.
- Make clarification changes.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-360 Who ((will)) may represent the contractor and the department at the appeal hearing?** This section was amended in order to:

- Change the title for purposes of clarity.
- Make clarification changes to identify who is allowed to represent the contractor and the department at the appeal hearing.

**WAC 296-200A-370 How is the appeal hearing conducted?** This section was amended in order to clarify that all appeals of the administrative law judge's decision shall be to the superior court according to chapter 34.05 RCW.

**WAC 296-200A-380 What evidence is admissible in an appeal hearing?** This section was amended in order to clarify that the admission of evidence is subject to chapter 34.05 RCW, Administrative Procedure Act.

**WAC 296-200A-390 What does the department do with the appeal notices that they receive?** This section was amended in order to specify the process that shall be used for appeal notices.

**WAC 296-200A-400 What monetary penalties will be assessed for an infraction issued for violations of RCW 18.27.100, 18.27.110, 18.27.114 or 18.27.200?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Add penalties for violations of RCW 18.27.110.
- Clarify the provisions associated with second or additional violations.
- Make clarification changes.
- Increase the penalties associated with violations of chapter 18.27 RCW and this chapter.
- Specify the process and requirements associated with situations when the director may waive a penalty collection from a contractor in exchange for a payment of restitution to a damaged consumer.
- Make changes based on the 2001 legislative changes.

**WAC 296-200A-405 When must a contractor pay assessed monetary penalties?** This section was amended in order to make clarification changes and to remove the requirement that infractions must be paid by only check or money order.

**WAC 296-200A-900 What fees does the department charge contractors for issuance, renewal, reregistration, and reinstatement of certificates of registration?** This section was amended in order to:

- Change the title to clearly reflect what this section pertains to.
- Increase fees by 3.20% (rounded down to the nearest tenth of a dollar) based on the fiscal growth factor (maximum allowable rate established by the Office of Financial Management).
- Add a new fee for refund processing services provided by the department.

#### REPEALED SECTIONS:

**WAC 296-200A-500 Is the department required to monitor unregistered contractors who become registered?** This section was repealed as the requirements associated with this section have expired.

**WAC 296-200A-510 Is the department required to report contractor compliance activities to the legislature?** This section was repealed as the requirements associated with this section are located in chapter 18.27 RCW.

Citation of Existing Rules Affected by this Order: Repealing WAC 296-200A-500 and 296-200A-510; and amending WAC 296-200A-015, 296-200A-025, 296-200A-035, 296-200A-040, 296-200A-060, 296-200A-070, 296-200A-080, 296-200A-090, 296-200A-111, 296-200A-112, 296-200A-300, 296-200A-305, 296-200A-310, 296-200A-320, 296-200A-330, 296-200A-340, 296-200A-360, 296-200A-370, 296-200A-380, 296-200A-390, 296-200A-400, 296-200A-405, and 296-200A-900.

Statutory Authority for Adoption: RCW 18.27.040, 18.27.070, 18.27.075, 18.27.125 and chapter 159, Laws of 2001 (SSB 5101).

Other Authority: Chapter 18.27 RCW.

Adopted under notice filed as WSR 03-15-117 on July 22, 2003.

Changes Other than Editing from Proposed to Adopted Version: **WAC 296-200A-030 How much are the surety bond or savings account amounts?** This section was amended to remove the references to calendar year in subsection (1)(a) and (b).

**WAC 296-200A-040 ((How does a contractor's registration become suspended?)) What can cause the suspension of a contractor's registration?** This section was amended to add a new subsection (4) to include provisions found in RCW 18.27.030(4).

**WAC 296-200A-360 Who ((will)) may represent the contractor and the department at the appeal hearing?** This section was amended to retain the current provisions relating to who is able to represent a contractor at the appeal hearing.

**WAC 296-200A-400 What monetary penalties will be assessed for an infraction issued for violations of RCW 18.27.100, 18.27.110, 18.27.114 or 18.27.200?** This section was amended to add a reference to RCW 18.27.340(1) in subsection (4)(d)(i).

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 2, Amended 10, 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 23, 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 2, Amended 23, Repealed 2.

Effective Date of Rule: November 17, 2003.

September 30, 2003

Paul Trause

Director

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-015 What terms do I need to know to understand this chapter?** For the purposes of this chapter, the following terms and definitions are important:

**"Administrative law judge"** is any person appointed by the chief administrative law judge (as defined in RCW 34.12.020(2)) to preside at a notice of infraction appeal hearing convened under ((RCW 18.27.100, 18.27.114 or 18.27.200)) chapter 18.27 RCW and this chapter.

**"Appeal hearing"** is any proceeding in which an administrative law judge is empowered to determine legal rights, duties or privileges of specific parties on behalf of the director.

**"Applicant"** is any person, firm, corporation or other entity applying to become a registered contractor according to chapter 18.27 RCW and this chapter. Applicant includes all principal officer(s), members, partners of a partnership, firm, corporation, or other entity named on the application.

**"Citation"** means the same as "infraction."

**"Compliance inspector"** refers to the departmental staff responsible for investigating potential violations of chapter 18.27 RCW and this chapter.

**"Contractor compliance chief"** refers to the person designated by the director to address all policy and technical issues related to chapter 18.27 RCW and ((chapter 296-200A WAC)) this chapter.

**"Department"** refers to the department of labor and industries.

**"Director"** refers to the director of the department of labor and industries or the director's designee acting in the place of the director.

**"Final judgment"** means any money that is owed to a claimant as a result of court action against a contractor's bond or assigned savings account with the department or any money that is owed the department as a result of a contractor's unsuccessful appeal of an infraction. Final judgment also includes any penalties assessed against the contractor and owed the department as a result of an unappealed infraction or any outstanding fees due under this chapter.

**"Infraction"** means a violation of ((RCW 18.27.100, 18.27.114 or 18.27.200)) chapter 18.27 RCW and this chapter as cited by the chief contractor compliance inspector or the department's construction compliance inspectors.

**"Renewal" or "renewed"** means the renewal of a contractor's registration before it expires.

**"Reinstatement" or "reinstated"** means the reinstatement of a contractor's registration after the registration has expired, been suspended, or been revoked.

**"Reregistration" or "reregister"** means an update to a contractor's registration because of business structure change.

**"Secured contractor"** is a contractor who has complied with RCW 18.27.040 by assigning ((;)) to the department ((;)) a savings account held in a Washington state bank, ((depositing cash with the department)) or ((obtaining)) by filing with the department a surety bond.

**"Security"** is a savings account held in a Washington state bank and assigned to the department ((cash deposited with the department or)) in lieu of a surety bond.

**"Unregistered contractor"** means a person, firm, ((or)) corporation or other entity working as a contractor without being registered in compliance with chapter 18.27 RCW and ((chapter 296-200A WAC)) this chapter.

**"Unsatisfied final judgment"** means a judgment that has not been satisfied either through payment, court approved settlement, discharge in bankruptcy, or assignment under RCW 19.72.070.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-025 How does a contractor register ((or)), renew, reregister or reinstate its registration?** (1) A contractor may register/renew/reregister/reinstate if it:

(a) Completes an application for contractor registration and submits it to the department as required by RCW 18.27.030;

(b) Satisfies one of the following:

(i) Obtains a continuous surety bond in the total amount specified in WAC 296-200A-030 and submits the original bond with bond number to the department (see RCW 18.27.040); or

(ii) Assigns, to the department, a security deposit in the form of a savings account held in a Washington state ((or ((iii)) Deposits cash with the department)) bank as specified in WAC 296-200A-030;

(c) Obtains public liability and property damage insurance and submits the original insurance certificate with policy number to the department (see RCW 18.27.050); and

(d) Pays the issuance/renewal/reregistration/reinstatement fee shown in WAC 296-200A-900.

(2) A contractor may renew its registration if it submits, to the department, a completed contractor registration renewal notice and the material required in subsection (1)(b) and (c) of this section and pays the renewal fee shown in WAC 296-200A-900. ((At least)) No more than forty-five days before the contractor's registration expires, the department must send a renewal notice to the contractor's last recorded address. It is the responsibility of the contractor to notify the department in writing of a change in address.

(3) The contractor must:

(a) Submit all required ~~((materials))~~ documents to the department in ~~((one package-))~~ a manner approved by the department as set forth in subsections (3)(b), (c), (d), and (4) of this section:

(b) Include, on each ~~((material, its))~~ document, the name exactly as it appears on the contractor registration application or renewal notice~~((:));~~

(c) Include, if renewing a registration, the contractor's registration number on each of the ~~((materials))~~ documents; and

(d) Include a copy of the certificate or document (when required) by the secretary of state for the contractor to do business in the state of Washington.

(4) The department will not register ~~((or)),~~ renew, or reinstate the registration of a contractor if:

(a) Any of the required ~~((materials))~~ documents are missing;

(b) The ~~((materials))~~ documents do not ~~((properly))~~ have the proper name of the contractor;

(c) ~~((The materials,))~~ In the case of a renewal, the documents do not include the registration number; or

(d) The applicant ~~((has been previously registered as a contractor and))~~ or person pursuant to RCW 18.27.030 has an unsatisfied final judgment based on work which is subject to chapter 18.27 RCW and this chapter.

(5) The contractor may request, in a letter filed with the application or renewal materials, that the registration period end on a particular day. However, the registration period cannot exceed ~~((one))~~ two years.

**NEW SECTION**

**WAC 296-200A-030 How much are the surety bond or savings account amounts?** (1) The continuous surety bond or savings account amounts for applicants of contractors with five or fewer final judgments involving a residential single-family dwelling on two or more different structures in the previous five years are as follows:

(a) Twelve thousand dollars for general contractors.

(b) Six thousand dollars for specialty contractors.

(2) The surety bond or savings account amounts for applicants of contractors with six or more final judgments involving a residential single-family dwelling on two or more different structures in the previous five years will be based upon (a) and (b) of this subsection. (a) and (b) of this subsection do not apply to final judgments rendered before July 22, 2001.

(a) General contractors.

Number of Final Judgments	Bond or Savings Account Amount per Calendar Year
6	\$18,000.00
7	\$24,000.00
8	\$30,000.00
9 or more	\$36,000.00

(b) Specialty contractors.

Number of Final Judgments	Bond or Savings Account Amount per Calendar Year
6	\$ 8,000.00
7	\$12,000.00
8	\$16,000.00
9 or more	\$18,000.00

(3) At the time of reregistration, renewal or reinstatement the department shall only consider final judgments from the previous five years which will be used to determine the bond or savings account amount according to subsection (2)(a) and (b) of this section. Final judgments rendered before July 22, 2001, will not be considered toward the required bond or savings account amount.

(4) For purposes of this section, final judgment does not include infractions.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-035 How long is a contractor's registration period?** ~~((+))~~ A registration period ~~((cannot exceed one))~~ is for two years per RCW 18.27.060(1).

~~((2))~~ If a contractor's insurance policy will expire in less than one year after the day the registration begins, the registration period ends on the day the insurance expires~~((:))~~

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-040 ((How does a contractor's registration become suspended?)) What can cause the suspension of a contractor's registration?** (1) A contractor's registration will be suspended if ~~((it does not comply with WAC 296-200A-025, specifically, if))~~ the following impairments, cancellations, noncompliance, or errors occur:

(a) A surety bond or other security ~~((is))~~ has an unsatisfied final judgment against it or becomes otherwise impaired.

(b) A surety bond is canceled.

(c) An insurance policy is expired, canceled, revoked or the insurer is withdrawn from the insurance policy.

(d) The contractor has an unsatisfied final judgment against it under chapter 18.27 RCW and this chapter.

(e) The department has notice that the contractor is a sole proprietor or a principal or officer of a registered contractor that has an unsatisfied final judgment against it for work within the scope of chapter 18.27 RCW and this chapter.

(f) The department is notified that the contractor has been certified by the department of social and health services as a person who is not in compliance with a support order as provided in RCW 74.20A.320.

(g) The department finds that the contractor has provided false information or has otherwise been registered in error.

(h) The contractor fails to comply with a penalty payment plan agreement.

(i) The contractor has been certified by a leading agency and reported to the department for nonpayment or default on

PERMANENT

a federally or state-guaranteed educational loan or service conditional scholarship.

(j) The contractor does not maintain a valid unified business identifier number, if required by the department of revenue.

(2) The contractor's registration will be automatically suspended on the effective date of the impairment or cancellation. The department must mail a notice of the suspension to the contractor's address on the certificate of registration by certified mail and first class mail within ~~((forty-eight hours))~~ two days after suspension.

(3) A contractor must not advertise, offer to do work, submit a bid, or perform any work as a contractor while its registration is suspended. To continue to operate as a contractor while its registration is suspended is a violation of chapter 18.27 RCW and subject to infractions.

(4) The department shall not deny an application or suspend a registration because of an unsatisfied final judgment if the applicant's or registrant's unsatisfied final judgment was determined by the director to be the result of the fraud or negligence of another party.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-060 What procedures ~~((should))~~ must be followed when surety bonds and/or insurance policies are canceled?** (1) Insurance and bonding companies ~~((should))~~ must send cancellation notices to the department ~~((by certified or registered mail)).~~

(2) Cancellation notices must contain the following information ~~((in the order shown))~~:

- (a) The name of the contractor exactly as it appears in the contractor's registration file;
- (b) The contractor's registration number;
- (c) The contractor's business address;
- (d) The names of the owners, partners, or officers of the contractor;
- (e) The bond or insurance policy number; and
- (f) The effective date of the bond or insurance policy.

(3) The cancellation of a surety bond or insurance policy shall be considered effective ~~((thirty days))~~ immediately after the department receives a cancellation notice unless a later specific date is provided.

#### **NEW SECTION**

**WAC 296-200A-065 What procedures must be followed when surety bonds and/or other securities approved by the department become impaired?** (1) Once the department has been notified that the surety bond or other securities approved by the department has been impaired by a final judgment or reduced by payment to an amount less than is required by WAC 296-200A-030, the contractor's registration will automatically be suspended and the department will send a letter to the contractor by certified mail.

(2) Once the unsatisfied final judgment has been satisfied, the contractor may reapply according to the requirements of this chapter.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-070 When will the department ~~((refund))~~ release a security deposit?** (1) The department will release a security deposit ~~((one))~~ two years after the contractor's last registration has expired unless there is an unsatisfied final ~~((court))~~ judgment or on-going claim against the contractor.

(2) The department will release a security deposit in less than ~~((one))~~ two years after the contractor's last registration has expired if the contractor provides a surety bond covering **both the previous and current registration periods.**

**AMENDATORY SECTION** (Amending WSR 02-12-022, filed 5/28/02, effective 6/28/02)

**WAC 296-200A-080 How is a suit filed against a contractor?** (1) A civil suit against a contractor must be filed in the superior court of the county in which the work was done or of any county in which jurisdiction of the contractor may be had. Unless the suit is filed in a superior court, the department will not be able to direct payment on an unsatisfied final judgment against a secured contractor.

(2) Notice that a suit has been filed (a summons and complaint) against a contractor, the contractor's bond, and/or the contractor's deposit must be exclusively delivered to the department by ~~((any delivery requiring notice of receipt))~~ registered or certified mail to: P.O. Box 44450, Olympia, Washington 98504-4450 or by any delivery requiring notice of receipt to: 7273 Linderson Way S.W., Tumwater, WA 98501. The notice must be addressed to the department and must include three copies of the summons and complaint filed against the contractor, the contractor's bond and/or the contractor's deposit. The person filing the suit must pay a twenty-dollar service fee to the department. ~~((See RCW 18.27.040(3).))~~

(3) The summons and complaint against a contractor ~~((should))~~ must include the following information:

- (a) The name of the contractor exactly as it appears in the contractor's registration file;
- (b) The contractor's business address;
- (c) The names of the owners, partners or officers of the contractor if known; and
- (d) The contractor's registration number.

(4) If the suit joins a bonding company, the summons and complaint should also include:

- (a) The name of the bonding company that issued the contractor's bond;
- (b) The bond number; and
- (c) The effective date of the bond.

(5) If the suit is against a contractor using an assigned account in lieu of a bond, the complaint must also include:

- (a) The name of the institution where the assigned account is held;
- (b) The account number; and
- (c) The date the assigned account was opened.

(6) Service is not considered complete until the department receives the documents in Tumwater with the twenty-dollar fee and three copies of the summons and complaint.

~~((6))~~ (7) Within two days of receiving a summons and complaint, the department must transmit a copy of the summons and complaint to the registrant at the address listed on the registrant's application or at their last known address provided to the department and to the registrant's surety.

~~((7))~~ (8) The department will return a summons and complaint without it being served, if the department cannot readily identify either the contractor or bonding company being sued, if the action did not arise under chapter 18.27 RCW, or if the fee and three copies of the summons and complaint are not received.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-090 How are judgments against contractors paid?** (1) The department can only ~~((pay))~~ release or order release of payment for a superior court final judgment. ~~((It))~~ The department cannot ~~((pay))~~ release or order the release of payment to a district court or to satisfy other types of judgments.

(2) Payment of a final judgment by bond. If a contractor is bonded, the department can neither pay a final court judgment against a contractor nor force the contractor or its bonding company to pay. Only the claimant can pursue payment from the contractor or its bonding company.

(3) Payment of a final judgment by assignment of account.

(a) If a contractor's security is held by the department ~~((can))~~ it must be used to pay a superior court final judgment against a secured contractor.

~~((3))~~ The department must pay a superior court final judgment against a secured contractor if the claimant supplies the department with ~~((three))~~ one certified ~~((copies))~~ copy of the unpaid final court judgment. The ~~((three))~~ certified ~~((copies))~~ copy must be delivered by registered or certified mail within one year of the date the final judgment was officially entered into the court record.

~~((4))~~ (b) Assignment of account payments under subsection (2) of this section will be paid out in the order the final judgment is received by the department.

(c) For the department to pay a superior court final judgment, the claimant must include the following information with the ~~((copies))~~ copy of the judgment:

~~((a))~~ (i) The name of the contractor exactly as it appears on the contractor's registration file;

~~((b))~~ (ii) The contractor's business address;

~~((c))~~ (iii) The names of the owners, partners, or officers of the contractor;

~~((d))~~ (iv) The contractor's registration number; and

~~((e))~~ (v) The exact amount of the judgment, including court costs, attorneys' fees and interest.

If the department does not receive enough information to pay the judgment, it ~~((must))~~ will inform the claimant.

~~((5))~~ If a contractor is bonded, the department can neither pay a final court judgment against a contractor nor force the contractor or its bonding company to pay. Only the claimant can pursue payment from the contractor or its bonding company. The department shall have no liability for payment in excess of the amount of the secured account.

(4) Payment of a final judgment by the contractor. The contractor may pay a superior court final judgment in lieu of the department releasing or ordering the release of a bond or the assignment of account funds to satisfy the final judgment. The contractor must provide the department with a "full satisfaction of judgment" from the superior court that the final judgment has been satisfied.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-111 How does a city, town, or county verify a contractor's registration?** (1) A city, town, or county may verify~~((e~~

~~((4))~~ an original contractor registration by receiving and duplicating a current contractor registration card, by checking the department's contractor registration ~~((data-base))~~ Internet website, checking the computer disk (CD) circulated by the department, or by calling the department to confirm that the contractor is registered.

(2) ~~((A nonoriginal contractor registration by either accepting a))~~ The contractor's registration is valid if the contractor provides a notarized copy of the original contractor registration card ~~((if that copy has been attested to by the person who applied for that original card))~~ or ~~((by accepting))~~ a facsimile verification from the department.

**Note:** Although the contractor registration card states that the contractor has an active status, the contractor may have since been suspended.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-112 Who is liable when a city, town, or county fails to verify a contractor's registration?** The city, county, or town that issues a building permit without verifying the contractor's registration may be liable for a maximum penalty amount of ~~((five))~~ ten thousand dollars. See RCW ~~((18.27.100(7)(a))~~ 18.27.110(1).

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-300 What violations of chapter 18.27 RCW can result in the issuance of a notice of infraction?** (1) Under RCW 18.27.100, the department can issue a notice of infraction to a contractor and assess a penalty up to ten thousand dollars for:

(a) Using an unregistered name while ~~((acting))~~ advertising as a contractor;

(b) Using an unregistered name and address in advertising, correspondence, signs, documents, etc.;

(c) Using a false or expired registration number in advertisements where a contractor's registration number is required;

(d) Using the bond and insurance requirements of chapter 18.27 RCW to advertise as a bonded and insured contractor;

(e) Using a false registration number to either solicit business or pose as a contractor;

PERMANENT

(f) Failing to include the contractor's current registration number in all advertising that shows the contractor's name or address. This registration number may be omitted in an alphabetized listing of registered contractors stating only the name, address, and telephone number. See RCW 18.27.100 (3).

(2) ~~((Under RCW 18.27.114,))~~ For violations of chapter 18.27 RCW, the department may issue penalties for violations and notices of infractions containing an order of correction to a person holding a registration, an applicant for registration, or a person acting in the capacity of a contractor, who is not otherwise exempted from chapter 18.27 RCW, that has violated chapter 18.27 RCW or this chapter. Such order shall require the violator to cease the unlawful advertising.

(3) ~~The department ((can))~~ may issue a notice of infraction to a contractor for failing to provide a residential or commercial customer with a proper disclosure statement before beginning a repair, alterations or construction project. See RCW 18.27.114(1) for both the project dollar cost limits affecting this requirement and a sample disclosure statement.

This requirement does not apply to either contracts authorized under chapter 39.04 RCW or to contractors contracting with other contractors.

~~((3))~~ (4) Under RCW 18.27.200, the department must issue a notice of infraction to a contractor for:

(a) Advertising, offering to work, submitting a bid, or performing any ~~((contractor))~~ contracting work without being registered or when ~~((it's))~~ the contractor's registration is suspended or revoked; or

(b) Transferring a valid contractor registration to an unregistered contractor; or

(c) Allowing an unregistered contractor to work under a registration issued to another contractor.

Each day that a contractor works without being registered, works while the registration is suspended or revoked, or works under a registration issued to another contractor is a separate infraction. A cited contractor who continues to work while unregistered, or while their registration is suspended or revoked, or under a registration issued to another contractor is guilty of a separate misdemeanor for each day worked.

Each worksite at which a contractor works without being registered, works while the registration is suspended or revoked, or works under a registration issued to another contractor is a separate infraction. A cited contractor who continues to work while unregistered, or while their registration is suspended or revoked, or under a registration issued to another contractor is guilty of a separate misdemeanor for each worksite on which a violation occurs.

~~((4))~~ (5) See WAC 296-200A-400 for the specific monetary penalties associated with each of the violations discussed in this section.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-305 How does the department notify registered contractors regarding any unregistered subcontractors they may employ?** (1) Unless a general contractor or its representative has been given written notification by the department that a subcontractor they have employed, who

was registered when employed, has subsequently become unregistered, it is not ~~((illegal))~~ unlawful for the general contractor to employ that subcontractor. (See RCW 18.27.020 (3).)

(2) To comply with RCW 18.27.020(3), the department, when ~~((appropriate))~~ feasible, will issue a written "notice of unregistered subcontractors" to a general contractor or its representative.

(3) A "notice of unregistered subcontractor" issued under this section must be personally served on the general contractor named in the notice by the department's compliance inspectors or must be served by certified mail directed to the general contractor named in the notice.

(4) If the general contractor named in the notice is a firm or corporation, the notice may be personally served on any employee of the firm or corporation. If the notice is personally served upon an employee and the department is able to obtain the general contractor's address, the department must send a copy of the notice by certified mail to the general contractor within four days of service.

(5) A "notice of unregistered subcontractor" is **not** a notice of infraction.

(6) If, after receiving the "notice of unregistered subcontractor," the general contractor continues to employ the subcontractor in question, it will be liable for an infraction under RCW 18.27.200.

**AMENDATORY SECTION** (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-310 What information must be included in a notice of infraction?** When a contractor violates ~~((RCW 18.27.100, 18.27.114 or 18.27.200))~~ chapter 18.27 RCW, the department may issue a notice of infraction which ~~((must))~~ contains the following:

(1) Notification that an infraction has been committed and shall be final unless contested;

(2) Notification that an infraction is a noncriminal offense and is not punishable by imprisonment;

(3) The specific violation(s) leading to the issuance of the infraction;

(4) The amount of penalty owed if the infraction is established;

(5) Notification of a right to a hearing (chapter 34.05 RCW) if requested within twenty days of ~~((receipt))~~ service of the infraction;

(6) A reminder that the burden of proof in a hearing rests upon the state;

(7) Notification of a right to subpoena witnesses, including the inspector ~~((that))~~ who issued the infraction;

(8) A reminder that a contractor is legally required to sign a notice of infraction and, by doing so, promises to respond to it;

(9) A reminder that a refusal to sign a notice of infraction is a misdemeanor and may be punishable by fine or imprisonment; and

(10) A reminder that a failure to respond to a notice of infraction is a misdemeanor and may be punishable by a fine or imprisonment.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-320** (~~Who can be issued a notice of infraction?~~) **How can a notice of infraction be served?** (1) A notice of infraction (~~can be~~) is served when the notice of infraction is issued personally to the contractor named in the notice by the compliance inspector issuing it or (~~the notice can be delivered to the contractor by certified mail~~) when the notice of infraction is sent by certified mail to the contractor.

(2) Any employee of a contractor can be (~~issued~~) served a notice of infraction at a job site. When the notice is signed by the employee, it is binding upon the contractor. To avoid confusion, the department must have the employee sign the "name of the contractor, by name of the employee." The signature will appear as:

Jane Doe Construction Co.  
(by) Richard Roe, Employee.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-330** (~~If a notice of infraction is served on an employee, how is the contractor notified?~~) **How are notices of infraction issued?** (1) A notice of infraction may be issued personally to the contractor named in the notice by the compliance inspector issuing it or the notice may be sent to the contractor by certified mail.

(2) When the (~~department issues~~) department's compliance inspector serves a notice of infraction (~~to~~) upon a contractor's employee (~~and it knows the contractor's name and address~~), the department (~~has~~) shall within four days (~~to deliver~~) send a copy of the notice to the contractor by certified mail if the department is able to obtain the contractor's address. To ensure that the contractor receives this notice, the department (~~must~~) will mail a second copy of the infraction by first class mail.

(~~2~~) (3) If the department does not know the contractor's name and address, it does not need to mail a copy of the infraction to the contractor, however, the notice remains in force.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-340** **How does a contractor appeal a notice of infraction?** The contractor must(~~:~~)

(1) ~~File two copies of an appeal notice, specifying the reasons for the appeal, at the office designated on the notice of infraction; and~~

(2) ~~file the notice of appeal (notice) with the department within twenty days (of) after the earlier of service of the infraction on-site or service of the infraction mailed to the contractor. These time frames apply to the issuance of the infraction for all violations of chapter 18.27 RCW.~~

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-360** **Who (~~will~~) may represent the contractor and the department at the appeal hearing?**

(~~Contractors may either represent themselves or be represented by an attorney.~~) (1) Contractors may be represented by themselves or be represented by an attorney at law qualified to practice in the state of Washington; or

(2) The department shall be represented by the office of the attorney general.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-370** **How is the appeal hearing conducted?** The hearing **process** shall be conducted according to chapter 34.05 RCW, Administrative Procedure Act and chapter 10-08 WAC. All appeals of the (~~hearing~~) administrative law judge's decision shall be to the superior court according to chapter 34.05 RCW.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-380** **What evidence is admissible in an appeal hearing?** (~~All relevant evidence must be admitted in appeals hearings convened according to RCW 18.27.100, 18.27.114 and 18.27.200.~~) The admission of evidence is (~~further~~) subject to chapter 34.05 RCW, Administrative Procedure Act.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-390** **What does the department do with the appeal notices that they receive?** (~~The department must record and forward all appeal notices to the office of administrative hearings.~~) (1) Appeal notices that are received timely are first reviewed by the department for purposes of reconsideration.

(2) Appeal notices that are not received timely will be returned to the appellant with appeal rights stated.

(3) Appeal notices that are received timely and are not reconsidered according to subsection (1) of this section are recorded and forwarded to the office of the attorney general then to the office of administrative hearings.

AMENDATORY SECTION (Amending WSR 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-400** **What monetary penalties will be assessed for an infraction issued for violations of RCW 18.27.100, 18.27.110, 18.27.114 or 18.27.200?** (1) Each day that a violation occurs will be a separate offense.

(2) Once a violation of chapter 18.27 RCW or this chapter becomes a final judgment, any additional violation within three years becomes a "second" or "additional" offense subject to an increased penalty as set forth in the tables that follow.

(3) Second or additional offenses subject to increased penalties also include individuals or entities.

(4) A person, firm, corporation, or other entity who violates a provision of chapter 18.27 RCW and this chapter is liable for a civil penalty based upon the following schedule.

(a)(i) Monetary penalties that may be assessed for a violation of RCW 18.27.100 (1), (2), (3), and (4) are:

<del>(RCW 18.27.100)</del> Monetary Penalties	Dollar Amount
First Final Violation	\$ <del>((100.00))</del> 250.00*
Second Final Violation	\$ <del>((200.00))</del> 500.00
Third Final Violation	\$ <del>((400.00))</del> 1,000.00
Fourth Final Violation	\$ <del>((800.00))</del> 2,000.00
Fifth Final Violation	\$ <del>((1,600.00))</del> 4,000.00
Sixth Final Violation	\$ <del>((3,200.00))</del> 8,000.00
Each Additional Final Violation	\$ <del>((5,000.00))</del> 10,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.100 (1), (2), (3), and (4) becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above (~~table~~).

(ii) Monetary penalties that may be assessed for a violation of RCW 18.27.100(5) are:

Monetary Penalties	Dollar Amount
First Final Violation	\$ 1,000.00*
Second Final Violation	\$ 2,000.00
Third Final Violation	\$ 4,000.00
Fourth Final Violation	\$ 8,000.00
Each Additional Final Violation	\$10,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.100(5) becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above.

(iii) Monetary penalties that may be assessed for a violation of RCW 18.27.100(6) are:

Monetary Penalties	Dollar Amount
First Final Violation	\$ 1,000.00*
Second Final Violation	\$ 2,000.00
Third Final Violation	\$ 4,000.00
Each Additional Final Violation	\$ 5,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.100(6) becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above.

(b) Monetary penalties that may be assessed for a violation of RCW 18.27.110 are:

Monetary Penalties	Dollar Amount
First Final Violation	\$ 250.00*
Second Final Violation	\$ 500.00
Third Final Violation	\$ 1,000.00
Fourth Final Violation	\$ 2,000.00
Fifth Final Violation	\$ 4,000.00
Sixth Final Violation	\$ 8,000.00
Each Additional Final Violation	\$10,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.110 becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above.

~~((2))~~ (c) Monetary penalties that may be assessed for a violation of RCW 18.27.114 are:

<del>(RCW 18.27.114)</del> Monetary Penalties	Dollar Amount
First Final Violation	\$ <del>((200.00))</del> 500.00*
Second Final Violation	\$ <del>((400.00))</del> 1,000.00
Third Final Violation	\$ <del>((800.00))</del> 2,000.00
Fourth Final Violation	\$ <del>((1,600.00))</del> 4,000.00
<del>(Fifth Final Violation)</del>	\$3,200.00)
Each Additional Final Violation	\$5,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.114 becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above (~~table~~).

~~((3))~~ (d) Monetary penalties that may be assessed for a violation of RCW 18.27.200 according to RCW 18.27.340 (1) and (3) are:

~~((a))~~ (i)

RCW 18.27.340(1) Monetary Penalties	Dollar Amount
First Final Violation	\$ <del>((200.00))</del> 500.00*
Second Final Violation	\$ <del>((400.00))</del> 1,000.00
Third Final Violation	\$ <del>((800.00))</del> 2,000.00
Fourth Final Violation	\$ <del>((1,600.00))</del> 4,000.00
<del>(Fifth Final Violation)</del>	\$3,200.00)
Each Additional Final Violation	\$ 5,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.340(1) becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the table above (~~table~~).

~~((b))~~ (ii)

RCW 18.27.340(3) Monetary Penalties	Dollar Amount
First Final Violation	\$1,000.00*
Second Final Violation	\$2,000.00
Third Final Violation	\$4,000.00
Each Additional Final Violation	\$5,000.00

\* Minimum penalty per violation. Once a violation of RCW 18.27.340(3) becomes a final judgment, any additional violation is subject to an increased penalty as set forth in the above table. However, if the unregistered contractor becomes registered within ten days of receiving the notice of infraction and the notice is the contractor's first offense, the director may reduce the penalty. In no case can the director reduce the penalty below five hundred dollars.

~~((e))~~ (4) For violations of RCW 18.27.200, the director may waive a penalty collection from a contractor in exchange for a payment of restitution to a damaged consumer in an amount at least equal to the ~~((amount of the))~~ assessed penalty. Prior to the infraction becoming final, the contractor must provide to the department a notarized release from the damaged consumer stating that he or she paid the damaged consumer in an amount at least equal to the assessed penalty.

PERMANENT



(5)(a) The department shall deny an application for registration if:

(i) The applicant has been previously performing work subject to this chapter as a sole proprietor, partnership, corporation, or other entity and the department has notice that the applicant has an unsatisfied final judgment against him or her in an action based on this chapter or the applicant owes the department money for penalties assessed or fees due under this chapter as a result of a final judgment;

(ii) The applicant was a principal or officer of a partnership, corporation, or other entity that either has an unsatisfied final judgment against it in an action that was incurred for work performed subject to this chapter or owes the department money for penalties assessed or fees due under this chapter as a result of a final judgment; or

(iii) The applicant does not have a valid unified business identifier number, if required by the department of revenue.

(b) The department shall suspend an active registration if the department has notice that the registrant is a sole proprietor or a principal or officer of a registered contractor that has an unsatisfied final judgment against it for work within the scope of this chapter.

**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 97-24-071, filed 12/2/97, effective 1/5/98)

**WAC 296-200A-405 When must a contractor pay assessed monetary penalties?** (1) If a contractor named in a notice of infraction does not choose to appeal the notice, then the contractor must pay the department the amount of the penalty prescribed for the infraction. ~~((Payment must be by check or money order.))~~

(2) After an administrative law judge decides that an infraction has been committed, a contractor who does not appeal the decision to a superior court, has thirty days to pay any outstanding monetary penalties. Failure to do so is a misdemeanor and ~~((shall))~~ may be prosecuted in the county where the infraction occurred.

(3) A contractor who has exhausted all appeal opportunities and fails to pay an assessed monetary penalty within thirty days after exhausting those opportunities shall be guilty of a misdemeanor and may be prosecuted in the county where the infraction occurred.

**AMENDATORY SECTION** (Amending WSR 02-12-022, filed 5/28/02, effective 6/28/02)

**WAC 296-200A-900 What fees does the department charge contractors for issuance, renewal, reregistration, and reinstatement of certificates of registration?** ~~((1) For the purposes of this chapter:~~

~~(a) A contractor's registration is renewed before or after it expires;~~

~~(b) A contractor's registration is reinstated after the registration;~~

~~(i) Has been suspended because the contractor's insurance has expired or been canceled; or~~

~~(ii) Has been suspended because the contractor's bond or assignment of account has been canceled or impaired.~~

~~(e) A contractor reregisters when his or her business structure changes.~~

~~(2))~~ The department charges the following fees:

~~((e) \$100.00))~~ (1) \$103.20 for each issuance, renewal or reregistration of a certificate of registration for contractors. This registration is valid for two years from date of issuance, renewal or reregistration or until it is suspended or revoked.

~~((b) \$47.40))~~ (2) \$48.90 for the reinstatement of a certificate of registration.

~~((e) \$11.30))~~ (3) \$11.60 for providing a duplicate certificate of registration.

~~((d) \$22.70))~~ (4) \$23.40 for each requested certified letter prepared by the department.

~~((e))~~ (5) \$2.00 per copy for documents copied from a contractor's file. The maximum copy charge for copies from one contractor's file will be ~~(( \$26.40))~~ \$27.20.

~~((f))~~ (6) \$20.00 is required to cover the costs for the service of process in an action against ~~((the))~~ a contractor, the contractor's bond, or the deposit under RCW 18.27.040.

(7) \$25.00 is required to cover the costs for the service of processing refunds.

#### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-200A-500 Is the department required to monitor unregistered contractors who become registered?

WAC 296-200A-510 Is the department required to report contractor compliance activities to the legislature?

#### **WSR 03-20-107**

#### **PERMANENT RULES**

#### **DEPARTMENT OF HEALTH**

[Filed October 1, 2003, 8:17 a.m.]

Date of Adoption: August 28, 2003.

Purpose: The purpose of the rule change is to eliminate incorrect references, redundant language, unnecessary lessons, and provide more clear and concise rule language.

Citation of Existing Rules Affected by this Order: Amending WAC 246-976-021.

Statutory Authority for Adoption: RCW 18.71.205, 18.73.081, and 70.168.060.

Adopted under notice filed as WSR 03-15-069 on July 15, 2003.

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.

PERMANENT

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

September 30, 2003

Mary C. Selecky

Secretary

**AMENDATORY SECTION** (Amending WSR 00-08-102, filed 4/5/00, effective 5/6/00)

**WAC 246-976-021 Training course requirements.** (1) **Department responsibilities:** The department will publish procedures for agencies to conduct EMS training courses, including:

- (a) The registration process;
- (b) Requirements, functions, and responsibilities of course instructional and administrative personnel;
- (c) Necessary information and administrative forms to conduct the course;

(2) **Training agency responsibilities:**

(a) **General.** Agencies providing initial training of certified EMS personnel at all levels (except advanced first aid) must:

- (i) Have MPD approval for the course content;
- (ii) Have MPD approval for all instructional personnel, who must be experienced and qualified in the area of training;
- (iii) Have local EMS/TC council recommendation for each course;
- (iv) Have written approval from the department to conduct each course;
- (v) Approve or deny applicants for training consistent with the prerequisites for applicants in WAC 246-976-041 and 246-976-141.

(b) **Basic life support** (first responder, EMT). Agencies providing initial training of basic life support personnel must identify a senior EMS instructor to be responsible for the quality of instruction and the conduct of the course.

(c) **Intermediate life support** (IV, airway and ILS technicians). Agencies providing initial training of intermediate life support personnel must:

- (i) Have a written agreement with the clinical facility, if it is separate from the academic facility;
- (ii) Ensure that clinical facilities provide departments or sections, personnel, and policies, including:
  - (A) Written program approval from the administrator and chief of staff;
  - (B) A written agreement to participate in continuing education;
  - (C) Supervised clinical experience for students during the clinical portion of the program;
  - (D) An orientation program.

(d) **Paramedics.** Agencies training paramedics must be accredited by a national accrediting organization approved by the department.

(3) **Course curriculum.** The department recognizes the following National Standard EMS training courses published by the United States Department of Transportation as amended by the department:

(a) **First responder:** The first responder training course published 1996, amended by the department March 1998;

(b) **EMT:** The emergency medical technician — Basic training course published 1994, amended by the department ((February 1999)) September 1996;

(c) **IV technician:** Those ((parts of)) sections and lessons identified in the emergency medical technician — Intermediate course published 1999 ((which relate to intravenous therapy lessons 1-1, 1-2, 1-3, 2-1, 2-2, 2-3, 2-6, 2-7, 3-2, 3-3, 4-1, and 4-2;)), amended by the department ((February 1999)) April 2000;

(d) **Airway technician:** Those ((parts of)) sections and lessons identified in the emergency medical technician — Intermediate course published 1999 ((which relate to airway management lessons 1-1, 1-2, 1-3, 2-1, 2-2, 2-3, 2-5, 3-2, 3-3, 4-1, and 4-2;)), amended by the department ((February 1999)) April 2000;

(e) **ILS technician:** Those ((parts of)) sections and lessons identified in the emergency medical technician — Intermediate course published 1999 ((which relate to IV therapy and intraosseous infusion, the use of multi-lumen airway adjuncts, and)), amended by the department April 2000 which includes the following medications:

- (i) Epinephrine for anaphylaxis administered by a commercially preloaded measured-dose device;
- (ii) Albuterol administered by inhalation;
- (iii) Dextrose 50% and 25%;
- (iv) Nitroglycerine, sublingual and/or spray;
- (v) Naloxone;
- (vi) Aspirin PO (oral), for suspected myocardial infarction ((lessons 1-1, 1-2, 1-3, 2-1, 2-2, 2-3, 2-4, 2-6, 2-7, 3-1, 3-2, 3-3, 4-1, and 4-2; amended by the department February 1999));

(f) **Paramedic:** The emergency medical technician — Paramedic training course published 1999, as amended by the department January 2000.

(4) Initial training for first responders and EMTs must also include approved infectious disease training that meets the requirements of chapter 70.24 RCW.

(5) **Specialized training.** The department, in conjunction with the advice and assistance of the L&C committee, may approve specialized training for certified EMS personnel to use skills, techniques, or equipment that is not included in standard course curricula. Agencies providing specialized training must have MPD and department approval of:

- (a) Course curriculum;
- (b) Lesson plans;
- (c) Course instructional personnel, who must be experienced and qualified in the area of training;
- (d) Student selection criteria;
- (e) Criteria for satisfactory completion of the course, including student evaluations and/or examinations;

(f) Prehospital patient care protocols that address the specialized skills.

(6) Local government agencies: The department recognizes county agencies established by ordinance and approved by the MPD to coordinate EMS training. These agencies must comply with the requirements of this section.

**WSR 03-20-109**

**PERMANENT RULES**

**DEPARTMENT OF HEALTH**

(Medical Quality Assurance Commission)

[Filed October 1, 2003, 8:22 a.m.]

Date of Adoption: August 20, 2003.

Purpose: These rules are proposed as an expedited repeal because they are outdated, and duplicative of other rules and statutes or unnecessary due to changed circumstances.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-919-100 through 246-919-150, and WAC 246-919-350 and 246-919-720, Housekeeping appearance and practice before agency—Appearance by former member of attorney general's staff, WAC 246-919-150 Appearance and practice before agency—Former employee and board/commission member as witness, 246-919-350 Examinations, and 246-919-720 Health care institutions.

Statutory Authority for Adoption: RCW 18.71.017.

Adopted under notice filed as WSR 03-12-091 on June 4, 2003.

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 7.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 7.

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 12, 2003

D. N. Maniece

Executive Director

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 246-919-100 Panel composition.

WAC 246-919-120	Appearance and practice before agency—Solicitation of business unethical.
WAC 246-919-130	Appearance and practice before agency—Standards of ethical conduct.
WAC 246-919-140	Appearance and practice before agency—Appearance by former member of attorney general's staff.
WAC 246-919-150	Appearance and practice before agency—Former employee and board/commission member as witness.
WAC 246-919-350	Examinations.
WAC 246-919-720	Health care institutions.

**WSR 03-20-114**

**PERMANENT RULES**

**DEPARTMENT OF LABOR AND INDUSTRIES**

[Filed October 1, 2003, 9:49 a.m., effective January 1, 2004]

Date of Adoption: October 1, 2003.

Purpose: Chapter 296-842 WAC, Respirators; and WAC 296-62-071 Respiratory protection.

The Department of Labor and Industries has adopted newly rewritten and clarified requirements relating to respirators in nonagricultural industries. This rule making is part of our four-year plan to rewrite for clarity all of our general occupational safety and health rules. This project provides additional flexibility for employers in some situations.

No increase in requirements were proposed, although one requirement was reduced. A mandatory fit test procedure will give two options when performing the procedure. The portions of the current rule regulating engineering controls and employee exposure assessment are being moved into a new chapter, respiratory hazards. The rest of the rule has been rewritten for clarity and ease of use.

**Amended Section:**

**WAC 296-62-071 Respiratory protection.**

- A note has been added to WAC 296-62-071 stating that requirements relating to respirators have been moved and the requirements left in WAC 296-62-071 only apply to agriculture.

**New Sections:**

**WAC 296-842-100 Scope.**

- Clarifies responsibilities of employers to provide respiratory protection.

**WAC 296-842-105 Respirator program administrator.**

- Clarifies responsibilities of employers to designate a program administrator.

PERMANENT

**WAC 296-842-10505 Designate a program administrator.**

- Moved requirements from WAC 296-62-07113 to this section.

**WAC 296-842-110 Voluntary use requirements and recordkeeping.**

- Clarifies responsibilities of employers when employees voluntarily choose to use respirators.

**WAC 296-842-11005 Make sure voluntary use of respirators is safe.**

- Moved requirements from WAC 296-62-07117 to this section.

**WAC 296-842-11010 Keep voluntary use respirator program records.**

- Moved requirements from WAC 296-62-07117 and 296-62-07194 to this section.

**WAC 296-842-120 Required use respirator program and recordkeeping.**

- Clarifies responsibilities of employers when respirators are required.

**WAC 296-842-12005 Develop and maintain a written program and records.**

- Moved requirements from WAC 296-62-07109 and 296-62-07111 to this section.

**WAC 296-842-12010 Keep respirator program records.**

- Moved requirements from WAC 296-62-07194 to this section.

**WAC 296-842-130 Respirator selection.**

- Clarifies responsibility of employers to make sure the correct respirators are used.

**WAC 296-842-13005 Select and provide appropriate respirators.**

- Moved requirements from WAC 296-62-07130, 296-62-07131, 296-62-07132 and 296-62-07133 to this section.

**WAC 296-842-140 Medical evaluations.**

- Clarifies responsibility of employers to provide medical evaluations.

**WAC 296-842-14005 Provide medical evaluations.**

- Moved requirements from WAC 296-62-07150, 296-62-07151, 296-62-07152, 296-62-07153, 296-62-07154, 296-62-07155, and 296-62-07156 to this section.

**WAC 296-842-150 Fit-testing.**

- Clarifies responsibilities of employers to provide fit testing.

**WAC 296-842-15005 Conduct fit testing.**

- Moved requirements from WAC 296-62-07160, 296-62-07161, 296-62-07162, 296-62-07202, 296-62-07206, and 296-62-07231 to this section.

**WAC 296-842-160 Training.**

- Clarifies responsibilities of employers to provide training.

**WAC 296-842-16005 Provide effective training.**

- Moved requirements from WAC 296-62-07186, 296-62-07188, and 296-62-07190 to this section.

**WAC 296-842-170 Maintenance.**

- Clarifies responsibilities of employers to maintain respirators.

**WAC 296-842-17005 Maintain respirators in a clean and reliable condition.**

- Moved requirements from WAC 296-62-07175 to this section.

**WAC 296-842-17010 Store respirators properly.**

- Moved requirements from WAC 296-62-07176 to this section.

**WAC 296-842-17015 Inspect and repair respirators.**

- Moved requirements from WAC 296-62-07177, 296-62-07178 and 296-62-07179 to this section.

**WAC 296-842-180 Safe use and removal of respirators.**

- Clarifies responsibilities regarding the safe use of respirators.

**WAC 296-842-18005 Prevent sealing problems with tight-fitting respirators.**

- Moved requirements from WAC 296-62-07170 and 296-62-07171 to this section.

**WAC 296-842-18010 Make sure employees leave the use area before removing respirators.**

- Moved requirements from WAC 296-62-07170 and 296-62-07171 to this section.

**WAC 296-842-190 Stand-by requirements for IDLH conditions.**

- Clarifies responsibilities to provide standby employees in IDLH conditions.

**WAC 296-842-19005 Provide stand-by assistance in IDLH conditions.**

- Moved requirements from WAC 296-62-07172 to this section.

**WAC 296-842-200 Air quality for SCBAs and air-line respirators.**

- Clarifies requirements for air quality.

**WAC 296-842-20005 Make sure breathing air and oxygen meet established specifications, 296-842-20010 Prevent conditions that could create a hazardous breathing air supply, and 296-842-20015 Make sure compressors don't create a hazardous breathing air supply.**

- Moved requirements from WAC 296-62-07182 to these sections.

**WAC 296-842-210 Labeling of air purifying filters, cartridges, and canisters.**

- Clarifies responsibilities to label equipment.

**WAC 296-842-21005 Keep readable labels on filters, cartridges, and canisters during use.**

- Moved requirements from WAC 296-62-07184 to this section.

**WAC 296-842-220 Required procedures for respiratory protection programs.**

- Clarifies responsibility to make sure required procedures are followed.

**WAC 296-842-22005 Use this medical questionnaire for medical evaluations.**

- Moved requirements from Appendix C to this section.

**WAC 296-842-22010 Follow these fit-testing procedures for tight-fitting respirators.**

- Moved requirements from Appendices A-1, A-2, and A-3 to this section.

**WAC 296-842-22015 Follow procedures established for cleaning and disinfecting respirators.**

- Moved requirements from Appendix B-2 to this section.

**WAC 296-842-22020 Follow procedures established for seal checking respirators.**

- Moved requirements from Appendix B-1 to this section.

**WAC 296-842-300 Definitions.**

- Moved the definitions from WAC 296-62-071 to this section.

Citation of Existing Rules Affected by this Order:  
Amending WAC 296-62-071 Respiratory protection.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060.

Adopted under notice filed as WSR 03-08-044 on March 28, 2003.

Changes Other than Editing from Proposed to Adopted Version: As a result of written and oral comments received, the following sections are being revised as indicated:

**Chapter 296-842 WAC, Respirators.****WAC 296-842-100 Scope.**

- Table 1, after the words "required to use a respirator" added "by WISHA or the employer."

**WAC 296-842-11005 Make sure voluntary use of respirators is safe.**

- Added an "Important" note clarifying the difference between required and voluntary use.
- Clarified the note containing examples of health hazards.

**WAC 296-842-12010 Keep respirator program records.**

- Added a sub-bullet to include "written recommendations from the LHCP."
- Added a bullet to "Allow records required by this section to be examined and copied by affected employees and their representatives."

**WAC 296-842-14005 Provide medical evaluations.**

- Added an "Important" note clarifying that a previous medical evaluation addressing respirator use was sufficient to meet this requirement.
- Added a note to Step 3, clarifying the LHCP's discretion to add questions to the medical questionnaire.
- Add a note under the sub-bullet addressing employee confidentiality to stress the importance of maintaining confidentiality.

**WAC 296-842-22005 Use this medical questionnaire for medical evaluations.**

- Added a note clarifying the LHCP's discretion to add questions to the medical questionnaire.

**WAC 296-842-22010 Follow these fit-testing procedures for tight-fitting respirators.**

- Added a note in Table 13 to allow the option of using commercially prepared solutions.
- Added a note in Table 14 to allow the option of using commercially prepared solutions.
- Revised Table 19 so that the Controlled Negative Pressure procedures are in one place at the end of the table.

**WAC 296-842-300 Definitions.**

- Revised the definition for "IDLH" to match other recently rewritten rules.
- Corrected the reference in "respiratory hazard."
- Clarified the definition for "required use."
- Added a definition for "service life."

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 37, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 37, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 37, 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 37, Amended 1, Repealed 0.

Effective Date of Rule: January 1, 2004.

October 1, 2003

Paul Trause

Director

**AMENDATORY SECTION** (Amending WSR 99-10-071, filed 5/4/99, effective 9/1/99)

**Note:** The requirements in WAC 296-62-071 through 296-62-07295 apply only to agriculture. The requirements for all other industries relating to respiratory protection have been moved to chapter 296-842 WAC, Respirators, and chapter 296-841 WAC, Respiratory hazards.

**WAC 296-62-071 Respiratory protection.**

**Chapter 296-842 WAC**

**RESPIRATORS**

**NEW SECTION**

**WAC 296-842-100 Scope.** This chapter applies to all use of respirators at work.

**IMPORTANT:**

Before you decide to use respirators, you are required to evaluate respiratory hazards and implement control methods as outlined in chapter 296-841 WAC, Respiratory hazards.

The term "respiratory hazards" will be used throughout this chapter to refer to oxygen deficient conditions and harmful airborne hazards.

**Definition:**

Respirators are a type of personal protective equipment designed to protect the wearer from respiratory hazards.

You can use Table 1 for general guidance on which chapter sections apply to you.

**Table 1**  
**Chapter sections that apply to your workplace**

If employees...	Then the sections marked with an "X" apply...					
	105	110	120	130-210	220	300
Request and are <b>permitted</b> to voluntarily use filtering-facepiece respirators, and are not exposed to a respiratory hazard		X				X
Request and are <b>permitted</b> to voluntarily use respirators that are <b>NOT</b> filtering-facepiece respirators, and are not exposed to a respiratory hazard	X	X			X	X
Are <b>required</b> to use any respirator by WISHA or the employer	X		X	X	X	X
Would use an <b>escape respirator</b> in an emergency	X		X	X	X	X

**Reference:** See WAC 296-800-160, Personal protective equipment (PPE) to find requirements for other types of personal protective equipment (PPE), such as eye, hand, and head protection.

**You must:**

- Designate a program administrator who has overall responsibility for your program and has sufficient training or experience to:
  - Oversee program development and coordinate implementation
  - Conduct required evaluations of program effectiveness outlined in WAC 296-842-12005.

**NEW SECTION**

**WAC 296-842-105 Respirator program administrator.**

**Your responsibility:**

To make sure a capable individual is in charge of respirator program development and management.

**NEW SECTION**

**WAC 296-842-110 Voluntary respirator use requirements. Your responsibility:**

To make sure voluntary use of respirators by employees does not create job safety or health hazards.

**You must:**

- Make sure voluntary use of respirators is safe WAC 296-842-11005
- Keep voluntary use respirator program records WAC 296-842-11010.

**IMPORTANT:**

• Respirator use is **NOT** voluntary if a respiratory hazard, such as exposure to a substance over the permissible exposure limit (PEL) or hazardous exposure to an airborne biological hazard, is present.

**NEW SECTION**

**WAC 296-842-10505 Designate a program administrator.**

**Exemption:** You do not need to designate a program administrator if employees use only filtering-facepiece respirators and do so only as voluntary use.

**Definition:**

Voluntary use is respirator use that is requested by the employee **AND** permitted by the employer when **NO** respiratory hazard exists.

PERMANENT

- To evaluate respiratory hazards in your workplace, see chapter 296-841 WAC, Respiratory hazards.
- Some requirements in this section do not apply if only filtering-facepiece respirators are used voluntarily. Some filtering-facepiece respirators are equipped with a sorbent layer for absorbing "nuisance" organic vapors. These can be used for voluntary use, but are not NIOSH certified for protection against hazardous concentrations of organic vapor.

**NEW SECTION**

**WAC 296-842-11005 Make sure voluntary use of respirators is safe.**

**Definition:**

Voluntary use is respirator use that is requested by the employee AND permitted by the employer when NO respiratory hazard exists.

**IMPORTANT:** If you choose to require respirator use, use is NOT voluntary and the required use sections of this chapter apply.

**You must:**

(1) Make sure voluntary respirator use does NOT:

- Interfere with an employee's ability to work safely, such as restricting necessary vision or radio communication

OR

- Create health hazards.

**Note:** Examples of health hazards include:

- Skin irritation, dermatitis, or other health effects caused by using a dirty respirator
- Illness created by sharing contaminated respirators
- Health effects caused by use of an unsafe air supply, such as carbon monoxide poisoning.

**You must:**

(2) Provide all voluntary respirator users with the advisory information in Table 2 at no cost to them.

**Note:** If you have provided employees with the advisory information required in the previous rule, WAC 296-62-07117, you do not need to provide the additional information in Table 2 to those employees.

**You must:**

(3) Develop and maintain a written program that includes the following:

**Exemption:** If employees use only filtering-facepiece respirators and do so only voluntarily, you do not need to develop and maintain a written program.

- Medical evaluation provisions as specified in WAC 296-842-140.
- Procedures to properly clean and disinfect respirators, according to WAC 296-842-22015, if they are reused.
- How to properly store respirators, according to WAC 296-842-17010, so that using them does not create hazards.
- Procedures to make sure there is a safe air supply, according to WAC 296-842-200, when using air-line respirators and SCBAs.
- Training according to WAC 296-842-160 when necessary to ensure respirator use does NOT create a hazard.

**Note:**

- Pay for medical evaluations, training, travel related costs, and wages. You do NOT need to pay for respirators employees use only voluntarily.
- If you have both voluntary and required respirator users, you may choose to treat voluntary users as required users. Doing this exceeds the requirements in this section.

Use Table 2 to provide information to employees who voluntarily use any type of respirator.

**Table 2**

**Advisory Information for Employees Who Voluntarily Use Respirators**

- Respirators protect against airborne hazards when properly selected and used. WISHA recommends voluntary use of respirators when exposure to substances is below WISHA permissible exposure limits (PELs) because respirators can provide you an additional level of comfort and protection.
- If you choose to voluntarily use a respirator (whether it is provided by you or your employer) be aware that **respirators can create hazards for you**, the user. You can avoid these hazards if you know how to use your respirator properly AND how to keep it clean. Take these steps:
  - Read and follow all instructions provided by the manufacturer about use, maintenance (cleaning and care), and warnings regarding the respirator's limitations.
  - Choose respirators that have been certified for use to protect against the substance of concern. The National Institute for Occupational Safety and Health (NIOSH) certifies respirators. If a respirator is not certified by NIOSH, you have no guarantee that it meets minimum design and performance standards for workplace use.
    - A NIOSH approval label will appear on or in the respirator packaging. It will tell you what protection the respirator provides.
  - Keep track of your respirator so you do not mistakenly use someone else's.
  - DO NOT wear your respirator into:
    - Atmospheres containing hazards that your respirator is not designed to protect against. For example, a respirator designed to filter dust particles will not protect you against solvent vapor, smoke or oxygen deficiency.
    - Situations where respirator use is required.

**PERMANENT**

**NEW SECTION**

**WAC 296-842-11010 Keep voluntary use program records.**

**Exemption:** If employees use only filtering-facepiece respirators voluntarily, you do not need to follow these record-keeping requirements.

**You must:**

- Keep copies of:
  - Your current written respirator program
  - Written recommendations from the LHCP
- Allow records required by this section to be examined and copied by affected employees and their representatives.

**Reference:** See chapter 296-62 WAC, Part B, Access to records for additional requirements that apply to medical records.

**NEW SECTION**

**WAC 296-842-120 Written respirator program and recordkeeping.**

**Your responsibility:**

To develop, implement, and maintain a written program that provides clear instruction for safe and reliable respirator use.

**You must:**

- Develop and maintain a written program
- WAC 296-842-12005
- Keep respirator program records
- WAC 296-842-12010.

**NEW SECTION**

**WAC 296-842-12005 Develop and maintain a written program.**

**Exemption:** This section does NOT apply to respirator use that is voluntary. See WAC 296-842-11005 for voluntary use program requirements.

**You must:**

(1) Develop a complete worksite-specific written respiratory protection program that includes the applicable elements listed in Table 3.

**Note:** Pay for respirators, medical evaluations, fit testing, training, maintenance, travel costs, and wages.

**You must:**

(2) Keep your program current and effective by evaluating it and making corrections. Do ALL of the following:

- Make sure procedures and program specifications are followed and appropriate.
- Make sure selected respirators continue to be effective in protecting employees. For example:
  - If changes in work area conditions, level of employee exposure, or employee physical stress have occurred, you need to reevaluate your respirator selection.
- Have supervisors periodically monitor employee respirator use to make sure employees are using them properly.
- Regularly ask employees required to use respirators about their views concerning program effectiveness and whether they have problems with:
  - Respirator fit during use
  - Any effects of respirator use on work performance
  - Respirators being appropriate for the hazards encountered
  - Proper use under current worksite conditions
  - Proper maintenance.

When developing your written program include applicable elements listed in Table 3.

**Table 3**

<b>Required Elements for Required-Use Respirator Programs</b>
<ul style="list-style-type: none"> <li>• Selection:                             <ul style="list-style-type: none"> <li>– Procedures for respirator selection</li> <li>– A list specifying the appropriate respirator for each respiratory hazard in your workplace</li> <li>– Procedures for issuing the proper type of respirator, if appropriate</li> </ul> </li> </ul>
<ul style="list-style-type: none"> <li>• Medical evaluation provisions</li> </ul>
<ul style="list-style-type: none"> <li>• Fit-test provisions and procedures, if tight-fitting respirators are selected</li> </ul>
<ul style="list-style-type: none"> <li>• Training provisions that address:                             <ul style="list-style-type: none"> <li>– Respiratory hazards encountered during:                                     <ul style="list-style-type: none"> <li>■ Routine activities</li> <li>■ Infrequent activities, for example, bimonthly cleaning of equipment</li> <li>■ Reasonably foreseeable emergencies, for example, rescue, spill response, or escape situations</li> </ul> </li> <li>– Proper use of respirators, for example, how to put on or remove respirators, and use limitations.</li> </ul> </li> </ul> <p><b>Note:</b> You do NOT need to repeat training on respiratory hazards if employees have been trained on this in compliance with other rules such as WAC 296-800-170, employer chemical hazard communication in the WISHA safety and health core rules.</p>
<ul style="list-style-type: none"> <li>• Respirator use procedures for:                             <ul style="list-style-type: none"> <li>– Routine activities</li> <li>– Infrequent activities</li> <li>– Reasonably foreseeable emergencies</li> </ul> </li> </ul>

PERMANENT



### Required Elements for Required-Use Respirator Programs

- Maintenance:
  - Procedures and schedules for respirator maintenance covering:
    - Cleaning and disinfecting
    - Storage
    - Inspection and repair
    - When to discard respirators
  - A cartridge or canister change schedule **IF** air-purifying respirators are selected for use against gas or vapor contaminants **AND** an end-of-service-life-indicator (ESLI) is not available. In addition, provide:
    - The data and other information you relied on to calculate change schedule values (for example, highest contaminant concentration estimates, duration of employee respirator use, expected maximum humidity levels, user breathing rates, and safety factors)
- Procedures to ensure a safe air quantity and quality **IF** atmosphere-supplying respirators (air-line or SCBA) are selected
- Procedures for evaluating program effectiveness on a regular basis

#### NEW SECTION

#### WAC 296-842-12010 Keep respirator program records.

##### You must:

- Keep the following records:
  - Your current respirator program
  - Each employee's current fit test record, if fit testing is conducted. Fit test records must include:
    - Employee name
    - Test date
    - Type of fit-test performed
    - Description (type, manufacturer, model, style, and size) of the respirator tested
    - Results of fit tests, for example, for quantitative fit tests include the overall fit factor **AND** a print out, or other recording of the test.
      - Training records that include employee's names and the dates trained
      - Written recommendations from the LHCP.
  - Allow records required by this section to be examined and copied by affected employees and their representatives.

**Reference:** See chapter 296-62 WAC, Part B, Access to records, for additional requirements that apply to medical records.

#### NEW SECTION

#### WAC 296-842-130 Respirator selection.

##### Your responsibility:

To select and provide respirators that are appropriate for the hazard, user, and worksite conditions.

**Exemption:** This section does NOT apply to voluntary respirator use. See WAC 296-842-110 of this chapter for voluntary use program requirements.

#### NEW SECTION

#### WAC 296-842-13005 Select and provide appropriate respirators.

##### IMPORTANT:

See chapter 296-841, Respiratory hazards, for:

- Hazard evaluation requirements. Evaluation results are necessary for respirator selection.

- A list of substance-specific rules that may also apply to you. Those listed rules have additional respirator selection requirements.

##### You must:

- Select and provide, at no cost to employees, appropriate respirators for routine use, infrequent use, and reasonably foreseeable emergencies (such as escape, emergency, and spill response situations) by completing the following process:

#### Respirator Selection Process

**Step 1:** If your only respirator use is for escape, skip to **Step 9** to select appropriate respirators.

**Step 2:** If the respiratory hazard is a biological aerosol, such as TB (tuberculosis), anthrax, psittacosis (parrot fever), or hanta virus, select a respirator appropriate for **nonemergency** activities recognized to present a health risk to workers **AND** skip to **Step 9**.

- If respirator use will occur during **emergencies**, skip to **Step 9** and document the analysis used to select the appropriate respirator.

- Use Centers for Disease Control (CDC) selection guidance for exposures to specific biological agents when this guidance exists. Visit <http://www.cdc.gov>.

**Step 3:** If the respiratory hazard is a pesticide, follow the respirator specification on the pesticide label **AND** skip to **Step 10**.

**Step 4:** Determine the expected exposure concentration for each respiratory hazard of concern. Use the results from the evaluation required by chapter 296-841 WAC, Respiratory hazards.

**Step 5:** Determine if the respiratory hazard is classified as IDLH; if it is NOT IDLH skip to **Step 8**.

- The respiratory hazard **IS** classified as IDLH if:
  - The atmosphere is oxygen deficient or oxygen enriched **OR**

- You **CANNOT** measure or estimate your expected exposure concentration

**OR**

- Your measured or estimated expected exposure concentration is greater or equal to the IDLH value in the NIOSH *Pocket Guide to Chemical Hazards*

PERMANENT

- Note:**
- WISHA uses the IDLH values in the 1990 edition of the NIOSH *Pocket Guide to Hazardous Chemicals* to determine the existence of IDLH conditions. You may use more recent editions of this guide. Visit [www.cdc.gov/niosh](http://www.cdc.gov/niosh) for more information.
  - If your measured or estimated expected exposure concentration is below NIOSH's IDLH values, proceed to **Step 8**.

**Step 6:** Select an appropriate respirator from one of the following respirators for IDLH conditions and skip to **Step 9**:

- Full-facepiece, pressure demand, self-contained breathing apparatus (SCBA) certified by NIOSH for a minimum service life of thirty minutes

**OR**

- Full-facepiece, pressure demand air-line respirator equipped with an auxiliary self-contained air supply

**Exception:** If the respiratory hazard is oxygen deficiency AND you can show oxygen concentrations can be controlled within the ranges listed in Table 4 under ALL foreseeable conditions, you are allowed to select ANY type of SCBA or air-line respirator:

**Table 4**  
Concentration Ranges for Oxygen Deficiency

Altitude (as ft. above sea level)	Oxygen Concentration Range (as percent oxygen)
Below 3,001	16.0 - 19.5
3,001 - 4,000	16.4 - 19.5
4,001 - 5,000	17.1 - 19.5
5,001 - 6,000	17.8 - 19.5
6,001 - 8,000	19.3 - 19.5
Above 8,000 feet the exception does not apply.	

**Step 8:** Identify respirator types with assigned protection factors (APFs) from Table 5 that are appropriate to protect employees from the expected exposure concentration.

**Step 9:** Consider hazards that could require selection of specific respirator types. For example, select full-facepiece respirators to prevent eye irritation or abrasive blasting helmets to provide particle rebound protection.

**Step 10:** Evaluate user and workplace factors that might compromise respirator performance, reliability or safety.

- If the respiratory hazard is a pesticide, follow the requirements on the pesticide label and skip to **Step 12**.

Examples:

- High humidity or temperature extremes in the workplace.
- Necessary voice communication.
- High traffic areas and moving machinery.
- Time or distance for escape.

**Step 11:** Follow Table 6 requirements to select an air-purifying respirator.

- If Table 6 requirements cannot be met, you must select an air-line respirator or an SCBA.

**Step 12:** Make sure respirators you select are certified by the National Institute for Occupational Safety and Health (NIOSH).

- To maintain certification, make sure the respirator is used according to cautions and limitations specified on the NIOSH approval label.

- Note:** While selecting respirators, you will need to select a sufficient number of types, models or sizes to provide for fit testing. You can also consider other respirator use issues, such as accommodating facial hair with a loose fitting respirator.

Use Table 5 to identify the assigned protection factor for different types of respirators.

**Table 5**  
Assigned Protection Factors (APF) for Respirator Types

If the respirator is a(n) . . .	Then the APF is . . .
Air-purifying respirator with a: • Half-facepiece . . . . .	10
• Full-facepiece . . . . .	100
<b>Note:</b> Half-facepiece includes 1/4 masks, filtering facepieces, and elastomeric facepieces.	
Powered air-purifying respirator (PAPR) with a: • Loose-fitting facepiece . . . . .	25
• Half-facepiece . . . . .	50
• Full-facepiece, equipped with HEPA filters, chemical cartridges or canisters . . . . .	1000
• Hood or helmet, equipped with HEPA filters, chemical cartridges or canisters . . . . .	1000
Air-line respirator with a: • Half-facepiece and designed to operate in demand mode . . . . .	10
• Loose-fitting facepiece and designed to operate in continuous flow mode . . . . .	25
• Half-facepiece and designed to operate in continuous-flow, or pressure-demand mode . . . . .	50
• Full-facepiece and designed to operate in demand mode . . . . .	100
• Full-facepiece and designed to operate in continuous-flow OR pressure-demand mode . . . . .	1000
• Helmet or hood and designed to operate in continuous-flow mode . . . . .	1000
Self-contained breathing apparatus (SCBA) with a tight fitting: • Half-facepiece and designed to operate in demand mode . . . . .	10
• Full-facepiece and designed to operate in demand mode . . . . .	100
• Full-facepiece and designed to operate in pressure-demand mode . . . . .	10,000
Combination respirators: • Find the APF for each type of respirator in the combination. • Use the lower APF to represent the combination.	The lowest value

PERMANENT

Use Table 6 to select air-purifying respirators for particle, vapor, or gas contaminants.

**Table 6**  
**Requirements for Selecting Any Air-purifying Respirator**

If the contaminant is a . . .	Then . . .
<ul style="list-style-type: none"> <li>• Gas OR vapor</li> </ul>	<ul style="list-style-type: none"> <li>• Provide a respirator with canisters or cartridges equipped with a NIOSH-certified, end-of-service-life indicator (ESLI)</li> <li>OR</li> <li>• If a canister or cartridge with an ESLI is NOT available, develop a cartridge change schedule to make sure the canisters or cartridges are replaced before they are no longer effective</li> <li>OR</li> <li>• Select an atmosphere-supplying respirator</li> </ul>
<ul style="list-style-type: none"> <li>• Particle, such as a dust, spray, mist, fog, fume, or aerosol</li> </ul>	<ul style="list-style-type: none"> <li>• Select respirators with filters certified to be at least 95% efficient by NIOSH                             <ul style="list-style-type: none"> <li>– For example, N95s, R99s, P100s, or High Efficiency Particulate Air filters (HEPA)</li> </ul> </li> <li>OR</li> <li>• You may select respirators NIOSH certified as "dust and mist," "dust, fume, or mist," OR "pesticides." You can only use these respirators if particles primarily have a mass median aerodynamic diameter of at least two micrometers.</li> </ul> <p><b>Note:</b> These respirators are no longer sold for occupational use.</p>

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

**NEW SECTION**

**WAC 296-842-140 Medical evaluations.**

**Your responsibility:**

To make sure a respirator used under your specific worksite conditions is not a health risk to employees.

- Exemption:** This section does NOT apply to employees who only use:
- Filtering-facepiece respirators voluntarily. See WAC 296-842-110 of this chapter for voluntary use requirements
  - OR
  - Escape-only respirators that are mouthpiece, loose-fitting, or hooded respirators.

**IMPORTANT:**

- Using a respirator can create physical risks for an employee each time it is worn. The extent of these risks depends on these factors:
  - Type of respirator
  - Environmental conditions at the worksite
  - Physical demands of the work
  - Use of other protective clothing
  - Employee's health status.

**NEW SECTION**

**WAC 296-842-14005 Provide medical evaluations.**

**IMPORTANT:**

If you have provided an employee with a medical evaluation addressing respirator use, as required by another chapter, that evaluation will meet the requirements of this section.

**You must:**

- Follow the medical evaluation process, Steps 1 through 7 in this section, to provide medical evaluations for employees at no cost to them.

**Medical Evaluation Process**

**Step 1:** Identify employees who need medical evaluations AND determine the frequency of evaluations from Table 7. Include employees who:

- Are required to use respirators

**OR**

- Voluntarily use respirators that are **not** filtering-face-piece respirators

- Note:** You may use a previous employer's medical evaluation for an employee if you can:
- Show the employee's previous work and use conditions were substantially similar to yours
- AND**
- Obtain a copy of the licensed health care professional's (LHCP's) written recommendation approving the employee's use of the respirator chosen by you.

**Step 2:** Identify a licensed health care professional (LHCP) to perform your medical evaluations.

- Note:** If you select a different LHCP, you do not need to have new medical evaluations done.

**Step 3:** Make sure your LHCP has the following information **before** the evaluation is completed:

- Information describing the respirators employees may use, including the weight and type.
- How the respirators will be used, including:
  - How often the respirator will be used, for example, daily, or once a month
  - The duration of respirator use, for example, a minimum of one hour, or up to twelve hours
  - The employee's expected physical work effort
  - Additional personal protective clothing and equipment to be worn
  - Temperature and humidity extremes expected during use
- A copy of your written respiratory protection program **and** this chapter.

- Note:**
- You may choose to send the questionnaire to the LHCP ahead of time, giving time to review it and add any necessary questions
  - The LHCP determines what questions to add to the questionnaire, if any; however, questions in Parts 1-3 may not be deleted or substantially altered.

**Step 4:** Administer the medical questionnaire in WAC 296-842-22005 to employees, OR provide them a medical exam that obtains the same information.

- Note:** You may use on-line questionnaires if the questions are the same and requirements of this section are met.

• Administer the examination or questionnaire at no cost to employees:

- During the employee's normal working hours

**OR**

- At a time and place convenient to the employee

PERMANENT

- Maintain employee confidentiality during examination or questionnaire administration:

- Do **not** view employee's answers on the questionnaire
- Do **not** act in a manner that may be considered a breach of confidentiality

**Note:** Providing confidentiality is important for securing successful medical evaluations. It helps make sure the LHCP gets complete and dependable answers on the questionnaire.

- Make sure employees understand the content of the questionnaire.

- Provide the employee with an opportunity to discuss the questionnaire or exam results with the LHCP.

**Step 5:** Provide follow-up evaluation for employees when:

- The LHCP needs more information to make a final recommendation

**OR**

- An employee gives any positive response to questions 1-8 in Part 2 OR to questions 1-6 in Part 3 of the WISHA medical evaluation questionnaire in WAC 296-842-22005.

**Note:** Follow-up may include:

- Employee consultation with the LHCP such as a telephone conversation to evaluate positive questionnaire responses

- Medical exams
- Medical tests or other diagnostic procedures.

**Step 6:** Obtain a written recommendation from the LHCP that contains only the following medical information:

- Whether or not the employee is medically able to use the respirator
- Any limitations of respirator use for the employee
- What future medical evaluations, if any, are needed
- A statement that the employee has been provided a copy of the written recommendation.

**Step 7:** Provide a powered, air-purifying respirator (PAPR) when the LHCP determines the employee should not wear a negative-pressure air-purifying respirator AND is able to wear a PAPR.

**Reference:** See WAC 296-842-130 for requirements regarding selection of air-purifying respirators.

**Note:**

- You may discontinue medical evaluations for an employee when the employee no longer uses a respirator.
- If you have staff conducting your medical evaluations, they may keep completed questionnaires and findings as confidential medical records, if they are maintained separately from other records.

Use Table 7 to determine medical evaluation frequency.

**Table 7**  
**Evaluation Frequency**

Type of Evaluation:	When required:
Initial medical evaluations	• Before respirators are fit-tested or used in the workplace.
Subsequent medical evaluations	• If any of these occur: <ul style="list-style-type: none"> <li>– Your licensed health care professional (LHCP) recommends them; for example, periodic evaluations at specified intervals.</li> <li>– A respirator program administrator or supervisor informs you that an employee needs reevaluation.</li> <li>– Medical signs or symptoms (such as breathing difficulties) are:                             <ul style="list-style-type: none"> <li>■ Observed during fit-testing or program evaluation</li> </ul> </li> </ul> <p><b>OR</b></p> <ul style="list-style-type: none"> <li>■ Reported by the employee</li> </ul> <ul style="list-style-type: none"> <li>– Changes in worksite conditions such as physical work effort, personal protective clothing, or temperature that could substantially increase the employee's physiological stress.</li> </ul>

**NEW SECTION**

**WAC 296-842-150 Fit testing.**

**Your responsibility:**

To make sure negative and positive-pressure tight-fitting respirators can provide an adequate fit and acceptable level of comfort to employees.

**Exemption:** This section does NOT apply to any respirators that are:

- Voluntarily used. See WAC 296-842-110 for voluntary use requirements.
- Mouthpiece respirators.

**IMPORTANT:**

- Fit testing is an activity where the seal of a respirator is tested to determine if it is adequate.

- This section covers general **requirements** for fit testing. Fit testing **procedures** are covered in WAC 296-842-22010 of this chapter.

**NEW SECTION**

**WAC 296-824-15005 Conduct fit testing.**

**You must:**

- Provide, at no cost to the employee, fit-tests for ALL tight fitting respirators on the following schedule:
  - Before employees are assigned duties that may require the use of respirators
  - At least every twelve months after initial testing
  - Whenever any of the following occurs:
    - A different respirator facepiece is chosen such as a different type, model, style, or size

PERMANENT

■ You become aware of a physical change in an employee that could affect respirator fit. For example, you may observe, or be told about, facial scarring, dental changes, cosmetic surgery, or obvious weight changes

■ An employee notifies you, or your LHCP, that the respirator fit is unacceptable. During the retest, you must give an employee reasonable opportunity to select a different respirator facepiece (size, model, etc.).

**Note:** You may accept a fit-test completed by a previous employer **IF:**

- You obtain written documentation of the fit-test

**AND**

- The results of the fit-test are not more than twelve months old

**AND**

- The employee will use the same respirator (the same type, model, style, and size)

**AND**

- The fit test was conducted in a way that meets the requirements of WAC 296-842-150 and 296-842-22010.

**You must:**

• Select an appropriate fit-testing procedure from WAC 296-842-22010 of this chapter **AND:**

– Use quantitative fit-test methods when a negative pressure respirator will be used in concentrations requiring a protection factor greater than 10. This includes:

- Full facepiece air-purifying respirators
- SCBAs operated in demand (negative pressure) mode

■ Air-line respirators operated in demand mode.  
– Make sure PAPRs, SCBAs, or air-line respirators are fit tested in negative-pressure mode.

• Make sure the person conducting fit testing is able to do ALL of the following:

- Prepare test solutions if required
- Make sure equipment works properly
- Perform tests properly
- Recognize invalid tests
- Calculate fit factors properly if required.

**Note:** • No specific training program or certification is required for those who conduct fit tests.

- You should consider evaluating these individuals to determine their proficiency in the fit-testing method to be used.
- You can use an evaluation form such as the form included in the American National Standard for Respirator Fit Testing Methods, ANSI/AIHA Z88.10-2001 to determine if the individual meets these requirements. Visit [www.ansi.org](http://www.ansi.org) or [www.aiha.org](http://www.aiha.org).

**NEW SECTION**

**WAC 296-842-160 Training.**

**Your responsibility:**

To make sure employees who are required to use respirators understand and can demonstrate proper respirator use and maintenance.

**IMPORTANT:**

This section applies to employees who voluntarily use respirators only when training is necessary to prevent the respirator from creating a hazard. See WAC 296-842-110 for voluntary use requirements.

**NEW SECTION**

**WAC 296-842-16005 Provide effective training.**

**You must:**

• Train employees, based on their duties, if they do any of the following:

- Use respirators
- Supervise respirator users
- Issue, repair, or adjust respirators

• Present effective training in a way that employees understand.

**Note:** • Training may be provided using audiovisuals, slide presentations, formal classroom instruction, informal discussions during safety meetings, training programs conducted by outside sources, or a combination of these methods.

• You may want to have instructors available when using video or automated training methods to:

- Encourage and provide responses to questions for the benefit of employees
- Evaluate employees' understanding of the material
- Provide other instructional interaction to employees.

**You must:**

• Make sure a qualified instructor provides training  
• Provide training, at no cost to the employee, at these times:

- Initially, before worksite respirator use begins
- Periodically, within twelve months of the previous training

– Additionally, when the following occur:

- The employee has not retained knowledge or skills

**OR**

■ Changes in the worksite, or type of respirator make previous training incomplete or obsolete.

**Note:** • You may accept an employee's previous training, such as training provided by another employer, to satisfy the initial training requirement if:

- You can demonstrate the employee received training within the past twelve months

**AND**

- The employee can demonstrate the knowledge and skills to use required respirators effectively.

• If you accept an employee's previous training to satisfy the initial training requirement, you are still responsible for providing periodic, and additional training when needed. Periodic training would need to be provided within twelve months of the employee's previous training.

**You must:**

• Make sure employees can demonstrate the following knowledge and skills as required by their duties:

– Why the respirator is necessary. Include, for example, information identifying respiratory hazards such as hazardous chemicals, the extent of the employee's exposure, and potential health effects and symptoms

– The respirator's capabilities and limitations. Include, for example, how the respirator provides protection and why air-purifying respirators cannot be used in oxygen-deficient conditions

– How improper fit, use, or maintenance can compromise the respirator's effectiveness and reliability

– How to properly inspect, put on, seal check, use, and remove the respirator

– How to clean, disinfect, repair, and store the respirator, or how to get this done by someone else

PERMANENT

– How to use the respirator effectively in emergency situations; including what to do when a respirator fails and where emergency respirators are stored

– Medical signs and symptoms that may limit or prevent the effective use of respirators such as shortness of breath or dizziness

– The employer's general obligations under this chapter. For example, developing a written program, selecting appropriate respirators, and providing medical evaluations.

**NEW SECTION**

**WAC 296-842-170 Maintenance.**

**Your responsibility:**

To make sure respirators are maintained so they will function properly and not create health hazards such as skin irritation.

**You must:**

Maintain respirators in a clean and reliable condition

WAC 296-842-17005

Store respirators properly

WAC 296-842-17010

Inspect and repair respirators

WAC 296-842-17015

**IMPORTANT:**

This section applies to employees who voluntarily use respirators only when maintenance is necessary to prevent the respirator from creating a hazard. See WAC 296-842-110 for voluntary use requirements.

**NEW SECTION**

**WAC 296-842-17005 Maintain respirators in a clean and reliable condition.**

**You must:**

• Make sure respirators are kept, at no cost to the employee, clean, sanitary and in good working order. Do at least the following:

– Clean and disinfect respirators as often as specified in Table 8 of this section.

**Note:** • Use required cleaning and disinfecting procedures in WAC 296-842-22015, or the manufacturer's procedures that:

- Result in a clean and sanitary respirator
- Do not damage the respirator
- Do not harm the user

- Automated cleaning and disinfecting are permitted
- Cleaning and disinfecting may be done by a central facility as long as you make sure respirators provided are clean, sanitary, and function properly.

**You must:**

– Make sure respirators are assembled properly after cleaning or disinfecting.

Use Table 8 to determine how often to clean and disinfect respirators.

**Table 8  
Required Frequencies for Cleaning  
and Disinfecting Respirators**

<b>If, the respirator will be . . .</b>	<b>Then, clean and disinfect the respirator . . .</b>
<ul style="list-style-type: none"> <li>• Used exclusively by one employee</li> </ul>	<ul style="list-style-type: none"> <li>• As often as needed to:                             <ul style="list-style-type: none"> <li>– Keep it clean and functional</li> </ul> </li> <li><b>AND</b></li> <li>– To prevent health hazards such as skin irritation</li> </ul>
<ul style="list-style-type: none"> <li>• Shared for nonemergency use</li> </ul> <p><b>OR</b></p> <ul style="list-style-type: none"> <li>• Used for fit-testing or training</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Before</b> it is worn by another employee</li> </ul>
<ul style="list-style-type: none"> <li>• Shared for emergency use</li> </ul>	<ul style="list-style-type: none"> <li>• <b>After</b> each use so the respirator is immediately ready for use at all times</li> </ul>

**NEW SECTION**

**WAC 296-842-17010 Store respirators properly.**

**You must:**

• Store respirators to protect them from ALL of the following:

- Deformation of the facepiece or exhalation valve
- Sunlight or extreme temperatures or other conditions
- Contamination such as dust or damaging chemicals
- Excessive moisture.

**Note:** Use coffee cans, sealable plastic bags, or other suitable means of protection.

**You must:**

• Follow these additional requirements for emergency respirators:

- Keep respirators accessible to the work area
- Store respirators in compartments or with covers clearly marked as containing emergency respirators
- Follow additional storage instructions from the respirator manufacturer
- Store an adequate number of emergency respirators in each area where they may be needed.

**Note:** Emergency respirators include mouthpiece respirators and other respirators that are limited to escape-only use by their NIOSH certification.

**NEW SECTION**

**WAC 296-842-17015 Inspect and repair respirators.**

**You must:**

• Conduct respirator inspections as often as specified in Table 9.

• Make sure respirator inspections cover all of the following:

- Respirator function

PERMANENT

- Tightness of connections
- The condition of the facepiece, head straps, valves, connecting tubes, and cartridge, canisters or filters
- Pliability and deterioration of elastomeric parts
- Maintenance of air or oxygen cylinders
- Making sure SCBA air cylinders are at ninety percent of the manufacturer's recommended pressure level
- Proper functioning of SCBA regulators when air-flow is activated
- Proper functioning of SCBA low-pressure warning devices when activated
- Certify inspections for emergency respirators by documenting the following:
  - Inspection date
  - Serial number of each respirator or other identifying information
  - Inspector's name or signature
  - Inspection findings
  - Required action, if problems are found.

**Note:**

- When documenting inspections you may either:
  - Provide the information on a tag or label and attach it to the respirator compartment
- OR
- Include the information in an inspection report stored in paper or electronic files accessible to employees.

**You must:**

- Repair or replace any respirator that is not functioning properly **before** the employee returns to a situation where respirators are required.

- If respirators fail inspection or are not functioning properly during use due to problems such as leakage, vapor or gas breakthrough, or increased breathing resistance, **ALL** of the following apply:

- Do NOT permit such respirators to be used until properly repaired or adjusted
- Use only NIOSH-certified parts
- Make sure repairs and adjustments are made by appropriately trained individuals
  - Use the manufacturer or a technician trained by the manufacturer to repair or adjust reducing and admission valves, regulators, and warning devices on SCBAs or air-line respirators.
- Follow the manufacturer's recommendations and specifications for the type and extent of repairs.

Use Table 9 to determine how often to inspect respirators.

**Table 9**

**Required Frequencies for Respirator Inspections**

If the respirator is . . .	Then inspect . . .
A SCBA in any use	<ul style="list-style-type: none"> <li>• Before each use</li> </ul> AND <ul style="list-style-type: none"> <li>• During cleaning</li> </ul> OR <ul style="list-style-type: none"> <li>• Monthly if NOT used</li> </ul>

If the respirator is . . .	Then inspect . . .
Used for nonemergencies, including day-to-day or infrequent use	<ul style="list-style-type: none"> <li>• Inspect before each use</li> </ul> AND <ul style="list-style-type: none"> <li>• During cleaning</li> </ul>
Used only for emergencies	<ul style="list-style-type: none"> <li>• Check for proper function before <b>and</b> after each use</li> </ul> AND <ul style="list-style-type: none"> <li>• Inspect at least monthly as instructed by the manufacturer</li> </ul>
Used for escape-only purposes	<ul style="list-style-type: none"> <li>• Before carrying into a work place for use</li> </ul>

NEW SECTION

**WAC 296-842-180 Safe use and removal of respirators.**

**Your responsibility:**

To make sure respirator use and removal is safe.

**Exemption:** These sections do NOT apply to employees who voluntarily use any type of respirator. See WAC 296-842-110 for voluntary use requirements.

**You must:**

Prevent sealing problems with tight-fitting respirators

WAC 296-842-18005

Make sure employees leave the use area before removing respirators

WAC 296-842-18010.

NEW SECTION

**WAC 296-842-18005 Prevent sealing problems with tight-fitting respirators.**

**You must:**

- Make sure employees use the procedure in WAC 296-842-22020 to perform a user seal check each time they put on their tight-fitting respirator.

- Make sure you do NOT permit respirator use if employees have a characteristic that interferes with the respirator facepiece seal or valve function. For example, stubble, moustaches, sideburns, bangs, hairlines, or scars between the face and the sealing surface of the respirator will affect the seal.

- Make sure corrective glasses or personal protective equipment (PPE) do NOT interfere with the facepiece seal. Examples of PPE include safety glasses, goggles, face-shields, clothing, and hard hats.

NEW SECTION

**WAC 296-842-18010 Make sure employees leave the use area before removing respirators.**

**You must:**

- Make sure employees leave the use area for any of these reasons:

- To replace air-purifying filters, cartridges, or canisters

PERMANENT

- When they smell or taste (detect) vapor or gas leakage from, for example, cartridges, canister, or the facepiece seal
- When they detect changes in breathing resistance
- To readjust their respirators
- To wash their faces and respirators as necessary to prevent skin or eye irritation
- If they become ill
- If they experience sensations of dizziness, nausea, weakness, breathing difficulty, coughing, sneezing, vomiting, fever, or chills.

**NEW SECTION****WAC 296-842-190 Standby requirements for immediately dangerous to life or health (IDLH) conditions.****Your responsibility:**

To provide adequate assistance to employees using respirators in conditions immediately dangerous to life or health (IDLH).

**NEW SECTION****WAC 296-842-19005 Provide standby assistance in immediately dangerous to life or health (IDLH) conditions.****IMPORTANT:**

WISHA currently uses the IDLH values in the 1990 NIOSH *Pocket Guide to Chemical Hazards* to determine the existence of IDLH conditions. You may use more recent editions of this guide. Visit [www.cdc.gov/niosh](http://www.cdc.gov/niosh) for more information.

**You must:**

• Provide at least two standby employees outside the IDLH area.

**Note:** You need only one standby employee if the IDLH condition is well characterized, will remain stable AND you can show one employee can adequately do ALL of the following:

- Monitor employees in the IDLH area
- Implement communication
- Initiate rescue duties.

- Train and equip standby employees to provide effective emergency rescue. Equip them with:
  - A pressure-demand SCBA or a pressure-demand air-line respirator with an auxiliary SCBA, for each standby employee
  - Appropriate retrieval equipment, when it would help with the effective rescue of the entrant, or an equivalent means of rescue
  - Make sure standby employees maintain visual, voice, or signal line communication with employees in the IDLH area
  - Make sure that in the event of an emergency:
    - Standby employees notify you or your designee before they enter the IDLH area to provide emergency rescue
    - You provide necessary assistance when notified.

**NEW SECTION****WAC 296-842-200 Air quality for self-contained breathing apparatus (SCBA) and air-line respirators.****Your responsibility:**

To provide employees who use SCBAs or air-line respirators with an acceptable air supply.

**You must:**

Make sure breathing air and oxygen meet established specifications

WAC 296-842-20005

Prevent conditions that could create a hazardous breathing air supply

WAC 296-842-20010

Make sure compressors do not create a hazardous breathing air supply

WAC 296-842-20015.

**NEW SECTION****WAC 296-842-20005 Make sure breathing air and oxygen meet established specifications.****You must:**

• Make sure that all SCBAs and air-line respirators are provided with safe breathing air and oxygen according to the following:

- Compressed breathing air must meet the following specifications for Grade D air:

- Oxygen (volume/volume) within 19.5-23.5%
- Hydrocarbon (condensed): NO MORE than five milligrams per cubic meter of air
- Carbon monoxide (CO): NO MORE than ten parts per million (ppm)
- Carbon dioxide (CO<sub>2</sub>): NO MORE than 1,000 ppm
- No noticeable odor

**Reference:** See the American National Standards Institute - Compressed Gas Association Commodity Specification for Air (G-7.1.1989) for more information. Contact your local library to access a copy.

- Make sure the moisture content of the air supplied meets the following:

■ Air supplied to respirators from cylinders must NOT exceed a dew point of -50°F (or -45.6°C) at 1 atmospheric pressure.

■ Compressor supplied air must NOT exceed a dew point of 10°F (or 5.56°C) BELOW the use temperature at 1 atmospheric pressure.

- Cylinders obtained from a supplier of breathing air must have a certificate of analysis that verifies each cylinder's contents meet Grade D and dew point standards.

- Compressed and liquid oxygen must meet the United States Pharmacopoeia requirements for medical or breathing oxygen.

**NEW SECTION****WAC 296-842-20010 Prevent conditions that could create a hazardous breathing air supply.****You must:**

- Use SCBA and air-line respirators safely:
  - Do NOT supply compressed oxygen to SCBAs or air-line respirators that previously used compressed air.

**Note:** Compressed air leaves residues containing hydrocarbons such as oil or grease. Fire or explosion can occur if compressed oxygen makes contact with these residues.



**You must:**

– Use breathing air couplings on air-line respirators that are NOT compatible with couplings for nonrespirable air or other gas systems, for example, utility air used for manufacturing purposes.

– Do NOT allow asphyxiating substances to enter breathing air lines; for example, do not flush nitrogen through worksite air lines also used for breathing air.

– Use equipment specifically designed for oxygen service or distribution IF oxygen concentrations greater than 23.5% are used.

**Note:** Respiratory equipment NOT designed for oxygen service or distribution can create fire or explosion hazards in oxygen concentrations higher than 23.5%.

**You must:**

– Make sure cylinders used to supply breathing air for SCBAs or air-line respirators are tested and maintained as described in the federal Department of Transportation's (DOT) Shipping Container Specification Regulations, Title 49 CFR Parts 173 and 178.

**Note:**

- Use only cylinders marked (with serial number, cylinder pressure, DOT exemption number, and test dates) according to these DOT regulations
- To find any Code of Federal Regulations (CFR) visit: [www.access.gpo.gov](http://www.access.gpo.gov).

NEW SECTION**WAC 296-842-20015 Make sure compressors do not create a hazardous breathing air supply.****IMPORTANT:**

• Ambient-air movers (or pumps) used to supply air to respirators must be used according to the manufacturer's instructions.

• Respirators used with ambient-air movers must be approved by NIOSH to operate within the pressure ranges of the air mover.

**You must:**

(1) Locate or modify compressor intakes so they will not pick up contaminated air OR exhaust gases such as carbon monoxide from:

• Fuel-powered vehicles

**OR**

• The internal combustion motor of the compressor

**OR**

• Other contaminant sources in the area, for example, a ventilation system discharge.

**Note:**

- You may need to reposition or extend the compressor's intake or engine exhaust pipe or outlet, especially if they are located near each other.
- Be aware that exhaust gases may not adequately disperse when the compressor is operated in:
  - An enclosed space such as a small room, a corner, or near a wall

**OR**

- In turbulent wind conditions.

**You must:**

(2) Equip compressors with suitable air-purifying filters, water traps, and sorbents (such as charcoal beds) and maintain them as follows:

• Periodically change or clean them according to the manufacturer or supplier's instructions

• Keep a tag at the compressor with the following information:

– When the sorbent and filters were last replaced or cleaned

– The date of the most recent changes or cleaning

– The signature of the person authorized by the employer to perform changes or cleaning.

**Note:** To be sure you are providing the recommended operating pressure for respirators, you may need to install a delivery pressure gauge at the point where the manifold where the respirator hose is attached.

**You must:**

(3) Make sure the carbon monoxide (CO) level in breathing air from compressors does NOT exceed ten parts per million (ppm).

**Note:** If you do not have a reliable CO-free area available for locating your compressor intake, consider these examples of methods to prevent CO contamination of the air supply:

• Use of continuous and effective carbon monoxide alarms and filters

• Conduct frequent monitoring of air quality

• Use a CO converter (converts CO to carbon dioxide).

**You must:**

• Maintain CO levels in oil lubricated compressors by using at least one of the following:

– An effective CO alarm

– An effective high temperature alarm AND testing the air supply often enough to see if CO levels exceed ten ppm.

**Note:** • How often to test depends on a number of considerations, for example:

– Compressor age

– Maintenance history of the compressor

– Stability of CO readings

• If the CO or high temperature alarm cannot be heard by the employee, a flashing light or other effective alternative to an audio alarm needs to be used

• Safeguards, such as alarms, are necessary to prevent CO contamination resulting from compressor overheating

• Any type of oil-lubricated compressor, such as screw or piston types, may produce dangerous levels of CO if overheating occurs

– Old compressors are known to leak oil due to worn parts, increasing the possibility for overheating. Newer compressors may also overheat if maintenance practices are poor. For example, poor maintenance practices may lead to disconnected or incorrectly set alarms, inoperative shut-offs, or an impaired cooling system

• You need to instruct employees to move to a safe area when the alarm sounds AND to stop using respirators.

NEW SECTION**WAC 296-842-210 Labeling of air-purifying respirator filters, cartridges, and canisters.****Your responsibility:**

To make sure employees, their supervisors, and program administrators can easily check for the correct air-purifying filters, cartridges, and canisters on respirators.

**Exemption:** This section does NOT apply to filtering-facepiece respirators when used voluntarily. See WAC 296-842-110 for voluntary use requirements.

**NEW SECTION**

**WAC 296-842-21005 Keep labels readable on respirator filters, cartridges, and canisters during use.**

**You must:**

- Make sure the NIOSH certification labeling and color-coding on air-purifying respirator filters, cartridges, and canisters remains readable and intact during use.

**Link:** Color-coding specifications for manufacturers can be found in Title 42 CFR, Part 84. Visit [www.cdc.gov/niosh](http://www.cdc.gov/niosh).

**NEW SECTION**

**WAC 296-842-220 Required procedures for respiratory protection program.**

**Your responsibility:**

To use the procedures and questionnaire provided in this section when implementing your respiratory protection program.

**You must:**

Use this medical questionnaire for medical evaluations  
WAC 296-842-22005

Follow these fit-testing procedures for tight-fitting respirators

WAC 296-842-22010

Follow procedures established for cleaning and disinfecting respirators

WAC 296-842-22015

Follow procedures established for seal checking respirators

WAC 296-842-22020.

**NEW SECTION**

**WAC 296-842-22005 Use this medical questionnaire for medical evaluations.**

**You must:**

- Use the medical questionnaire in Table 10 when conducting medical evaluations.

**Note:**

- You may use a physical exam instead of this questionnaire if the exam covers the same information as the questionnaire.
- You may use on-line questionnaires if the questions are the same and the requirements in WAC 296-842-140 of this chapter are met.

- You may choose to send the questionnaire to the LCHP ahead of time, giving time to review it and add any necessary questions.
- The LHCP determines what questions to add to the questionnaire, if any; however, questions in Parts 1-3 may not be deleted or substantially altered.

**Table 10**

<b>WISHA Medical Evaluation Questionnaire</b>	
<b>Employer instructions:</b>	
<ul style="list-style-type: none"> <li>• You may use on-line questionnaires if the requirements in WAC 296-842-14005 are met.</li> <li>• You must tell your employee how to deliver or send the completed questionnaire to the health care provider you have selected.</li> <li>• You must <b>NOT</b> review employees' questionnaires.</li> </ul>	
<b>Health care provider's instructions:</b>	
<ul style="list-style-type: none"> <li>• Review the information in this questionnaire and any additional information provided to you by the employer.</li> <li>• You may add questions to this questionnaire at your discretion; <b>HOWEVER</b>, questions in Parts 1-3 may not be deleted or substantially altered.</li> <li>• Follow-up evaluation is required for any positive response to questions 1-8 in Part 2, or questions 1-6 in Part 3. This might include: Phone consultations to evaluate positive responses, medical tests, and diagnostic procedures.</li> <li>• When your evaluation is complete, send a copy of your written recommendation to the employer <b>AND</b> employee.</li> </ul>	
<b>Employee information and instructions:</b>	
<ul style="list-style-type: none"> <li>• Your employer must allow you to answer this questionnaire during normal working hours, or at a time and place that is convenient to you.</li> <li>• Your employer or supervisor must not look at or review your answers at any time.</li> </ul>	

**Part 1 - Employee Background Information**

**ALL employees must complete this part**

**Please print**

1. Today's date: \_\_\_\_\_
2. Your name: \_\_\_\_\_
3. Your age (to nearest year): \_\_\_\_\_
4. Sex (circle one): Male / Female
5. Your height: \_\_\_\_\_ ft. \_\_\_\_\_ in.
6. Your weight: \_\_\_\_\_ lbs.
7. Your job title: \_\_\_\_\_
8. A phone number where you can be reached by the health care professional who reviews this questionnaire (include Area Code): \_\_\_\_\_
9. The best time to call you at this number: \_\_\_\_\_

PERMANENT

10. Has your employer told you how to contact the health care professional who will review this questionnaire? Yes / No
11. Check the type of respirator(s) you will be using:
- a. \_\_\_\_\_ N, R, or P filtering-facepiece respirator (for example, a dust mask, OR an N95 filtering-facepiece respirator).
- b. Check all that apply.
- Half mask    Full facepiece mask    Helmet hood    Escape
- Nonpowered cartridge or canister    Powered air-purifying cartridge respirator (PAPR)
- Supplied-air or Air-line
- Self contained breathing apparatus (SCBA):  Demand or  Pressure demand
- Other: \_\_\_\_\_
12. Have you previously worn a respirator? Yes / No
- If "yes," describe what type(s): \_\_\_\_\_

**Part 2 - General Health Information**  
**ALL employees must complete this part**  
**Please circle "Yes" or "No"**

- |  |     |   |    |
|--|-----|---|----|
| 1. Do you <i>currently</i> smoke tobacco, or have you smoked tobacco in the last month?          | Yes | / | No |
| 2. Have you <i>ever had</i> any of the following conditions?                                     |     |   |    |
| a. Seizures (fits):  | Yes | / | No |
| b. Diabetes (sugar disease):   | Yes | / | No |
| c. Allergic reactions that interfere with your breathing:  | Yes | / | No |
| d. Claustrophobia (fear of closed-in places):  | Yes | / | No |
| e. Trouble smelling odors:   | Yes | / | No |
| 3. Have you <i>ever had</i> any of the following pulmonary or lung problems?                     |     |   |    |
| a. Asbestosis:   | Yes | / | No |
| b. Asthma:   | Yes | / | No |
| c. Chronic bronchitis:   | Yes | / | No |
| d. Emphysema:  | Yes | / | No |
| e. Pneumonia:  | Yes | / | No |
| f. Tuberculosis:   | Yes | / | No |
| g. Silicosis:  | Yes | / | No |
| h. Pneumothorax (collapsed lung):  | Yes | / | No |
| i. Lung cancer:  | Yes | / | No |
| j. Broken ribs:  | Yes | / | No |
| k. Any chest injuries or surgeries:  | Yes | / | No |
| l. Any other lung problem that you have been told about:   | Yes | / | No |
| 4. Do you <i>currently</i> have any of the following symptoms of pulmonary or lung illness?      |     |   |    |
| a. Shortness of breath:  | Yes | / | No |
| b. Shortness of breath when walking fast on level ground or walking up a slight hill or incline: | Yes | / | No |
| c. Shortness of breath when walking with other people at an ordinary pace on level ground:       | Yes | / | No |
| d. Have to stop for breath when walking at your own pace on level ground:                        | Yes | / | No |
| e. Shortness of breath when washing or dressing yourself:  | Yes | / | No |
| f. Shortness of breath that interferes with your job:  | Yes | / | No |
| g. Coughing that produces phlegm (thick sputum):   | Yes | / | No |
| h. Coughing that wakes you early in the morning:   | Yes | / | No |
| i. Coughing that occurs mostly when you are lying down:  | Yes | / | No |
| j. Coughing up blood in the last month:  | Yes | / | No |
| k. Wheezing:   | Yes | / | No |
| l. Wheezing that interferes with your job:   | Yes | / | No |

PERMANENT

PERMANENT

m. Chest pain when you breathe deeply:	Yes	/	No
n. Any other symptoms that you think may be related to lung problems:	Yes	/	No
5. Have you <i>ever had</i> any of the following cardiovascular or heart problems?	Yes	/	No
a. Heart attack:	Yes	/	No
b. Stroke:	Yes	/	No
c. Angina:	Yes	/	No
d. Heart failure:	Yes	/	No
e. Swelling in your legs or feet (not caused by walking):	Yes	/	No
f. Heart arrhythmia (heart beating irregularly):	Yes	/	No
g. High blood pressure:	Yes	/	No
h. Any other heart problem that you have been told about:	Yes	/	No
6. Have you <i>ever had</i> any of the following cardiovascular or heart symptoms?			
a. Frequent pain or tightness in your chest:	Yes	/	No
b. Pain or tightness in your chest during physical activity:	Yes	/	No
c. Pain or tightness in your chest that interferes with your job:	Yes	/	No
d. In the past 2 years, have you noticed your heart skipping or missing a beat:	Yes	/	No
e. Heartburn or indigestion that is not related to eating:	Yes	/	No
f. Any other symptoms that you think may be related to heart or circulation problems:	Yes	/	No
7. Do you <i>currently</i> take medication for any of the following problems?	Yes	/	No
a. Breathing or lung problems:	Yes	/	No
b. Heart trouble:	Yes	/	No
c. Blood pressure:	Yes	/	No
d. Seizures (fits):	Yes	/	No
8. If you have used a respirator, have you <i>ever had</i> any of the following problems? (If you have never used a respirator, check the following space and go to question 9:) _____			
a. Eye irritation:	Yes	/	No
b. Skin allergies or rashes:	Yes	/	No
c. Anxiety:	Yes	/	No
d. General weakness or fatigue:	Yes	/	No
e. Any other problem that interferes with your use of a respirator?	Yes	/	No
9. Would you like to talk to the health care professional who will review this questionnaire about your answers?	Yes	/	No

**Part 3 - Additional Questions for Users of Full-Facepiece Respirators or SCBAs**

Please circle "Yes" or "No"

1. Have you <i>ever lost</i> vision in either eye (temporarily or permanently)?	Yes	/	No
2. Do you <i>currently</i> have any of these vision problems?			
a. Need to wear contact lenses:	Yes	/	No
b. Need to wear glasses:	Yes	/	No
c. Color blindness:	Yes	/	No
d. Any other eye or vision problem:	Yes	/	No
3. Have you <i>ever had</i> an injury to your ears, including a broken ear drum?	Yes	/	No
4. Do you <i>currently</i> have any of these hearing problems?			
a. Difficulty hearing:	Yes	/	No
b. Need to wear a hearing aid:	Yes	/	No
c. Any other hearing or ear problem:	Yes	/	No
5. Have you <i>ever had</i> a back injury?	Yes	/	No
6. Do you <i>currently</i> have any of the following musculoskeletal problems?			
a. Weakness in any of your arms, hands, legs, or feet:	Yes	/	No

b. Back pain:	Yes	/	No
c. Difficulty fully moving your arms and legs:	Yes	/	No
d. Pain or stiffness when you lean forward or backward at the waist:	Yes	/	No
e. Difficulty fully moving your head up or down:	Yes	/	No
f. Difficulty fully moving your head side to side:	Yes	/	No
g. Difficulty bending at your knees:	Yes	/	No
h. Difficulty squatting to the ground:	Yes	/	No
i. Climbing a flight of stairs or a ladder carrying more than 25 lbs:	Yes	/	No
j. Any other muscle or skeletal problem that interferes with using a respirator:	Yes	/	No

**Part 4 - Discretionary Questions**

**Complete questions in this part ONLY if your employer's health care provider says they are necessary**

1. In your present job, are you working at high altitudes (over 5,000 feet) or in a place that has lower than normal amounts of oxygen?	Yes	/	No
If "yes," do you have feelings of dizziness, shortness of breath, pounding in your chest, or other symptoms when you are working under these conditions:	Yes	/	No
2. Have you ever been exposed (at work or home) to hazardous solvents, hazardous airborne chemicals (such as gases, fumes, or dust), OR have you come into skin contact with hazardous chemicals?	Yes	/	No
If "yes," name the chemicals, if you know them: _____			
3. Have you ever worked with any of the materials, or under any of the conditions, listed below:			
a. Asbestos?	Yes	/	No
b. Silica (for example, in sandblasting)?	Yes	/	No
c. Tungsten/cobalt (for example, grinding or welding this material)?	Yes	/	No
d. Beryllium?	Yes	/	No
e. Aluminum?	Yes	/	No
f. Coal (for example, mining)?	Yes	/	No
g. Iron?	Yes	/	No
h. Tin?	Yes	/	No
i. Dusty environments?	Yes	/	No
j. Any other hazardous exposures?	Yes	/	No
If "yes," describe these exposures: _____			
4. List any second jobs or side businesses you have: _____			
5. List your previous occupations: _____			
6. List your current and previous hobbies: _____			
7. Have you been in the military services?	Yes	/	No
If "yes," were you exposed to biological or chemical agents (either in training or combat)?	Yes	/	No
8. Have you ever worked on a HAZMAT team?	Yes	/	No
9. Other than medications for breathing and lung problems, heart trouble, blood pressure, and seizures mentioned earlier in this questionnaire, are you taking any other medications for any reason (including over-the-counter medications)?	Yes	/	No
If "yes," name the medications if you know them: _____			
10. Will you be using any of the following items with your respirator(s)?			
a. HEPA filters:	Yes	/	No
b. Canisters (for example, gas masks):	Yes	/	No
c. Cartridges:	Yes	/	No
11. How often are you expected to use the respirator(s)?			
a. Escape-only (no rescue):	Yes	/	No
b. Emergency rescue only:	Yes	/	No
c. Less than 5 hours <i>per week</i> :	Yes	/	No
d. Less than 2 hours <i>per day</i> :	Yes	/	No

PERMANENT

PERMANENT

e. 2 to 4 hours per day: Yes / No

f. Over 4 hours per day:

12. During the period you are using the respirator(s), is your work effort:

a. *Light* (less than 200 kcal per hour): Yes / No

If "yes," how long does this period last during the average shift: \_\_\_\_\_ hrs. \_\_\_\_\_ mins.

Examples of a light work effort are sitting while writing, typing, drafting, or performing light assembly work; or standing while operating a drill press (1-3 lbs.) or controlling machines.

b. *Moderate* (200 to 350 kcal per hour): Yes / No

If "yes," how long does this period last during the average shift: \_\_\_\_\_ hrs. \_\_\_\_\_ mins.

Examples of moderate work effort are sitting while nailing or filing; driving a truck or bus in urban traffic; standing while drilling, nailing, performing assembly work, or transferring a moderate load (about 35 lbs.) at trunk level; walking on a level surface about 2 mph or down a 5-degree grade about 3 mph; or pushing a wheelbarrow with a heavy load (about 100 lbs.) on a level surface.

c. *Heavy* (above 350 kcal per hour): Yes / No

If "yes," how long does this period last during the average shift: \_\_\_\_\_ hrs. \_\_\_\_\_ mins.

Examples of heavy work are lifting a heavy load (about 50 lbs.) from the floor to your waist or shoulder; working on a loading dock; shoveling; standing while bricklaying or chipping castings; walking up an 8-degree grade about 2 mph; climbing stairs with a heavy load (about 50 lbs.).

13. Will you be wearing protective clothing and/or equipment (other than the respirator) when you are using your respirator? Yes / No

If "yes," describe this protective clothing and/or equipment: \_\_\_\_\_

14. Will you be working under hot conditions (temperature exceeding 77°F): Yes / No

15. Will you be working under humid conditions: Yes / No

16. Describe the work you will be doing while using your respirator(s): \_\_\_\_\_

17. Describe any special or hazardous conditions you might encounter when you are using your respirator(s) (for example, confined spaces, life-threatening gases): \_\_\_\_\_

18. Provide the following information, if you know it, for each toxic substance that you will be exposed to when you are using your respirator(s):

Name of the first toxic substance: \_\_\_\_\_

Estimated maximum exposure level per shift: \_\_\_\_\_

Duration of exposure per shift: \_\_\_\_\_

Name of the second toxic substance: \_\_\_\_\_

Estimated maximum exposure level per shift: \_\_\_\_\_

Duration of exposure per shift: \_\_\_\_\_

Name of the third toxic substance: \_\_\_\_\_

Estimated maximum exposure level per shift: \_\_\_\_\_

Duration of exposure per shift: \_\_\_\_\_

The name of any other toxic substances that you will be exposed to while using your respirator: \_\_\_\_\_

19. Describe any special responsibilities you will have while using your respirator(s) that may affect the safety and well being of others (for example, rescue, security). \_\_\_\_\_

**NEW SECTION**

**WAC 296-842-22010 Follow these fit-testing procedures for tight-fitting respirators.**

**IMPORTANT:**

• This section contains procedural requirements that apply during actual fit testing.

• See WAC 296-842-150 of this chapter for fit-testing requirements that apply to your overall program.

- Exemptions:** This section does NOT apply to employees who:
- Voluntarily use respirators
- OR**
- Are required to use mouthpiece respirators.

**You must:**

- Conduct fit testing according to all of the following:
  - Follow the procedure in Table 11 to choose a respirator for fit testing:

- Prior to conducting fit tests

**AND**

- Any time your employee must select a different respirator such as when a previously selected respirator fails a test

- Select and follow at least one of the following fit test procedures:

- Qualitative fit-test procedures:
  - ◆ Isoamyl acetate vapor (IAA, banana oil) in Table 12
  - ◆ Saccharine aerosol in Table 13
  - ◆ Bitrex™ aerosol in Table 14
  - ◆ Irritant smoke in Table 15
- Quantitative fit-test procedures:
  - ◆ Ambient aerosol condensation nuclei counter such as the Portacount™, in Table 16
  - ◆ Controlled negative pressure (CNP) such as the Fit-Tester 3000™, in Table 17
  - ◆ Generated aerosol in Table 18

- Make sure employees perform the appropriate fit test exercises listed in Table 19.

- Clean and maintain equipment according to the manufacturer's instructions.

- Make sure during fit testing employees wear any safety equipment that could:

- Interfere with respirator fit

**AND**

- Be worn in the workplace. For example, chemical splash goggles.

- Check, prior to fit testing, for conditions that may interfere with the respirator seal or valve functions. If you find such conditions, do NOT conduct fit testing for that individual.

**Note:** Examples of conditions that may interfere with the respirator seal or valve functions include:

- Moustache, stubble, sideburns, bangs, hairline, and other types of facial hair in areas where the respirator facepiece seals or that interfere with valve function
- Temple bars of corrective eyewear or headgear that extend through the face seal area.

**Table 11**

**Procedure for Choosing a Respirator for Fit Testing**

**1. Inform the employee:**

- To choose the most comfortable respirator that provides an adequate fit
- That each respirator sample represents a different size and, if more than one model is supplied, a different shape
- That if fitted and used properly, the respirator chosen will provide adequate protection

**2. Provide a mirror and show the employee how to:**

- Put on the respirator
- Position the respirator on the face
- Set strap tension.

**Procedure for Choosing a Respirator for Fit Testing**

**Note:**

This instruction does NOT take the place of the employee's formal training since it is only a review.

**3. Review** with the employee how to check for a comfortable fit around the nose, cheeks and other areas on the face.

- Tell the employee the respirator should be comfortable while talking or wearing eye protection.

**4. Have the employee** hold each facepiece against the face, taking enough time to compare the fit of each. The employee can then either:

- Reject any facepiece that clearly does not feel comfortable or fit adequately

**OR**

- Choose which facepiece is most acceptable and which are less acceptable, if any.

**Note:**

- Supply as many respirator models and sizes as needed to make sure the employee finds a respirator that is acceptable and fits correctly

- To save time later, during this step note the more acceptable facepieces in case the one chosen fails the fit test or proves unacceptable later.

**5. Have the employee wear** the most acceptable respirator for AT LEAST 5 minutes to evaluate comfort and fit. Do ALL of the following during this time:

- Ask the employee to observe and comment about the comfort and fit:

- Around the nose, cheeks, and other areas on the face
- When talking or wearing eye protection

- Have the employee put on the respirator and adjust the straps until they show proficiency

- Evaluate the respirator's general fit by checking:

- Proper chin placement
- Properly tightened straps (do NOT over tighten)
- Acceptable fit across the nose bridge
- Respirator size; it must span the distance from nose to chin
- To see if the respirator stays in position

- Have the employee complete a successful seal check as specified in WAC 296-842-22025 of this chapter

- Prior to the seal check they must settle the respirator on their face by taking a few slow deep breaths **WHILE SLOWLY:**

- Moving their head from side-to-side

**AND**

- Up and down.

**6. If the employee finds the respirator unacceptable,** allow the employee to select another one and return to Step 5. Otherwise, proceed to Step 7.

PERMANENT

**Procedure for Choosing a Respirator for Fit Testing**

7. Before starting the fit test, you must:
- Describe the fit test including screening procedures, employee responsibilities, and test exercises
- AND
- Make sure the employee wears the respirator AT LEAST five minutes.

**Table 12**

**Isoamyl Acetate (Banana Oil) Vapor Test Procedure**

**Important:**

- This is a qualitative fit-test (QLFT) procedure
- The success of this test depends on preserving the employee's odor sensitivity to isoamyl acetate (IAA) vapor
  - Vapor accumulations in ambient air can decrease odor sensitivity. To prevent this:
    - Prepare ALL solutions in a location separate from screening and test areas
    - Conduct screening and tests in separate well-ventilated rooms. For example, use an exhaust fan or laboratory hood to prevent IAA vapor from accumulating in the room air
  - Always use odor-free water, for example, distilled or spring water that is 25°C (77°F).
- Isoamyl acetate is also known as isopentyl acetate.

**Screening Preparations**

**Important:**

Odor threshold screening determines if the employee can detect weak concentrations of IAA vapor.

1. Choose an appropriate location to conduct screening.
  - Conduct screening and tests in separate well-ventilated rooms.
2. Prepare a stock solution AT LEAST weekly as follows:
  - Add one milliliter (ml) of pure IAA to 800 ml of odor-free water in a one-liter glass jar with a metal lid using a measuring dropper or pipette
  - Seal the jar with the lid and shake it for 30 seconds
  - Clean the dropper or pipette.
3. Prepare the odor test solution daily as follows:
  - Add 0.4 ml from the stock solution to 500 ml of water in a one liter glass jar with a metal lid using a clean pipette or dropper
  - Seal the jar with the lid and shake it for 30 seconds
  - Let this solution stand for 2-3 minutes so the IAA concentration above the liquid reaches equilibrium
  - Label this jar so you know the contents but the employee cannot know its contents, for example, "1."

**Note:**

To maintain the integrity of the test, use labels that peel off easily AND periodically switch the labels.

**Isoamyl Acetate (Banana Oil) Vapor Test Procedure**

4. Prepare a "test blank" solution as follows:
  - Add 500 ml of odor-free water to a one liter glass jar with a metal lid
  - Seal the jar
  - Label the jar so you know the contents but the employee cannot know its contents.
5. Type or neatly print the following instructions on a card and place it on the table in front of the two test jars:
 

*"The purpose of this test is to find out if you can smell banana oil at a low concentration. While both jars contain water, one ALSO contains a small amount of banana oil.*

*Make sure the lid is secure then pick up a jar and shake it for two seconds. Open the jar and sniff at the opening. Repeat this for the second jar.*

*Tell the individual conducting the fit test which jar contains banana oil."*

**Test Preparations**

6. Choose an appropriate location to conduct fit testing.
  - Conduct screening and tests in separate well-ventilated rooms.
7. Assemble the fit test enclosure in the room.
  - Invert a clear 55-gallon drum liner over a circular 2-foot diameter frame made of plywood or other light-weight rigid material OR construct a similar enclosure using plastic sheeting
  - Hang the frame with the plastic covering so the top of the enclosure is about six inches above the employee's head
  - Attach a small hook inside top center of the enclosure
  - Tape a copy of the test exercises (see Table 28) to the inside of the test enclosure where the employee can read it.
8. Have organic vapor cartridges or equivalent on hand for each employee's chosen respirator.
9. Have ready a 6 x 5-inch piece of paper towel or other porous absorbent single-ply material AND 0.75 ml of pure IAA. Do NOT apply IAA yet.

**Note:**

As an alternative to using the paper towel, you may use an IAA test swab OR ampoule if it has been demonstrated to generate an equivalent test concentration.

**Screening**

10. Have the employee, while NOT wearing a respirator, follow the instructions on the card provided.
  - If the employee correctly identifies the jar containing IAA, proceed to conduct testing (Step 11)
  - If the employee is NOT able to correctly identify the jar containing IAA, you must STOP and use a different fit test protocol.

PERMANENT



Isoamyl Acetate (Banana Oil) Vapor Test Procedure
Test
<p>11. <b>BEFORE</b> entering the fit test room, have the employee attach cartridges, put on, properly adjust, and seal check the respirator. Have the employee enter the test enclosure.</p> <p>12. Wet the paper towel with 0.75 ml of <b>pure</b> IAA <b>AND</b> fold it in half.</p> <p>13. Pass the paper towel to the employee inside the enclosure <b>AND</b> instruct the employee to hang it on the hook at the top of the enclosure.</p> <p>14. Wait two minutes for the IAA vapor to fill the enclosure.</p> <ul style="list-style-type: none"> <li>• While waiting, explain the fit test, including the purpose of the test exercises, the importance of cooperation, and that you must be informed if a banana-like odor is detected during the test</li> <li>• You may also demonstrate the test exercises.</li> </ul> <p>15. Have the employee perform the appropriate fit test exercises in Table 19.</p> <ul style="list-style-type: none"> <li>• If the employee does <b>NOT</b> detect IAA while performing test exercises, the fit test has been <b>PASSED</b>. Proceed as follows:                     <ul style="list-style-type: none"> <li>– <b>BEFORE</b> leaving the enclosure, have the employee break the respirator seal and inhale. If they <b>detect</b> IAA, the test is valid</li> <li>– When exiting the employee must remove the paper towel and give it to the individual conducting the fit test. This prevents IAA vapor from building up in the enclosure during subsequent tests</li> <li>– The individual conducting the fit test must keep used paper towels in a self-sealing plastic bag to prevent area contamination</li> </ul> </li> <li>• If the employee detects IAA during any test exercise, the fit test has <b>FAILED</b>. <b>STOP</b> and have the employee do the following:                     <ul style="list-style-type: none"> <li>– Quickly return to the selection room to remove the respirator. This avoids decreasing the employee's odor sensitivity</li> <li>– Select another respirator</li> <li>– Repeat screening and testing                             <ul style="list-style-type: none"> <li>■ At this stage, if the employee fails the screening part of this procedure, the employee can repeat it <b>AFTER</b> waiting at least five minutes for odor sensitivity to return.</li> </ul> </li> </ul> </li> </ul>

Table 13

Saccharin Aerosol Test Procedure
Screening Preparations
<p><b>Important:</b></p> <ul style="list-style-type: none"> <li>• This is a qualitative fit-test (QLFT) procedure</li> </ul>

Saccharin Aerosol Test Procedure
Screening Preparations
<ul style="list-style-type: none"> <li>• Taste threshold screening determines whether the employee being tested can detect the taste of saccharin                     <ul style="list-style-type: none"> <li>– The employee must <b>NOT</b> eat, smoke, chew gum or drink anything but plain water for at least fifteen minutes <b>BEFORE</b> the fit test. Sweet foods or drink consumed before the test may make the employee unable to detect saccharin during screening</li> <li>– Nebulizers must be thoroughly rinsed in water and shaken dry:                             <ul style="list-style-type: none"> <li>■ Each morning and afternoon</li> </ul> </li> </ul> </li> <li>OR                     <ul style="list-style-type: none"> <li>■ At least every four hours.</li> </ul> </li> <li>• You may use commercially prepared solutions if they meet the requirements in this procedure.</li> </ul> <p>1. Obtain a test enclosure (hood) that meets the following specifications:</p> <ul style="list-style-type: none"> <li>• Twelve inches in diameter by fourteen inches tall</li> <li>• A clear front portion</li> <li>• Enough space inside to allow free movement of the head when a respirator is worn</li> <li>• A 3/4 inch ( or 1.9 centimeter) hole to accommodate the nebulizer nozzle. The hole must line up in front of the wearer's nose and mouth.</li> </ul> <p><b>Note:</b></p> <ul style="list-style-type: none"> <li>• An enclosure similar to the 3M hood assembly, parts #FT 14 and #FT 15 combined, meets these specifications</li> <li>• This enclosure can also be used for testing.</li> </ul> <p>2. Obtain and assemble two clean DeVilbiss Model 40 Inhalation Medication Nebulizers OR equivalent.</p> <p>3. Prepare the screening solution as follows:</p> <ul style="list-style-type: none"> <li>• Dissolve 830.0 milligrams of sodium saccharin USP in 100 ml of warm distilled water</li> </ul> <p>OR</p> <ul style="list-style-type: none"> <li>• <b>IF</b> you have already prepared the fit test solution, you can make the screening solution by adding 1 ml of this solution to 100 ml of distilled water.</li> </ul> <p>4. Add about 1 ml of the screening solution to one of the nebulizers.</p> <ul style="list-style-type: none"> <li>• Mark this nebulizer to distinguish it from the one to be used for fit testing.</li> </ul>
Test Preparations
<p>5. Prepare the fit test solution as follows:</p> <ul style="list-style-type: none"> <li>• Add 83.0 grams of sodium saccharin to 100 ml of warm water.</li> </ul> <p>6. Add about 1 ml of the test solution to the second nebulizer.</p> <ul style="list-style-type: none"> <li>• Mark this nebulizer to distinguish it from the one used for screening</li> </ul>

PERMANENT

<b>Saccharin Aerosol Test Procedure</b>	
<b>Screening Preparations</b>	
7. Have particulate filters ready for the employee's chosen respirator or have filtering-facepiece respirators ready.	
<b>Screening</b>	
8. Have the employee, while NOT wearing a respirator, put on the test enclosure.	
9. Instruct the employee to: <ul style="list-style-type: none"> <li>• Breath through a slightly open mouth with tongue extended during screening AND testing</li> <li>• Immediately report when a sweet taste is detected.</li> </ul>	
10. Insert the nebulizer into the front hole of the test enclosure AND administer saccharin as follows: <ul style="list-style-type: none"> <li>• Direct the nozzle away from the employee's nose and mouth</li> <li>• Complete 10 squeezes in rapid succession</li> <li>• Each time firmly squeeze the bulb so it collapses completely, then release and allow it to fully expand.</li> </ul>	
11. Ask the employee if a sweet taste is detected. <ul style="list-style-type: none"> <li>• If YES, screening is completed. Proceed to conduct testing, Step 14, AFTER you:                             <ul style="list-style-type: none"> <li>– Ask the employee to remember the taste for reference during the fit test</li> <li>– Note the employee's taste threshold as "10" regardless of the number of squeezes actually completed</li> </ul> </li> <li>• If NO, screening must continue. Proceed to Step 12.</li> </ul>	
12. Repeat with 10 more squeezes. Then follow Step 11 again; EXCEPT this time note the employee's taste threshold as "20" IF a sweet taste is reported. <ul style="list-style-type: none"> <li>• If a sweet taste is still NOT detected, repeat with 10 more squeezes and follow Step 11 one last time; EXCEPT this time note "30" for the taste threshold IF a sweet taste is reported.</li> </ul>	
13. If NO sweet taste is reported after 30 squeezes, you must STOP and choose a different fit test protocol for the employee.	
<b>Test</b>	
<b>Important!</b> <ul style="list-style-type: none"> <li>• Periodically check nebulizers to make sure they do not clog during use. A test is NOT valid if the nebulizer is clogged at the end of the test.</li> </ul>	
14. Have the employee attach particulate filters, put on, properly adjust, and seal check the respirator. Have the employee put on the test enclosure (hood).	
15. Instruct the employee to immediately report if a sweet taste is detected.	
16. Insert the nebulizer into the front hole of the test enclosure AND administer the same number of squeezes, either 10, 20, or 30, as noted during screening.	

<b>Saccharin Aerosol Test Procedure</b>	
<b>Screening Preparations</b>	
17. Have the employee perform the appropriate fit test exercises as described in Table 19. During this step: <ul style="list-style-type: none"> <li>• Replenish the aerosol in the hood EVERY 30 seconds using 1/2 the number of squeezes used in Step 16, either 5, 10, or 15</li> <li>• The employee must report if a sweet taste is detected:                             <ul style="list-style-type: none"> <li>– If NO saccharin is tasted, the test has been PASSED                                     <ul style="list-style-type: none"> <li>■ If saccharin is tasted the test has FAILED, have the employee select another respirator AND</li> <li>■ Repeat screening and testing.</li> </ul> </li> </ul> </li> </ul>	

**Table 14**

<b>Bitrex™ Aerosol Test Procedure</b>	
<b>Important!</b> <ul style="list-style-type: none"> <li>• This is a qualitative fit-test (QLFT) procedure</li> <li>• Bitrex™ (denatonium benzoate) is routinely used as a taste aversion agent in household liquids that children should not drink and is endorsed by the American Medical Association, the National Safety Council, and the American Association of Poison Control Centers</li> <li>• The employee must NOT eat, smoke, chew gum or drink anything but plain water for at least fifteen minutes BEFORE the fit test.</li> </ul>	
<b>Screening Preparations</b>	
<b>Important!</b> <ul style="list-style-type: none"> <li>• Taste threshold screening determines whether the employee being tested can detect the taste of Bitrex™</li> <li>• Nebulizers must be thoroughly rinsed in water and shaken dry:                             <ul style="list-style-type: none"> <li>– Each morning and afternoon</li> </ul> </li> <li>OR</li> <li>– At least every four hours.</li> <li>• You may use commercially prepared solutions if they meet the requirements in this procedure.</li> </ul>	
1. Obtain a test enclosure that meets the following specifications: <ul style="list-style-type: none"> <li>• Twelve inches in diameter by fourteen inches tall</li> <li>• A clear front portion</li> <li>• Enough space inside the front to allow free movement of the head when a respirator is worn</li> <li>• 3/4 inch (or 1.9 centimeter) hole to accommodate the nebulizer nozzle. The hole must line up in front of the wearer's nose and mouth.</li> </ul>	

PERMANENT

**Bitrex™ Aerosol Test Procedure**

**Note:**

- An enclosure similar to the 3M hood assembly, parts #FT 14 and #FT 15 combined, meets these specifications
- This enclosure can also be used for testing.

2. Obtain and assemble two clean DeVilbiss Model 40 Inhalation Medication Nebulizers OR equivalent:
3. Prepare the screening solution as follows:
  - Make up a 5% salt solution by dissolving 5.0 grams of salt (sodium chloride) into 100 ml of distilled water
  - Dissolve 13.5 milligrams of Bitrex™ in the salt solution.
4. Add about 1 ml of the screening solution to one of the nebulizers.
  - Mark this nebulizer to distinguish it from the one to be used for fit testing.

**Test Preparations**

5. Prepare the fit test solution.
  - Dissolve 10.0 grams of salt (sodium chloride) into 200 ml of distilled water
  - Add 337.5 milligrams of Bitrex™ to the warmed salt solution.
6. Add about 1 ml of the test solution to the second nebulizer.
  - Mark this nebulizer to distinguish it from the one used for screening.
7. Have particulate filters ready for the employee's chosen respirator or have filtering-facepiece respirators ready.

**Screening**

- Important:**  
The employee must NOT eat, smoke, chew gum or drink anything but plain water for at least fifteen minutes BEFORE the screening and test
8. Have the employee, while NOT wearing a respirator, put on the test enclosure.
  9. Instruct the employee to:
    - Breath through a slightly opened mouth with tongue extended during screening AND testing
    - Immediately report when a bitter taste is detected.
  10. Insert the nebulizer into the front hole of the test enclosure AND administer Bitrex™ as follows:
    - Direct the nozzle away from the employee's nose and mouth
    - Complete 10 squeezes in rapid succession
    - Each time firmly squeeze the bulb so it collapses completely, then release and allow it to fully expand.
  11. Ask the employee whether a bitter taste is detected.
    - If YES, screening is completed. Proceed to conduct testing, Step 14, AFTER you:

**Bitrex™ Aerosol Test Procedure**

- Ask the employee to remember the taste for reference during the fit test
  - Note the employee's taste threshold as "10," regardless of the number of squeezes actually completed
    - If NO, screening must continue. Proceed to Step 12.
12. Repeat with 10 more squeezes. Then follow Step 11 again; EXCEPT this time note the employee's taste threshold as "20" IF a bitter taste is reported.
    - If a bitter taste is still NOT detected repeat with 10 more squeezes and follow Step 11 one last time; EXCEPT this time note "30" for the taste threshold IF a bitter taste is reported.
  13. If NO bitter taste is reported after 30 squeezes, you must STOP and choose a different fit test protocol for the employee.

**Test**

14. Have the employee attach particulate filters, put on, properly adjust, and seal check the respirator. Have the employee put on the test enclosure.
  15. Instruct the employee to:
    - Breathe through a slightly opened mouth with tongue extended during screening AND testing
    - Immediately report when a bitter taste is detected.
  16. Insert the nebulizer into the front hole of the test enclosure AND administer the same number of squeezes, either 10, 20, or 30, as noted during screening.
  17. Have the employee perform the appropriate fit test exercises as described in Table 19. During this step:
    - Replenish the aerosol in the hood EVERY 30 seconds using 1/2 the number of squeezes used in Step 16, either 5, 10, or 15
    - The employee must report if a bitter taste is detected:
      - If NO Bitrex™ is tasted, the test has been PASSED
      - If Bitrex™ is tasted the test has FAILED. Have the employee:
        - Select another respirator
- AND
- Repeat all screening and testing steps.

**Table 15**

**Irritant Smoke (Stannic Chloride) Test Procedure**

**Important:**

- DO NOT USE A TEST ENCLOSURE OR HOOD FOR THIS FIT TEST!
- This is a qualitative fit-test (QLFT) procedure

PERMANENT

PERMANENT

<p><b>Irritant Smoke (Stannic Chloride) Test Procedure</b></p> <ul style="list-style-type: none"> <li>• During this test an employee is exposed to irritating smoke containing hydrochloric acid produced by a stannic chloride ventilation smoke tube to detect leakage. The smoke will irritate eyes, lungs, and nasal passages</li> <li>• Employee sensitivity varies, and certain employees may respond more intensely than others exposed to irritant smoke. The individual conducting the fit test must take precautions to minimize the employees' exposure to irritant smoke</li> <li>• Conduct fit testing in an area with adequate ventilation to prevent exposure of the individual conducting the fit test and build-up of irritant smoke in the ambient air.</li> </ul>
<p><b>Screening AND Test Preparations</b></p> <p><b>Important:</b> Sensitivity screening is necessary to determine whether the employee can detect a weak concentration of irritant smoke AND whether any gross facepiece leakage is detected.</p> <ol style="list-style-type: none"> <li>1. Obtain only stannic chloride (ventilation) smoke tubes, AND an aspirator squeeze bulb OR use a low-flow air pump set to deliver 200 milliliters of air flow per minute.</li> <li>2. Equip the employee's chosen respirator with P100 series filters if a negative pressure air-purifying respirator will be tested. If a powered air-purifying respirator (PAPR) will be tested equip the respirator with high-efficiency particulate air (HEPA) filters.</li> </ol>
<p><b>Screening</b></p> <p><b>Important!</b> When performing sensitivity screening checks use only the MINIMUM amount of smoke necessary to elicit a response from the employee.</p> <ol style="list-style-type: none"> <li>3. Advise the employee that the smoke can be irritating to eyes, lungs, and nasal passages AND instruct the employee to keep eyes closed while exposed.</li> <li>4. Break both ends of the ventilation smoke tube AND fit a short piece of plastic tubing, for example, two-to-six inches of tygon tubing, over one end to prevent exposure to the sharp end of the tube. Connect the other end to an aspirator bulb or a low-flow air pump set to deliver a flow of 200 ml per minute.</li> <li>5. While the employee is NOT wearing a respirator, have the employee smell a weak concentration of irritant smoke to become familiar with its irritating properties.             <ul style="list-style-type: none"> <li>• Carefully direct a small amount of irritant smoke toward the employee.</li> </ul> </li> </ol>
<p><b>Test</b></p> <p>Test 6. Have the employee attach respirator filters, put on, adjust, and seal check the respirator without assistance. The employee must be proficient at these tasks.</p>

<p><b>Irritant Smoke (Stannic Chloride) Test Procedure</b></p> <ol style="list-style-type: none"> <li>7. Remind the employee to keep eyes closed during testing.</li> <li>8. Direct a stream of irritant smoke toward the respirator's face seal area as follows:             <ul style="list-style-type: none"> <li>• Begin at least 12 inches from the facepiece AND move the smoke around the whole perimeter of the mask</li> <li>• Gradually make two more passes around the perimeter of the facepiece, moving to within 6 inches of the respirator</li> <li>• STOP at any time the employee detects smoke in the facepiece. If this occurs a different respirator will need to be chosen and tested, beginning with sensitivity screening.</li> </ul> </li> <li>9. Have the employee perform appropriate fit test exercises in Table 19 IF the employee has NOT had an involuntary response such as evidence of coughing, flinching, or other response, OR detected smoke in the facepiece.             <ul style="list-style-type: none"> <li>• Continue to direct smoke from a distance of 6 inches around the facepiece perimeter                 <ul style="list-style-type: none"> <li>– If smoke is detected at any time the test has FAILED. A different respirator must be chosen and tested, starting with sensitivity screening</li> <li>– If NO smoke is detected proceed to Step 10.</li> </ul> </li> </ul> </li> <li>10. Have the employee remove the respirator AND perform another sensitivity screening check as follows:             <ul style="list-style-type: none"> <li>• Continue to use the smoke tube used for fit testing</li> <li>• Carefully direct a SMALL amount of irritant smoke toward the employee                 <ul style="list-style-type: none"> <li>– The test has been PASSED IF the employee responds to the smoke</li> <li>– The fit test is VOIDED IF the employee does NOT respond to the smoke.</li> </ul> </li> </ul> </li> </ol>
--

**Table 16**

<p><b>Ambient Aerosol Condensation Nuclei Counter (Portacount™) Test Procedure</b></p> <p><b>Important:</b></p> <ul style="list-style-type: none"> <li>• This is a quantitative (QNFT) fit-test procedure</li> <li>• This method uses a particle counting instrument that measures and compares the particle concentration both inside and outside the respirator facepiece while the employee performs a series of test exercises</li> <li>• Particles in the ambient air are used as the test aerosol.</li> </ul>
<p><b>Test Preparations</b></p> <ol style="list-style-type: none"> <li>1. Obtain a test instrument such as a Portacount™.</li> <li>2. Have probed respirators available for each respirator model and size the employer uses, OR have a sampling adapter available if the employee's actual or chosen respirator will be tested.</li> </ol>

**Note:**

- A probed respirator has a special fitting installed on the facepiece designed to connect with the end of the test instrument's plastic sampling tube so that air samples can be taken inside the facepiece. Probed respirators can be obtained from the respirator manufacturer, or distributor, **AND** can only be used for fit testing purposes
- Contact TSI Inc., **OR** the respirator's manufacturer to obtain probed respirators or facepiece sampling adapters.

3. Follow the test instrument manufacturer's instructions for test preparation, including particle, zero, and system checks. Make sure the instrument's pass **OR** fail criterion is programmed to the following **MINIMUM** performance levels:

- For half-facepiece respirators, an overall minimum fit factor of 100 as a passing level
- For full-facepiece respirators, an overall minimum fit factor of 500 as a passing level

4. Have high-efficiency particulate air (HEPA) filters, **OR** other respirator filters available that are capable of preventing significant penetration by particles generated by the test instrument such as, P100 or N95 series filters.

- If you will use a sampling adapter instead of probed respirators be sure to have the correct type for the respirators chosen.

**Test**

5. Properly attach the sampling line to the facepiece probe or sampling adapter.

6. Have the employee attach respirator filters, put on, properly adjust, and wear the respirator five minutes **BEFORE** the fit test. During this time you and the employee must evaluate the respirator's general fit by checking:

- Proper chin placement
- Properly tightened straps (do **NOT** over tighten)
- Acceptable fit across the nose bridge
- Respirator size. It must span the distance from nose to chin
- To see if the respirator stays in position.

**Note:**

Wearing the respirator for five minutes permits the employee to make certain the respirator is comfortable **AND** allows for purging of ambient particles trapped inside the facepiece.

7. Have the employee perform a seal check. Make sure the sampling line is crimped to avoid leakage during the seal check. If **NO** leakage is detected, proceed to Step 8. If leakage is detected:

- Determine the cause

**AND**

- If leakage is due to a poorly fitting facepiece, have the employee:

- Choose another respirator size or model

**AND**

- Start again at Step 6.

8. Start the fit test cycle.

- Follow the manufacturer's instructions for operating the test instrument

- Have the employee perform the appropriate fit test exercises in Table 19

- The test instrument will automatically stop and calculate the overall fit factor. Use this result to determine whether or not the test is passed

- The test has been **PASSED** if the overall fit factor is at least 100 for a half facepiece, **OR** 500 for a full facepiece

- The test has **FAILED** if the overall fit factor is below 100 for a half facepiece or 500 for a full facepiece.

**Note:**

If the test has failed, have the employee select another respirator model or size following Table 11 **AND** repeat this procedure.

**Table 17**

**Controlled Negative Pressure (CNP) Test Procedure**

**Important!**

- This is a quantitative fit-test (QNFT) procedure
- This method determines respirator fit by measuring how much the facepiece leaks when it is subject to a slight negative pressure **AFTER** various premeasurement activities
- Measurements occur while employees remain still **AND** hold their breath for 10 seconds
- No test aerosols are used. Respirator cartridges are not needed for this test.

**Test Preparations**

1. Make sure the individual conducting the fit test is thoroughly trained to perform this test.

2. Obtain a CNP test instrument such as a FitTester 3000™. Make sure:

- Defaults are set at:
  - 15mm (-0.58 inches) of water test pressure
- AND**
- A modeled inspiratory flow rate of 53.8 liters per minute
- It has an effective audio warning device that signals when employees fail to hold their breath.

**PERMANENT**

PERMANENT

Controlled Negative Pressure (CNP) Test Procedure
<p><b>Note:</b></p> <ul style="list-style-type: none"> <li>• You are not required to obtain test recording and printing equipment such as computers OR printers. Hand recording results is acceptable</li> <li>• To see default settings, check the instrument's "REDON protocol."</li> </ul> <p>3. Obtain facepiece adapters appropriate for each test respirator.</p> <p><b>Note:</b></p> <ul style="list-style-type: none"> <li>• Adapters are either a one-piece (for SCBA facepieces), OR two-piece (for dual cartridge facepieces) device providing a manifold and breathing valve system. For positive pressure respirators, you will need to obtain an additional fitting, available from the respirator manufacturer, to convert the facepiece to negative pressure</li> <li>• To obtain adapters, contact the CNP instrument's distributor, Occupational Health Dynamics, OR the respirator manufacturer.</li> </ul>
Test
<p><b>Important!</b></p> <p>After the test, you must ask the employee about the comfort of the respirator AND if the respirator has become unacceptable, another size or model must be chosen and tested.</p> <p>4. Explain the test procedure to the employee.</p> <p>5. Train the employee on how to hold a breath for at least 20 seconds.</p> <p>6. Prepare the respirator for the fit test as follows:</p> <ul style="list-style-type: none"> <li>• Remove or prop open the inhalation valves. If a breathing tube is present, disconnect it</li> <li>• Replace cartridges, if present, with the manifold and breathing valve adapter                     <ul style="list-style-type: none"> <li>– For positive pressure facepieces, mount the manufacturer's additional fitting followed by the manifold-breathing valve adapter</li> </ul> </li> <li>• Connect the respirator to the CNP device according to the CNP instrument manufacturer's directions.</li> </ul> <p>7. Have the employee put on, adjust, and seal check the respirator.</p> <p>8. Turn on the instrument AND have the employee stand and perform the fit test exercises in Table 19.</p> <p>9. Interpret the test results:</p> <ul style="list-style-type: none"> <li>• The test is <b>PASSED IF</b> the overall fit factor obtained is at least 100 for a half facepiece, or at least 500 for a full facepiece</li> <li>• The test has <b>FAILED IF</b> the fit factor is less than 100 for a half facepiece; 500 for a full facepiece</li> </ul>

Controlled Negative Pressure (CNP) Test Procedure
<p>– If the test has <b>FAILED</b> you must have the employee select another respirator model or size following the steps in Table 11 AND repeat this procedure, starting at Step 6.</p>

Table 18

## Generated Aerosol Test Procedure

**Important:**

- This is a quantitative (QNFT) fit-test procedure
- In this method, a test aerosol is used to challenge the facepiece seal while aerosol concentrations inside and outside the facepiece are measured during test exercises
- Special equipment is needed to generate, disperse, detect, and measure test aerosols.

**Test Preparations**

## 1. Test aerosol.

- Use a particulate, for example, corn oil, polyethylene glycol 400, di-2-ethyl hexyl sebacate, or sodium chloride.

## 2. Instrumentation.

- Do ALL the following:
  - Obtain and use aerosol generation, dilution, and measurement systems appropriate for particulates
  - Use an aerosol-generating instrument that will maintain test concentrations within a 10% variation
  - Select a sampling instrument that allows for a computer record or strip chart record to be created
    - The record must show the rise and fall of test agent concentration during each inhalation and exhalation at fit factors of at least 2000.

**Note:** Integrators, or computers that integrate the amount of test agent penetration leakage into the respirator for each exercise, may be used if a record of the readings is made.

- Minimize the time interval between the activity and the recording of the activity so you can clearly connect what you see to what is being recorded. For example, use a small diameter and length of sampling line.

## 3. Test enclosure.

- Do ALL the following:
  - Make sure the enclosure is equipped and constructed to effectively:
    - Maintain a uniform concentration of the test agent inside the enclosure. For example, the enclosure must be large enough to allow ALL employees freedom of movement during testing **WITHOUT** disturbing the test concentration or measurement instrument
    - Keep the test agent from contaminating the air outside the enclosure. For example, use a HEPA filter to purify exhausted air
    - Allow the individual conducting the fit test to view the employee during the test
  - Make sure the tubing used to collect samples from the enclosure **AND** respirator is the same material, diameter, **AND** length. This makes the effect of aerosol loss caused by deposition in each sample line equal
  - If sodium chloride is used, relative humidity inside the enclosure must be kept below 50%.

## 4. Prepare test respirators.

- Do ALL the following:
  - Inspect test respirators regularly for missing parts **AND** damage
  - Keep test respirators in proper working order
  - Make sure in-mask sampling probes are:
    - Designed and installed so the air sample will be drawn from the employee's breathing zone; midway between the nose and mouth
  - AND
    - The probe extends inside the facepiece at least 1/4 inch
  - Make sure sampling ports such as probes, or adapters on respirators are constructed and installed so they do **NOT**:
    - Block air flow into the sampling line
    - Leak
    - Interfere with the respirator's fit or performance
- Have high efficiency particulate air (HEPA) filters **OR** P100 series filter available
  - Replace filters when increased breathing resistance is detected **OR** when the test agent has altered the filter material's integrity.

## Generated Aerosol Test Procedure

## Test

**Important!**

- Throughout the test, maintain the employee's exposure to any test agent below the established exposure limit. Exposures allowed must be based on exposure time and exposure limit duration
- If a single peak penetration exceeds 5% for half facepieces OR 1% for full facepieces:
  - STOP the test

AND

- Have the employee select another respirator for testing.

5. Have the employee attach filters, put on, adjust, and seal check the respirator.

- Be sure to crimp the sampling line to avoid pressure leaks during the seal check

AND

- Have the employee adjust the respirator straps, without assistance, so the fit is comfortable. Do NOT over tighten.

6. **OPTIONAL Step.** To save time conduct a screening test to quickly identify poorly fitting respirators.

**Note:**

You may use a qualitative screening test OR an ambient aerosol condensation nuclei counter instrument in the count mode.

7. Make sure test aerosol concentration is reasonably stable.

- If a canopy or shower curtain enclosure is used, determine stability of the test aerosol concentration AFTER the employee enters the enclosure.

8. Have the employee enter the test enclosure and connect the respirator to the sample lines.

9. Immediately after entering the enclosure measure test aerosol concentration inside the respirator.

- Make sure the peak penetration does NOT exceed 5% for half facepieces, OR 1% for full facepieces.

10. Have employee perform the appropriate fit test exercises in Table 19.

- Do NOT adjust the respirator once exercises begin.

11. Calculate the overall fit factor as specified in Steps 12-13. The fit test is:

- PASSED IF the minimum fit factor of 100 for half facepieces OR 500 for full facepieces is obtained

OR

- IF a passing fit factor is NOT obtained, the test has FAILED and you must have the employee select and test another respirator.

## Calculations

**Important!**

- Do NOT count the grimace exercise measurements during these calculations
- Take into account the limitations of instrument detection when determining fit factors.

12. Calculate individual fit factors for EACH exercise by applying the following:

$$\text{Exercise fit factor (ffE)} = \frac{\text{Average test enclosure concentration}}{\text{Test aerosol concentration inside the respirator}}$$

- To determine the average test enclosure concentration use one of the following methods:
    - Arithmetic average of the concentration before and after each **test** (an average of two values per entire test)
    - Arithmetic average of concentration before and after each **exercise** (an average of two values per exercise)
    - True average measured continuously during the respirator sample
  - Determine the test aerosol concentration inside the respirator in one of the following ways:
    - Average peak penetration values. Determine aerosol penetration for each exercise by:
      - Using integrators or computers that calculate the actual test agent penetration
- OR
- Average the peak heights shown on the strip chart recording, graph, or by computer integration
  - Maximum peak penetration. Use strip chart recordings to determine the highest peak penetration for each exercise and use this value



**Generated Aerosol Test Procedure**

– Area under the peaks. Use computerized integration or other appropriate calculations to integrate the area under individual peaks for each exercise.

13. Using individual exercise fit factors (ffE) calculate the **overall fit factor** by doing ALL of the following:

- Convert each exercise fit factor to a penetration value
- Determine the average penetration value
- Convert the average penetration value back to a fit factor

**OR**

Use this equation to calculate the **overall fit factor**:

$$\text{Overall fit factor} = \frac{n}{1/\text{ffE}1 + 1/\text{ffE}2 + 1/\text{ffE}3 \dots + 1/\text{ffE}n}$$

**Table 19**

**Fit Test Exercises**

**Important:**

- This list applies when you use any fit test
- Employees tested must perform ALL exercises marked with an "X" as described for the fit test procedure used
  - Once exercises begin, any adjustments made void the test AND you must begin again
  - After test exercises are completed, you must ask the employee about the comfort of the respirator. If it has become unacceptable, have the employee choose another one for testing
- When the controlled negative pressure procedure is used, **STOP and repeat** the test if the employee adjusts the respirator OR takes a breath and fails to hold it for 10 seconds
- Controlled negative pressure tests conducted according to the method published in 29 CFR 1910.134, Appendix A are an acceptable alternative to the method outlined below.

Description of Required Fit Test Exercises	Fit Test Procedures		
	Qualitative Procedures	Quantitative Procedures; EXCEPT the CNPP	Controlled Negative Pressure Procedure (CNPP)
<ul style="list-style-type: none"> <li>• Normal breathing                             <ul style="list-style-type: none"> <li>– Breathe normally, while standing for one minute</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Deep breathing                             <ul style="list-style-type: none"> <li>– Breathe slowly and deeply while standing for one minute</li> <li>– Take caution to avoid hyperventilating</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Head side to side                             <ul style="list-style-type: none"> <li>– Slowly turn head from side to side while standing for one minute, pausing at each extreme position to inhale</li> <li>– Be careful to NOT bump the respirator</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Head up and down                             <ul style="list-style-type: none"> <li>– Slowly move head up and down while standing for one minute, inhaling in the up position</li> <li>– Be careful to NOT bump the respirator</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Talking                             <ul style="list-style-type: none"> <li>– Talk slowly and loud enough to be heard clearly by the individual conducting fit testing for one minute. Choose ONE of the following:</li> </ul> </li> </ul>			

**PERMANENT**

PERMANENT

Fit Test Exercises			
<ul style="list-style-type: none"> <li>■ Read from a prepared text such as the Rainbow Passage<sup>1</sup></li> <li>■ Count backward from 100</li> <li>■ Recite a memorized poem or song.</li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Grimace                             <ul style="list-style-type: none"> <li>– Smile or frown for fifteen seconds.</li> </ul> </li> </ul>		X	
<ul style="list-style-type: none"> <li>• Bending over                             <ul style="list-style-type: none"> <li>– Bend over to touch toes while standing. Repeat at a comfortable pace for one minute</li> <li>OR</li> <li>– Jog in place for one minute if the test enclosure, such as a hood, does not permit bending over</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Normal breathing                             <ul style="list-style-type: none"> <li>– Breathe normally while standing for one minute</li> </ul> </li> </ul>	X	X	
<ul style="list-style-type: none"> <li>• Face forward                             <ul style="list-style-type: none"> <li>– <b>Premeasurement activity:</b> Stand and breath normally, without talking</li> <li>– <b>Measurement position:</b> Face forward while holding breath for 10 seconds</li> </ul> </li> </ul>			X
<ul style="list-style-type: none"> <li>• Bending over                             <ul style="list-style-type: none"> <li>– <b>Premeasurement activity:</b> While standing, bend over to touch toes</li> <li>– <b>Measurement position:</b> Hold the bending position with face parallel to the floor while holding breath for 10 seconds</li> </ul> </li> </ul>			X
<ul style="list-style-type: none"> <li>• Head shaking                             <ul style="list-style-type: none"> <li>– <b>Premeasurement activity:</b> Vigorously shake head from side to side for 3 seconds while shouting or making the sound of "BRRRR" loudly</li> <li>– <b>Measurement position:</b> Face forward, while holding breath for 10 seconds</li> </ul> </li> </ul>			X
<ul style="list-style-type: none"> <li>• Redon-1                             <ul style="list-style-type: none"> <li>– <b>Premeasurement activity:</b> Remove the respirator completely and put it back on</li> <li>– <b>Measurement position:</b> Face forward while holding breath for 10 seconds</li> </ul> </li> </ul>			X
<ul style="list-style-type: none"> <li>• Redon-2                             <ul style="list-style-type: none"> <li>– Repeat the premeasurement activity and measurement position described in Redon-1</li> </ul> </li> </ul>			X

**The Rainbow Passage:**

"When the sunlight strikes raindrops in the air, they act like a prism and form a rainbow. The rainbow is a division of white light into many beautiful colors. These take the shape of a long round arch, with its path high above, and its two ends apparently beyond the horizon. There is, according to legend, a boiling pot of gold at one end. People look, but no one ever finds it. When a man looks for something beyond reach, his friends say he is looking for the pot of gold at the end of the rainbow."

**NEW SECTION**

**WAC 296-842-22015 Follow procedures established for cleaning and disinfecting respirators.**

**You must:**

- Follow the procedure in Table 20 for cleaning and disinfecting respirators.

**Table 20  
Respirator Cleaning Procedure**

Step	Task
1.	Remove filters, cartridges, canisters, speaking diaphragms, demand and pressure valve assemblies, hoses, or any components recommended by the manufacturer. <ul style="list-style-type: none"> <li>• Discard or repair any defective parts.</li> </ul>
2.	Wash components in warm (43°C [110°F] maximum) water with a mild detergent or with a cleaner recommended by the manufacturer <ul style="list-style-type: none"> <li>• A stiff bristle (not wire) brush may be used to help remove the dirt</li> <li>• If the detergent or cleaner does not contain a disinfecting agent, respirator components should be immersed for two minutes in one of the following: <ul style="list-style-type: none"> <li>– A bleach solution (concentration of 50 parts per million of chlorine). Make this by adding approximately one milliliter of laundry bleach to one liter of water at 43°C (110°F)</li> <li>– A solution of iodine (50 parts per million iodine). Make this in two steps: <ul style="list-style-type: none"> <li>■ First, make a tincture of iodine by adding 6-8 grams of solid ammonium iodide and/or potassium iodide to 100 cc of 45% alcohol approximately</li> <li>■ Second, add 0.8 milliliters of the tincture to one liter of water at 43°C (110°F) to get the final solution</li> </ul> </li> <li>– Other commercially available cleansers of equivalent disinfectant quality when used as directed, if their use is recommended or approved by the respirator manufacturer.</li> </ul> </li> </ul>
3.	Rinse components thoroughly in clean, warm (43°C [110°F] maximum), preferably, running water. <p><b>Note:</b> The importance of thorough rinsing cannot be overemphasized. Detergents or disinfectants that dry on facepieces could cause dermatitis. In addition, some disinfectants may cause deterioration of rubber or corrosion of metal parts, if not completely removed.</p>
4.	Drain components.
5.	Air-dry components or hand dry components with a clean, lint-free cloth.
6.	Reassemble the facepiece components. <ul style="list-style-type: none"> <li>• Replace filters, cartridges, and canisters, if necessary (for testing).</li> </ul>
7.	Test the respirator to make sure all components work properly.

**Reviser's note:** The brackets and enclosed material in the text of the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

**NEW SECTION**

**WAC 296-842-22020 Follow procedures established for seal checking respirators.**

**IMPORTANT:**

- User seal checks are NOT a substitute for fit tests. See WAC 296-842-22010 for fit test procedures.
- You may use a seal check procedure recommended by the respirator manufacturer **INSTEAD** of the procedure outlined in Table 21 if you can demonstrate the procedure is based on a scientific study that, for example, demonstrates the procedure effectively identifies respirators that fit poorly when put on or adjusted.

**You must:**

- Make sure employees perform a user seal check as outlined in Table 21, **EACH TIME** the respirator is worn, to make sure the seal is adequate.

**Table 21**

User Seal Check Procedure
<p><b>Important information for employees:</b></p> <ul style="list-style-type: none"> <li>• You need to conduct a seal check <b>each time</b> you put your respirator on <b>BEFORE</b> you enter the respirator use area. The purpose of a seal check is to make sure your respirator (which has been previously fit tested by your employer) is properly positioned on your face to prevent leakage during use and to detect functional problems</li> <li>• The procedure below has two parts; a positive pressure check and a negative pressure check. <b>You must complete both parts each time.</b> It should only take a few seconds to perform, once you learn it <ul style="list-style-type: none"> <li>◆ If you cannot pass both parts, your respirator is NOT functioning properly, see your supervisor for further instruction.</li> </ul> </li> </ul>

PERMANENT

### User Seal Check Procedure

#### Positive pressure check:

1. Remove exhalation valve cover, if removable.
2. Cover the exhalation valve completely with the palm of your hand **WHILE** exhaling gently to inflate the facepiece slightly.
3. The respirator facepiece should remain inflated (indicating a build-up of positive pressure and **NO** outward leakage).

- If you detect **NO** leakage, replace the exhalation valve cover (if removed), and proceed to conduct the negative pressure check
- If you detect evidence of leakage, reposition the respirator (after removing and inspecting it), and try the positive pressure check again.

#### Negative pressure check:

4. Completely cover the inhalation opening(s) on the cartridges or canister with the palm(s) of your hands **WHILE** inhaling gently to collapse the facepiece slightly.

- If you cannot use the palm(s) of your hands to effectively cover the inhalation openings on cartridges or canisters, you may use:

– Filter seal(s) (if available)

**OR**

– Thin rubber gloves.

5. Once the facepiece is collapsed, hold your breath for 10 seconds **WHILE** keeping the inhalation openings covered.
6. The facepiece should remain slightly collapsed (indicating negative pressure and **NO** inward leakage).

- If you detect **NO** evidence of leakage, the tightness of the facepiece is considered adequate, the procedure is completed, and you may now use the respirator
- If you detect leakage, reposition the respirator (after removing and inspecting it) and repeat **BOTH** the positive and negative fit checks.

### NEW SECTION

#### WAC 296-842-300 Definitions.

##### Air-purifying respirator (APR)

A respirator equipped with an air-purifying element such as a filter, cartridge, or canister, **OR** having a filtering facepiece, for example, a dust mask.

The element or filtering facepiece is designed to remove specific contaminants, such as particles, vapors, or gases, from air that passes through it.

##### Air-line respirator

An atmosphere-supplying respirator for which breathing air is drawn from a source separate from and not worn by the user, such as:

- A cylinder or a tank
- A compressor
- An uncontaminated environment.

##### Air supplied respirator (see air-line respirator)

##### Assigned protection factor (APF)

Indicates the expected level of workplace respiratory protection **WHEN** the respirator is:

- Functioning properly

**AND**

- Fitted to the user

**AND**

- Worn by trained individuals

**AND**

• Used with the limitations specified on the NIOSH approval label.

##### Atmosphere-supplying respirator

A respirator that supplies the user with breathing air from sources, such as:

- A cylinder or a tank
- A compressor
- An uncontaminated environment.

##### Breathing air

Air supplied to an atmosphere-supplying respirator. This air meets the specifications found in WAC 296-842-200.

##### Canister or cartridge (air-purifying)

Part of an air-purifying respirator that consists of a container holding materials such as fiber, treated charcoal, or a combination of the two, that removes contaminants from the air passing through the cartridge or canister.

##### Cartridge respirator (see also air-purifying respirator)

An air-purifying respirator equipped with one or more cartridges. These respirators have a facepiece made from silicone, rubber **OR** other plastic-like materials.

##### Demand respirator

An atmosphere-supplying respirator that sends breathing air to the facepiece only when suction (negative pressure) is created inside the facepiece by inhalation. Demand respirators are "**negative pressure**" respirators.

##### Dust mask

A name used to refer to filtering-facepiece respirators. Dust masks may or may not be NIOSH certified. See filtering facepiece.

##### Emergency respirator

Respirators suitable for rescue, escape, or other activities during emergency situations.

##### Emergency situation

Any occurrence that could **OR** does result in a significant uncontrolled release of an airborne contaminant. Causes of emergency situations include, but are not limited to, equipment failure, rupture of containers, or failure of control equipment.

##### End-of-service-life indicator (ESLI)

A system that warns the air-purifying respirator user that cartridges or canisters must be changed. An example of an ESLI is a dot on the respirator cartridge that changes color.

##### Escape-only respirator

A respirator that can only be used to exit during emergencies. Look for this use limitation on the respirator's NIOSH approval label.

##### Exposed, or exposure

The contact an employee has with a toxic substance, harmful physical agent, or oxygen deficient condition. Expo-

sure can occur through various routes of entry, such as inhalation, ingestion, skin contact, or skin absorption.

#### **Filter**

Fibrous material that removes dust, spray, mist, fume, fog, smoke particles, OR other aerosols from the air.

#### **Filtering-facepiece respirator**

A tight-fitting, half-facepiece, negative-pressure, particulate air-purifying respirator with the facepiece MAINLY composed of filter material. These respirators do not use cartridges or canisters and may have sealing surfaces composed of rubber, silicone or other plastic-like materials. They are sometimes referred to as "dust masks."

#### **Fit factor**

A number providing an estimate of fit for a particular respiratory inlet covering to a specific individual during quantitative fit testing.

**Fit test** (see also qualitative fit test and quantitative fit test)

Fit testing is an activity where the facepiece seal of a respirator is challenged, using a WISHA accepted procedure, to determine if the respirator provides an adequate seal.

#### **Full-facepiece respirator**

A tight-fitting respirator that covers the wearer's nose, mouth, and eyes.

#### **Gas mask**

An air-purifying respirator equipped with one or more canisters. These respirators have a facepiece made from silicone, rubber OR other plastic-like materials.

#### **Half-facepiece respirator**

A tight-fitting respirator that only covers the wearer's nose and mouth.

#### **Helmet**

The rigid part of a respirator that covers the wearer's head AND also provides head protection against impact or penetration.

#### **High-efficiency particulate air filter (HEPA)**

A powered air purifying respirator (PAPR) filter that removes at least 99.97% of monodisperse dioctyl phthalate (DOP) particles with a mean particle diameter of 0.3 micrometer from contaminated air.

**Note:** Filters designated, under 42 CFR Part 84, as an "N100," "R100," or "P100" provide the same filter efficiency (99.97%) as HEPA filters.

#### **Hood**

The part of a respirator that completely covers the wearer's head and neck AND may also cover some or all of the shoulders and torso.

#### **Immediately dangerous to life or health (IDLH)**

An 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.

#### **Licensed health care professional (LHCP)**

An individual whose legally permitted scope of medical practice allows him or her to provide SOME OR ALL of the health care services required for respirator users' medical evaluations.

#### **Loose-fitting facepiece**

A respiratory inlet covering that is designed to form a partial seal with the face.

#### **Negative-pressure respirator**

Any tight-fitting respirator in which the air pressure inside the facepiece is less than the air pressure outside the respirator during inhalation.

#### **NIOSH**

The National Institute for Occupational Safety and Health. NIOSH is the federal agency that certifies respirators for occupational use.

#### **Oxygen deficient**

An atmosphere with an oxygen content below 19.5% by volume.

#### **Permissible exposure limit (PEL)**

Permissible exposure limits (PELs) are employee exposures to toxic substances or harmful agents that must not be exceeded. PELs are specified in applicable WISHA chapters.

#### **Positive-pressure respirator**

A respirator in which the air pressure inside the respiratory-inlet covering is greater than the air pressure outside the respirator.

#### **Powered air-purifying respirators (PAPRs)**

An air-purifying respirator equipped with a blower that draws ambient air through cartridges or canisters. These respirators, as a group, are NOT classified as positive pressure respirators and must not be used as such.

#### **Pressure-demand respirator**

A positive-pressure atmosphere-supplying respirator that sends breathing air to the respiratory inlet covering when the positive pressure is reduced inside the facepiece by inhalation or leakage.

#### **Qualitative fit test (QLFT)**

A test that determines the adequacy of respirator fit for an individual. The test relies on the employee's ability to detect a test substance. Test results are either "pass" or "fail."

#### **Quantitative fit test (QNFT)**

A test that determines the adequacy of respirator fit for an individual. The test relies on specialized equipment that performs numeric measurements of leakage into the respiratory inlet covering. Test results are used to calculate a "fit factor."

#### **Respiratory hazard**

Harmful airborne hazards and oxygen deficiency that are addressed in chapter 296-841 WAC, Respiratory hazards.

#### **Required use**

Respirator use:

- That is necessary to protect employees from respiratory hazards

#### **OR**

- That the employer decides to require for his or her own reasons. For example, the employer decides to follow more rigorous exposure limits

#### **Respirator**

A type of personal protective equipment designed to protect the wearer from harmful airborne hazards, oxygen deficiency, or both.

#### **Respiratory inlet covering**

The part of a respirator that forms the protective barrier between the user's respiratory tract and an air-purifying

device or breathing air source or both. The respiratory inlet covering may be a facepiece, helmet, hood, suit, or mouth-piece respirator with nose clamp.

#### Seal check

Actions conducted by the respirator user each time the respirator is put on, to determine if the respirator is properly seated on the face.

#### Self-contained breathing apparatus (SCBA)

An atmosphere-supplying respirator designed for the breathing air source, to be carried by the user.

#### Service-life

The period of time that a respirator, filter or sorbent, or other respiratory equipment provides adequate protection to the wearer. For example, the period of time that sorbent cartridge is effective for removing a harmful substance from the air.

#### Sorbent

Rigid, porous material, such as charcoal, used to remove vapor or gas from the air.

#### Supplied-air respirator (see air-line respirator)

#### Tight-fitting facepiece

A respiratory inlet covering forming a complete seal with the face OR neck. Mouthpiece respirators are not tight-fitting facepieces.

#### Voluntary use

Respirator use that is requested by the employee AND permitted by the employer when NO respiratory hazard exists.

### WSR 03-20-115

#### PERMANENT RULES

#### DEPARTMENT OF

#### LABOR AND INDUSTRIES

[Filed October 1, 2003, 9:50 a.m., effective January 1, 2004]

Date of Adoption: October 1, 2003.

Purpose: Chapter 296-841 WAC, Respiratory hazards; and WAC 296-62-075, Air contaminants. The air contaminants rule was rewritten and reorganized for clarity and ease of use for employers and employees. We amended the rule in chapter 296-62 WAC to only apply to agriculture and created a new chapter, chapter 296-841 WAC, Respiratory hazards.

#### AMENDED SECTION:

#### WAC 296-62-075 Air contaminants.

- A note will be added to WAC 296-62-075 stating that requirements relating to air contaminants have been moved and the requirements left in WAC 296-62-075 only apply to agriculture.

#### NEW SECTIONS:

#### WAC 296-841-100 Scope.

- Clarifies responsibilities of employers to identify and control respiratory hazards.

#### WAC 296-841-200 Evaluate and control employee exposures.

- Clarifies responsibilities of employers to evaluate exposure to respiratory hazards.

#### WAC 296-841-20005 Identify and evaluate employee exposures.

- Moved requirements from WAC 296-62-07130 and 296-62-07515 to this section.

#### WAC 296-841-20010 Control employee exposures.

- Moved requirements from WAC 296-62-07102 and 296-62-07501 to this section.

#### WAC 296-841-20015 Use respirators.

- Moved requirements from WAC 296-62-07103 to this section.

#### WAC 296-841-20020 Notify employees.

- Clarified requirements from RCW 49.17.220 in this section.

#### WAC 296-841-300 Definitions.

- Moved the applicable definitions to this section.

Citation of Existing Rules Affected by this Order: Amending WAC 296-62-075 Air contaminants.

Statutory Authority for Adoption: RCW 49.17.010, 49.17.040, 49.17.050, and 49.17.060.

Adopted under notice filed as WSR 03-11-059 on May 19, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 7, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 7, 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 7, Amended 1, Repealed 0.

Effective Date of Rule: January 1, 2004.

October 1, 2003

Paul Trause

Director

AMENDATORY SECTION (Amending WSR 97-19-014, filed 9/5/97, effective 11/5/97)

#### WAC 296-62-075 Air contaminants.

Note: The requirements in WAC 296-62-075 through 296-62-07515 apply only to agriculture. The requirements for all other industries relating to respiratory hazards have been moved to chapter 296-841 WAC, Respiratory hazards.

(1) An employee's exposure to any substance listed in Table 1 of WAC 296-62-07515 shall be limited in accordance with the requirements of WAC 296-62-07501 through 296-62-07513.

(2) The following definitions are applicable to the limits in Table 1.

(a) Time weighted average (TWA) is the employee's average airborne exposure to any 8-hour work shift of a 40-hour work week which shall not be exceeded.

(b) Short term exposure limit (STEL) is the employee's 15-minute time weighted average exposure which shall not be exceeded at any time during a work day unless another time limit is specified in a parenthetical notation below the limit. If another time period is specified, the time weighted average exposure over that time period shall not be exceeded at any time during the working day.

(c) Ceiling is the employee's exposure which shall not be exceeded during any part of the work day. If instantaneous monitoring is not feasible, then the ceiling shall be assessed as a 15-minute time weighted average exposure which shall not be exceeded at any time over a working day.

(d) The terms "substance," "air contaminant," and "material" are equivalent in meaning for WAC 296-62-075 through 296-62-07515.

**Chapter 296-841 WAC**

**RESPIRATORY HAZARDS**

NEW SECTION

**WAC 296-841-100 Scope.**

**IMPORTANT:**

This chapter applies **only** if your employees:

- Are exposed to a respiratory hazard

**OR**

- Could be exposed to one of the specific hazards listed below.

This chapter applies to any workplace with potential or actual employee exposure to respiratory hazards. It requires you to protect employees from respiratory hazards by applying this protection strategy:

- Evaluate employee exposures to determine if controls are needed
- Use feasible controls. For example, enclose or confine the operation, use ventilation systems, or substitute with less toxic material
- Use respirators if controls are not feasible or if they cannot completely control the hazard.

**Definition:**

**Exposed or exposure:**

The contact an employee has with a toxic substance, harmful physical agent or oxygen deficient condition. Exposure can occur through various routes of entry, such as inhalation, ingestion, skin contact, or skin absorption.

**Note:** Examples of substances that may be respiratory hazards when airborne include:

- Chemicals listed in Table 3
- Any substance
  - Listed in the latest edition of the NIOSH Registry of Toxic Effects of Chemical Substances
  - For which positive evidence of an acute or chronic health hazard exists through tests conducted by, or known to, the employer
  - That may pose a hazard to human health as stated on a material safety data sheet kept by, or known to, the employer
- Atmospheres considered oxygen deficient

- Biological agents such as harmful bacteria, viruses or fungi
  - Examples include airborne TB aerosols and anthrax
- Pesticides with a label requirement for respirators
- Chemicals used as crowd control agents such as pepper spray
- Chemicals present at clandestine drug labs.

These substances can be airborne as dusts, fibers, fogs, fumes, mists, gases, smoke, sprays, vapors, or aerosols.

**Reference:**

- Substances in Table 3 that are marked with an X in the "skin" column may require personal protective equipment (PPE). See WAC 296-800-160, Personal protective equipment, for additional information and requirements.
- If any of the following hazards are present in your workplace, you will need both this chapter and any of the following specific rules that apply:

<b>Hazard</b>	<b>Rule that applies</b>
Acrylonitrile	WAC 296-62-07336
Arsenic (inorganic)	WAC 296-62-07347
Asbestos	WAC 296-62-077
Benzene	WAC 296-62-07523
Butadiene	WAC 296-62-07460
Cadmium	WAC 296-62-074 through 296-62-07449
Carcinogens	Chapter 296-62 WAC, Part F
Coke ovens	Chapter 296-62 WAC, Part O
Cotton dust	Chapter 296-62 WAC, Part N
1, 2-Dibromo-3-chloropropane	WAC 296-62-07342
Ethylene oxide	WAC 296-62-07355
Formaldehyde	WAC 296-62-07540
Lead	WAC 296-62-07521
Methylene chloride	WAC 296-62-07470
Methylenedianiline	WAC 296-62-076
Thiram	WAC 296-62-07519
Vinyl chloride	WAC 296-62-07329

NEW SECTION

**WAC 296-841-200 Evaluate and control employee exposures.**

**Summary**

**Your responsibility:**

To protect your employees from exposure to respiratory hazards in the workplace by identifying and controlling the hazards.

**You must:**

- Identify and evaluate employee exposures  
WAC 296-841-20005
- Control employee exposures  
WAC 296-841-20010
- Use respirators  
WAC 296-841-20015
- Notify employees  
WAC 296-841-20020.

**PERMANENT**

NEW SECTION

**WAC 296-841-20005 Identify and evaluate respiratory hazards.**

**You must:**

- Make sure employees are protected from potentially hazardous exposure while you perform your evaluation
- Perform your evaluation without considering the protection provided to employees by a respirator
- Determine the form of the hazard, such as dust, mist, gas, oxygen deficiency, or biological agent.
- Make sure you include:

- Potential emergency and rescue situations that may occur, such as equipment or power failures, uncontrolled chemical reactions, fire, explosion, or human error

- Workplace conditions such as work processes, types of material, control methods, work practices and environmental conditions.

- Determine or reasonably estimate whether any employee is or could be exposed to any of the following:

- Any airborne substance above a PEL listed in Table 3
- A substance at or above the action level specified in the rule for that substance
- Any other respiratory hazard.

- Use any of the following to determine employee exposure:

- Information that would allow an estimate of the level of employee exposure, such as MSDSs or pesticide labels, observations, measurements or calculations

- Data demonstrating that a particular product, material or activity cannot result in employee exposure at or above the action level (AL) or PEL

- Personal air samples that represent an employee's usual or worst case exposure for the entire shift.

- Note:**
- Rules for specific substances may contain additional requirements for determining employee exposure.
  - Use methods of sampling and analysis that have been validated by the laboratory performing the analysis.
  - Samples from a representative group of employees may be used for other employees performing the same work activities when the duration and level of exposure are similar.

**You must:**

- Consider the atmosphere to be immediately dangerous to life or health (IDLH) when you cannot determine or reasonably estimate employee exposure

- Make sure employee exposure to two or more substances is evaluated using this formula:

$$E_m = \frac{C_1}{L_1} + \frac{C_2}{L_2} + \dots + \frac{C_n}{L_n}$$

The symbol	Is the . . .
E	Equivalent exposure for the mixture. <b>The PEL is exceeded when the value of E is greater than 1.</b>
C	Concentration of a particular contaminant.
L	PEL for that contaminant, from Table 3.

NEW SECTION

**WAC 296-841-20010 Control employee exposures.**

**You must:**

- Use feasible controls to protect employees from exposure to respiratory hazards by:

- Reducing employee exposure to a level that removes the respiratory hazard, such as to a level below the PEL in Table 3

- Reducing the hazard to the lowest achievable level, when the hazard cannot be removed.

**IMPORTANT:**

Using respirators and other PPE is not a substitute for the feasible controls required by this section.

**Note:**

**Table 1  
Examples of Possible Controls**

Control:	For example:
Using a different chemical (substitution)	<ul style="list-style-type: none"> <li>• Choose a chemical with a lower evaporation rate or vapor pressure</li> <li>• Choose a chemical without hazardous ingredients</li> </ul>
Changing a process to lessen emissions	<ul style="list-style-type: none"> <li>• Use hand rolling or paint dipping instead of paint spraying</li> <li>• Bolt items instead of welding them</li> </ul>
Separating employees from emissions areas and sources	<ul style="list-style-type: none"> <li>• Use control rooms</li> <li>• Build an enclosure around process machinery or other emissions sources</li> <li>• Automate a process</li> </ul>
Removing emissions at or near the source (local exhaust ventilation)	<ul style="list-style-type: none"> <li>• Install exhaust hoods or slots to capture emissions</li> <li>• Use an exhausted enclosure (like a blasting cabinet or laboratory hood)</li> </ul>
Diluting and removing emissions in the work area (general exhaust ventilation)	<ul style="list-style-type: none"> <li>• Allow natural air movement to create an adequate airflow through an area</li> <li>• Use mechanical fans</li> </ul>
Modify work practices	<ul style="list-style-type: none"> <li>• Change the position of the worker relative to the work so fumes, vapors, or smoke do not go into their face</li> </ul>
Rotate employees – Some specific rules prohibit the use of this control method	<ul style="list-style-type: none"> <li>• Move employees to another job that is without exposure, on a schedule to keep their total exposure below the PEL</li> </ul>

PERMANENT



**NEW SECTION**

**WAC 296-841-20015 Use respirators.**

**You must:**

• Require employees to use respiratory protection when respiratory hazards have not been removed using feasible controls. For example, use respirators at any of the following times:

- While controls are being evaluated or put in place
- When the respiratory hazard is not completely removed
- When controls are NOT feasible.

**Reference:**

See chapter 296-842 WAC, Respirators, for respirator program requirements.

**NEW SECTION**

**WAC 296-841-20020 Notify employees.**

**You must:**

• Notify employees who are or may be exposed to respiratory hazards as specified in Table 2.

**Note:** • The notification may be provided either individually, to a group, or by posting of results in an appropriate location that is accessible to affected employees.

**Table 2  
Notification Requirements**

Notify employees of:	As follows:
Any exposure result above the PEL	Within five business days, after the employee's exposure result is known to the employer
The corrective action being taken to reduce employee exposure to or below the PEL AND The schedule for completion of the corrective action and any reasons why exposures cannot be lowered to below the PEL	Within fifteen business days, after the employee's exposure result is known to the employer
An exposure to these substances:  • Acrylonitrile • Arsenic (inorganic) • Asbestos • Benzene • Butadiene • Cadmium • Coke oven emissions • Cotton dust • 1,2-Dibromo-3-chloropropane	In writing, as specified in the rule specific to the substance

Notify employees of:	As follows:
<ul style="list-style-type: none"> <li>• Ethylene oxide</li> <li>• Formaldehyde</li> <li>• Lead</li> <li>• Methylene chloride</li> <li>• Methylenedianiline</li> <li>• Vinyl chloride</li> </ul>	

**Table 3 "Exposure Limits for Air Contaminants"**

**IMPORTANT:**

The following information applies to Table 3, Exposure Limits for Air Contaminants.

• Exposure needs to be determined from personal air samples taken in the breathing zone OR from monitoring representative of the employee's breathing zone.

• Ppm refers to parts of vapor or gas per million parts of air by volume, at 25 degrees C and 760 mm Hg pressure.

• Mg/m<sup>3</sup> refers to milligrams of substance per cubic meter of air.

• For a metal that is measured as the metal itself, only the CAS number for the metal is given. The CAS numbers for individual compounds of the metal are not provided. For more information about CAS registry numbers see the website: <http://www.cas.org>.

• Time weighted averages (TWA<sub>8</sub>) represent the maximum allowed average exposure for any 8-hour time period. For work periods longer than 8-hours the TWA<sub>8</sub> needs to be determined using the 8 continuous hours with the highest average concentration.

• Short-term exposure limits (STEL) represent maximum allowed average exposure for any fifteen-minute period, unless another time period is noted in Table 3.

• The ceiling represents the maximum allowed exposure for the shortest time period that can feasibly be measured.

• An "X" in the "skin" column indicates the substance can be absorbed through the skin, either by airborne or direct contact.

• Additional requirements for the use of gloves, coveralls, goggles, and other personal protective equipment can be found in WAC 296-800-160.

• The respirable fraction of particulate is measured by sampling with a size-selector having the following characteristics:

Mean aerodynamic diameter in micrometers	Percent passing the selector
1	97
2	91
3	74
4	50
5	30
6	17
7	9
8	5
10	1

PERMANENT

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Abate (Temephos)	3383-96-8	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Acetaldehyde	75-07-0	100 ppm	150 ppm	—	—
Acetic acid	64-19-7	10 ppm	20 ppm	—	—
Acetic anhydride	108-24-7	—	—	5 ppm	—
Acetone	67-64-1	750 ppm	1,000 ppm	—	—
Acetonitrile	75-05-8	40 ppm	60 ppm	—	—
2-Acetylaminofluorene (see WAC 296-62-073)	53-96-3	—	—	—	—
Acetylene	74-86-2	Simple asphyxiant	—	—	—
Acetylene dichloride (1,2-Dichloroethylene)	540-59-0	200 ppm	250 ppm	—	—
Acetylene tetrabromide	79-27-6	1 ppm	3 ppm	—	—
Acetylsalicylic acid (Aspirin)	50-78-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Acrolein	107-02-8	0.1 ppm	0.3 ppm	—	—
Acrylamide	79-06-1	0.03 mg/m <sup>3</sup>	0.09 mg/m <sup>3</sup>	—	X
Acrylic acid	79-10-7	10 ppm	20 ppm	—	X
Acrylonitrile (see WAC 296-62-07336)	107-13-1	2 ppm	10 ppm	—	—
Aldrin	309-00-2	0.25 mg/m <sup>3</sup>	0.75 mg/m <sup>3</sup>	—	X
Allyl alcohol	107-18-6	2 ppm	4 ppm	—	X
Allyl chloride	107-05-1	1 ppm	2 ppm	—	—
Allyl glycidyl ether (AGE)	106-92-3	5 ppm	10 ppm	—	—
Allyl propyl disulfide	2179-59-1	2 ppm	3 ppm	—	—
alpha-Alumina (Aluminum oxide)	1344-28-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Aluminum (as Al)	7429-90-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
Pyro powders	—	5.0 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Welding fumes	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Soluble salts	—	2.0 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Alkyls (NOC)	—	2.0 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Aluminum oxide (Alundum, Corundum)	7429-90-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
4-Aminodiphenyl (see WAC 296-62-073)	92-67-1	—	—	—	—
2-Aminoethanol (Ethanolamine)	141-43-5	3 ppm	6 ppm	—	—
2-Aminopyridine	504-29-0	0.5 ppm	1.5 ppm	—	—
Amitrole	61-82-5	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Ammonia	7664-41-7	25 ppm	35 ppm	—	—
Ammonium chloride, fume	12125-02-9	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Ammonium sulfamate (Ammate)	7773-06-0	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
n-Amyl acetate	628-63-7	100 ppm	150 ppm	—	—
sec-Amyl acetate	626-38-0	125 ppm	156 ppm	—	—
Aniline and homologues	62-53-3	2 ppm	4 ppm	—	X
Anisidine (o, p-isomers)	29191-52-4	0.1 ppm	0.3 ppm	—	X

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Antimony and compounds (as Sb)	7440-36-0	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
ANTU (alpha Naphthyl thiourea)	86-88-4	0.3 mg/m <sup>3</sup>	0.9 mg/m <sup>3</sup>	—	—
Argon	7440-37-1	Simple asphyxiant	Simple asphyxiant	—	—
Arsenic, organic compounds (as As)	7440-38-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Arsenic, inorganic compounds (as As) (when use is covered by WAC 296-62-07347)	7440-38-2	0.01 mg/m <sup>3</sup>	0.03 mg/m <sup>3</sup>	—	—
Arsenic, inorganic compounds (as As) (when use is not covered by WAC 296-62-07347)	7440-38-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Arsine	7784-42-1	0.05 ppm	0.15 ppm	—	—
Asbestos (see WAC 296-62-077)	—	—	—	—	—
Asphalt (Petroleum fumes)	8052-42-4	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Atrazine	1912-24-9	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Azinphos methyl (Guthion)	86-50-0	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Barium, soluble compounds (as Ba)	7440-39-3	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Barium sulfate	7727-43-7	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Benomyl	17804-35-2	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Benzene (see WAC 296-62-07523)	71-43-2	1 ppm	5 ppm	—	—
Benzidine (see WAC 296-62-073)	92-87-5	—	—	—	—
p-Benzoquinone (Quinone)	106-51-4	0.1 ppm	0.3 ppm	—	—
Benzo(a) pyrene (Coal tar pitch volatiles)	65996-93-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Benzoyl peroxide	94-36-0	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Benzyl chloride	100-44-7	1 ppm	3 ppm	—	—
Beryllium and beryllium compounds (as Be)	7440-41-7	0.002 mg/m <sup>3</sup>	0.005 mg/m <sup>3</sup> (30 min.)	0.025 mg/m <sup>3</sup>	—
Biphenyl (Diphenyl)	92-52-4	0.2 ppm	0.6 ppm	—	—
Bismuth telluride, undoped	1304-82-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Bismuth telluride, Se-doped	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Borates, tetra, sodium salts	—	—	—	—	—
Anhydrous	1330-43-4	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Decahydrate	1303-96-4	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Pentahydrate	12179-04-3	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Boron oxide	1303-86-2	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Boron tribromide	10294-33-4	—	—	1.0 ppm	—
Boron trifluoride	6737-07-2	—	—	1.0 ppm	—
Bromacil	314-40-9	1 ppm	3 ppm	—	—
Bromine	7726-95-6	0.1 ppm	0.3 ppm	—	—
Bromine pentafluoride	7789-30-2	0.1 ppm	0.3 ppm	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Bromochloromethane (Chlorobromomethane)	74-97-5	200 ppm	250 ppm	—	—
Bromoform	15-25-2	0.5 ppm	1.5 ppm	—	X
Butadiene (1,3-butadiene)	106-99-0	1 ppm	5 ppm	—	—
Butane	106-97-8	800 ppm	1,000 ppm	—	—
Butanethiol (see Butyl mercaptan)	109-79-5	0.5 ppm	1.5 ppm	—	—
2-Butanone (Methyl ethyl ketone)	78-93-3	200 ppm	300 ppm	—	—
2-Butoxy ethanol (Butyl cellosolve)	111-76-2	25 ppm	38 ppm	—	X
n-Butyl acetate	123-86-4	150 ppm	200 ppm	—	—
sec-Butyl acetate	105-46-4	200 ppm	250 ppm	—	—
tert-Butyl acetate	540-88-5	200 ppm	250 ppm	—	—
Butyl acrylate	141-32-2	10 ppm	20 ppm	—	—
n-Butyl alcohol	71-36-3	—	—	50 ppm	X
sec-Butyl alcohol	78-92-2	100 ppm	150 ppm	—	—
tert-Butyl alcohol	75-65-0	100 ppm	150 ppm	—	—
Butylamine	109-73-9	—	—	5 ppm	X
tert-Butyl chromate (Chromic acid)	1189-85-1	—	—	0.1 mg/m <sup>3</sup>	X
n-Butyl glycidyl ether (BGE)	2426-08-6	25 ppm	38 ppm	—	—
n-Butyl lactate	138-22-7	5 ppm	10 ppm	—	—
Butyl mercaptan	109-79-5	0.5 ppm	1.5 ppm	—	—
o-sec-Butylphenol	89-72-5	5 ppm	10 ppm	—	X
p-tert-Butyl-toluene	98-51-1	10 ppm	20 ppm	—	—
Cadmium oxide fume (as Cd) (see WAC 296-62-074)	1306-19-0	0.005 mg/m <sup>3</sup>	0.015 mg/m <sup>3</sup>	—	—
Cadmium dust and salts (as Cd) (see WAC 296-62-074)	7440-43-9	—	—	—	—
Total particulate	—	0.01 mg/m <sup>3</sup>	0.03 mg/m <sup>3</sup>	—	—
Respirable fraction	—	0.002 mg/m <sup>3</sup>	0.006 mg/m <sup>3</sup>	—	—
Calcium arsenate (see WAC 296-62-07347)	—	0.01 mg/m <sup>3</sup>	0.03 mg/m <sup>3</sup>	—	—
Calcium carbonate	1317-65-3	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Calcium cyanamide	156-62-7	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Calcium hydroxide	1305-62-0	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Calcium oxide	1305-78-8	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Calcium silicate	1344-95-2	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Calcium sulfate	7778-18-9	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Camphor (synthetic)	76-22-2	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Caprolactam	105-60-2	—	—	—	—
Dust	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Vapor	—	5 ppm	10 ppm	—	—
Captafol (Difolatan)	2425-06-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Captan	133-06-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Carbaryl (Sevin)	63-25-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Carbofuran (Furadon)	1563-66-2	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Carbon black	1333-86-4	3.5 mg/m <sup>3</sup>	7 mg/m <sup>3</sup>	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Carbon dioxide	124-38-9	5,000 ppm	30,000 ppm	—	—
Carbon disulfide	75-15-0	4 ppm	12 ppm	—	X
Carbon monoxide	630-08-0	35 ppm	200 ppm (5 min.)	1,500 ppm	—
Carbon tetrabromide	558-13-4	0.1 ppm	0.3 ppm	—	—
Carbon tetrachloride (Tetrachloromethane)	56-23-5	2 ppm	4 ppm	—	X
Carbonyl chloride (Phosgene)	7803-51-2	0.3 ppm	1 ppm	—	—
Carbonyl fluoride	353-50-4	2 ppm	5 ppm	—	—
Catechol (Pyrocatechol)	120-80-9	5 ppm	10 ppm	—	X
Cellulose (paper fiber)	9004-34-6	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Cesium hydroxide	21351-79-1	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Chlordane	57-74-9	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Chlorinated camphene (Toxaphen)	8001-35-2	0.5 mg/m <sup>3</sup>	1 mg/m <sup>3</sup>	—	X
Chlorinated diphenyl oxide	55720-99-5	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Chlorine	7782-50-5	0.5 ppm	—	1 ppm	—
Chlorine dioxide	10049-04-4	0.1 ppm	0.3 ppm	—	—
Chlorine trifluoride	7790-91-2	—	—	0.1 ppm	—
Chloroacetaldehyde	107-20-0	—	—	1 ppm	—
α-Chloroacetophenone (Phenacyl chloride)	532-21-4	0.05 ppm	0.15 ppm	—	—
Chloroacetyl chloride	79-04-9	0.05 ppm	0.15 ppm	—	—
Chlorobenzene (Monochlorobenzene)	108-90-7	75 ppm	113 ppm	—	—
o-Chlorobenzylidene malononitrile (OCBM)	2698-41-1	—	—	0.05 ppm	X
Chlorobromomethane	74-97-5	200 ppm	250 ppm	—	—
2-Chloro-1, 3-butadiene (beta-Chloroprene)	126-99-8	10 ppm	20 ppm	—	X
Chlorodifluoromethane	75-45-6	1,000 ppm	1,250 ppm	—	—
Chlorodiphenyl (42% Chlorine) (PCB) (Polychlorobiphenyls)	53469-21-9	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
Chlorodiphenyl (54% Chlorine) (Polychlorobiphenyls (PCB))	11097-69-1	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
1-Chloro-2, 3-epoxypropane (Epichlorhydrin)	106-89-8	2 ppm	4 ppm	—	X
2-Chloroethanol (Ethylene chlorhydrin)	107-07-3	—	—	1 ppm	X
Chloroethylene (vinyl chloride)	75-01-4	1 ppm	5 ppm	—	—
Chloroform (Trichloromethane)	67-66-3	2 ppm	4 ppm	—	—
1-Chloro-1-nitropropane	600-25-9	2 ppm	4 ppm	—	—
bis-Chloromethyl ether (see WAC 296-62-073)	542-88-1	—	—	—	—
Chloromethyl methyl ether (Methyl chloromethyl ether) (see WAC 296-62-073)	107-30-2	—	—	—	—
Chloropentafluoroethane	76-15-3	1,000 ppm	1,250 ppm	—	—
Chloropicrin (Nitrotrichloromethan)	76-06-2	0.1 ppm	0.3 ppm	—	—
beta-Chloroprene (2-Chloro-1, 3-butadiene)	126-99-8	10 ppm	20 ppm	—	X
o-Chlorostyrene	2039-87-4	50 ppm	75 ppm	—	—
o-Chlorotoluene	95-49-8	50 ppm	75 ppm	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
2-Chloro-6-trichloromethyl pyridine (Nitrapyrin)	1929-82-4	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
Chlorpyrifos	2921-88-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Chromic acid and chromates (as CrO <sub>3</sub> )	Varies with compound	—	—	0.1 mg/m <sup>3</sup>	—
Chromium, sol, chromic chromous salts (as Cr)	7440-47-3	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Chromium (VI) compounds (as Cr)	—	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Chromium metal and insoluble salts	7440-47-3	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Chromyl chloride	14977-61-8	0.025 ppm	0.075 ppm	—	—
Chrysene (Coal tar pitch volatiles)	65996-93-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Clopidol	2971-90-6	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Coal dust (less than 5% SiO <sub>2</sub> )	—	—	—	—	—
Respirable fraction	—	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Coal dust (greater than or equal to 5% SiO <sub>2</sub> )	—	—	—	—	—
Respirable fraction	—	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Coal tar pitch volatiles (benzene soluble fraction anthracene, BaP, phenanthrene, acridine, chrysene, pyrene)	—	—	—	—	—
(Benzo(a) pyrene), (Particulate polycyclic aromatic hydrocarbons)	65996-93-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Cobalt, metal fume & dust (as Co)	7440-48-4	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Cobalt carbonyl (as Co)	10210-68-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Cobalt hydrocarbonyl (as Co)	16842-03-8	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Coke oven emissions (see WAC 296-62-200)	—	0.15 mg/m <sup>3</sup>	0.45 mg/m <sup>3</sup>	—	—
Copper (as Cu)	7440-50-8	—	—	—	—
Fume	—	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Dusts and mists	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Cotton dust (raw) (see WAC 296-62-14533)	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Corundum (Aluminum oxide)	7429-90-5	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Crag herbicide (Sesone, Sodium-2, 4-dichloro-phenoxyethyl sulfate)	136-78-7	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Cresol (all isomers)	1319-77-3	5 ppm	10 ppm	—	X
Crotonaldehyde	123-73-9; 4170-30-3	2 ppm	4 ppm	—	—
Crufomate	299-86-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Cumene	98-82-8	50 ppm	75 ppm	—	X
Cyanamide	420-04-2	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Cyanide (as CN)	Varies with compound	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	X
Cyanogen	460-19-5	10 ppm	20 ppm	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Cyanogen chloride	506-77-4	—	—	0.3 ppm	—
Cyclohexane	110-82-7	300 ppm	375 ppm	—	—
Cyclohexanol	108-93-0	50 ppm	75 ppm	—	X
Cyclohexanone	108-94-1	25 ppm	38 ppm	—	X
Cyclohexene	110-83-8	300 ppm	375 ppm	—	—
Cyclohexylamine	108-91-8	10 ppm	20 ppm	—	—
Cyclonite (RDX)	121-82-4	1.5 mg/m <sup>3</sup>	3.0 mg/m <sup>3</sup>	—	X
Cyclopentadiene	542-92-7	75 ppm	113 ppm	—	—
Cyclopentane	287-92-3	600 ppm	750 ppm	—	—
Cyhexatin (Tricyclohexyltin hydroxide)	13121-70-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
2,4-D (Dichlorophenoxy-acetic acid)	94-75-7	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
DDT (Dichlorodiphenyltri-chloroethane)	50-29-3	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
DDVP, Dichlorvos	62-73-7	0.1 ppm	0.3 ppm	—	X
Decaborane	17702-41-9	0.05 ppm	0.15 ppm	—	X
Demeton	8065-48-3	0.01 ppm	0.03 ppm	—	X
Diacetone alcohol (4-hydroxy-4-methyl-2-pentanone)	123-42-2	50 ppm	75 ppm	—	—
1, 2-Diaminoethane (Ethylenediamine)	107-15-3	10 ppm	20 ppm	—	—
Diazinon	333-41-5	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Diazomethane	334-88-3	0.2 ppm	0.6 ppm	—	—
Diborane	19287-45-7	0.1 ppm	0.3 ppm	—	—
Dibrom (see Naled)	300-76-5	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	X
1, 2-Dibromo-3-chloropropane (DBCP) (see WAC 296-62-07342)	96-12-8	0.001 ppm	—	0.005 ppm	—
2-N-Dibutylamino ethanol	102-81-8	2 ppm	4 ppm	—	X
Dibutyl phosphate	107-66-4	1 ppm	2 ppm	—	—
Dibutyl phthalate	84-74-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Dichloroacetylene	7572-29-4	—	—	0.1 ppm	—
o-Dichlorobenzene	95-50-1	—	—	50 ppm	—
p-Dichlorobenzene	106-46-7	75 ppm	110 ppm	—	—
3, 3'-Dichlorobenzidine (see WAC 296-62-073)	91-94-1	—	—	—	—
Dichlorodiphenyltri-chloroethane (DDT)	50-29-3	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
Dichlorodifluoromethane	75-71-8	1,000 ppm	1,250 ppm	—	—
1, 3-Dichloro-5, 5-dimethyl hydantoin	118-52-5	0.2 mg/m <sup>3</sup>	0.4 mg/m <sup>3</sup>	—	—
1, 1-Dichloroethane	75-34-3	100 ppm	150 ppm	—	—
1, 2-Dichloroethane (Ethylene dichloride)	107-06-2	1 ppm	2 ppm	—	—
1, 2-Dichloroethylene (Acetylene dichloride)	540-59-0	200 ppm	250 ppm	—	—
1, 1-Dichloroethylene (Vinylidene chloride)	75-35-4	1 ppm	3 ppm	—	—
Dichloroethyl ether	111-44-4	5 ppm	10 ppm	—	X
Dichlorofluoromethane	75-43-4	10 ppm	20 ppm	—	—
Dichloromethane (Methylene chloride)	75-09-2	25 ppm	125 ppm	—	—
1, 1-Dichloro-1-nitroethane	594-72-9	2 ppm	10 ppm	—	—
1, 2-Dichloropropane (Propylene dichloride)	78-87-5	75 ppm	110 ppm	—	—
Dichloropropene	542-75-6	1 ppm	3 ppm	—	X

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
2, 2-Dichloropropionic acid	75-99-0	1 ppm	3 ppm	—	—
Dichlorotetrafluoroethane	76-14-2	1,000 ppm	1,250 ppm	—	—
Dichlorvos (DDVP)	62-73-7	0.1 ppm	0.3 ppm	—	X
Dicrotophos	141-66-2	0.25 mg/m <sup>3</sup>	0.75 mg/m <sup>3</sup>	—	X
Dicyclopentadiene	77-73-6	5 ppm	10 ppm	—	—
Dicyclopentadienyl iron	102-54-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Dieldrin	60-57-1	0.25 mg/m <sup>3</sup>	0.75 mg/m <sup>3</sup>	—	X
Diethanolamine	111-42-2	3 ppm	6 ppm	—	—
Diethylamine	109-89-7	10 ppm	25 ppm	—	—
2-Diethylaminoethanol	100-37-8	10 ppm	20 ppm	—	X
Diethylene triamine	111-40-0	1 ppm	3 ppm	—	X
Diethyl ether (Ethyl ether)	60-29-7	400 ppm	500 ppm	—	—
Diethyl ketone	96-22-0	200 ppm	250 ppm	—	—
Diethyl phthalate	84-66-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Difluorodibromomethane	75-61-6	100 ppm	150 ppm	—	—
Diglycidyl ether (DGE)	2238-07-5	0.1 ppm	0.3 ppm	—	—
Dihydroxybenzene (Hydroquinone)	123-31-9	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Diisobutyl ketone (2, 6-Dimethylheptanone)	108-83-8	25 ppm	38 ppm	—	—
Diisopropylamine	108-18-9	5 ppm	10 ppm	—	X
Dimethoxymethane (Methylal)	109-87-5	1,000 ppm	1,250 ppm	—	—
Dimethyl acetamide	127-19-5	10 ppm	20 ppm	—	X
Dimethylamine	124-40-3	10 ppm	20 ppm	—	—
4-Dimethylaminoazo benzene (see WAC 296-62-073)	60-11-7	—	—	—	—
Dimethylaminobenzene (Xylidene)	1300-73-8	2 ppm	4 ppm	—	X
Dimethylaniline (N, N-Dimethylaniline)	121-69-7	5 ppm	10 ppm	—	X
Dimethylbenzene (Xylene)	1300-73-8	2 ppm	4 ppm	—	X
Dimethyl-1, 2-dibromo-2, 2-dichloroethyl phosphate (Naled)	300-76-5	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	X
Dimethylformamide	68-12-2	10 ppm	20 ppm	—	X
2, 6-Dimethylheptanone (Diisobutyl ketone)	108-83-8	25 ppm	38 ppm	—	—
1, 1-Dimethylhydrazine	57-14-7	0.5 ppm	1.5 ppm	—	X
Dimethyl phthalate	131-11-3	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Dimethyl sulfate	77-78-1	0.1 ppm	0.3 ppm	—	X
Dinitolmide (3, 5-Dinitro-o-tolamide)	148-01-6	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Dinitrobenzene (all isomers - alpha, meta and para)	528-29-0; 99-65-0; 100-25-4	0.15 ppm	0.45 ppm	—	X
Dinitro-o-cresol	534-52-1	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Dinitrotoluene	25321-14-6	1.5 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
Dioxane (Diethylene dioxide)	123-91-1	25 ppm	38 ppm	—	X
Dioxathion	78-34-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Diphenyl (Biphenyl)	92-52-4	0.2 ppm	0.6 ppm	—	—
Diphenylamine	122-39-4	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Diphenylmethane diisocyanate (Methylene bisphenyl isocyanate (MDI))	101-68-8	—	—	0.02 ppm	—
Dipropylene glycol methyl ether	34590-94-8	100 ppm	150 ppm	—	X

PERMANENT



Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Dipropyl ketone	123-19-3	50 ppm	75 ppm	—	—
Diquat	85-00-7	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Di-sec, Octyl phthalate (Di-2-ethylhexylphthalate)	117-81-7	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Disulfram	97-77-8	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Disulfoton	298-04-4	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
2, 6-Di-tert-butyl-p-cresol	128-37-0	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Diuron	330-54-1	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Divinyl benzene	1321-74-0	10 ppm	20 ppm	—	—
Emery	12415-34-8	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Endosulfan (Thiodan)	115-29-7	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Endrin	72-20-8	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Epichlorhydrin (1-Chloro-2,3-epoxypropane)	106-89-8	2 ppm	4 ppm	—	X
EPN	2104-64-5	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
1, 2-Epoxypropane (Propylene oxide)	75-56-9	20 ppm	30 ppm	—	—
2, 3-Epoxy-1-propanol (Glycidol)	556-52-5	25 ppm	38 ppm	—	—
Ethane	—	Simple asphyxiant	—	—	—
Ethanethiol (Ethyl mercaptan)	75-08-1	0.5 ppm	1.5 ppm	—	—
Ethanolamine (2-Aminoethanol)	141-43-5	3 ppm	6 ppm	—	—
Ethion	563-12-2	0.4 mg/m <sup>3</sup>	1.2 mg/m <sup>3</sup>	—	X
2-Ethoxyethanol (Glycol monoethyl ether)	110-80-5	5 ppm	10 ppm	—	X
2-Ethoxyethyl acetate (Cellosolve acetate)	111-15-9	5 ppm	10 ppm	—	X
Ethyl acetate	141-78-6	400 ppm	500 ppm	—	—
Ethyl acrylate	140-88-5	5 ppm	25 ppm	—	X
Ethyl alcohol (ethanol)	64-17-5	1,000 ppm	1,250 ppm	—	—
Ethylamine	75-04-07	10 ppm	20 ppm	—	—
Ethyl amyl ketone (5-Methyl-3-hepatone)	541-85-5	25 ppm	38 ppm	—	—
Ethyl benzene	100-41-4	100 ppm	125 ppm	—	—
Ethyl bromide	74-96-4	200 ppm	250 ppm	—	—
Ethyl butyl ketone (3-Heptanone)	106-35-4	50 ppm	75 ppm	—	—
Ethyl chloride	75-00-3	1,000 ppm	1,250 ppm	—	—
Ethylene	74-85-1	Simple asphyxiant	—	—	—
Ethylene chlorohydrin (2-Chloroethanol)	107-07-3	—	—	1.0 ppm	X
Ethylenediamine (1,2- Diaminoethane)	107-15-3	10 ppm	20 ppm	—	X
Ethylene dibromide	106-93-4	0.1 ppm	0.5 ppm	—	—
Ethylene dichloride (1,2-Dichloroethane)	107-06-2	1 ppm	2 ppm	—	—
Ethylene glycol	107-21-1	—	—	50 ppm	—
Ethylene glycol dinitrate	628-96-6	—	0.1 mg/m <sup>3</sup>	—	X
Ethylene glycol monomethyl ether acetate (Methyl cellosolve acetate)	—	5 ppm	10 ppm	—	X
Ethyleneimine (see WAC 296-62-073)	151-56-4	—	—	—	X
Ethylene oxide (see WAC 296-62-07359)	75-21-8	1 ppm	3 ppm	—	—

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Ethyl ether (Diethyl ether)	60-29-7	400 ppm	500 ppm	—	—
Ethyl formate	109-94-4	100 ppm	125 ppm	—	—
Ethylidene chloride (1, 1-Dichloroethane)	107-06-2	1 ppm	2 ppm	—	—
Ethylidene norbornene	16219-75-3	—	—	5.0 ppm	—
Ethyl mercaptan (Ethanethiol)	75-08-1	0.5 ppm	1.5 ppm	—	—
n-Ethylmorpholine	100-74-3	5 ppm	10 ppm	—	X
Ethyl sec-amyl ketone (5-methyl-3-heptanone)	541-85-5	25 ppm	38 ppm	—	—
Ethyl silicate	78-10-4	10 ppm	20 ppm	—	—
Fenamiphos	22224-92-6	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Fensulfothion (Dasanit)	115-90-2	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Fenthion	55-38-9	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Ferbam	—	—	—	—	—
Total particulate	14484-64-1	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Ferrovandium dust	12604-58-9	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Fluorides (as F)	Varies with compound	2.5 mg/m <sup>3</sup>	5 mg/m <sup>3</sup>	—	—
Fluorine	7782-41-4	0.1 ppm	0.3 ppm	—	—
Fluorotrichloromethane (see Trichlorofluoro methane)	75-69-4	—	—	1,000 ppm	—
Fonofos	944-22-9	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Formaldehyde (see WAC 296-62-07540)	50-00-0	0.75 ppm	2.0 ppm	—	—
Formamide	75-12-7	20 ppm	30 ppm	—	—
Formic acid	64-18-6	5 ppm	10 ppm	—	—
Furfural	98-01-1	2 ppm	4 ppm	—	X
Furfuryl alcohol	98-00-0	10 ppm	15 ppm	—	X
Gasoline	8006-61-9	300 ppm	500 ppm	—	—
Germanium tetrahydride	7782-65-2	0.2 ppm	0.6 ppm	—	—
Glass, fibrous or dust	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Gluteraldehyde	111-30-8	—	—	0.2 ppm	—
Glycerin mist	56-81-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
Glycidol (2, 3-Epoxy-1-propanol)	556-52-5	25 ppm	38 ppm	—	—
Glycol monoethyl ether (2-Ethoxyethanol)	110-80-5	5 ppm	10 ppm	—	X
Grain dust (oat, wheat, barley)	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Graphite, natural	7782-42-5	—	—	—	—
Respirable particulate	—	2.5 mg/m <sup>3</sup>	5 mg/m <sup>3</sup>	—	—
Graphite, synthetic	—	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Guthion (Azinphosmethyl)	86-50-0	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Gypsum	13397-24-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Hafnium	7440-58-6	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Helium	—	Simple asphyxiant	—	—	—
Heptachlor	76-44-8	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Heptane (n-heptane)	142-82-5	400 ppm	500 ppm	—	—
2-Heptanone (Methyl n-amyl ketone)	110-43-0	50 ppm	75 ppm	—	—

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
3-Heptanone (Ethyl butyl ketone)	106-35-4	50 ppm	75 ppm	—	—
Hexachlorobutadiene	87-68-3	0.02 ppm	0.06 ppm	—	X
Hexachlorocyclopentadiene	77-47-4	0.01 ppm	0.03 ppm	—	—
Hexachloroethane	67-72-1	1 ppm	3 ppm	—	X
Hexachloronaphthalene	1335-87-1	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Hexafluoroacetone	684-16-2	0.1 ppm	0.3 ppm	—	X
Hexane	—	—	—	—	—
n-hexane	110-54-3	50 ppm	75 ppm	—	—
other isomers	Varies with compound	500 ppm	1,000 ppm	—	—
2-Hexanone (Methyl-n-butyl ketone)	591-78-6	5 ppm	10 ppm	—	—
Hexone (Methyl isobutyl ketone)	108-10-1	50 ppm	75 ppm	—	—
sec-Hexyl acetate	108-84-9	50 ppm	75 ppm	—	—
Hexylene glycol	107-41-5	—	—	25 ppm	—
Hydrazine	302-01-2	0.1 ppm	0.3 ppm	—	X
Hydrogen	—	Simple asphyxiant	—	—	—
Hydrogenated terphenyls	61788-32-7	0.5 ppm	1.5 ppm	—	—
Hydrogen bromide	10035-10-6	—	—	3.0 ppm	—
Hydrogen chloride	7647-01-0	—	—	5.0 ppm	—
Hydrogen cyanide	74-90-8	—	—	4.7 ppm	X
Hydrogen fluoride	7664-39-3	—	—	3 ppm	—
Hydrogen peroxide	7722-84-1	1 ppm	3 ppm	—	—
Hydrogen selenide (as Se)	7783-07-5	0.05 ppm	0.15 ppm	—	—
Hydrogen sulfide	7783-06-4	10 ppm	15 ppm	—	—
Hydroquinone (Dihydroxybenzene)	123-31-9	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
4-Hydroxy-4-methyl-2-pentanone (Diacetone alcohol)	123-42-2	50 ppm	75 ppm	—	—
2-Hydroxypropyl acrylate	99-61-1	0.5 ppm	1.5 ppm	—	X
Indene	95-13-6	10 ppm	20 ppm	—	—
Indium and compounds (as In)	7440-74-6	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Iodine	7553-56-2	—	—	0.1 ppm	—
Iodoform	75-47-8	0.6 ppm	1.8 ppm	—	—
Iron oxide dust and fume (as Fe)	1309-37-1	—	—	—	—
Total particulate	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Iron pentacarbonyl (as Fe)	13463-40-6	0.1 ppm	0.2 ppm	—	—
Iron salts, soluble (as Fe)	Varies with compound	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Isoamyl acetate	123-92-2	100 ppm	150 ppm	—	—
Isoamyl alcohol (primary and secondary)	123-51-3	100 ppm	125 ppm	—	—
Isobutyl acetate	110-19-0	150 ppm	188 ppm	—	—
Isobutyl alcohol	78-83-1	50 ppm	75 ppm	—	—
Isooctyl alcohol	26952-21-6	50 ppm	75 ppm	—	X
Isophorone	78-59-1	4 ppm	—	5 ppm	—
Isophorone diisocyanate	4098-71-9	0.005 ppm	0.02 ppm	—	X
Isopropoxyethanol	109-59-1	25 ppm	38 ppm	—	—
Isopropyl acetate	108-21-4	250 ppm	310 ppm	—	—
Isopropyl alcohol	67-63-0	400 ppm	500 ppm	—	—
Isopropylamine	75-31-0	5 ppm	10 ppm	—	—
N-Isopropylaniline	768-52-5	2 ppm	4 ppm	—	X
Isopropyl ether	108-20-3	250 ppm	313 ppm	—	—
Isopropyl glycidyl ether (IGE)	4016-14-2	50 ppm	75 ppm	—	—
Kaolin	—	—	—	—	—

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Ketene	463-51-4	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
Lead inorganic (as Pb) (see WAC 296-62-07521 and 296-155-176)	7439-92-1	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Lead arsenate (see WAC 296-62-07347)	3687-31-8	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Lead chromate	7758-97-6	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Limestone	1317-65-3	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Lindane	58-89-9	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Lithium hydride	7580-67-8	0.025 mg/m <sup>3</sup>	0.075 mg/m <sup>3</sup>	—	—
L.P.G. (liquified petroleum gas)	68476-85-7	1,000 ppm	1,250 ppm	—	—
Magnesite	546-93-0	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Magnesium oxide fume	1309-48-4	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Malathion	121-75-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	X
Maleic anhydride	108-31-6	0.25 ppm	0.75 ppm	—	—
Manganese and compound (as Mn)	7439-96-5	—	—	5 mg/m <sup>3</sup>	—
Manganese tetroxide and fume (as Mn)	7439-96-5	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Manganese cyclopentadienyl tricarbonyl (as Mn)	12079-65-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Manganese tetroxide (as Mn)	1317-35-7	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Marble	1317-65-3	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Mercury (as Hg)	7439-97-6	—	—	—	—
Aryl and inorganic	—	—	—	0.1 mg/m <sup>3</sup>	X
Organo-alkyl compounds	—	0.01 mg/m <sup>3</sup>	0.03 mg/m <sup>3</sup>	—	X
Vapor	—	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	X
Mesityl oxide	141-79-7	15 ppm	25 ppm	—	—
Methacrylic acid	79-41-4	20 ppm	30 ppm	—	X
Methane	—	Simple asphyxiant	—	—	—
Methanethiol (Methyl mercaptan)	74-93-1	0.5 ppm	1.5 ppm	—	—
Methomyl (lannate)	16752-77-5	2.5 mg/m <sup>3</sup>	5 mg/m <sup>3</sup>	—	—
Methoxychlor	72-43-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
2-Methoxyethanol (Methyl cellosolve)	109-86-4	5 ppm	10 ppm	—	X
4-Methoxyphenol	150-76-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Methyl acetate	79-20-9	200 ppm	250 ppm	—	—
Methyl acetylene (propyne)	74-99-7	1,000 ppm	1,250 ppm	—	—
Methyl acetylene-propadiene mixture (MAPP)	—	1,000 ppm	1,250 ppm	—	—
Methyl acrylate	96-33-3	10 ppm	20 ppm	—	X
Methylacrylonitrile	126-98-7	1 ppm	3 ppm	—	X
Methylal (Dimethoxy-methane)	109-87-5	1,000 ppm	1,250 ppm	—	—
Methyl alcohol (methanol)	67-56-1	200 ppm	250 ppm	—	X

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Methylamine	74-89-5	10 ppm	20 ppm	—	—
Methyl amyl alcohol (Methyl isobutyl carbinol)	108-11-2	25 ppm	40 ppm	—	X
Methyl n-amyl ketone (2-Heptanone)	110-43-0	50 ppm	75 ppm	—	—
N-Methyl aniline (Monomethyl aniline)	100-61-8	0.5 ppm	1.5 ppm	—	X
Methyl bromide	74-83-9	5 ppm	10 ppm	—	X
Methyl-n-butyl ketone (2-Hexanone)	591-78-6	5 ppm	10 ppm	—	—
Methyl cellosolve (2-Methoxyethanol)	109-86-4	5 ppm	10 ppm	—	X
Methyl cellosolve acetate (2-Methoxyethyl acetate)	110-49-6	5 ppm	10 ppm	—	X
Methyl chloride	74-87-3	50 ppm	100 ppm	—	—
Methyl chloroform (1, 1, 1-trichlorethane)	71-55-6	350 ppm	450 ppm	—	—
Methyl chloromethyl ether (chloromethyl methyl ether) (see WAC 296-62-073)	107-30-2	—	—	—	—
Methyl 2-cyanoacrylate	137-05-3	2 ppm	4 ppm	—	—
Methylcyclohexane	108-87-2	400 ppm	500 ppm	—	—
Methylcyclohexanol	25639-42-3	50 ppm	75 ppm	—	—
Methylcyclohexanone	583-60-8	50 ppm	75 ppm	—	X
Methylcyclopentadienyl manganese tricarbonyl (as Mn)	12108-13-3	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Methyl demeton	8022-00-2	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Methylene bisphenyl isocyanate (MDI) (Diphenylmethane diisocyanate)	101-68-8	—	—	0.02 ppm	—
4, 4'-Methylene bis (2-chloro-aniline) (MBOCA) (see WAC 296-62-073)	101-14-4	0.02 ppm	0.06 ppm	—	X
Methylene bis (4-cyclohexylisocyanate)	5124-30-1	—	—	0.01 ppm	—
Methylene chloride (Dichloromethane) (see WAC 296-62-07470)	75-09-2	25 ppm	125 ppm	—	—
4, 4-Methylene dianiline	101-77-9	0.1 ppm	0.3 ppm	—	X
Methyl ethyl ketone (MEK) (2-Butanone)	78-93-3	200 ppm	300 ppm	—	—
Methyl ethyl ketone peroxide (MEKP)	1338-23-4	—	—	0.2 ppm	—
Methyl formate	107-31-3	100 ppm	150 ppm	—	—
5-Methyl-3-heptanone (Ethyl amyl ketone)	541-85-5	25 ppm	38 ppm	—	—
Methyl hydrazine (Monomethyl hydrazine)	60-34-4	—	—	0.2 ppm	X
Methyl iodide	74-88-4	2 ppm	4 ppm	—	X
Methyl isoamyl ketone	110-12-3	50 ppm	75 ppm	—	—
Methyl isobutyl carbinol (Methyl amyl alcohol)	108-11-2	25 ppm	40 ppm	—	X
Methyl isobutyl ketone (Hexone)	108-10-1	50 ppm	75 ppm	—	—
Methyl isocyanate	624-83-9	0.02 ppm	0.06 ppm	—	X
Methyl isopropyl ketone	563-80-4	200 ppm	250 ppm	—	—
Methyl mercaptan (Methanethiol)	74-93-1	0.5 ppm	1.5 ppm	—	—
Methyl methacrylate	80-62-6	100 ppm	150 ppm	—	—
Methyl parathion	298-00-0	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Methyl propyl ketone (2-Pentanone)	107-87-9	200 ppm	250 ppm	—	—
Methyl silicate	684-84-5	1 ppm	3 ppm	—	—
alpha-Methyl styrene	98-83-9	50 ppm	100 ppm	—	—
Mevinphos (Phosdrin)	7786-34-7	0.01 ppm	0.03 ppm	—	X
Metribuzin	21087-64-9	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Mica (Silicates)	12001-26-2	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Molybdenum (as Mo)	7439-98-7	—	—	—	—
Soluble compounds	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Insoluble compounds (Total particulates)	—	—	—	—	—
(Total particulates)	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Monocrotophos (Azodrin)	6923-22-4	0.25 mg/m <sup>3</sup>	0.75 mg/m <sup>3</sup>	—	—
Monomethyl aniline (N-Methyl aniline)	100-61-8	0.5 ppm	1.5 ppm	—	X
Monomethyl hydrazine	—	—	—	0.2 ppm	—
Morpholine	110-91-8	20 ppm	30 ppm	—	X
Naled (Dibrom)	300-76-5	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	X
Naphtha	8030-30-6	100 ppm	150 ppm	—	X
Naphthalene	91-20-3	10 ppm	15 ppm	—	—
alpha-Naphthylamine (see WAC 296-62-073)	134-32-7	—	—	—	—
beta-Naphthylamine (see WAC 296-62-073)	91-59-8	—	—	—	—
Neon	7440-01-9	Simple asphyxiant	—	—	—
Nickel carbonyl (as Ni)	13463-39-3	0.001 ppm	0.003 ppm	—	—
Nickel (as Ni)	7440-02-0	—	—	—	—
Metal and insoluble compounds	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Soluble compounds	—	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Nicotine	54-11-5	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Nitrapyrin (2-Chloro-6 trichloromethyl pyridine)	1929-82-4	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Nitric acid	7697-37-2	2 ppm	4 ppm	—	—
Nitric oxide	10102-43-9	25 ppm	38 ppm	—	—
p-Nitroaniline	100-01-6	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	X
Nitrobenzene	98-95-3	1 ppm	3 ppm	—	X
4-Nitrobiphenyl (see WAC 296-62-073)	92-93-3	—	—	—	—
p-Nitrochlorobenzene	100-00-5	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
4-Nitrodiphenyl (see WAC 296-62-073)	—	—	—	—	—
Nitroethane	79-24-3	100 ppm	150 ppm	—	—
Nitrogen	7727-37-9	Simple asphyxiant	—	—	—
Nitrogen dioxide	10102-44-0	—	1 ppm	—	—
Nitrogen trifluoride	7783-54-2	10 ppm	20 ppm	—	—
Nitroglycerin	55-63-0	—	0.1 mg/m <sup>3</sup>	—	X
Nitromethane	75-52-5	100 ppm	150 ppm	—	—
1-Nitropropane	108-03-2	25 ppm	38 ppm	—	—
2-Nitropropane	79-46-9	10 ppm	20 ppm	—	—
N-Nitrosodimethylamine (see WAC 296-62-073)	62-75-9	—	—	—	—
Nitrotoluene	—	—	—	—	—
o-isomer	88-72-2	2 ppm	4 ppm	—	X
m-isomer	98-08-2	2 ppm	4 ppm	—	X
p-isomer	99-99-0	2 ppm	4 ppm	—	X

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Nitrotrichloromethane (Chloropicrin)	76-06-2	0.1 ppm	0.3 ppm	—	—
Nitrous oxide (Nitrogen oxide)	10024-97-2	50 ppm	75 ppm	—	—
Nonane	111-84-2	200 ppm	250 ppm	—	—
Octachloronaphthalene	2234-13-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Octane	111-65-9	300 ppm	375 ppm	—	—
Oil mist mineral (particulate)	8012-95-1	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Osmium tetroxide (as Os)	20816-12-0	0.0002 ppm	0.0006 ppm	—	—
Oxalic acid	144-62-7	1 mg/m <sup>3</sup>	2 mg/m <sup>3</sup>	—	—
Oxygen difluoride	7783-41-7	—	—	0.05 ppm	—
Ozone	10028-15-6	0.1 ppm	0.3 ppm	—	—
Paraffin wax fume	8002-74-2	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Paraquat	—	—	—	—	—
Respirable fraction	4685-14-7 1910-42-5 2074-50-2	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Parathion	56-38-2	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Particulate polycyclic aromatic hydrocarbons (coal tar pitch volatiles)	65996-93-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Particulates not otherwise regulated	—	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Pentaborane	19624-22-7	0.005 ppm	0.015 ppm	—	—
Pentachloronaphthalene	1321-64-8	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Pentachlorophenol	87-86-5	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Pentaerythritol	115-77-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Pentane	109-66-0	600 ppm	750 ppm	—	—
2-Pentanone (methyl propyl ketone)	107-87-9	200 ppm	250 ppm	—	—
Perchloroethylene (tetrachloroethylene)	127-18-4	25 ppm	38 ppm	—	—
Perchloromethyl mercaptan	594-42-3	0.1 ppm	0.3 ppm	—	—
Perchloryl fluoride	7616-94-6	3 ppm	6 ppm	—	—
Perlite	—	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5.0 mg/m <sup>3</sup>	10.0 mg/m <sup>3</sup>	—	—
Petroleum distillates (Naphtha, rubber solvent)	—	100 ppm	150.0 ppm	—	—
Phenol	108-95-2	5 ppm	10 ppm	—	X
Phenothiazine	92-84-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	X
p-Phenylene diamine	106-50-3	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Phenyl ether (vapor)	101-84-8	1 ppm	3 ppm	—	—
Phenyl ether-diphenyl mixture (vapor)	—	1 ppm	3 ppm	—	—
Phenylethylene (Styrene)	100-42-5	50 ppm	100 ppm	—	—
Phenyl glycidyl ether (PGE)	122-60-1	1 ppm	3 ppm	—	—
Phenylhydrazine	100-63-0	5 ppm	10 ppm	—	X
Phenyl mercaptan	108-98-5	0.5 ppm	1.5 ppm	—	—
Phenylphosphine	638-21-1	—	—	0.05 ppm	—
Phorate	298-02-2	0.05 mg/m <sup>3</sup>	0.2 mg/m <sup>3</sup>	—	X
Phosdrin (Mevinphos)	7786-34-7	0.01 ppm	0.03 ppm	—	X

PERMANENT

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Phosgene (carbonyl chloride)	75-44-5	0.1 ppm	0.03 ppm	—	—
Phosphine	7803-51-2	0.30 ppm	1 ppm	—	—
Phosphoric acid	7664-38-2	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Phosphorus (yellow)	7723-14-0	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Phosphorous oxychloride	10025-87-3	0.1 ppm	0.3 ppm	—	—
Phosphorus pentachloride	10026-13-8	0.1 ppm	0.3 ppm	—	—
Phosphorus pentasulfide	1314-80-3	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Phosphorus trichloride	12-2-19	0.2 ppm	0.5 ppm	—	—
Phthalic anhydride	85-44-9	1 ppm	3 ppm	—	—
m-Phthalodinitrile	626-17-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Picloram	1918-02-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Picric acid (2, 4, 6-Trinitrophenol)	88-89-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Pindone					
(2-Pivalyl-1, 3-indandione, Pival)	83-26-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Piperazine dihydrochloride	142-64-3	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Pival (Pindone)	83-26-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Plaster of Paris	26499-65-0	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Platinum (as Pt)	7440-06-4	—	—	—	—
Metal	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Soluble salts	—	0.002 mg/m <sup>3</sup>	0.006 mg/m <sup>3</sup>	—	—
Polychlorobiphenyls (Chlorodiphenyls)	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
Portland cement	65997-15-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Potassium hydroxide	1310-58-3	—	—	2 mg/m <sup>3</sup>	—
Propane	74-98-6	1,000 ppm	1,250 ppm	—	—
Propargyl alcohol	107-19-7	1 ppm	3 ppm	—	X
beta-Propiolactone (see WAC 296-62-073)	57-57-8	—	—	—	—
Propionic acid	79-09-4	10 ppm	20 ppm	—	—
Propoxur (Baygon)	114-26-1	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	—
n-Propyl acetate	109-60-4	200 ppm	250 ppm	—	—
n-Propyl alcohol	71-23-8	200 ppm	250 ppm	—	X
n-Propyl nitrate	627-13-4	25 ppm	40 ppm	—	—
Propylene	—	Simple asphyxiant	—	—	—
Propylene dichloride (1, 2-Dichloropropane)	78-87-5	75 ppm	110 ppm	—	—
Propylene glycol dinitrate	6423-43-4	0.05 ppm	0.15 ppm	—	X
Propylene glycol monomethyl ether	107-98-2	100 ppm	150 ppm	—	—
Propylene imine	75-55-8	2 ppm	4 ppm	—	X
Propylene oxide (1,2-Epoxypropane)	75-56-9	20 ppm	30 ppm	—	—
Propyne (Methyl acetylene)	74-99-7	1,000 ppm	1,250 ppm	—	—
Pyrethrum	8003-34-7	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Pyridine	110-86-1	5 ppm	10 ppm	—	—
Quinone (p-Benzoquinone)	106-51-4	0.1 ppm	0.3 ppm	—	—
RDX (Cyclonite)	—	1.5 mg/m <sup>3</sup>	3.0 mg/m <sup>3</sup>	—	X
Resorcinol	108-46-3	10 ppm	20 ppm	—	—
Rhodium (as Rh) Insoluble compounds,	7440-16-6	—	—	—	—
Metal fumes and dusts	—	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Soluble compounds, salts	—	0.001 mg/m <sup>3</sup>	0.003 mg/m <sup>3</sup>	—	—



Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Ronnel	299-84-3	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Rosin core solder, pyrolysis products (as formaldehyde)	8050-09-7	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Rotenone	83-79-4	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Rouge	—	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Rubber solvent (naphtha)	8030-30-6	100 ppm	150 ppm	—	—
Selenium compounds (as Se)	7782-49-2	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
Selenium hexafluoride (as Se)	7783-79-1	0.05 ppm	0.15 ppm	—	—
Sesone (Crag herbicide)	136-78-7	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Silane (see Silicon tetrahydride)	7803-62-5	5 ppm	10 ppm	—	—
Silica, amorphous, precipitated and gel	112926-00-8	6 mg/m <sup>3</sup>	12 mg/m <sup>3</sup>	—	—
Silica, amorphous, diatomaceous earth, containing less than 1% crystalline silica	61790-53-2	—	—	—	—
Total particulate	—	6 mg/m <sup>3</sup>	12 mg/m <sup>3</sup>	—	—
Respirable fraction	—	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Silica, crystalline cristobalite	—	—	—	—	—
Respirable fraction	14464-46-1	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Silica, crystalline quartz	—	—	—	—	—
Respirable fraction	14808-60-7	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Silica, crystalline tripoli (as quartz)	—	—	—	—	—
Respirable fraction	1317-95-9	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Silica, crystalline tridymite	—	—	—	—	—
Respirable fraction	15468-32-3	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Silica, fused	—	—	—	—	—
Respirable fraction	60676-86-0	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Silicates (less than 1% crystalline silica)	—	—	—	—	—
Mica	—	—	—	—	—
Respirable fraction	12001-26-2	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Soapstone	—	—	—	—	—
Total particulate	—	6 mg/m <sup>3</sup>	12 mg/m <sup>3</sup>	—	—
Respirable fraction	—	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Talc (containing asbestos) (see WAC 296-62-07705)	—	—	—	—	—
Talc (containing no asbestos)	—	—	—	—	—
Respirable fraction	14807-96-6	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Tremolite (see WAC 296-62-07705)	—	—	—	—	—
Silicon	7440-21-3	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Silicon carbide	409-21-2	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Silicon tetrahydride (Silane)	7803-62-5	5 ppm	10 ppm	—	—
Silver, metal dust and soluble compounds (as Ag)	7440-22-4	0.01 mg/m <sup>3</sup>	0.03 mg/m <sup>3</sup>	—	—
Soapstone	—	—	—	—	—
Total particulate	—	6 mg/m <sup>3</sup>	12 mg/m <sup>3</sup>	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Respirable fraction	—	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Sodium azide (as HN <sub>3</sub> or NaN <sub>3</sub> )	26628-22-8	—	—	0.1 ppm	X
Sodium bisulfite	7631-90-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Sodium-2, 4-dichloro-phenoxyethyl sulfate (Crag herbicide)	136-78-7	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Sodium fluoroacetate	62-74-8	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	X
Sodium hydroxide	1310-73-2	—	—	2 mg/m <sup>3</sup>	—
Sodium metabisulfite	7681-57-4	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Starch	9005-25-8	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Stibine	7803-52-3	0.1 ppm	0.3 ppm	—	—
Stoddard solvent	8052-41-3	100 ppm	150 ppm	—	—
Strychnine	57-24-9	0.15 mg/m <sup>3</sup>	0.45 mg/m <sup>3</sup>	—	—
Styrene (Phenylethylene, Vinyl benzene)	100-42-5	50 ppm	100 ppm	—	—
Subtilisins	9014-01-1	—	0.00006 mg/m <sup>3</sup> (60 min.)	—	—
Sucrose	57-50-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Sulfotep (TEDP)	3689-24-5	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Sulfur dioxide	7446-09-5	2 ppm	5 ppm	—	—
Sulfur hexafluoride	2551-62-4	1,000 ppm	1,250 ppm	—	—
Sulfuric acid	7664-93-9	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Sulfur monochloride	10025-67-9	—	—	1 ppm	—
Sulfur pentafluoride	5714-22-1	—	—	0.01 ppm	—
Sulfur tetrafluoride	7783-60-0	—	—	0.1 ppm	—
Sulfuryl fluoride	2699-79-8	5 ppm	10 ppm	—	—
Sulprofos	35400-43-2	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Systox (Demeton)	8065-48-3	0.01 ppm	0.03 ppm	—	X
2, 4, 5-T	93-76-5	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Talc (containing asbestos) (see WAC 296-62-07705)	—	—	—	—	—
Talc (containing no asbestos)	—	—	—	—	—
Respirable fraction	14807-96-6	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Tantalum	—	—	—	—	—
Metal and oxide dusts	7440-25-7	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
TEDP (Sulfotep)	3689-24-5	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	X
Tellurium and compounds (as Te)	13494-80-9	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Tellurium hexafluoride (as Te)	7783-80-4	0.02 ppm	0.06 ppm	—	—
Temephos (Abate)	3383-96-8	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
TEPP	107-49-3	0.004 ppm	0.012 ppm	—	X
Terphenyls	26140-60-3	—	—	0.5 ppm	—
1, 1, 1, 2-Tetrachloro-2, 2-difluoroethane	76-11-0	500 ppm	625 ppm	—	—
1, 1, 2, 2-Tetrachloro-1, 2-difluoroethane	76-12-0	500 ppm	625 ppm	—	—
1, 1, 2, 2-Tetrachloroethane	79-34-5	1 ppm	3 ppm	—	X
Tetrachloroethylene (Perchloroethylene)	127-18-4	25 ppm	38 ppm	—	—
Tetrachloromethane (Carbon tetrachloride)	56-23-5	2 ppm	4 ppm	—	X

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Tetrachloronaphthalene	1335-88-2	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	X
Tetraethyl lead (as Pb)	78-00-2	0.075 mg/m <sup>3</sup>	0.225 mg/m <sup>3</sup>	—	X
Tetrahydrofuran	109-99-9	200 ppm	250 ppm	—	—
Tetramethyl lead (as Pb)	75-74-1	0.075 mg/m <sup>3</sup>	0.225 mg/m <sup>3</sup>	—	X
Tetramethyl succinonitrile	3333-52-6	0.5 ppm	1.5 ppm	—	X
Tetranitromethane	509-14-8	1 ppm	3 ppm	—	—
Tetrasodium pyrophosphate	7722-88-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Tetryl (2, 4, 6-trinitrophenyl-methylnitramine)	479-45-8	1.5 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
Thallium (soluble compounds) (as Tl)	7440-28-0	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
4, 4-Thiobis (6-tert-butyl-m-cresol)	96-69-5	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Thioglycolic acid	68-11-1	1 ppm	3 ppm	—	X
Thionyl chloride	7719-09-7	—	—	1 ppm	—
Thiram (see WAC 296-62-07519)	137-26-8	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Tin (as Sn)	—	—	—	—	—
Inorganic compounds (except oxides)	7440-31-5	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Tin (as Sn)	—	—	—	—	—
Organic compounds	7440-31-5	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Tin oxide (as Sn)	21651-19-4	2 mg/m <sup>3</sup>	4 mg/m <sup>3</sup>	—	—
Titanium dioxide	13463-67-7	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Toluene	108-88-3	100 ppm	150 ppm	—	—
Toluene-2, 4-diisocyanate (TDI)	584-84-9	0.005 ppm	0.02 ppm	—	—
m-Toluidine	108-44-1	2 ppm	4 ppm	—	X
o-Toluidine	95-53-4	2 ppm	4 ppm	—	X
p-Toluidine	106-49-0	2.0 ppm	4 ppm	—	X
Toxaphene (Chlorinated camphene)	8001-35-2	0.5 mg/m <sup>3</sup>	1 mg/m <sup>3</sup>	—	X
Tremolite (see WAC 296-62-07705)	—	—	—	—	—
Tributyl phosphate	126-73-8	0.2 ppm	0.6 ppm	—	—
Trichloroacetic acid	76-03-9	1 ppm	3 ppm	—	—
1, 2, 4-Trichlorobenzene	120-82-1	—	—	5 ppm	—
1, 1, 1-Trichloroethane (Methyl chloroform)	71-55-6	350 ppm	450 ppm	—	—
1, 1, 2-Trichloroethane	79-00-5	10 ppm	20 ppm	—	—
Trichloroethylene	79-01-6	50 ppm	200 ppm	—	—
Trichlorofluoromethane	75-69-4	—	—	1,000 ppm	—
Trichloromethane (Chloroform)	67-66-3	2 ppm	4 ppm	—	—
Trichloronaphthalene	1321-65-9	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	X
1, 2, 3-Trichloropropane	96-18-4	10 ppm	20 ppm	—	X
1, 1, 2-Trichloro-1, 2, 2-trifluoroethane	76-13-1	1,000 ppm	1,250 ppm	—	—
Tricyclohexyltin hydroxide (Cyhexatin)	13121-70-5	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Triethylamine	121-44-8	10 ppm	15 ppm	—	—
Trifluorobromomethane	75-63-8	1,000 ppm	1,250 ppm	—	—
Trimellitic anhydride	552-30-7	0.005 ppm	0.015 ppm	—	—
Trimethylamine	75-50-3	10 ppm	15 ppm	—	—
Trimethyl benzene	25551-13-7	25 ppm	38 ppm	—	—
Trimethyl phosphite	121-45-9	2 ppm	4 ppm	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
2, 4, 6-Trinitrophenol (Picric acid)	88-89-1	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
2, 4, 6-Trinitrophenyl- methylnitramine (Tetryl)	479-45-8	1.5 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	X
2, 4, 6-Trinitrotoluene (TNT)	118-96-7	0.5 mg/m <sup>3</sup>	1.5 mg/m <sup>3</sup>	—	X
Triorthocresyl phosphate	78-30-8	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	X
Triphenyl amine	603-34-9	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Triphenyl phosphate	115-86-6	3 mg/m <sup>3</sup>	6 mg/m <sup>3</sup>	—	—
Tungsten (as W)	7440-33-7	—	—	—	—
Soluble compounds	—	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Insoluble compounds	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Turpentine	8006-64-2	100 ppm	150 ppm	—	—
Uranium (as U)	7440-61-1	—	—	—	—
Soluble compounds	—	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Insoluble compounds	—	0.2 mg/m <sup>3</sup>	0.6 mg/m <sup>3</sup>	—	—
n-Valeraldehyde	110-62-3	50 ppm	75 ppm	—	—
Vanadium (as V2O5)	—	—	—	—	—
Respirable fraction	1314-62-1	0.05 mg/m <sup>3</sup>	0.15 mg/m <sup>3</sup>	—	—
Vegetable oil mist	—	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Vinyl acetate	108-05-1	10 ppm	20 ppm	—	—
Vinyl benzene (Styrene)	100-42-5	50 ppm	100 ppm	—	—
Vinyl bromide	593-60-2	5 ppm	10 ppm	—	—
Vinyl chloride (Chloroethylene) (see WAC 296-62-07329)	75-01-4	1 ppm	5 ppm	—	—
Vinyl cyanide (Acrylonitrile) (see WAC 296-62-07336)	107-13-1	2 ppm	4 ppm	10 ppm	—
Vinyl cyclohexene dioxide	106-87-6	10 ppm	20 ppm	—	X
Vinyl toluene	25013-15-4	50 ppm	75 ppm	—	—
Vinylidene chloride (1, 1-Dichloroethylene)	75-35-4	1 ppm	3 ppm	—	—
VM & P Naphtha	8032-32-4	300 ppm	400 ppm	—	—
Warfarin	81-81-2	0.1 mg/m <sup>3</sup>	0.3 mg/m <sup>3</sup>	—	—
Welding fumes (total particulate)	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Wood dust	—	—	—	—	—
Nonallergenic; (All woods except allergenic)	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Allergenic (e.g. cedar, mahogany and teak)	—	2.5 mg/m <sup>3</sup>	5 mg/m <sup>3</sup>	—	—
Xylenes (ortho, meta, and para isomers) (Dimethylbenzene)	1330-20-7	100 ppm	150 ppm	—	—
m-Xylene alpha, alpha-diamine	1477-55-0	—	—	0.1 mg/m <sup>3</sup>	X
Xylidine (Dimethylaminobenzene)	1300-73-8	2 ppm	4 ppm	—	X
Yttrium	7440-65-5	1 mg/m <sup>3</sup>	3 mg/m <sup>3</sup>	—	—
Zinc chloride fume	7646-85-7	1 mg/m <sup>3</sup>	2 mg/m <sup>3</sup>	—	—
Zinc chromate (as CrO3)	Varies with com- pound	0.05 mg/m <sup>3</sup>	—	0.1 mg/m <sup>3</sup>	—
Zinc oxide	1314-13-2	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Zinc oxide fume	1314-13-2	5 mg/g <sup>3</sup>	10 mg/m <sup>3</sup>	—	—

Substance	CAS	TWA <sub>8</sub>	STEL	Ceiling	Skin
Zinc stearate	557-05-1	—	—	—	—
Total particulate	—	10 mg/m <sup>3</sup>	20 mg/m <sup>3</sup>	—	—
Respirable fraction	—	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—
Zirconium compounds (as Zr)	7440-67-2	5 mg/m <sup>3</sup>	10 mg/m <sup>3</sup>	—	—

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

## NEW SECTION

### WAC 296-841-300 Definitions.

#### Ceiling

An exposure limit, measured over the shortest time period feasible, that must not be exceeded during any part of the employee's workday.

#### Dust

Solid particles suspended in air. Dusts are generated by handling, drilling, crushing, grinding, rapid impact, detonation, or decrepitation of organic or inorganic materials such as rock, ore, metal, coal, wood, grain, etc.

#### Exposed or exposure

The contact an employee has with a toxic substance, harmful physical agent or oxygen deficient condition. Exposure can occur through various routes of entry, such as inhalation, ingestion, skin contact, or skin absorption.

#### Fume

Solid particles suspended in air, generated by condensation from the gaseous state, generally after volatilization from molten metals, etc.

#### Gas

A normally formless fluid which can be changed to the liquid or solid state by the effect of increased pressure or decreased temperature or both.

#### Mist

Liquid droplets suspended in air, generated by condensation from the gaseous to the liquid state or by breaking up a liquid into a dispersed state, such as by splashing, foaming, spraying or atomizing.

#### Oxygen deficient

An atmosphere with an oxygen content below 19.5% by volume.

#### Permissible exposure limits (PEL)

Permissible exposure limits (PELs) are employee exposures to toxic substances or harmful agents that must not be exceeded. PELs are specified in applicable WISHA rules.

#### Short-term exposure limit (STEL)

An exposure limit averaged over a short time period (usually measured for fifteen minutes) that must not be exceeded during any part of an employee's workday.

#### Time weighted average (TWA<sub>8</sub>)

An exposure limit averaged over eight hours that must not be exceeded during an employee's workday.

#### Toxic substance

Any chemical substance or biological agent, such as bacteria, virus, and fungus, which is any of the following:

- Listed in the latest edition of the National Institute for Occupational Safety and Health (NIOSH) Registry of Toxic Effects of Chemical Substances (RTECS)
- Shows positive evidence of an acute or chronic health hazard in testing conducted by, or known to, the employer.

- The subject of a material safety data sheet kept by or known to the employer showing the material may pose a hazard to human health.

#### Vapor

The gaseous form of a substance that is normally in the solid or liquid state.



**WSR 03-20-002**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 03-241—Filed September 17, 2003, 4:14 p.m.]

Date of Adoption: September 17, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000K; 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: Continues the late fall season. Harvestable numbers of chinook and coho are available. All fisheries are consistent with the 2003 fall management agreement and the preseason allocation agreement. Rules are consistent with actions of the Columbia River compact on September 17, 2003, and July 30, 2003, and are 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.

Effective Date of Rule: Immediately.

September 17, 2003

J. P. Koenings

Director

by Larry Peck

**NEW SECTION**

**WAC 220-33-01000L Columbia River season below Bonneville.** Notwithstanding the provisions of WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, except as provided in the following subsections:

1) OPEN AREA: SMCRA 1A, 1B, 1C.

a) SEASON: 7:00 p.m. Wednesday September 17, 2003 thru 7:00 p.m. Friday September 19, 2003.

6:00 p.m. Sunday September 21, 2003 to 6:00 p.m. Monday September 22, 2003

b) GEAR: No minimum mesh restriction, 9 3/4 inch maximum mesh restriction.

c) SANCTUARIES: Elochomin-A, Abernathy Creek, Cowlitz, Kalama-A,

d) ALLOWABLE SALE: Salmon and sturgeon. A maximum of 3 sturgeon may be possessed or sold for each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open.

e) Quick reporting required for Washington wholesale dealers, WAC 220-69-240

2) OPEN AREA: SMCRA 1D, 1E.

a) SEASON: 7:00 p.m. Wednesday September 17, 2003 thru 7:00 p.m. Friday September 19, 2003.

6:00 p.m. Sunday September 21, 2003 to 6:00 p.m. Monday September 22, 2003

b) GEAR: 8 inch minimum mesh, 9 3/4 inch maximum mesh restrictions.

c) SANCTUARIES: Lewis-A, Washougal and Sandy

d) ALLOWABLE SALE: Salmon and sturgeon. A maximum of three sturgeon may be possessed or sold for each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open.

e) 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 foot 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

4) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.m. daily.

b) GEAR: In the Tongue Point area the mesh size is restricted to 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.

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.

5) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

d) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

6) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

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.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000K Columbia River seasons below Bonneville. (03-236)

### WSR 03-20-004 EMERGENCY RULES DEPARTMENT OF FISH AND WILDLIFE

[Order 03-240—Filed September 18, 2003, 3:05 p.m., effective September 19, 2003, 12:01 a.m.]

Date of Adoption: September 18, 2003.

Purpose: Amend personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900P and 232-28-61900Z; 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: An extremely large run of fall chinook is returning to the Hanford Reach in 2003 and additional adult salmon are available for harvest. This year through September 16, the adult fall chinook count at Bonneville Dam was 485,000, the highest on record. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: September 19, 2003, 12:01 a.m.

September 18, 2003

J. P. Koenings

Director



**NEW SECTION**

**WAC 232-28-61900Z Exceptions to statewide rules—Columbia River and Okanogan River.** Notwithstanding the provisions of WAC 232-28-619:

(1) Columbia River:

(a) Effective September 19 through December 31, 2003, in those waters of the Columbia River from the Highway 395 Bridge at Pasco to the Old Hanford townsite wooden powerline towers, special daily limit of six salmon, no more than four adults. Minimum size 12 inches.

(b) Effective September 19 through October 22, 2003, in those waters of the Columbia River from the Old Hanford townsite wooden powerline towers to Priest Rapids Dam, special daily limit of six salmon, no more than four adults. Minimum size 12 inches.

(2) Okanogan River (Okanogan Co.): Effective immediately through October 15, 2003, in those waters of the Okanogan River downstream of the Highway 97 Bridge to the mouth, open to salmon fishing, daily limit of six salmon, no more than two adults. Release sockeye and coho.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 232-28-61900P Exceptions to statewide rules—Columbia, Cowlitz, Green, Klickitat, Lewis, Okanogan, Toutle, Washougal and Wind River. (03-139)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. January 1, 2004:

WAC 232-28-61900Z Exceptions to statewide rules—Columbia River and Okanogan River.

**WSR 03-20-005  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-242—Filed September 18, 2003, 3:05 p.m.]

Date of Adoption: September 18, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-50100F; and amending WAC 220-47-501.

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 allowable harvest of late run Fraser River sockeye has been exceeded. This action

prohibits the retention of sockeye in the Area 7/7A reef net fishery. This regulation is necessary to keep the fishery in compliance with agreement made during Fraser Panel negotiations relevant to management of the Fraser River stocks. There is insufficient time to make this change using the permanent rules process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 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, 2003

J. P. Koenings  
Director

**NEW SECTION**

**WAC 220-47-50100G Puget Sound all-citizen commercial salmon fishery.** Notwithstanding the provisions of Chapter 220-47 WAC, effective immediately until further notice, it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements set forth in this section, provided that unless otherwise amended, all permanent rules remain in effect:

**Area 6D:**

**Skiff Gill Nets** - (a) Open to skiff gill nets using 5-inch minimum and 5 1/2-inch maximum mesh from 7:00 a.m. to 7:00 p.m. on the following dates: 9/29, 9/30, 10/1, 10/2, 10/3, 10/6, 10/7, 10/8, 10/9, 10/10, 10/13, 10/14, 10/15, 10/16, 10/17, 10/20, 10/21, 10/22, 10/23, 10/24, 10/27, 10/28, 10/29, 10/30, 10/31.

(b) It is unlawful to retain chinook or pink salmon taken in Area 6D at any time, or any chum salmon taken in Area 6D prior to October 16. Any chinook, chum or pink salmon required to be released, must be removed from the net by cutting the meshes ensnaring the fish.

**Areas 7 and 7A:**

**Reef Nets** - Open to reef net gear according to the times, dates, and conditions as prescribed and listed here:

TIME

7:00 a.m. to 7:00 p.m.

DATES

September 18 through October 15  
Daily

EMERGENCY

It is unlawful to retain chinook and sockeye salmon at all times, and it is unlawful to retain wild coho salmon prior to October 1.

**Reef Net Required DNA Tissue Sampling** - It is unlawful to retain chum salmon taken with reef net gear prior to October 1 unless the reef net license holder provides the department with 24 hour notice prior to each day of fishing and assists the department with collection of DNA tissue samples from chum salmon. The daily fishing notice to the department must include the reef net license holder's name and a telephone number where they can be contacted, and the notice must be given by one of the following three means:

- (i) FAX transmission to (360) 902-2949;
- (ii) E-mail to psfishtickets@dfw.wa.gov; or
- (iii) Toll-free telephone call to 1-866-791-1279.

**Areas 7B** except the waters south of a line from the western tip of Governors Point to Vendovi Island light on the east side of Vendovi Island are open to the following fishing gears under the conditions identified:

**Purse Seines** - Open to purse seines using the 5-inch strip during the following hours and dates, provided it is unlawful to retain sockeye salmon, and any sockeye salmon caught must be released immediately.

<u>Hours</u>	<u>Dates</u>
7:00 a.m. to 7:00 p.m.	September 21 through October 25

**Gill Nets** - Open to gill nets as follows:

<u>Mesh Size</u>	<u>Hours</u>	<u>Dates</u>
5" minimum	6:00 a.m. to 11 p.m.	September 18
5" minimum	7:00 p.m.	September 21 through 4:00 p.m. October 25

**Area 8D:**

**Purse Seine** - Open to purse seines using the 5-inch strip as follows:

<u>Hours</u>	<u>Dates</u>
7:00 a.m. to 7:00 p.m.	9/25, 10/2

It is unlawful to retain chinook salmon, and any chinook salmon caught with purse seine gear must be released immediately.

**Area 8D:**

**Gill Nets** - Open to gill nets using 5-inch minimum mesh as follows:

<u>Hours</u>	<u>Dates</u>
6:00 p.m.	September 21 to 8:00 a.m. September 22
6:00 p.m.	September 23 to 8:00 a.m. September 24
6:00 p.m.	September 25 to 8:00 a.m. September 26
6:00 p.m.	September 28 to 8:00 a.m. September 29
6:00 p.m.	September 30 to 8:00 a.m. October 1
6:00 p.m.	October 2 to 8:00 a.m. October 3

**Area 9A:**

**Gill Nets** - Open to gill nets using 5-inch minimum mesh as follows:

<u>Hours</u>	<u>Dates</u>
	Continuously through 4:00 p.m. October 25

**Area 12A:**

**Beach Seines** - (a) Open to holders of beach seine permits from 7:00 a.m. to 7:00 P.m. on the following dates: 9/18, 9/19, 9/22, 9/23, 9/24, 9/25, 9/26, 9/29, 9/30, 10/1, 10/2, 10/3.

(b) Open in those waters of Area 12A lying northerly of a line extending from Whitney Point to the flashing light off Fishermans Point then to Fishermans Point on the Bolton Peninsula, excluding waters within 1000 feet of the western shoreline, as the shoreline is defined by the mean higher high stage of the tide, between Whitney Point and mouth of the Little Quilcene River.

**All Other Saltwater and Freshwater Areas:** Closed.

**"Quick Reporting" Fisheries:**

All fisheries opened under this section, and any fishery openings under authority of the Fraser Panel for sockeye or pink salmon in Areas 7 and 7A are designated as "Quick Reporting Required" fisheries.

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

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-47-50100F	Puget Sound all-citizen commercial salmon fishery. (03-235)
-------------------	---

**WSR 03-20-006  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-244—Filed September 18, 2003, 3:10 p.m., effective September 19, 2003, 7:00 a.m.]

Date of Adoption: September 18, 2003.

Purpose: Amend commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-05100K and 220-52-05100L; and amending WAC 220-52-051.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

EMERGENCY

Reasons for this Finding: This rule is necessary to provide biological data to fisheries managers to aid in assigning appropriate shrimp harvest quotas. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: September 19, 2003, 7:00 a.m.

September 18, 2003

J. P. Koenings  
Director

**NEW SECTION**

**WAC 220-52-05100L Puget Sound shrimp pot and beam trawl test fishery—Seasons.** Notwithstanding the provisions of WAC 220-52-051, effective 7:00 a.m. September 19, 2003 through 11:59 p.m. September 23, 2003, Puget Sound commercial shrimp license holders and alternate operators listed below will be allowed to harvest spot shrimp for the purpose of a test fishery. Designated fishers and their vessels are only allowed to harvest shrimp from the Marine Fish-Shellfish Management and Catch Reporting Areas assigned for their vessel. Only pot gear is allowed in the fishery and no gear may be set or pulled by these vessels in the designated areas without a WDFW staff person aboard. Spot shrimp harvested and not retained by WDFW staff may be sold and will be reported on the Fish Receiving Ticket as test fishery product. Participating fishers:

Vessel Identification	Licensed Commercial Fisher/Alternate Operator	Designated Catch Reporting Area
Flying F, 930156	Lee Freeman	20A
Miss Cassie, WN8117RK	Andy Fisk	20A
Jewlz, WN6794NJ	Ken Crews	23A
Heineken WN 9145ME	Joe Verdose	23A

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. September 19, 2003:

WAC 220-52-05100K Puget Sound shrimp pot and beam trawl fishery—Seasons. (03-233)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. September 24, 2003:

WAC 220-52-05100L Puget Sound shrimp pot and beam trawl fishery—Seasons.

**WSR 03-20-018  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-245—Filed September 22, 2003, 4:39 p.m., effective September 22, 2003, 6:01 p.m.]

Date of Adoption: September 22, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000L; and amending WAC 220-32-010.

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: Sets three weeks of the late fall season fishery. Harvestable numbers of chinook and coho are available. All fisheries are consistent with the 2003 fall management agreement and the preseason allocation agreement. Rules are consistent with actions of the Columbia River compact on September 19, 2003, and July 30, 2003, and are 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.

Effective Date of Rule: September 22, 2003, 6:01 p.m.

September 22, 2003

Evan Jacoby  
for Jeff Koenings  
Director

EMERGENCY

**NEW SECTION**

**WAC 220-33-01000M Columbia River season below Bonneville.** Notwithstanding the provisions of WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, except as provided in the following subsections:

- 1) OPEN AREA: SMCRA 1A, 1B, 1C.
  - a) SEASON: 6:00 p.m. September 23, 2003 through 6:00 p.m. September 25, 2003
  - 6:00 p.m. September 28, 2003 through 6:00 p.m. September 29, 2003
  - 6:00 p.m. September 30, 2003 through 6:00 p.m. October 2, 2003
  - b) GEAR: No minimum mesh restriction, 9 3/4 inch maximum mesh restriction.
  - c) SANCTUARIES: Elochomin-A, Abernathy Creek, Cowlitz, Kalama-A,
  - d) ALLOWABLE SALE: Salmon and sturgeon. A maximum of 3 sturgeon may be possessed or sold for each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open.
  - e) Quick reporting required for Washington wholesale dealers, WAC 220-69-240
- 2) OPEN AREA: SMCRA 1D, 1E
  - a) SEASON: 6:00 p.m. September 23, 2003 through 6:00 p.m. September 25, 2003
  - 6:00 p.m. September 28, 2003 through 6:00 p.m. September 29, 2003
  - 6:00 p.m. September 30, 2003 through 6:00 p.m. October 2, 2003
  - b) GEAR: 8 inch minimum mesh, 9 3/4 inch maximum mesh restrictions.
  - c) SANCTUARIES: Lewis-A, Washougal and Sandy
  - d) ALLOWABLE SALE: Salmon and sturgeon. A maximum of three sturgeon may be possessed or sold for each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open.
  - e) Quick reporting required for Washington wholesale dealers, WAC 220-69-240
3. OPEN AREA: SMCRA 1A, 1B, 1C, 1D, 1E
  - a) SEASON: 6:00 p.m. October 5, 2003 through 6:00 p.m. October 6, 2003
  - 6:00 p.m. October 7, 2003 through 6:00 p.m. October 9, 2003
  - b) GEAR: No minimum mesh restriction. 9 3/4 inch maximum mesh restrictions.
  - c) SANCTUARIES: Elochomin-A, Abernathy Creek, Cowlitz, Kalama-A, Lewis-A, Washougal and Sandy
  - d) ALLOWABLE SALE: Salmon and sturgeon. A maximum of three sturgeon may be possessed or sold for each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open.
  - e) Quick reporting required for Washington wholesale dealers, WAC 220-69-240
- 4) 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 foot 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

5) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.m. daily.

b) GEAR: In the Tongue Point area the mesh size is restricted to 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.

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.

6) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

d) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

7) 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, 2003. Open hours through September 26 are 7:00 p.m. to 7:00 a.m. daily and beginning September 29, the open hours are 6:00 p.m. to 8:00 a.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.

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.

e) OTHER: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

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 220-33-01000L Columbia River seasons below Bonneville. (03-241)

**WSR 03-20-019  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-246—Filed September 22, 2003, 4:41 p.m.]

Date of Adoption: September 22, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05100J; 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 the fifth week of the treaty Indian fall season. Harvestable numbers of salmon are available. Allows commercial sale of platform and hook and line caught fish to be sold in the treaty Indian fishery. Season is consistent with the management agreement and the biological opinion. The fishery is consistent with actions of the Columbia River compact of September 19, 2003, and August 22, 2003. Conforms to 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: Immediately.

September 22, 2003

Evan Jacoby

for Jeff Koenings

Director

**NEW SECTION**

**WAC 220-32-05100K 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, steelhead, walleye, shad, carp, or sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H, and the Klickitat River and White Salmon rivers, except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for salmon, shad, carp, sturgeon, steelhead and walleye under the following provisions pursuant to lawfully enacted tribal rules:

1) Open Periods: 6:00 a.m. September 24, 2003 to 6:00 p.m. September 27, 2003

a) Open Areas: SMCRA 1F, 1G, 1H

b) Gear: No mesh restriction

c) Allowable sale includes: chinook, coho, steelhead, walleye, carp, and shad. Sturgeon may not be sold. Sturgeon between 4-5 feet in length may be retained for subsistence purposes. Sockeye may not be sold but may be retained for subsistence purposes.

EMERGENCY

d) Sanctuaries: All standard sanctuaries except the small 150 foot sanctuary around Spring Creek Hatchery.

2) Open Periods: Immediately until further notice.

a) Open Areas: SMCRA 1F, 1G, 1H, the Klickitat River and the White Salmon River.

b) Gear: Hoop nets, dip bag nets, or hook and line.

c) Allowable sale includes: Chinook, coho, steelhead, walleye, carp and shad. Sturgeon between 4-5 feet in length may not be sold but may be retained for subsistence purposes. Sockeye may not be sold but may be retained for subsistence purposes. Fish taken in the Klickitat and White Salmon rivers may be sold when those rivers are open pursuant to lawfully enacted tribal rules. The Klickitat River is currently open Tuesday through Saturday weekly and the White Salmon River is open Monday through Saturday weekly.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-32-05100J Columbia River seasons above Bonneville. (03-237)

### WSR 03-20-036

#### EMERGENCY RULES

### WASHINGTON APPLE COMMISSION

[Filed September 23, 2003, 3:02 p.m.]

Date of Adoption: September 23, 2003.

Purpose: To reduce the assessment from 54.3 cents on each one hundred pounds gross billing weight to 8.75 cents on each one hundred pounds net billing weight, which is equivalent to 7.60375 cents per hundred weight gross billing weight, to become effective September 1, 2003, for all varieties of apples except Red Delicious, Golden Delicious and Fuji [Fuji]. The reduced assessment will become effective on October 1, 2003, for Red Delicious, Golden Delicious and Fuji [Fuji]. The amendment also simplifies the billing method for assessments.

Citation of Existing Rules Affected by this Order: Amending WAC 24-12-010.

Statutory Authority for Adoption: RCW 15.24.100.

Other Authority: Federal Court Decision of Case # CS-01-0278.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The Washington Apple Commission is currently operating under a federal court settlement that was orally approved on July 23, 2003. The federal court found that the commission's collection of mandatory assessments for advertising and promotion violated the First Amendment, but in the settlement of the case, the federal court approved the reduction of the assessment from 54.3 cents per hundred pounds gross billing weight to 7.06375

cents per hundred gross billing weight, which is equivalent to 8.75 cents per hundred net bill weight (or 3.5 cents per 40 pound box), effective September 1, 2003, for all fresh apples except Red Delicious, Golden Delicious and Fuji [Fuji]. The reduced assessment for Red Delicious, Golden Delicious and Fuji [Fuji] will become effective on October 1, 2003. The timing of the federal court hearing on the settlement made it impossible to comply with the permanent rule-making time requirement prior to the effective date of the new assessment rate.

The billing method, which eliminates tare weights based on container type, has been simplified to accommodate a new computer system that will provide a more cost efficient and accurate billing service for the apple industry.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 22, 2003

David Carlson

Interim President

AMENDATORY SECTION (Amending WSR 00-23-064, filed 11/15/00)

**WAC 24-12-010 Amount of assessments.** (1) There is hereby levied upon all fresh apples grown annually in this state, and upon all apples packed as Washington apples, an assessment of ~~((86.96))~~ 8.75 cents on each one hundred pounds ~~((gross))~~ net billing weight effective September 1, 2003, for all varieties of apples except Red Delicious, Golden Delicious, and Fuji. There is hereby levied upon all fresh Red Delicious, Golden Delicious, and Fuji apples grown annually in this state and upon all Red Delicious, Golden Delicious, and Fuji apples packed as Washington apples an assessment of 8.75 cents on each one hundred pounds net billing weight effective October 1, 2003. ~~((until September 30, 2001. On and after October 1, 2001 the assessment on fresh apples shall be 54.3 cents on each one hundred pounds gross billing weight. For the period October 1, 1998 through September 30, 2001, 32.66 cents of the assessment on each one hundred pounds gross billing weight shall be used only for direct consumer advertising.))~~

(2) Assessments shall be payable as provided in WAC 24-12-012, whether in bulk or loose in boxes or any other container, or packed in any style package. ~~((The gross billing~~

~~weights for the following containers shall apply for the purpose of computing said assessments:~~

<b>DESCRIPTION OF CONTAINER</b>	<b>GROSS BILLING WEIGHTS</b>
<del>1/3 Bushel box (packed or loose)</del>	<del>15 lbs.</del>
<del>1/2 Bushel box (loose)</del>	<del>23 lbs.</del>
<del>Bulk bushel container (loose)</del>	<del>Net weight plus 3 lbs. tare</del>
<del>9/4 and 12/3 Bag containers</del>	<del>41 lbs.</del>
<del>13/3 Bag container</del>	<del>44 lbs.</del>
<del>10/4 and 8/5 Bag containers</del>	<del>45 lbs.</del>
<del>12/4 Bag container</del>	<del>53 lbs.</del>
<del>Standard tray pack container</del>	<del>46 lbs.</del>
<del>Pocket cell tray pack container</del>	<del>46 lbs.</del>
<del>Cell pack containers, all counts</del>	<del>46 lbs.</del>
<del>2-Layer tray pack container</del>	<del>23 lbs.</del>
<del>Single layer tray pack container</del>	<del>12 lbs.))</del>

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 spelling errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

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

**WSR 03-20-038  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-248—Filed September 23, 2003, 4:23 p.m.]

Date of Adoption: September 23, 2003.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-36000R; and amending WAC 220-56-360.

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: Survey results show that adequate clams are available for harvest in Razor Clam Areas 1, 2 and those portions of Razor Clam Area 3 opened for harvest. Washington Department of Health has certified clams from these beaches to be safe for human consumption.

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 23, 2003

J. P. Koenings

Director

by Larry Peck

**NEW SECTION**

**WAC 220-56-36000R Razor clams—Areas and seasons.** Notwithstanding the provisions of WAC 220-56-360, it is unlawful to dig for or possess razor clams taken for personal use from any beach in Razor Clam Areas 1, 2, or 3, except as provided for in this section:

1. Effective 12:01 p.m. September 26 through 11:59 p.m. September 28, 2003, razor clam digging is allowed in Razor Clam Area 1, Razor Clam Area 2 and that portion of Razor Clam Area 3 that is between the Grays Harbor North Jetty and the Copalis River (Grays Harbor County) and that portion of Razor Clam Area 3 that is between Olympic National Park South Beach Campground access road (Kalaloch area, Jefferson County) and Browns Point (Kalaloch area, Jefferson County). Digging is allowed from 12:01 p.m. to 11:59 p.m. only.

2. It is unlawful to dig for razor clams at any time in Long Beach, Twin Harbors Beach or Copalis Beach Clam sanctuaries defined in WAC 220-56-372.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. September 28, 2003:

WAC 220-56-36000R Razor clams—Areas and seasons.

**WSR 03-20-039  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-247—Filed September 23, 2003, 4:26 p.m.]

Date of Adoption: September 23, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-05100J; and amending WAC 220-52-051.

EMERGENCY

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 rule is necessary to meet allocation, conservation and management agreements. Openings and closures are consistent with these elements. Commercial shrimp quotas are available in the area opened by this rule. A weekly landing limit for spot shrimp is necessary to reduce risk of overharvest, maintain an orderly fishery, provide the ability to enforce state/tribal plan requirements, and to ensure conservation. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 23, 2003

J. P. Koenings

Director

by Larry Peck

## NEW SECTION

**WAC 220-52-05100M Puget Sound shrimp pot and beam trawl fishery—Seasons.** Notwithstanding the provisions of WAC 220-52-051, effective immediately until further notice, it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

(1) Shrimp pot gear:

(a) Waters of Shrimp Management Areas 1B, 1C, 2-E (east), 2-W (west), and Crustacean Management Regions 3 and 6, are open to the harvest of all shrimp species, except as provided below:

(i) Effective immediately, until further notice, waters of Shrimp Management Areas 1B, 1C, 2-E (east), 2-W (west), and Marine Fish-Shellfish Catch and Reporting Areas 23A-S (south), 23B, 23C, 23D, 25A, 25D and 26D are closed to the harvest of spot shrimp.

(ii) Waters of Marine Fish-Shellfish Catch and Reporting Areas 23A-W (west), and 23A-E (east) are closed to the harvest of all shrimp species.

(iii) Effective immediately until further notice, that portion of Port Townsend Bay south of the 48°06'N latitude line and north of the 48°04'N latitude line and east of the 122°46'W longitude line which is closed to the harvest of all shrimp species.

(iv) Effective immediately, until further notice, all waters of Marine Fish-Shellfish Catch and Reporting Area 25A found within the Discovery Bay Shrimp District are open to the harvest of non-spot shrimp.

i. There is a 10-pot per vessel limit when fishing in this portion of Catch Area 25A.

ii. Landings from this area must be hailed as coming from the Discovery Bay Shrimp District portion of Catch Area 25A.

(v) Closures provided for in WAC 220-52-051 (2)(c) with the exception of the Discovery Bay Shrimp District remain in effect.

(b) Effective immediately, it is unlawful for the combined total harvest of spot shrimp by a fisher and/or the fisher's alternate operator to exceed 600 pounds per week, or to exceed 300 pounds per week from Crustacean Management Region 6. Any fisher whose weekly shrimp harvest activity is exclusively limited to Marine Fish-Shellfish Catch and Reporting Area 29 shall not be subject to the weekly spot shrimp trip limit. The spot shrimp trip limit accounting week is Monday through Sunday. It is unlawful to fish for any shrimp while in possession on board the fishing vessel spot shrimp harvested from the previous trip limit accounting week or weeks.

(c) It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear in more than one Marine Fish-Shellfish Management and Catch Reporting Area per day. Fishers may move all of their shellfish pot gear from one Marine Fish-Shellfish Management and Catch Reporting Area to another Marine Fish-Shellfish Management and Catch Reporting Area if a harvest report is made before the shellfish pot gear is moved. The harvest activity report must be made consistent with the provisions of WAC 220-52-075 and must also include number of pots being moved to a new area and the Marine Fish-Shellfish Management and Catch Reporting Area that the pots are being moved to.

(d) It is unlawful to set or pull shellfish pots in one Marine Fish-Shellfish Management and Catch Reporting Area while in possession of shrimp harvested from another Marine Fish-Shellfish Management and Catch Reporting Area except shellfish pots may be set in a new fishing area subsequent to making a report as indicated in Section 1(c) above.

(2) Shrimp beam trawl gear:

(a) Crustacean Management Region 3 outside of the shrimp districts: Open immediately until further notice.

(b) Shrimp Management Area 1B: open immediately, until further notice, except as provided below:

(i) Marine Fish-Shellfish Management and Catch Reporting Area 20B closed immediately until further notice.

(c) Marine Fish-Shellfish Management and Catch Reporting Area 20A: open immediately until further notice.



(3) It is unlawful to set or pull shrimp using shellfish pot or shrimp beam trawl gear from one hour after official sunset to one hour before official sunrise.

(4) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-52-05100J      Puget Sound shrimp pot and beam trawl fishery—Seasons. (03-232)

**WSR 03-20-041**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Economic Services Administration)

[Filed September 24, 2003, 8:09 a.m., effective September 25, 2003]

Date of Adoption: September 19, 2003.

Purpose: In order to limit expenditures under the additional requirements for emergent needs (AREN) program, the department must reduce the maximum payment from \$1,500 to \$750 per month.

Citation of Existing Rules Affected by this Order: Amending WAC 388-436-0002.

Statutory Authority for Adoption: RCW 74.08.090 and 74.04.510.

Other Authority: RCW 74.08A.340.

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: This change is necessary to save federal TANF funds that are currently being overexpended. If we overexpend federal TANF funds, we must use general state funds to make up the overexpenditure. We do not have the authority to do this because funds have not been appropriated for this purpose by the legislature. We are in the process of adopting a permanent rule change - a preproposal statement of inquiry has been filed as WSR 03-11-089. However, an extension of the current emergency filing is necessary because funding levels have not been established.

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 1, Repealed 0.

Effective Date of Rule: September 25, 2003.

September 19, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-22-064, filed 10/27/00, effective 12/1/00)

**WAC 388-436-0002 If my family has an emergency, can I get help from DSHS to get or keep our housing or utilities?** DSHS has a program called additional requirements for emergent needs (AREN). If your family has an emergency and you need a one-time cash payment to get or keep safe housing or utilities, you may be eligible. The special AREN payment is in addition to the regular monthly cash grant your family may already get.

(1) To get AREN, you must:

(a) Be eligible for temporary assistance for needy families (TANF), state family assistance (SFA), or refugee cash assistance (RCA);

(b) Have an emergency housing or utility need; and

(c) Have a good reason that you do not have enough money to pay your housing or utility costs.

(2) To get AREN, you must be eligible for TANF, SFA, or RCA. This means you must:

(a) Get benefits through TANF, SFA, or RCA. For RCA you must also be pregnant or have an eligible child; or

(b) Apply for TANF, SFA, and RCA, and meet all eligibility criteria including:

(i) The maximum earned income limit under WAC 388-478-0035;

(ii) The requirement that your unearned income not exceed the grant payment standard;

(iii) The requirement that your countable income as defined under WAC 388-450-0162 must be below the payment standard in WAC 388-478-0020 when you have both earned income and unearned income;

(iv) The resource limits under chapter 388-470 WAC;

(v) The program summary rules for either TANF (WAC 388-400-0005); SFA (WAC 388-400-0010); or RCA (WAC 388-400-0030); and

(vi) The requirement that you must be pregnant or have an eligible child.

(3) If you do not get or do not want to get TANF, SFA or RCA, you cannot get AREN to help with one-time housing or utility costs. We will look to see if you are eligible for diversion cash assistance (DCA) under WAC 388-432-0005.

(4) To get AREN, you must have an emergency housing or utility need. You may get AREN to help pay to:

(a) Prevent eviction or foreclosure;

(b) Get housing if you are homeless or need to leave your home because of domestic violence;

(c) Hook up or prevent a shut off of utilities related to your health and safety. We consider the following utilities to be needed for health and safety:

(i) Electricity or fuel for heating, lighting, or cooking;

EMERGENCY

- (ii) Water;
- (iii) Sewer; and
- (iv) Basic local telephone service if it is necessary for your basic health and safety.

(d) Repair damage or defect to your home when it causes a risk to your health or safety:

(i) If you own the home, we may approve AREN for the least expensive method of ending the risk to your health or safety;

(ii) If you do not own the home, you must ask the landlord in writing to fix the damage according to the Residential Landlord-Tenant Act at chapter 59.18 RCW. If the landlord refuses to fix the damage or defect, we may pay for the repair or pay to move you to a different place whichever cost is lower.

(e) If you receive TANF or SFA, WorkFirst support services under WAC 388-310-0800 may be used to help you relocate to new housing to get a job, keep a job, or participate in WorkFirst activities. Nonhousing expenses, that are not covered under AREN, may be paid under WorkFirst support services. This includes expenses such as car repair, diapers, or clothing.

(5) To get AREN, you must have a good reason for not having enough money to pay for your housing or utility costs. You must prove that you:

(a) Did not have money available that you normally use to pay your rent and utilities due to an emergency situation that reduced your income (such as a long-term illness or injury);

(b) Had to use your money to pay for necessary or emergency expenses. Examples of necessary or emergency expenses include:

- (i) Basic health and safety needs for shelter, food and clothing;
- (ii) Medical care;
- (iii) Dental care needed to get a job or because of pain;
- (iv) Emergency child care;
- (v) Emergency expenses due to a natural disaster, accident, or injury; and
- (vi) Other reasonable and necessary expenses.

(c) Are currently homeless; or

(d) Had your family's cash grant reduced or suspended when we budgeted your expected income for the month, but the income will not be available to pay for the need when the payment is due. You must make attempts to negotiate later payments with your landlord or utility company before you can get AREN.

(6) In addition to having a good reason for not having enough money to pay for your costs, you must also explain how you will afford to pay for the on-going need in the future. We may deny AREN if your expenses exceed your income (if you are living beyond your means). We may approve AREN to help you get into housing you can afford.

(7) If you meet the above requirements, we decide the amount we will pay based on the following criteria.

(a) AREN payments may be made up to a maximum of ~~((fifteen))~~ seven hundred fifty dollars.

(b) We can make the payment all at once or as separate payments over a thirty-day period. The thirty-day period starts with the date of the first payment.

(c) The amount of AREN is in addition to the amount of your monthly TANF, SFA, or RCA cash grant.

(d) We will decide the lowest amount we must pay to end your housing or utility emergency. We will contact your landlord, utility company, or other vendor for information to make this decision. We may take any of the following steps when deciding the lowest amount to pay:

(i) We may ask you to arrange a payment plan with your landlord or utility company. This could include us making a partial payment, and you setting up a plan for you to repay the remaining amount you owe over a period of time.

(ii) We may have you use some of the money you have available in cash, checking, or savings to help pay for the expense. We will look at the money you have available as well as your bills when we decide how much we will pay.

(iii) We may consider income that is excluded or disregarded for cash assistance benefit calculations, such as SSI, as available to meet your emergency housing need.

(iv) We may consider money other individuals such as family or friends voluntarily give you. We will not count loans of money that you must repay to friends or family members.

(v) We may consider money from a nonneedy caretaker relative that lives in the home.

(vi) We may look at what other community resources you currently have to help you with your need.

(8) Starting August 1, 2000, your family can get AREN for your emergency housing or utility needs for one thirty-day period every twelve months:

(a) The thirty-day period starts on the date we issue your first AREN payment and lasts thirty consecutive days.

(b) The twelve-month period starts the month we issued your first AREN payment. The next time you could be eligible for AREN is the first day of the twelfth month after we issued the first AREN payment. For example, if we issued you AREN on January 15th, you could be eligible again on the first of January the next year.

(c) The limit of one thirty-day period every twelve months applies to the following people even if they leave the assistance unit:

(i) Adults; and

(ii) Minor parents that get AREN when no adults are in the assistance unit.

(d) We do not look at AREN benefits you received before August 1, 2000 when we look to see if you received AREN in the last twelve months.

(9) We pay AREN:

(a) Directly to the landlord, mortgage company, utility, or other vendor whenever we can.

(b) If we cannot pay AREN directly to the landlord or other vendor, we will issue the AREN as a part of your TANF, SFA, or RCA cash grant. If we issue the AREN as a part of your grant, you must use it for your emergency need.

(10) We may assign you a protective payee for your monthly grant under WAC 388-265-1250.

**WSR 03-20-044**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 03-249—Filed September 25, 2003, 8:12 a.m.]

Date of Adoption: September 24, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 220-52-040.

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 pot limit for the commercial crab fishery in the Puget Sound licensing district is to maintain commercial harvest allocation plans. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 24, 2003

J. P. Koenings

Director

**NEW SECTION**

**WAC 220-52-04000S Commercial crab fishery—Exceptions to permanent rules for pot limits.** Notwithstanding the provisions of WAC 220-52-040, effective 8:00 a.m. October 1, 2003 until further notice, it is unlawful for any person to fish for crabs for commercial purposes with more than 75 pots per license, per buoy tag number in all waters of the Puget Sound licensing district. The remaining 25 buoy tags per license must be onboard the designated vessel and available for inspection.

**WSR 03-20-045**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 03-243—Filed September 25, 2003, 8:15 a.m.]

Date of Adoption: September 22, 2003.

Purpose: Amend wildlife rules.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 232-12-243.

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 extend the public safety cougar removal application date from October 1, 2003, until October 15, 2003. GMU's and permit levels for the public safety cougar removal in eastern Washington were delayed for additional reporting and dissemination of that information. The deadline for the application is insufficient to plan and finish the licensing requirements as provided for in WAC 232-12-243. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 22, 2003

J. P. Koenings

Director

by Larry Peck

**NEW SECTION**

**WAC 232-12-24300A Public safety cougar removals—Application date extension.** Notwithstanding the provisions of WAC 232-12-243, applications for public safety cougar removal for 2003-2004 will be accepted if received or postmarked no later than October 15, 2003.

**WSR 03-20-050**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
[Filed September 25, 2003, 4:05 p.m.]

Date of Adoption: September 22, 2003.

Purpose: WAC 388-290-0130 What in-home/relative providers can I choose under the WCCC program?, is being amended to clarify that an in-home/relative provider is determined an eligible provider when the results of the criminal background inquiry are received. We must make this clear in the interest of safety of children, and the general welfare of the state.

Citation of Existing Rules Affected by this Order: Amending WAC 388-290-0130.

Statutory Authority for Adoption: RCW 74.04.050.

Other Authority: RCW 74.13.085.

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: Emergency rules are needed to assure that in-home or relative providers paid by the department to provide child care do not have criminal convictions or background that would disqualify the provider or pose a threat to the safety of children under their care. The department has filed a notice of intent, WSR 02-20-055, to adopt the rule as permanent, and is actively undertaking appropriate procedures to adopt the permanent rule. We expect to file a CR-102 proposed rule-making notice for permanent adoption in early October 2003.

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: Immediately.

September 22, 2003  
Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-12-069, filed 5/31/02, effective 7/1/02)

**WAC 388-290-0130 What in-home/relative providers can I choose under the WCCC program? (1) To be**

authorized as an in-home/relative provider under the WCCC program, your in-home/relative provider must:

- (a) Be a U.S. citizen or legally residing in the country;
- (b) Meet the requirements in WAC 388-290-0135; and
- (c) ~~((Complete and submit a criminal background inquiry form prescribed by us; and~~
- ~~(d))~~ Be one of the following adult relatives providing care in the home of either the child or the relative:
  - (i) An adult sibling living outside the child's home;
  - (ii) An extended tribal family member under chapter 74.15 RCW; or
  - (iii) A grandparent, aunt, uncle, or great-grandparent, great-aunt or great-uncle.

(2) Your in-home/relative provider is not an eligible provider (under WAC 388-290-0095 and 388-290-0100) any-time prior to the date the results of all applicable criminal background inquiries under WAC 388-290-0143(1) are received. Providers other than in-home/relative that you can use are described in WAC 388-290-0125.

(3) A nonrelative provider may be an adult friend or neighbor and must provide care in the child's own home.

- ~~((3))~~ (4) The in-home/relative provider may not be:
- (a) The child's biological, adoptive or step-parent;
  - (b) The child's legal guardian or the guardian's spouse; or
  - (c) Another adult acting in loco parentis or that adult's spouse.

**WSR 03-20-051**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed September 25, 2003, 4:07 p.m., effective September 26, 2003]

Date of Adoption: September 19, 2003.

Purpose: The Division of Employment and Assistance Programs is amending the Washington telephone assistance program (WTAP) rules to:

1. Establish WTAP payment limits for reimbursable services while streamlining the billing process; and
2. Add community service voice mail as a WTAP benefit as provided for by 2003 legislative session (chapter 134, Laws of 2003) effective July 1, 2003.

Citation of Existing Rules Affected by this Order: Amending WAC 388-273-0025, 388-273-0030, and 388-273-0035.

Statutory Authority for Adoption: RCW 74.08.090, 80.36.440, chapter 134, Laws of 2003.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: The extent of reimbursement of telephone companies must be limited for services provided on and after June 1, 2003, in order to ensure the WTAP fund remains within budget. Without this change, more than 120,000 households now using the program may lose telephone services as it would be unaffordable - restricting their ability to contact emergency services, doctors, social workers, employers and others. Community services voice mail has been added as a WTAP benefit by 2003 legislative session, chapter 134, Laws of 2003, effective July 1, 2003. The department is in the process of amending these rules by regular adoption but cannot complete this process before the existing emergency rules expire.

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 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 3, Repealed 0.

Effective Date of Rule: September 26, 2003.

September 19, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 02-18-106, filed 9/3/02, effective 10/4/02)

**WAC 388-273-0025 Benefits you receive as a WTAP participant.** (1) WTAP participants receive a:

(a) Discount on local telephone flat rate services, when the flat rate is more than the WTAP assistance rate;

(b) Waiver of deposit requirements on local telephone service; ~~((and))~~

(c) Fifty percent discount on service connection fees through June 30, 2003. Effective July 1, 2003, fifty percent discount for the first connection; and for a second or subsequent connection when you ask for service at a new address. Any connection fee discounts available from other programs are added to the WTAP discount, to pay part or all of the remaining fifty percent; or

(d) Effective July 1, 2003, a community service voice mail box offered by a community agency that has been contracted with the department of community, trade and economic development to provide the service.

(2) WTAP benefits are limited to one residential line per household.

(3) ~~((The deposit waiver and the discount on connection fees are available once per service year. "Service year" means the period beginning July 1 and ending June 30 of the following calendar year.~~

(4)) Your benefits begin the date you are approved for WTAP assistance and continue through the next June 30, except if you qualified for telephone assistance through using the community services voice mail programs, you will receive one additional service year of benefits((-

(5)). "Service year" means the period beginning July 1 and ending June 30 of the following calendar year.

(4) WTAP benefits do not include charges for line extension, optional extended area service, optional mileage, customer premises equipment, applicable taxes or delinquent balances owed to the telephone company.

**AMENDATORY SECTION** (Amending WSR 01-09-023, filed 4/9/01, effective 6/1/01)

**WAC 388-273-0030 How you can apply for WTAP.**

(1) You can apply for ~~((WTAP))~~ telephone benefits by contacting the local telephone company.

(2) The telephone company contacts us to verify that you are eligible for benefits under WAC 388-273-0020 before they add WTAP to your telephone account.

(3) You will know you are receiving WTAP benefits when you have a WTAP credit on your telephone bill.

(4) Effective July 1, 2003, you can apply for community service voice mail by contacting your local community service voice mail provider.

**AMENDATORY SECTION** (Amending WSR 01-09-023, filed 4/9/01, effective 6/1/01)

**WAC 388-273-0035 What we reimburse the local telephone company.** (1) Within available funding limits, we reimburse local telephone companies for fully documented administrative and program expenses associated with WTAP. The reimbursable expenses are limited to:

(a) Program services provided to eligible households June 1, 2003 and beyond, and after eligibility for WTAP is verified;

(i) Monthly flat rate service.

We reimburse the local telephone company an amount equal to the monthly flat rate of the incumbent local exchange carrier providing service in the customer's exchange area, minus the WTAP assistance rate set by the commission, and minus the amount of federal lifeline program reimbursement available to an eligible telecommunications carrier. An "incumbent local exchange carrier" is a telephone company in the U.S. that was providing local service when the Telecommunications Act of 1996 was enacted, and is required to file tariffs with the commission. For all exchange areas, the WTAP reimbursement shall be limited to not more than nineteen dollars for each eligible household.

(ii) Connection fee.

We reimburse the local telephone company an amount equal to one-half the connection fee rate or twenty-two dollars, whichever is less.

(iii) Waiver of local deposit.

We reimburse the local telephone company an amount up to two times the WTAP assistance rate.

(b) Correct, verifiable billing items;

(c) ~~((Invoices))~~ One monthly invoice and supporting documentation submitted ((within ninety days)) and received

by WTAP by the fifteenth day following the month the expense occurred;

(d) Items charged in error that have been corrected within (~~sixty~~) thirty days from the date we return the report of invoicing error to the local phone company;

(e) Salaries and benefits for time required to implement and maintain WTAP, with the exception that time required for the correction of billing, case number and client identification errors is not an allowable expense;

(f) Travel expenses for attending hearings, meetings, or training pertaining to WTAP;

(g) Expenses for supplies and materials for implementing and maintaining WTAP;

(h) Postage and handling for delivery of WTAP material;

(i) Administrative charge for change of service orders specified by tariffs; and

(j) Pre-approved documented indirect costs associated with implementing and maintaining WTAP.

**WSR 03-20-054**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**  
[Order 03-250—Filed September 26, 2003, 9:59 a.m.]

Date of Adoption: September 25, 2003.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-36000R and 220-56-36000S; and amending WAC 220-56-360.

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: Survey results show that adequate clams are available for harvest in Razor Clam Areas 1, 2 and those portions of Razor Clam Area 3 opened for harvest. Washington Department of Health has certified clams from these beaches to be safe for human consumption. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule 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, 2003

Evan Jacoby

for Jeff Koenings

Director

NEW SECTION

**WAC 220-56-36000S Razor clams—Areas and seasons.** Notwithstanding the provisions of WAC 220-56-360, it is unlawful to dig for or possess razor clams taken for personal use from any beach in Razor Clam Areas 1, 2, or 3, except as provided for in this section:

1. Effective 12:01 p.m. September 26 through 11:59 p.m. September 28, 2003, razor clam digging is allowed in Razor Clam Area 1, Razor Clam Area 2 and that portion of Razor Clam Area 3 that is between the Grays Harbor North Jetty and the Copalis River (Grays Harbor County) and that portion of Razor Clam Area 3 that is between Olympic National Park South Beach Campground access road (Kalaloch area, Jefferson County) and Browns Point (Kalaloch area, Jefferson County). Digging is allowed from 12:01 p.m. to 11:59 p.m. only.

2. It is unlawful to dig for razor clams at any time in Long Beach, Twin Harbors Beach or Copalis Beach Clam sanctuaries defined in WAC 220-56-372.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-36000R Razor clams—Areas and seasons. (03-148)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. September 29, 2003:

WAC 220-56-36000S Razor clams—Areas and seasons.

**WSR 03-20-071**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed September 29, 2003, 2:38 p.m., effective October 1, 2003]

Date of Adoption: September 29, 2003.

Purpose: The department is amending rules in chapters 388-450, 388-478, and 388-492 WAC to update income, benefit, and deduction standards for basic food and WASHCAP. These changes are necessary to comply with federal requirements for the food stamp program. The following rules are amended, WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for food assistance?, 388-450-0190 How does the department figure my shelter cost income deduction for food assistance?,

EMERGENCY

388-450-0195 Utility allowances for food assistance programs, 388-478-0060 What are the income limits and maximum benefit amounts for food assistance?, 388-492-0040 Can I choose whether I get WASHCAP or regular food assistance?, and 388-492-0070 How are my Washington state combined application program (WASHCAP) benefits calculated?

Citation of Existing Rules Affected by this Order: Amending WAC 388-450-0185, 388-450-0190, 388-450-0195, 388-478-0060, 388-492-0040, and 388-492-0070.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510.

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 United States Department of Agriculture, Food and Nutrition Service (FNS) publishes new income standards, maximum benefit amounts, standard deduction, and maximum shelter standards at the end of each federal fiscal year to be used in the next federal fiscal year effective for October benefits. In addition, FNS requires the department to adjust the standard utility allowance and WASHCAP standards each year. These changes must be implemented at the start of each federal fiscal year (October 1). The department filed proposed rules as WSR 03-17-089 to adopt these rules as permanent rules, and a public hearing was held on September 23, 2003.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 6, 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 6, Repealed 0.

Effective Date of Rule: October 1, 2003.

September 29, 2003

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 03-01-045, filed 12/10/02, effective 1/10/03)

**WAC 388-492-0040 Can I choose whether I get WASHCAP or ((regular)) Basic Food ((assistance))?** You can choose to have ((regular)) Basic Food ((assistance)) benefits instead of WASHCAP benefits when:

(1) Your shelter costs are more than ((four)) five hundred ((ninety-nine)) fourteen 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)) Basic Food ((assistance)) program; or
- (4) You are waiting to receive WASHCAP benefits.

**AMENDATORY SECTION** (Amending WSR 03-01-045, filed 12/10/02, effective 1/10/03)

**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 three hundred two dollars or more a month for shelter, we use three hundred ((twelve)) twenty-one dollars as your shelter cost; or

(b) If SSA tells us you pay less than three hundred ((one)) two dollars ((a month or less)) for shelter, we use one hundred fifty-five 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.

**AMENDATORY SECTION** (Amending WSR 02-22-044, filed 10/30/02, effective 12/1/02)

**WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for Basic Food ((assistance))?** We subtract the following amounts from your assistance unit's (AU's) countable income before we determine your Basic Food ((assistance)) benefit amount:

(1) A standard deduction based on the number of people in your AU under WAC 388-408-0035:

Eligible and ineligible AU members	Standard deduction
1	\$134
2	\$134
3	\$134
4	\$134

EMERGENCY

Eligible and ineligible AU members	Standard deduction
5	\$((147)) <u>149</u>
6 or more	\$((168)) <u>171</u>

(2) Twenty percent of your AU's gross earned income (earned income deduction);

(3) Your AU's expected monthly dependent care expense as described below:

(a) The dependent care must be needed for AU member to:

- (i) Keep work, look for work, or accept work;
- (ii) Attend training or education to prepare for employment; or
- (iii) Meet employment and training requirements under chapter 388-444 WAC.

(b) We subtract allowable dependent care expenses that are payable to someone outside ((€)) of your AU:

- (i) Up to two hundred dollars for each dependent under age two; and
- (ii) Up to one hundred seventy-five dollars for each dependent age two or older.

(4) Medical expenses over thirty-five dollars a month owed or anticipated by an elderly or disabled ((household member as described)) person in your AU as allowed under WAC 388-450-0200.

(5) Legally obligated current or back child support paid to someone outside of your AU:

- (a) For a person who is not in your AU; or
- (b) For a person who is in your AU to cover a period of time when they were not living with you.

(6) A portion of your shelter costs as described in WAC 388-450-0190.

AMENDATORY SECTION (Amending WSR 02-22-045, filed 10/30/02, effective 12/1/02)

**WAC 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food ((assistance))?** The department calculates your shelter cost income deduction as follows:

(1) First, we add up the amounts your assistance unit (AU) must pay each month for shelter. We do not count any overdue amounts, late fees, penalties or any amount you pay ahead of time as an allowable cost. We count the following expenses as an allowable shelter cost:

- (a) Ongoing rent, lease, and mortgage payments;
- (b) Property taxes;
- (c) Homeowner's association or condo fees;
- (d) Homeowner's insurance for the building only;
- (e) Utility allowance your AU is eligible for under WAC 388-450-0195;

(f) Out-of-pocket repairs for the home if it was substantially damaged or destroyed due to a natural disaster such as a fire or flood;

(g) Expense of a temporarily unoccupied home because of employment, training away from the home, illness, or abandonment caused by a natural disaster or casualty loss if your:

- (i) AU intends to return to the home;

(ii) AU has current occupants who are not claiming the shelter costs for Basic Food ((assistance)) purposes; and

(iii) AU's home is not being leased or rented during your AU's absence.

(2) Second, we subtract all deductions your AU is eligible for under WAC 388-450-0185 (1) through (5) from your AU's gross income. The result is your AU's net income.

(3) Finally, we subtract one-half of your AU's net income from your AU's total shelter costs. The result is your excess shelter costs. Your AU's shelter cost deduction is the excess shelter costs:

(a) Up to a maximum of three hundred ((sixty-seven)) seventy-eight dollars if no one in your AU is elderly or disabled and you were found eligible for benefits or were recertified for benefits either on or after March 1, 2001; or

(b) The entire amount if someone in your AU is elderly or disabled, even if the amount is over three hundred ((sixty-seven)) seventy-eight dollars.

AMENDATORY SECTION (Amending WSR 02-22-045, filed 10/30/02, effective 12/1/02)

**WAC 388-450-0195 Utility allowances for Basic Food ((assistance)) programs.** (1) For Basic Food ((assistance programs)), "utilities" include the following:

- (a) Heating and cooking fuel;
- (b) Cooling and electricity;
- (c) Water and ((sewerage)) sewer;
- (d) Garbage and trash collection; and
- (e) Basic telephone service.

(2) The department uses the amounts below if you have utility costs separate from your rent or mortgage payment. We add your utility allowance to your rent or mortgage payment to determine your total shelter costs. We use total shelter costs to determine your Basic Food ((assistance)) benefits.

(a) If you have heating or cooling costs, you get a standard utility allowance (SUA) that depends on your assistance unit's size.

Assistance Unit (AU) Size	Utility Allowance
1	\$ ((275)) <u>287</u>
2	\$ ((283)) <u>295</u>
3	\$ ((294)) <u>304</u>
4	\$ ((300)) <u>313</u>
5	\$ ((308)) <u>321</u>
6 or more	\$ ((316)) <u>330</u>

(b) If your AU does not qualify for the SUA and you have utility costs other than telephone costs, you get a limited utility allowance (LUA) of two hundred ((fifteen)) twenty-three dollars.

(c) If your AU has only telephone costs and no other utility costs, you get a telephone utility allowance (TUA) of ((thirty-five)) thirty-six dollars.

AMENDATORY SECTION (Amending WSR 02-21-050, filed 10/14/02, effective 12/1/02)

**WAC 388-478-0060 What are the income limits and maximum benefit amounts for Basic Food ((assistance))?**

EMERGENCY



If your assistance unit (AU) meets all other eligibility requirements for Basic Food ((assistance)), your AU must have income at or below the limits in column B and C to get

Basic Food ((assistance)), unless you meet one of the exceptions listed below. The maximum monthly food assistance benefit your AU could receive is listed in column D.

EFFECTIVE ((10-1-2002)) 10-1-2003

Column A Number of Eligible AU Members	Column B Maximum Gross Monthly Income	Column C Maximum Net Monthly Income	Column D Maximum Allotment	Column E 165% of Poverty Level
1	\$((960)) <u>973</u>	\$((739)) <u>749</u>	\$((139)) <u>141</u>	\$((1,219)) <u>1,235</u>
2	((1,294)) <u>1,313</u>	((995)) <u>1,010</u>	((256)) <u>259</u>	((1,642)) <u>1,667</u>
3	((1,628)) <u>1,654</u>	((1,252)) <u>1,272</u>	((366)) <u>371</u>	((2,066)) <u>2,099</u>
4	((1,961)) <u>1,994</u>	((1,509)) <u>1,534</u>	((465)) <u>471</u>	((2,489)) <u>2,530</u>
5	((2,295)) <u>2,334</u>	((1,765)) <u>1,795</u>	((553)) <u>560</u>	((2,913)) <u>2,962</u>
6	((2,629)) <u>2,674</u>	((2,022)) <u>2,057</u>	((663)) <u>672</u>	((3,336)) <u>3,394</u>
7	((2,962)) <u>3,014</u>	((2,279)) <u>2,319</u>	((733)) <u>743</u>	((3,760)) <u>3,826</u>
8	((3,296)) <u>3,354</u>	((2,535)) <u>2,580</u>	((838)) <u>849</u>	((4,183)) <u>4,257</u>
9	((3,630)) <u>3,695</u>	((2,792)) <u>2,842</u>	((943)) <u>955</u>	((4,607)) <u>4,689</u>
10	((3,964)) <u>4,036</u>	((3,049)) <u>3,104</u>	((1,048)) <u>1,061</u>	((5,031)) <u>5,121</u>
Each Additional Member	+((334)) <u>341</u>	+((257)) <u>262</u>	+((105)) <u>106</u>	+((424)) <u>432</u>

Exceptions:

(1) If your AU is categorically eligible as under WAC 388-414-0001, your AU does not have to meet the gross or net income standards in columns B and C. We do budget your AU's income to decide the amount of Basic Food ((assistance)) your AU will receive.

(2) If your AU includes a member who is sixty years of age or older or has a disability, your income must be at or below the limit in column C only.

(3) If you are sixty years of age or older and cannot buy and cook your own meals because of a permanent disability, we will use column E to decide if you can be a separate AU.

(4) If your AU has zero income, your benefits are the maximum allotment in column D, based on the number of eligible members in your AU.

Reasons for this Finding: Sets the sixth week of the treaty Indian fall season. Harvestable numbers of salmon are available under the guidelines. Allows commercial sale of platform and hook and line caught fish to be sold in the treaty Indian fishery. Season is consistent with the management agreement and the biological opinion. The fishery is consistent with actions of the Columbia River compact of September 26, 2003, and August 22, 2003. Conforms to 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: October 1, 2003, 6:00 a.m.

September 30, 2003

Evan Jacoby  
for Jeff Koenings

Director

**WSR 03-20-098  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 03-251—Filed September 30, 2003, 3:14 p.m., effective October 1, 2003, 6:00 a.m.]

Date of Adoption: September 30, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05100K; 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.

NEW SECTION

**WAC 220-32-05100L Columbia River salmon seasons above Bonneville Dam.** Notwithstanding the provi-

sions 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, steelhead, walleye, shad, carp, or sturgeon taken for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G, and 1H, and the Klickitat River and White Salmon rivers, except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for salmon, shad, carp, sturgeon, steelhead and walleye under the following provisions pursuant to lawfully enacted tribal rules:

1) Open Periods: 6:00 a.m. October 1, 2003 to 6:00 p.m. October 4, 2003

a) Open Areas: SMCRA 1F, 1G, 1H  
 b) Gear: No mesh restriction  
 c) Allowable sale includes: chinook, coho, steelhead, walleye, carp, and shad. Sturgeon may not be sold. Sturgeon between 4-5 feet in length may be retained for subsistence purposes.

d) Sanctuaries: All standard sanctuaries except the small 150 foot sanctuary around Spring Creek Hatchery.

2) Open Periods: Immediately until further notice.  
 a) Open Areas: SMCRA 1F, 1G, 1H, the Klickitat River and the White Salmon River.

b) Gear: Hoop nets, dip bag nets, or hook and line.  
 c) Allowable sale includes: Chinook, coho, steelhead, walleye, carp and shad. Sturgeon between 4-5 feet in length may not be sold but may be retained for subsistence purposes. Fish taken in the Klickitat and White Salmon rivers may be sold when those rivers are open pursuant to lawfully enacted tribal rules. The Klickitat River is currently open Tuesday through Saturday weekly and the White Salmon River is open Monday through Saturday weekly.

#### REPEALER

The following section of the Washington Administrative Code is repealed effective 6:00 a.m. October 1, 2003:

WAC 220-32-05100K Columbia River seasons above Bonneville. (03-246)

**WSR 03-20-099  
 EMERGENCY RULES  
 DEPARTMENT OF  
 FISH AND WILDLIFE**

[Order 03-252—Filed September 30, 2003, 3:18 p.m.]

Date of Adoption: September 30, 2003.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900R and 232-28-61900A; 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: The cut-off dates for retention of sturgeon was adopted because Washington and Oregon fish managers estimate that the harvest guideline below Bonneville Dam of 30,000 fish will be achieved by October 31, 2003. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

September 30, 2003

Evan Jacoby

for Jeff Koenings

Director

#### NEW SECTION

**WAC 232-28-61900A Exceptions to statewide rules—Columbia River (sturgeon).** Notwithstanding the provisions of WAC 232-28-619:

(1) Effective immediately through December 31, 2003, it is unlawful to retain sturgeon caught in those waters of the Columbia River and tributaries from the mouth upstream to the Wauna power lines.

(2) Effective 12:01 a.m. November 1, 2003, through December 31, 2003, it is unlawful to retain sturgeon caught in those waters of the Columbia River and tributaries from the Wauna power lines upstream to Bonneville Dam.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-28-61900R Exceptions to statewide rules—Columbia River (sturgeon). (03-154)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. January 1, 2004:

WAC 232-28-61900A Exceptions to statewide rules—Columbia River (sturgeon).

**WSR 03-20-100**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 03-253—Filed September 30, 2003, 3:20 p.m., effective October 6, 2003]

Date of Adoption: September 30, 2003.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:  
Amending WAC 220-52-073.

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 amounts of red and green sea urchins exist in the areas described. Prohibition of all diving from licensed sea urchin and sea cucumber harvest vessels within two days of scheduled sea urchin openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 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: October 6, 2003.

September 30, 2003

Jim Lux

for Jeff Koenings  
Director

**NEW SECTION**

**WAC 220-52-07300F Sea urchins.** Notwithstanding the provisions of WAC 220-52-073, effective October 6, 2003 until further notice, it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in this section:

(1) Green sea urchins: Sea Urchin Districts 1, 2, 3, 4, 6 and 7 are open only on Mondays and Tuesdays of each week. The minimum size for green sea urchins is 2.25 inches (size in largest test diameter exclusive of spines).

(2) Red sea urchins: Sea Urchin Districts 1 and 2 are open only on Mondays through Fridays of each week. In Sea

Urchin Districts 1 and 2 it is unlawful to harvest red sea urchins smaller than 4.0 inches or larger than 5.5 inches (size in largest test diameter exclusive of spines).

(3) It is unlawful to dive for any purpose from a commercially licensed sea urchin or sea cucumber fishing vessel on Saturdays and Sundays of each week.

**WSR 03-20-105**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Aging and Disability Services Administration)  
 [Filed September 30, 2003, 4:14 p.m., effective October 1, 2003]

Date of Adoption: September 19, 2003.

Purpose: The department is incorporating nurse delegation core training in in-home settings as required by HB 1753 (chapter 140, Laws of 2003).

A CR-101 preproposal notice has also been filed as WSR 03-19-117 to adopt the emergency rule as permanent.

Citation of Existing Rules Affected by this Order:  
Amending WAC 388-71-0520.

Statutory Authority for Adoption: RCW 74.39A.050.

Other Authority: Chapter 140, Laws of 2003, chapters 18.79 and 18.88A RCW.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: This emergency rule is necessary to comply with HB 1753 (chapter 140, Laws of 2003), emergency legislation. The rule is also needed to preserve public health and safety by assuring that home care providers for the elderly and vulnerable adults receive adequate training and competency testing before performing delegated nursing tasks authorized by HB 1753.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 6, Amended 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 6, Amended 1, Repealed 0.

Effective Date of Rule: October 1, 2003.

September 19, 2003

Brian H. Lindgren, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 02-10-117, filed 4/30/02, effective 5/31/02)

**WAC 388-71-0520 Are there training requirements for an individual provider or a home care agency provider of an adult client?** An individual provider or a home care agency provider for an adult client must meet the training requirements in WAC 388-71-05910 through ((388-71-05952)) 388-71-05958.

**NEW SECTION**

**WAC 388-71-05953 What is nurse delegation core training?** Nurse delegation core training is required before a nursing assistant may be delegated a nursing task. DSHS approves instructors for nurse delegation core training.

**NEW SECTION**

**WAC 388-71-05954 What knowledge and skills must nurse delegation core training include?** Only the curriculum developed by DSHS may be used for nurse delegation core training.

**NEW SECTION**

**WAC 388-71-05955 Is competency testing required for nurse delegation core training?** Passing the DSHS competency test is required for successful completion of nurse delegation core training, as provided under WAC 388-71-05938 through 388-71-05944.

**NEW SECTION**

**WAC 388-71-05956 Is there a challenge test for nurse delegation core training?** There is no challenge test for nurse delegation core training.

**NEW SECTION**

**WAC 388-71-05957 What documentation is required for successful completion of nurse delegation core training?** (1) Nurse delegation core training must be documented by a certificate of successful completion of training, issued by the instructor or training entity, that includes:

- (a) The name of the trainee;
- (b) The name of the training;
- (c) The name of the training entity giving the training;
- (d) The instructor's name and signature; and
- (e) The date(s) of training.

(2) The trainee must be given an original certificate. Home care agencies must keep a copy of the certificate on file.

**NEW SECTION**

**WAC 388-71-05958 Who is required to complete nurse delegation core training, and when** Before performing any delegated nursing task, individual providers and home care agency providers must:

- (1) Successfully complete DSHS-designated nurse delegation core training;
- (2) Be a nursing assistant registered or certified under chapter 18.88A RCW; and
- (3) If a nursing assistant registered, successfully complete basic training.

**WSR 03-20-108**

**EMERGENCY RULES**

**DEPARTMENT OF HEALTH**

[Filed October 1, 2003, 8:19 a.m., effective October 2, 2003]

Date of Adoption: September 15, 2003.

Purpose: This rule will amend WAC 246-840-990 Fees and renewal cycle, to reflect fees and renewal cycle for registered nursing technicians.

Citation of Existing Rules Affected by this Order: Amending 1 [WAC 246-840-990].

Statutory Authority for Adoption: Chapter 18.79 RCW; chapter 258, Laws of 2003.

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: Chapter 258, Laws of 2003, requires emergency adoption of the nursing technician registration, pending permanent adoption.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 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 1, Repealed 0.

Effective Date of Rule: October 2, 2003.

September 30, 2003

Mary C. Selecky  
Secretary

EMERGENCY

**AMENDATORY SECTION** (Amending WSR 98-05-060, filed 2/13/98, effective 3/16/98)

<b>Title of Fee</b>	<b>Fee</b>
<u>Duplicate registration</u>	<u>15.00</u>
<u>Registration late renewal penalty</u>	<u>50.00</u>

**WAC 246-840-990 Fees and renewal cycle.** (1) Licenses for practical nurse and registered nurse must be renewed every year on the practitioner's birthday as provided in chapter 246-12 WAC, Part 2.

(2) Licenses for advanced registered nurse must be renewed every two years on the practitioner's birthday as provided in chapter 246-12 WAC, Part 2.

(3) Registrations for nurse technicians must be renewed every year on the practitioner's birthday as provided in chapter 246-12 WAC, Part 2. The renewal must be accompanied by an attestation as described in chapter 258, Laws of 2003. This attestation will include the nurse technician's anticipated graduation date. If the anticipated graduation date is within one year, the registration will expire thirty days after the anticipated graduation date. The expiration date may be extended to sixty days after graduation if the nurse technician can show good cause as defined in WAC 246-840-010(15).

(4) The following nonrefundable fees shall be charged by the health professions quality assurance division of the department of health. Persons who hold an RN and an LPN license shall be charged separate fees for each license. Persons who are licensed as an advanced registered nurse practitioner in more than one specialty will be charged a fee for each specialty:

**RN/LPN fees:**

<b>Title of Fee</b>	<b>Fee</b>
Application (initial or endorsement)	\$65.00
License renewal	50.00
Late renewal penalty	50.00
Expired license reissuance	50.00
Inactive renewal	20.00
Expired inactive license reissuance	20.00
Inactive late renewal penalty	10.00
Duplicate license	20.00
Verification of licensure/education (written)	25.00

**Advanced registered nurse fees:**

<b>Title of Fee</b>	<b>Fee</b>
ARNP application with or without prescriptive authority (per speciality)	\$65.00
ARNP renewal with or without prescriptive authority (per speciality)	50.00
ARNP late renewal penalty (per speciality)	50.00
ARNP duplicate license (per speciality)	20.00
ARNP written verification of license (per speciality)	25.00

**Nurse technologist fees:**

<b>Title of Fee</b>	<b>Fee</b>
<u>Application fee registration</u>	<u>\$130.00</u>
<u>Renewal of registration</u>	<u>90.00</u>

**EMERGENCY**



**WSR 03-20-003**  
**NOTICE OF PUBLIC MEETINGS**  
**SELECT COMMITTEE**  
**ON PENSION POLICY**  
 [Memorandum—September 17, 2003]

**Select Committee on Pension Policy Full Committee meetings**

October 21, 2003, November 18, 2003, and December 16, 2003  
 Senate Hearing Room 4  
 10:00 a.m. - 12:30 p.m.

**Select Committee on Pension Policy Executive Committee meetings**

October 21, 2003, November 18, 2003, and December 16, 2003  
 Senate Conference Room A-B-C  
 9:00 a.m. - 10:00 a.m.  
 and immediately following the full committee

**PERS Public Safety Subcommittee**

October 6, 2003  
 Senate Hearing Room 3  
 10:30 - 12:30 p.m.

**WSR 03-20-007**  
**NOTICE OF PUBLIC MEETINGS**  
**PUBLIC WORKS BOARD**  
 [Memorandum—September 17, 2003]

**NOTICE OF SPECIAL MEETING**

The Public Works Board will conduct a special meeting on December 2, 2003, at the Wyndham Garden Hotel in SeaTac, Washington. Interested persons may participate in the meeting by appearing at the above location.

Board business will be conducted from the published agenda.

**WSR 03-20-013**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**INFORMATION SERVICES**

(State Interoperability Executive Committee)  
 [Memorandum—September 19, 2003]

The State Interoperability Executive Committee will be holding its first meeting on Monday, October 13, 2003, from 10:00 a.m. until 12 noon. The meeting will be convened by Ronal Serpas, Chief of the Washington State Patrol, and will be held in the Department of Information Services Board Room, located on the 2nd Floor of the James R. Larson Forum Building, 605 11th Street S.E., Olympia, WA.

Should you have any questions, please feel free to contact Dennis Hausman at (360) 902-3463 or by e-mail DennisH@dis.wa.gov.

**WSR 03-20-015**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF LICENSING**  
 (Title and Registration Advisory Committee)  
 [Memorandum—September 19, 2003]

Following is the public meeting notice for the next Title and Registration Advisory Committee (TRAC) meeting:

**DATE:** December 2, 2003  
**TIME:** 1:30 p.m. - 3:30 p.m.  
**PLACE:** Highways-Licenses Building  
 Conference Room 413  
 1125 Washington Street  
 Olympia, WA 98504

**WSR 03-20-016**  
**NOTICE OF PUBLIC MEETINGS**  
**EASTERN WASHINGTON UNIVERSITY**  
 [Memorandum—September 17, 2003]

The Eastern Washington University board of trustees will hold a Committee of the Whole meeting on Friday, September 19, 2003, from 10:30 a.m. to 12:30 p.m. in Pence Union Building, Rooms 263-5-7, on the Cheney campus. The purpose of this meeting is to discuss the academic strategic plan and board operations. Two committees of the board will meet from 1:00 - 2:30 p.m. (Student Affairs in PUB 323 and Advancement in PUB 357). No final action will be taken at any of these committee meetings.

**WSR 03-20-017**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**  
 [Memorandum—September 22, 2003]

The board of trustees of Bellingham Technical College will hold a special session to discuss the operating budget for fiscal year 2003-2004, on Monday, September 22, 2003, 10:00 a.m. to 11:00 a.m., in the College Services Building Board Room on the Bellingham Technical College campus. Action may be taken as a result of board discussion. Call 758-3105 ext. 334 for information.

**WSR 03-20-026**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 [Filed September 23, 2003, 12:19 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: Billing Instructions.  
 Subject: HIV/AIDS case management.  
 Effective Date: October 2003.

MISC.

Document Description: These are billing instructions for HIV/AIDS case management providers to use when billing for services rendered to medical assistance clients. THIS DOCUMENT HAS BEEN UPDATED TO BE HIPAA COMPLIANT. Procedure codes have changes. Also included in this document are definitions, purpose of program, client eligibility, billable services, billing information, fee schedule, and how to complete the HCFA-1500 claim form.

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, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Billing Instructions link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 18, 2003

E. A. Myers, Manager  
Rules and Publications Section

**WSR 03-20-027**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed September 23, 2003, 12:20 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: Billing Instructions.  
Subject: Hearing aids and services.  
Effective Date: October 2003.

Document Description: These are billing instructions for hearing aid providers to use when billing for services rendered to medical assistance clients. THIS DOCUMENT HAS BEEN UPDATED TO BE HIPAA COMPLIANT. Procedure codes have changes. Also included in this document are definitions, purpose of program, client eligibility, billable services, billing information, fee schedule, and how to complete the HCFA-1500 claim form.

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, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Billing Instructions link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 19, 2003

E. A. Myers, Manager  
Rules and Publications Section

**WSR 03-20-028**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed September 23, 2003, 12:22 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: Billing Instruction.  
Subject: Access to baby and child dentistry (ABCD).  
Effective Date: October 2003.

Document Description: These are billing instructions for ABCD dental providers to use when billing for services rendered to medical assistance clients. THIS DOCUMENT IS HIPAA compliant. Included in this document are definitions, client eligibility, coverage information, claim form instructions and samples, and fee schedules.

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 Billing Instructions link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 19, 2003

E. A. Myers, Manager  
Rules and Publications Section

**WSR 03-20-029**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed September 23, 2003, 12:23 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: Billing Instructions.  
Subject: Dental program/orthodontics for children.  
Effective Date: October 2003.

Document Description: These are updated HIPAA-compliant billing instructions for dental/orthodontic providers to use when billing medical assistance eligible clients. Included in this document are definitions, updated fee schedule, general program policies, and claim form 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, phone (360) 725-1344 or go to website <http://maa.dshs.wa.gov> (click on Billing Instructions link), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 17, 2003

E. A. Myers, Acting Manager  
Regulatory Improvement Project

MISC.



## WSR 03-20-030

INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2003, 12:25 p.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 03-59 MAA.  
Subject: Change in billing requirements for drugs administered in the provider's office.

Effective Date: October 15, 2003.

Document Description: **Effective for dates of service on and after October 15, 2003**, the Medical Assistance Administration will **require** all providers to report the 11-digit National Drug Code (NDC) for all drugs administered in the provider's office.

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/download/publicationsfees.htm> (click on "Numbered Memoranda," "Year 2003"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 18, 2003

E. A. Myers, Manager  
Rules and Publications Section

## WSR 03-20-031

INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2003, 12:26 p.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 03-60 MAA.  
Subject: Discontinue state-unique procedure codes for orthotics.

Effective Date: October 1, 2003.

Document Description: **Effective for dates of service on and after October 1, 2003**, the Medical Assistance Administration will discontinue all state-unique procedure codes previously used for orthotics. This memorandum supplies the correct HCPCS codes to use for orthotics.

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/download/publicationsfees.htm> (click on "Numbered Memoranda," "Year 2003"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 18, 2003

E. A. Myers, Manager  
Rules and Publications Section

## WSR 03-20-032

INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES

[Filed September 23, 2003, 12:27 p.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 03-64 MAA.  
Subject: Billing clarification for tuberculosis treatment services.

Effective Date: October 1, 2003.

Document Description: **Retroactive to dates of service on and after July 1, 2003**, MAA will allow additional CPT procedure codes to replace the discontinued state-unique procedure code used for TB treatment services for professional service providers. This memorandum further explains billing procedures for nonprofessional service providers.

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/download/publicationsfees.htm> (click on "Numbered Memoranda," "Year 2003"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail <mailto:sullikm@dshs.wa.gov>.

September 18, 2003

E. A. Myers, Manager  
Rules and Publications Section

## WSR 03-20-035

INTERPRETIVE STATEMENT  
DEPARTMENT OF REVENUE

[Filed September 23, 2003, 2:29 p.m.]

## ISSUANCE OF INTERPRETIVE STATEMENT

This announcement of the issuance 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 issued the following Excise Tax Advisory:

**ETA 2016.04.111 Temporary Staffing Companies**

ETA 2016 has been issued to provide guidance to temporary staffing companies regarding their business and occupation (B&O) and retail sales tax reporting responsibilities in light of the Washington State Supreme Court's decision in *City of Tacoma v. William Rogers Company Inc.*, 149 Wn.2d 169, 60 P.3d 79 (2002).

A copy of this document is available via the Internet at [http://dor.wa.gov/content/rules\\_laws/eta/eta.htm](http://dor.wa.gov/content/rules_laws/eta/eta.htm) or a request for copies may be directed to Roseanna Hodson, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504-7467, phone (360) 570-6119, fax (360) 664-0693.

Alan R. Lynn  
Rules Coordinator

**WSR 03-20-037**  
**DEPARTMENT OF AGRICULTURE**

[Filed September 23, 2003, 3:15 p.m.]

**PUBLIC NOTICE FOR SPARTINA TREATMENT IN WESTERN WASHINGTON**

**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 1, 2003 and October 31, 2003. 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 03-20-048**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON SCHOOL**  
**FOR THE DEAF**

[Memorandum—September 23, 2003]

The Washington School for the Deaf board of trustees' will be holding a conference call on Wednesday, October 1, 2003, at 9:30 a.m.

**WSR 03-20-049**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE BOARD FOR**  
**COMMUNITY AND TECHNICAL COLLEGES**

[Memorandum—September 24, 2003]

**RESOLUTION 03-09-24**  
**(REVISED)**

The state board has agreed upon the following meeting dates and locations for 2004:

January 21-22	State Board Office (Olympia)
March 10-11	South Puget Sound Community College
May 5-6	Yakima Valley College
June 23-24	Renton Technical College

September 13-15	State Board Retreat (location to be determined)
October 20-21	Spokane Community College
December 1-2	South Seattle Community College

**WSR 03-20-052**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed September 25, 2003, 4:09 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: Public Notice.

Subject: Medicaid state plan amendment 03-011.

Effective Date: July 1, 2003.

Document Description: The Department of Social and Health Services (department), Medical Assistance Administration (MAA), is updating the Medicaid state plan through state plan amendment (SPA) 03-011 to further describe policy and methods for hospital payment explained in Attachment 4.19-A, Part I, and policy and methods changes in Attachment 4.19-B of the state plan. This is an updated public notice providing additional information to that provided in the public notice on June 18, 2003, and updated on August 6, 2003, in the State Register for SPA 03-011. These changes to payment method are justified to clarify the payment methods described and to comply with the state's current policy.

This update lists programs where changes to the plan are being made. Significant changes include:

Attachment 4.19-A, Part I:

- Elimination of the acute physical medicine and rehabilitation (PM&R) Level B program.
- Adding graduate medical education information about direct payments related to managed care.
- Clarification of payment method for out-of-state approved "exception to rule" care.
- Implementation of the small rural hospital indigent adult assistance program disproportionate share hospital (SRHIAAPDSH).
- Implementation of the nonrural hospital indigent adult assistance program disproportionate share hospital (NRHIAAPDSH).
- Implementation of the limited casualty program-psychiatric indigent inpatient (PII) for inpatient treatment of psychiatric indigent clients.
- Revision of medically indigent disproportionate share hospital (MIDSH) program.
- Revision of the small rural hospital assistance program disproportionate share hospital (SRHAPDSH) adding profitability factor to the payment calculation.
- Clarification of CMS 2552 Medicare cost reports reporting requirements set by the department, and authorized action if reports are not forwarded to the department timely.

Other minor clarifying text changes have also been made throughout the attachment.

Attachment 4.19-B:

MISC.

- Addition of text describing enhanced trauma payment methods for physicians' services and outpatient hospital services.
- Pharmacy services text has minor clarifying changes and is also rearranged where it appears on the attachment pages as text for the enhanced trauma payment methods is added.

Written comments may be sent to Doug Porter, Assistant Secretary, Medical Assistance Administration, Department of Social and Health Services, P.O. Box 45080, Olympia, WA 98504-5080.

For more information regarding this clarification of language, please write to Larry Linn, Rates Analysis Section, Medical Assistance Administration, Department of Social and Health Services, P.O. Box 45510, Olympia, WA 98504-5510.

To receive a copy of the interpretive or policy statement, contact Ann Myers, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504, phone (360) 725-1345, weblink <http://maa.dshs.wa.gov>, TDD (800) 848-5429, fax (360) 586-9727, e-mail [Myersea@dshs.wa.gov](mailto:Myersea@dshs.wa.gov).

September 23, 2003  
E. A. Myers

**WSR 03-20-055**  
**NOTICE OF PUBLIC MEETINGS**  
**CLOVER PARK**  
**TECHNICAL COLLEGE**  
[Memorandum—September 24, 2003]

The board of trustees of Clover Park Technical College, at their regularly scheduled meeting on September 10, 2003, identified the dates for their monthly meetings in the year 2004, in compliance with RCW 42.30.075.

All regular meeting will begin at 4:00 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.

**Adoption of the 2004 Meeting Calendar to include  
Budget Workshop Sessions, General Study Sessions,  
and Annual Retreat**

January 14, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
February 18, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
March 10, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
April 14, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
May 12, 2004	<i>Budget Workshop</i>	2:00 p.m.	Building #15
	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
June 9, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
July 14, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15

August 11, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
September 8, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
October 2, 2004	Board Retreat	8:30 a.m.	Tacoma
October 13, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
November 12, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15
December 10, 2004	Study Session	3:00 p.m.	Building #15
	Regular Meeting	4:00 p.m.	Building #15

**WSR 03-20-056**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE UNIVERSITY**  
[Memorandum—September 23, 2003]

The Washington State University board of regents has adopted the schedule of meetings for 2004:

- January 23, 2004
- March 12, 2004
- May 7, 2004
- September 17, 2004
- October 22, 2004
- November 19, 2004

Inquiries about the meeting schedule can be directed to the WSU President's Office, (509) 335-6666.

**WSR 03-20-057**  
**RULES COORDINATOR**  
**RENTON TECHNICAL COLLEGE**  
[Filed September 26, 2003, 10:56 a.m.]

Renton Technical College's new code reviser for our Washington Administrative Code is Carol Werner, Executive Vice-President for Administration and Finance, Renton Technical College, 3000 N.E. Fourth Street, Renton, WA 98056, (425) 235-5846, [cwerner@rtc.ctc.edu](mailto:cwerner@rtc.ctc.edu).

Donald Bressler  
President

**WSR 03-20-088**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF REVENUE**  
[Filed September 30, 2003, 12:53 p.m.]

**CANCELLATION OF INTERPRETIVE  
AND/OR POLICY STATEMENTS**

This announcement of the cancellation of these statements 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 Advisories effective September 30, 2003. These

MISC.

advisories have been cancelled because the information was incorporated in WAC 458-20-210 Sales of tangible personal property for farming—Sales of agricultural products by farmers.

**ETA 173.04.103 Seed Furnished Under Grower Contracts.** This advisory explains that the transfer of the possession of seed by a seed company to a farmer/grower is a wholesale sale if the farmer/grower is obligated to pay for the seed whether or not the crop meets the seed company's standards. This information was incorporated into subsection (4)(c)(v)(C), Examples.

**ETA 190.04.210 Feeding and Fattening Cattle and the Agricultural Products Exemption.** This advisory clarifies when a person buying livestock to feed and fatten before resale is considered a farmer and exempt of B&O tax. This information was incorporated into subsection (5)(c), Raising cattle for wholesale sale.

**ETA 237.08.125 Sales Tax Exemption for Sales of Cattle and Milk Cows.** This advisory explains that the retail sales tax exemption provided in RCW 82.08.0259 for sales of "cattle and milk cows used on the farm" does not apply to sales of sheep, goats, and hogs. This information was incorporated into subsection (6)(h), Beef and dairy cattle.

**ETA 406.08.125 Sales of Quarter Horses.** This advisory explains that quarter horses qualify as purebred livestock for the purposes of RCW 82.08.0259. This information was incorporated into subsection (6)(i), Livestock for breeding purposes.

**ETA 559.08.214 Sales and Rentals of Fruit Bins.** This document explains when retail sales tax applies to sales and rentals of fruit bins. This information was incorporated into subsection (4)(h), "Fruit bin rentals" by fruit packers.

Questions regarding the cancellation of these documents 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

84.34.020 (2)(e), which was previously codified and cited in PTA 4.0.2000 as RCW 84.34.020 (2)(d).

Topics of the advisory include:

1. The correct administration and classification for land that **does not** meet the criteria in RCW 84.34.020 (2)(e).
2. The correct administration and income requirements for a parcel less than twenty acres after a residential home site no longer qualifies and is removed.

Copies of these documents are available via the Internet at [http://dor.wa.gov/content/Property\\_Tax/prop\\_rnls.asp](http://dor.wa.gov/content/Property_Tax/prop_rnls.asp). Requests for copies of this advisory may be directed to Velinda Brown, Property Tax Division, P.O. Box 47471, Olympia, WA 98504-7471, phone (360) 570-5865, fax (360) 586-7602.

Alan R. Lynn  
Rules Coordinator

**WSR 03-20-101**

**NOTICE OF PUBLIC MEETINGS  
HIGHER EDUCATION  
COORDINATING BOARD**

[Memorandum—September 29, 2003]

In accordance with RCW 28B.80.420, 42.30.075 and WAC 250-10-070, the Higher Education Coordinating Board established the following board meeting schedule for 2004, at its regular meeting held September 24, 2003. Public notice is given before each meeting, including any changes in date, time, and venue.

If anyone wishes to request disability accommodations, notice should be given to the Higher Education Coordinating Board, at least ten days in advance of the meeting in question. Notice may be given by phone at (360) 753-7800 or fax (360) 753-7808.

HECB 2004 Preliminary Meeting Calendar	
Date	Location
January 16, Friday	State Investment Board
February 17, Tuesday	State Investment Board
March 25, Thursday	State Investment Board
April 22, Thursday	TBA
May 20, Thursday	WSU, Vancouver
July 22, Thursday	Eastern Washington University
September 23, Thursday	State Investment Board
October 21, Thursday	Seattle Central Community College
December 9, Thursday	Tacoma Community College

MISC.

**WSR 03-20-089**

**INTERPRETIVE STATEMENT  
DEPARTMENT OF REVENUE**

[Filed September 30, 2003, 12:55 p.m.]

**ISSUANCE OF INTERPRETIVE STATEMENT**

**Property Tax Advisory 4.1.2003 - Specific Question Pertaining to the Administration and Qualification of the Land on Which a Residence is Sited for Property Classified as Farm and Agricultural Land Under Chapter 84.34 RCW**

This announcement is being published in the Washington State Register pursuant to the requirements of RCW 34.05.230(4).

The Department of Revenue has issued Property Tax Advisory (PTA) 4.1.2003 to replace PTA 4.0.2000. PTA 4.1.2003 provides an updated statutory reference, RCW

**WSR 03-20-111**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON SCHOOL**  
**FOR THE DEAF**

[Memorandum—September 25, 2003]

The conference call on Wednesday, October 1, 2003, at 9:30 a.m., has been cancelled.

**WSR 03-20-116**  
**DEPARTMENT OF ECOLOGY**

[Filed October 1, 2003, 10:04 a.m.]

**Ecology to Rewrite and Reissue**  
**Sand and Gravel General Permit**

The Washington State Department of Ecology (ecology) is beginning a process to update and reissue the Sand and Gravel General Permit. Ecology issued the current permit on June 25, 1999, and it will expire on August 6, 2004. Ecology plans to release a revised draft permit for public comment in April 2004 and reissue the permit by July 7, 2004.

This Sand and Gravel General Permit authorizes discharges to waters of the state of Washington subject to the conditions developed in accordance with the National Pollutant Discharge Elimination System (NPDES), the Clean Water Act, and state law governing wastewater discharges. The permit covers discharges of process water, stormwater, and mine dewatering water from sand and gravel operations, rock quarries, and similar mining facilities, including stockpiles of mined materials, concrete batch operations and hot mix asphalt operations throughout the state of Washington. Currently, nine hundred thirty-six facilities are covered under this general permit.

Facilities under permit range from small portable rock crushing operations to large integrated sand and gravel mines that manufacture concrete. The wastewater discharges from the facilities covered under this permit are almost always intermittent or batch discharges. There is a high variation of wastewater quality, quantity, and receiving water impacts from site to site. Potential water quality impacts may include one or more of the following characteristics: Excessive suspended solids and turbidity, elevated pH, elevated dissolved solids, petroleum products, elevated biochemical oxygen demand (BOD), or elevated nitrate concentration.

Additional information on the Sand and Gravel General Permit, including updated information on the reissuance of the permit, can be found on ecology's sand and gravel web page <http://www.ecy.wa.gov/programs/wq/sand/index.html>.

Anyone who has questions or comments on the reissuance of the Sand and Gravel General Permit or would like to be placed on a mailing list of interested parties should contact Jeff Killelea at (360) 407-6127, [jkil461@ecy.wa.gov](mailto:jkil461@ecy.wa.gov), or Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, Attn: Jeff Killelea.

Ecology is an equal opportunity agency. If you have special accommodation needs or require information in an alternative format, please contact Jeff Killelea at (360) 407-6127 or TDD (only) (360) 407-6006.

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 #
3- 20-100	REP-P	03-05-101	16-157-220	AMD	03-03-044	16-200-890	REP-P	03-19-126
3- 20-100	REP	03-09-144	16-157-230	AMD	03-03-044	16-200-900	REP-P	03-19-126
3- 20-200	NEW-P	03-05-101	16-157-240	AMD	03-03-044	16-200-910	REP-P	03-19-126
3- 20-200	NEW	03-09-144	16-157-245	NEW	03-03-044	16-200-920	REP-P	03-19-126
3- 20-300	NEW-P	03-05-101	16-157-250	AMD	03-03-044	16-200-930	REP-P	03-19-126
3- 20-300	NEW	03-09-144	16-157-255	AMD	03-03-044	16-200-940	REP-P	03-19-126
4- 25	PREP	03-12-052	16-157-260	AMD	03-03-044	16-200-950	REP-P	03-19-126
4- 25-410	AMD-P	03-17-061	16-157-270	AMD	03-03-044	16-201	PREP	03-16-102
4- 25-530	AMD-P	03-18-083	16-157-280	REP	03-03-044	16-201-010	AMD-P	03-20-118
4- 25-622	PREP	03-12-083	16-157-280	REP	03-03-044	16-201-180	AMD-P	03-20-118
4- 25-622	AMD-P	03-17-060	16-157-290	AMD	03-03-044	16-219-016	REP-X	03-09-088
4- 25-640	AMD-P	03-17-061	16-160-010	AMD	03-03-045	16-219-016	REP	03-14-044
4- 25-670	NEW-P	03-17-061	16-160-020	AMD	03-03-045	16-228-1010	AMD-P	03-17-095
4- 25-720	AMD-P	03-09-051	16-160-025	REP	03-03-045	16-228-1020	AMD-P	03-17-095
4- 25-720	AMD-S	03-10-036	16-160-035	AMD	03-03-045	16-228-1030	AMD-P	03-17-095
4- 25-720	AMD	03-17-041	16-160-060	AMD	03-03-045	16-228-1040	AMD-P	03-17-095
4- 25-721	PREP	03-05-012	16-160-070	AMD	03-03-045	16-228-1100	AMD-P	03-17-095
4- 25-721	AMD-P	03-09-052	16-200-715	PREP	03-13-114	16-228-1100	AMD-P	03-17-095
4- 25-721	AMD	03-17-042	16-200-715	AMD-P	03-19-125	16-228-1110	AMD-P	03-17-095
4- 25-750	AMD-P	03-17-061	16-200-7401	NEW	03-02-100	16-228-1115	AMD-P	03-17-095
4- 25-830	PREP	03-17-040	16-200-7402	NEW	03-02-100	16-228-1120	AMD-P	03-17-095
4- 25-910	AMD-P	03-17-061	16-200-7403	NEW	03-02-100	16-228-1125	AMD-P	03-17-095
16- 08-003	NEW-E	03-17-080	16-200-7404	NEW	03-02-100	16-228-1130	AMD-P	03-17-095
16- 08-004	NEW-E	03-17-080	16-200-7405	NEW	03-02-100	16-228-1150	AMD-P	03-17-095
16- 54-155	NEW-E	03-03-085	16-200-7406	NEW	03-02-100	16-228-1200	AMD-P	03-17-095
16- 54-155	PREP	03-12-020	16-200-7407	NEW	03-02-100	16-228-1220	AMD-P	03-17-095
16- 54-155	NEW-E	03-12-021	16-200-750	REP-P	03-19-126	16-228-1225	NEW-P	03-17-095
16- 54-155	NEW-P	03-15-139	16-200-755	REP-P	03-19-126	16-228-1231	AMD-P	03-02-099
16- 54-155	NEW	03-19-029	16-200-760	REP-P	03-19-126	16-228-1231	AMD	03-05-034
16-100-001	REP-X	03-13-130	16-200-770	REP-P	03-19-126	16-228-1231	AMD-P	03-17-095
16-100-001	REP	03-20-063	16-200-790	REP-P	03-19-126	16-228-1238	NEW-P	03-17-095
16-100-010	REP-X	03-13-130	16-200-795	REP-P	03-19-126	16-228-1250	AMD-P	03-17-095
16-100-010	REP	03-20-063	16-200-805	REP-P	03-19-126	16-228-1260	AMD-P	03-17-095
16-100-020	REP-X	03-13-130	16-200-815	REP-P	03-19-126	16-228-1262	NEW-P	03-02-098
16-100-020	REP	03-20-063	16-200-820	REP-P	03-19-126	16-228-1262	NEW	03-05-033
16-157-020	AMD	03-03-044	16-200-830	REP-P	03-19-126	16-228-1264	NEW-P	03-02-098
16-157-030	AMD	03-03-044	16-200-840	REP-P	03-19-126	16-228-1264	NEW	03-05-033
16-157-100	REP	03-03-044	16-200-860	REP-P	03-19-126	16-228-1266	NEW-P	03-02-098
16-157-110	REP	03-03-044	16-200-865	REP-P	03-19-126	16-228-1266	NEW	03-05-033
16-157-200	REP	03-03-044	16-200-885	REP-P	03-19-126	16-228-1270	AMD-P	03-17-095
			16-200-887	REP-P	03-19-126	16-228-1300	AMD-P	03-17-095

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-228-1320	AMD-P	03-17-095	16-239-060	NEW-P	03-07-082	16-239-0901	NEW-P	03-07-082
16-228-1322	AMD-P	03-17-095	16-239-060	NEW	03-12-040	16-239-0901	NEW	03-12-040
16-228-1330	AMD-P	03-17-095	16-239-061	NEW-P	03-07-082	16-239-0902	NEW-P	03-07-082
16-228-1370	AMD-P	03-17-095	16-239-061	NEW	03-12-040	16-239-0902	NEW	03-12-040
16-228-1380	AMD-P	03-17-095	16-239-062	NEW-P	03-07-082	16-239-0903	NEW-P	03-07-082
16-228-1400	AMD-P	03-17-095	16-239-062	NEW	03-12-040	16-239-0903	NEW	03-12-040
16-228-1410	AMD-P	03-17-095	16-239-063	NEW-P	03-07-082	16-239-0904	NEW-P	03-07-082
16-228-1420	AMD-P	03-17-095	16-239-063	NEW	03-12-040	16-239-0904	NEW	03-12-040
16-228-1430	AMD-P	03-17-095	16-239-064	NEW-P	03-07-082	16-239-0905	NEW-P	03-07-082
16-228-1440	AMD-P	03-17-095	16-239-064	NEW	03-12-040	16-239-0905	NEW	03-12-040
16-228-1450	AMD-P	03-17-095	16-239-065	NEW-P	03-07-082	16-239-0906	NEW-P	03-07-082
16-228-1455	AMD-P	03-17-095	16-239-065	NEW	03-12-040	16-239-0906	NEW	03-12-040
16-228-1460	AMD-P	03-17-095	16-239-070	NEW-P	03-07-082	16-239-0907	NEW-P	03-07-082
16-228-1500	AMD-P	03-17-095	16-239-070	NEW	03-12-040	16-239-0907	NEW	03-12-040
16-228-1520	AMD-P	03-17-095	16-239-071	NEW-P	03-07-082	16-239-0908	NEW-P	03-07-082
16-228-1530	AMD-P	03-17-095	16-239-071	NEW	03-12-040	16-239-0908	NEW	03-12-040
16-228-1540	AMD-P	03-17-095	16-239-072	NEW-P	03-07-082	16-239-0909	NEW-P	03-07-082
16-228-1545	AMD-P	03-17-095	16-239-072	NEW	03-12-040	16-239-0909	NEW	03-12-040
16-228-1546	AMD-P	03-17-095	16-239-073	NEW-P	03-07-082	16-239-0910	NEW-P	03-07-082
16-228-1547	AMD-P	03-17-095	16-239-073	NEW	03-12-040	16-239-0910	NEW	03-12-040
16-228-1550	AMD-P	03-17-095	16-239-074	NEW-P	03-07-082	16-239-0911	NEW-P	03-07-082
16-228-1555	AMD-P	03-17-095	16-239-074	NEW	03-12-040	16-239-0911	NEW	03-12-040
16-228-1570	AMD-P	03-17-095	16-239-075	NEW-P	03-07-082	16-239-0912	NEW-P	03-07-082
16-228-1585	AMD-P	03-17-095	16-239-075	NEW	03-12-040	16-239-0912	NEW	03-12-040
16-228-1590	AMD-P	03-17-095	16-239-076	NEW-P	03-07-082	16-239-100	NEW-P	03-07-082
16-229-010	AMD-P	03-05-075	16-239-076	NEW	03-12-040	16-239-100	NEW	03-12-040
16-229-010	AMD	03-09-034	16-239-077	NEW-P	03-07-082	16-239-1010	NEW-P	03-07-082
16-229-200	AMD-P	03-05-075	16-239-077	NEW	03-12-040	16-239-1010	NEW	03-12-040
16-229-200	AMD-W	03-09-035	16-239-078	NEW-P	03-07-082	16-239-1020	NEW-P	03-07-082
16-231-107	AMD-X	03-07-037	16-239-078	NEW	03-12-040	16-239-1020	NEW	03-12-040
16-231-107	AMD	03-11-097	16-239-079	NEW-P	03-07-082	16-239-1030	NEW-P	03-07-082
16-237-170	PREP	03-12-086	16-239-079	NEW	03-12-040	16-239-1030	NEW	03-12-040
16-237-170	AMD-P	03-15-090	16-239-080	NEW-P	03-07-082	16-250-001	NEW-P	03-19-128
16-237-170	AMD	03-19-013	16-239-080	NEW	03-12-040	16-250-005	NEW-P	03-19-128
16-238-010	REP-P	03-07-082	16-239-0801	NEW-P	03-07-082	16-250-010	NEW-P	03-19-128
16-238-010	REP	03-12-040	16-239-0801	NEW	03-12-040	16-250-015	NEW-P	03-19-128
16-238-020	REP-P	03-07-082	16-239-0802	NEW-P	03-07-082	16-250-018	NEW-P	03-19-128
16-238-020	REP	03-12-040	16-239-0802	NEW	03-12-040	16-250-020	NEW-P	03-19-128
16-238-030	REP-P	03-07-082	16-239-0803	NEW-P	03-07-082	16-250-028	NEW-P	03-19-128
16-238-030	REP	03-12-040	16-239-0803	NEW	03-12-040	16-250-030	NEW-P	03-19-128
16-238-060	REP-P	03-07-082	16-239-0804	NEW-P	03-07-082	16-250-035	NEW-P	03-19-128
16-238-060	REP	03-12-040	16-239-0804	NEW	03-12-040	16-250-040	NEW-P	03-19-128
16-238-070	REP-P	03-07-082	16-239-0805	NEW-P	03-07-082	16-250-042	NEW-P	03-19-128
16-238-070	REP	03-12-040	16-239-0805	NEW	03-12-040	16-250-045	NEW-P	03-19-128
16-238-082	REP-P	03-07-082	16-239-0806	NEW-P	03-07-082	16-250-050	NEW-P	03-19-128
16-238-082	REP	03-12-040	16-239-0806	NEW	03-12-040	16-250-051	NEW-P	03-19-128
16-238-090	REP-P	03-07-082	16-239-0807	NEW-P	03-07-082	16-250-052	NEW-P	03-19-128
16-238-090	REP	03-12-040	16-239-0807	NEW	03-12-040	16-250-053	NEW-P	03-19-128
16-238-100	REP-P	03-07-082	16-239-0808	NEW-P	03-07-082	16-250-054	NEW-P	03-19-128
16-238-100	REP	03-12-040	16-239-0808	NEW	03-12-040	16-250-055	NEW-P	03-19-128
16-238-110	REP-P	03-07-082	16-239-0809	NEW-P	03-07-082	16-250-056	NEW-P	03-19-128
16-238-110	REP	03-12-040	16-239-0809	NEW	03-12-040	16-250-057	NEW-P	03-19-128
16-239-010	NEW-P	03-07-082	16-239-0810	NEW-P	03-07-082	16-250-058	NEW-P	03-19-128
16-239-010	NEW	03-12-040	16-239-0810	NEW	03-12-040	16-250-059	NEW-P	03-19-128
16-239-020	NEW-P	03-07-082	16-239-0811	NEW-P	03-07-082	16-250-060	NEW-P	03-19-128
16-239-020	NEW	03-12-040	16-239-0811	NEW	03-12-040	16-250-063	NEW-P	03-19-128
16-239-030	NEW-P	03-07-082	16-239-0812	NEW-P	03-07-082	16-250-065	NEW-P	03-19-128
16-239-030	NEW	03-12-040	16-239-0812	NEW	03-12-040	16-250-067	NEW-P	03-19-128
16-239-040	NEW-P	03-07-082	16-239-0813	NEW-P	03-07-082	16-250-068	NEW-P	03-19-128
16-239-040	NEW	03-12-040	16-239-0813	NEW	03-12-040	16-250-069	NEW-P	03-19-128
16-239-050	NEW-P	03-07-082	16-239-0813	NEW	03-12-040	16-250-070	NEW-P	03-19-128
16-239-050	NEW	03-12-040	16-239-090	NEW-P	03-07-082	16-250-071	NEW-P	03-19-128
			16-239-090	NEW	03-12-040			



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-250-072	NEW-P	03-19-128	16-301-010	AMD	03-18-072	16-303-315	PREP	03-12-084
16-250-073	NEW-P	03-19-128	16-301-055	PREP	03-12-085	16-303-315	AMD-P	03-15-144
16-250-074	NEW-P	03-19-128	16-301-055	AMD-P	03-15-145	16-303-315	AMD	03-18-071
16-250-075	NEW-P	03-19-128	16-301-055	AMD	03-18-072	16-303-317	AMD-P	03-03-130
16-250-076	NEW-P	03-19-128	16-302-045	PREP	03-12-085	16-303-317	AMD	03-08-005
16-250-080	NEW-P	03-19-128	16-302-045	AMD-P	03-15-145	16-303-317	PREP	03-12-084
16-250-090	NEW-P	03-19-128	16-302-045	AMD	03-18-072	16-303-317	AMD-P	03-15-144
16-250-095	NEW-P	03-19-128	16-302-110	PREP	03-12-085	16-303-317	AMD	03-18-071
16-250-100	NEW-P	03-19-128	16-302-110	AMD-P	03-15-145	16-303-320	AMD-P	03-03-130
16-250-110	NEW-P	03-19-128	16-302-110	AMD	03-18-072	16-303-320	AMD	03-08-005
16-250-120	NEW-P	03-19-128	16-302-150	PREP	03-12-085	16-303-320	PREP	03-12-084
16-250-140	NEW-P	03-19-128	16-302-150	AMD-P	03-15-145	16-303-320	AMD-P	03-15-144
16-250-150	NEW-P	03-19-128	16-302-150	AMD	03-18-072	16-303-320	AMD	03-18-071
16-250-155	NEW-P	03-19-128	16-302-155	PREP	03-12-085	16-303-330	AMD-P	03-03-130
16-250-160	NEW-P	03-19-128	16-302-155	AMD-P	03-15-145	16-303-330	AMD	03-08-005
16-250-170	NEW-P	03-19-128	16-302-155	AMD	03-18-072	16-303-330	PREP	03-12-084
16-250-180	NEW-P	03-19-128	16-302-255	PREP	03-12-085	16-303-330	REP-P	03-15-144
16-252-001	NEW-P	03-19-126	16-302-255	AMD-P	03-15-145	16-303-330	REP	03-18-071
16-252-005	NEW-P	03-19-126	16-302-255	AMD	03-18-072	16-303-340	AMD	03-06-005
16-252-010	NEW-P	03-19-126	16-302-385	PREP	03-12-085	16-303-340	PREP	03-20-090
16-252-015	NEW-P	03-19-126	16-302-385	AMD-P	03-15-145	16-319-041	AMD	03-06-006
16-252-025	NEW-P	03-19-126	16-302-385	AMD	03-18-072	16-319-041	PREP	03-20-092
16-252-040	NEW-P	03-19-126	16-302-410	PREP	03-12-085	16-321-001	REP-X	03-03-124
16-252-042	NEW-P	03-19-126	16-302-410	AMD-P	03-15-145	16-321-001	REP	03-08-018
16-252-051	NEW-P	03-19-126	16-302-410	AMD	03-18-072	16-321-010	REP-X	03-03-124
16-252-061	NEW-P	03-19-126	16-302-685	PREP	03-20-091	16-321-010	REP	03-08-018
16-252-062	NEW-P	03-19-126	16-303-200	AMD-P	03-03-130	16-321-020	REP-X	03-03-124
16-252-065	NEW-P	03-19-126	16-303-200	AMD	03-08-005	16-321-020	REP	03-08-018
16-252-069	NEW-P	03-19-126	16-303-200	PREP	03-12-084	16-321-030	REP-X	03-03-124
16-252-070	NEW-P	03-19-126	16-303-200	AMD-P	03-15-144	16-321-030	REP	03-08-018
16-252-071	NEW-P	03-19-126	16-303-200	AMD	03-18-071	16-321-040	REP-X	03-03-124
16-252-072	NEW-P	03-19-126	16-303-210	AMD-P	03-03-130	16-321-040	REP	03-08-018
16-252-073	NEW-P	03-19-126	16-303-210	AMD	03-08-005	16-321-050	REP-X	03-03-124
16-252-074	NEW-P	03-19-126	16-303-210	PREP	03-12-084	16-321-050	REP	03-08-018
16-252-075	NEW-P	03-19-126	16-303-210	AMD-P	03-15-144	16-321-060	REP-X	03-03-124
16-252-076	NEW-P	03-19-126	16-303-210	AMD	03-18-071	16-321-060	REP	03-08-018
16-252-080	NEW-P	03-19-126	16-303-220	PREP	03-12-084	16-321-070	REP-X	03-03-124
16-252-090	NEW-P	03-19-126	16-303-220	REP-P	03-15-144	16-321-070	REP	03-08-018
16-252-095	NEW-P	03-19-126	16-303-220	REP	03-18-071	16-321-080	REP-X	03-03-124
16-252-100	NEW-P	03-19-126	16-303-230	AMD-P	03-03-130	16-321-080	REP	03-08-018
16-252-110	NEW-P	03-19-126	16-303-230	AMD	03-08-005	16-321-090	REP-X	03-03-124
16-252-120	NEW-P	03-19-126	16-303-230	PREP	03-12-084	16-321-090	REP	03-08-018
16-252-140	NEW-P	03-19-126	16-303-230	AMD-P	03-15-144	16-321-100	REP-X	03-03-124
16-252-150	NEW-P	03-19-126	16-303-230	AMD	03-18-071	16-321-100	REP	03-08-018
16-252-155	NEW-P	03-19-126	16-303-240	PREP	03-12-084	16-321-110	REP-X	03-03-124
16-252-165	NEW-P	03-19-126	16-303-240	AMD-P	03-15-144	16-321-110	REP	03-08-018
16-252-170	NEW-P	03-19-126	16-303-240	AMD	03-18-071	16-321-120	REP-X	03-03-124
16-252-180	NEW-P	03-19-126	16-303-250	AMD-P	03-03-130	16-321-120	REP	03-08-018
16-256-001	NEW-P	03-19-127	16-303-250	AMD	03-08-005	16-328-008	AMD-P	03-07-090
16-256-010	NEW-P	03-19-127	16-303-250	PREP	03-12-084	16-328-008	AMD	03-10-080
16-256-020	NEW-P	03-19-127	16-303-250	AMD-P	03-15-144	16-328-010	PREP	03-03-121
16-256-030	NEW-P	03-19-127	16-303-250	AMD	03-18-071	16-328-010	REP-P	03-07-090
16-256-040	NEW-P	03-19-127	16-303-300	AMD-P	03-03-130	16-328-010	REP	03-10-080
16-256-050	NEW-P	03-19-127	16-303-300	AMD	03-08-005	16-328-011	PREP	03-03-121
16-256-060	NEW-P	03-19-127	16-303-300	PREP	03-12-084	16-328-011	AMD-P	03-07-090
16-256-070	NEW-P	03-19-127	16-303-300	AMD-P	03-15-144	16-328-011	AMD	03-10-080
16-256-080	NEW-P	03-19-127	16-303-300	AMD	03-18-071	16-328-011	AMD-X	03-17-075
16-301-005	PREP	03-12-085	16-303-310	AMD-P	03-03-130	16-333-010	AMD-P	03-07-089
16-301-005	AMD-P	03-15-145	16-303-310	AMD	03-08-005	16-333-010	AMD	03-10-081
16-301-005	AMD	03-18-072	16-303-310	PREP	03-12-084	16-333-040	PREP	03-03-120
16-301-010	PREP	03-12-085	16-303-310	AMD-P	03-15-144	16-333-040	REP-P	03-07-089
16-301-010	AMD-P	03-15-145	16-303-310	AMD	03-18-071	16-333-040	REP	03-10-081

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-333-041	PREP	03-03-120	16-512-006	NEW-P	03-19-098	51-11-0504	AMD-P	03-18-073
16-333-041	AMD-P	03-07-089	16-512-010	AMD-P	03-19-098	51-11-0505	AMD-P	03-18-073
16-333-041	AMD	03-10-081	16-512-020	AMD-P	03-19-098	51-11-0601	AMD-P	03-18-073
16-333-041	AMD-X	03-17-075	16-512-030	REP-P	03-19-098	51-11-0602	AMD-P	03-18-073
16-350-045	AMD-P	03-18-124	16-512-040	AMD-P	03-19-098	51-11-0625	AMD-P	03-18-073
16-400-040	AMD-P	03-07-081	16-512-050	AMD-P	03-19-098	51-11-0701	AMD-P	03-18-073
16-400-040	AMD-W	03-10-062	16-528-110	PREP	03-18-047	51-11-0900	AMD-P	03-18-073
16-400-100	AMD-P	03-07-081	16-528-150	PREP	03-18-047	51-11-1001	AMD-P	03-18-073
16-400-100	AMD-W	03-10-062	16-528-220	PREP	03-18-047	51-11-1004	AMD-P	03-18-073
16-400-210	AMD-P	03-07-081	16-532	PREP	03-18-119	51-11-1005	AMD-P	03-18-073
16-400-210	AMD-W	03-10-062	16-532-101	PREP	03-18-118	51-11-1006	AMD-P	03-18-073
16-400-215	NEW-P	03-07-081	16-532-110	PREP	03-18-118	51-11-1007	AMD-P	03-18-073
16-400-215	NEW-W	03-10-062	16-532-120	PREP	03-18-118	51-11-1009	AMD-P	03-18-073
16-401	PREP	03-14-135	16-536-040	AMD-C	03-06-101	51-11-1132	AMD-P	03-18-073
16-401-021	AMD-P	03-07-091	16-536-040	AMD-W	03-12-042	51-11-1143	AMD-P	03-18-073
16-401-021	AMD	03-10-083	16-600-001	REP-X	03-13-129	51-11-1150	AMD-P	03-18-073
16-401-023	AMD-P	03-07-091	16-600-001	REP-W	03-20-062	51-11-1310	AMD-P	03-18-073
16-401-023	AMD	03-10-083	16-600-010	REP-X	03-13-129	51-11-1312	AMD-P	03-18-073
16-401-026	REP-P	03-07-091	16-600-010	REP-W	03-20-062	51-11-1313	AMD-P	03-18-073
16-401-026	REP	03-10-083	16-603-010	AMD-X	03-08-088	51-11-1322	AMD-P	03-18-073
16-401-027	AMD-P	03-07-091	16-603-010	AMD	03-13-005	51-11-1323	AMD-P	03-18-073
16-401-027	AMD	03-10-083	16-607	PREP	03-13-128	51-11-1331	AMD-P	03-18-073
16-401-027	AMD-X	03-17-075	16-657	PREP	03-03-122	51-11-1332	AMD-P	03-18-073
16-401-031	REP-P	03-07-091	16-659	PREP	03-03-122	51-11-1334	AMD-P	03-18-073
16-401-031	REP	03-10-083	16-662-100	AMD-X	03-03-123	51-11-1411	AMD-P	03-18-073
16-401-032	AMD-P	03-07-091	16-662-100	AMD	03-08-017	51-11-1412	AMD-P	03-18-073
16-401-032	AMD	03-10-083	16-662-105	AMD-X	03-03-123	51-11-1413	AMD-P	03-18-073
16-401-041	AMD-P	03-07-091	16-662-105	AMD	03-08-017	51-11-1414	AMD-P	03-18-073
16-401-041	AMD	03-10-083	16-662-110	AMD-X	03-03-123	51-11-1415	AMD-P	03-18-073
16-401-041	AMD-X	03-17-075	16-662-110	AMD	03-08-017	51-11-1416	AMD-P	03-18-073
16-401-050	AMD-P	03-18-124	16-662-115	AMD-X	03-03-123	51-11-1423	AMD-P	03-18-073
16-401-060	NEW-P	03-06-102	16-662-115	AMD	03-08-017	51-11-1432	AMD-P	03-18-073
16-401-060	NEW	03-09-112	16-690	PREP	03-14-142	51-11-1433	AMD-P	03-18-073
16-403-280	PREP	03-15-120	16-750	PREP	03-10-012	51-11-1436	AMD-P	03-18-073
16-403-280	AMD-P	03-20-094	16-750-005	AMD	03-04-001	51-11-1437	AMD-P	03-18-073
16-406-001	PREP	03-15-118	16-750-011	AMD	03-04-001	51-11-1440	AMD-P	03-18-073
16-406-001	REP-P	03-20-093	16-750-011	AMD-P	03-20-034	51-11-1454	AMD-P	03-18-073
16-406-025	PREP	03-15-118	16-750-015	AMD	03-04-001	51-11-1513	AMD-P	03-18-073
16-406-025	AMD-P	03-20-093	16-750-015	AMD-P	03-20-034	51-11-1521	AMD-P	03-18-073
16-449	PREP	03-14-142	16-752-300	AMD-X	03-11-098	51-11-1532	AMD-P	03-18-073
16-459	PREP	03-14-142	16-752-300	AMD	03-16-038	51-11-99902	AMD-P	03-18-073
16-461-010	PREP	03-15-119	16-752-305	AMD-X	03-11-098	51-13-503	AMD-P	03-18-076
16-461-015	PREP	03-15-119	16-752-305	AMD	03-16-038	51-40-001	REP-P	03-18-075
16-465-001	REP	03-05-079	16-752-315	AMD-X	03-11-098	51-40-002	REP-P	03-18-075
16-465-060	REP	03-05-079	16-752-315	AMD	03-16-038	51-40-003	REP-P	03-18-075
16-470	PREP	03-20-119	16-752-320	AMD-X	03-11-098	51-40-004	REP-P	03-18-075
16-470-905	AMD-P	03-07-092	16-752-320	AMD	03-16-038	51-40-005	REP-P	03-18-075
16-470-905	AMD	03-10-082	24-12-010	AMD-E	03-20-036	51-40-007	REP-P	03-18-075
16-470-911	REP-P	03-07-092	36-12-170	AMD-W	03-06-072	51-40-008	REP-P	03-18-075
16-470-911	REP	03-10-082	36-14-120	NEW-W	03-06-072	51-40-009	REP-P	03-18-075
16-470-912	AMD-P	03-07-092	51-04	PREP	03-08-027	51-40-0200	REP-P	03-18-075
16-470-912	AMD	03-10-082	51-04	PREP	03-12-017	51-40-0302	REP-P	03-18-075
16-470-912	AMD-X	03-17-075	51-04-015	AMD-P	03-18-074	51-40-0303	REP-P	03-18-075
16-470-916	REP-P	03-07-092	51-04-020	AMD-P	03-18-074	51-40-0304	REP-P	03-18-075
16-470-916	REP	03-10-082	51-04-060	AMD-P	03-18-074	51-40-0305	REP-P	03-18-075
16-470-917	AMD-P	03-07-092	51-11-0101	AMD-P	03-18-073	51-40-0307	REP-P	03-18-075
16-470-917	AMD	03-10-082	51-11-0105	AMD-P	03-18-073	51-40-0308	REP-P	03-18-075
16-470-917	AMD-X	03-17-075	51-11-0108	AMD-P	03-18-073	51-40-0310	REP-P	03-18-075
16-470-921	AMD-P	03-07-092	51-11-0201	AMD-P	03-18-073	51-40-0311	REP-P	03-18-075
16-470-921	AMD	03-10-082	51-11-0402	AMD-P	03-18-073	51-40-0313	REP-P	03-18-075
16-512-002	REP-P	03-19-098	51-11-0502	AMD-P	03-18-073	51-40-0403	REP-P	03-18-075
16-512-005	AMD-P	03-19-098	51-11-0503	AMD-P	03-18-073	51-40-0405	REP-P	03-18-075

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
51-40-0510	REP-P	03-18-075	51-42-0600	REP-P	03-18-078	51-45-003	REP-P	03-18-079
51-40-0804	REP-P	03-18-075	51-42-0601	REP-P	03-18-078	51-45-007	REP-P	03-18-079
51-40-0902	REP-P	03-18-075	51-42-0605	REP-P	03-18-078	51-45-008	REP-P	03-18-079
51-40-0904	REP-P	03-18-075	51-42-0901	REP-P	03-18-078	51-45-80400	REP-P	03-18-079
51-40-0905	REP-P	03-18-075	51-42-1000	REP-P	03-18-078	51-50-001	NEW-P	03-18-075
51-40-1000	REP-P	03-18-075	51-42-1002	REP-P	03-18-078	51-50-002	NEW-P	03-18-075
51-40-1002	REP-P	03-18-075	51-42-1004	REP-P	03-18-078	51-50-003	NEW-P	03-18-075
51-40-1003	REP-P	03-18-075	51-42-1005	REP-P	03-18-078	51-50-004	NEW-P	03-18-075
51-40-1004	REP-P	03-18-075	51-42-1100	REP-P	03-18-078	51-50-005	NEW-P	03-18-075
51-40-1007	REP-P	03-18-075	51-42-1101	REP-P	03-18-078	51-50-007	NEW-P	03-18-075
51-40-1091	REP-P	03-18-075	51-42-1102	REP-P	03-18-078	51-50-008	NEW-P	03-18-075
51-40-1100	REP-P	03-18-075	51-42-1103	REP-P	03-18-078	51-50-009	NEW-P	03-18-075
51-40-1101	REP-P	03-18-075	51-42-1104	REP-P	03-18-078	51-50-0200	NEW-P	03-18-075
51-40-1102	REP-P	03-18-075	51-42-1105	REP-P	03-18-078	51-50-0302	NEW-P	03-18-075
51-40-1103	REP-P	03-18-075	51-42-1106	REP-P	03-18-078	51-50-0305	NEW-P	03-18-075
51-40-1104	REP-P	03-18-075	51-42-1107	REP-P	03-18-078	51-50-0308	NEW-P	03-18-075
51-40-1105	REP-P	03-18-075	51-42-1108	REP-P	03-18-078	51-50-0310	NEW-P	03-18-075
51-40-1106	REP-P	03-18-075	51-42-1109	REP-P	03-18-078	51-50-0313	NEW-P	03-18-075
51-40-1107	REP-P	03-18-075	51-42-1110	REP-P	03-18-078	51-50-0419	NEW-P	03-18-075
51-40-1108	REP-P	03-18-075	51-42-1111	REP-P	03-18-078	51-50-0707	NEW-P	03-18-075
51-40-1109	REP-P	03-18-075	51-42-1112	REP-P	03-18-078	51-50-0902	NEW-P	03-18-075
51-40-1110	REP-P	03-18-075	51-42-1113	REP-P	03-18-078	51-50-0903	NEW-P	03-18-075
51-40-1111	REP-P	03-18-075	51-42-1114	REP-P	03-18-078	51-50-0909	NEW-P	03-18-075
51-40-1112	REP-P	03-18-075	51-42-1115	REP-P	03-18-078	51-50-1008	NEW-P	03-18-075
51-40-1113	REP-P	03-18-075	51-42-1116	REP-P	03-18-078	51-50-1009	NEW-P	03-18-075
51-40-1114	REP-P	03-18-075	51-42-1117	REP-P	03-18-078	51-50-1010	NEW-P	03-18-075
51-40-1191	REP-P	03-18-075	51-42-1118	REP-P	03-18-078	51-50-1024	NEW-P	03-18-075
51-40-1192	REP-P	03-18-075	51-42-1119	REP-P	03-18-078	51-50-1101	NEW-P	03-18-075
51-40-1193	REP-P	03-18-075	51-42-1120	REP-P	03-18-078	51-50-1103	NEW-P	03-18-075
51-40-1194	REP-P	03-18-075	51-42-1121	REP-P	03-18-078	51-50-1104	NEW-P	03-18-075
51-40-1195	REP-P	03-18-075	51-42-1122	REP-P	03-18-078	51-50-1105	NEW-P	03-18-075
51-40-1196	REP-P	03-18-075	51-42-1123	REP-P	03-18-078	51-50-1106	NEW-P	03-18-075
51-40-1202	REP-P	03-18-075	51-42-1124	REP-P	03-18-078	51-50-1107	NEW-P	03-18-075
51-40-1203	REP-P	03-18-075	51-42-1126	REP-P	03-18-078	51-50-1109	NEW-P	03-18-075
51-40-1616	REP-P	03-18-075	51-42-1301	REP-P	03-18-078	51-50-1203	NEW-P	03-18-075
51-40-1702	REP-P	03-18-075	51-42-1311	REP-P	03-18-078	51-50-1204	NEW-P	03-18-075
51-40-1909	REP-P	03-18-075	51-42-1312	REP-P	03-18-078	51-50-1208	NEW-P	03-18-075
51-40-2406	REP-P	03-18-075	51-42-1401	REP-P	03-18-078	51-50-1702	NEW-P	03-18-075
51-40-2900	REP-P	03-18-075	51-44-001	REP-P	03-18-079	51-50-1709	NEW-P	03-18-075
51-40-2929	REP-P	03-18-075	51-44-002	REP-P	03-18-079	51-50-2114	NEW-P	03-18-075
51-40-3004	REP-P	03-18-075	51-44-003	REP-P	03-18-079	51-50-2900	NEW-P	03-18-075
51-40-3102	REP-P	03-18-075	51-44-007	REP-P	03-18-079	51-50-3001	NEW-P	03-18-075
51-40-31200	REP-P	03-18-075	51-44-008	REP-P	03-18-079	51-50-3002	NEW-P	03-18-075
51-40-3404	REP-P	03-18-075	51-44-0103	REP-P	03-18-079	51-50-3003	NEW-P	03-18-075
51-40-93115	REP-P	03-18-075	51-44-0105	REP-P	03-18-079	51-50-3004	NEW-P	03-18-075
51-40-93116	REP-P	03-18-075	51-44-0200	REP-P	03-18-079	51-50-3005	NEW-P	03-18-075
51-40-93117	REP-P	03-18-075	51-44-0900	REP-P	03-18-079	51-50-3006	NEW-P	03-18-075
51-40-93118	REP-P	03-18-075	51-44-1003	REP-P	03-18-079	51-50-31200	NEW-P	03-18-075
51-40-93119	REP-P	03-18-075	51-44-1007	REP-P	03-18-079	51-50-3408	NEW-P	03-18-075
51-40-93120	REP-P	03-18-075	51-44-10210	REP-P	03-18-079	51-50-3409	NEW-P	03-18-075
51-42-001	REP-P	03-18-078	51-44-1102	REP-P	03-18-079	51-51-001	NEW-P	03-18-077
51-42-002	REP-P	03-18-078	51-44-1109	REP-P	03-18-079	51-51-002	NEW-P	03-18-077
51-42-003	REP-P	03-18-078	51-44-2500	REP-P	03-18-079	51-51-003	NEW-P	03-18-077
51-42-004	REP-P	03-18-078	51-44-5200	REP-P	03-18-079	51-51-007	NEW-P	03-18-077
51-42-005	REP-P	03-18-078	51-44-6100	REP-P	03-18-079	51-51-008	NEW-P	03-18-077
51-42-007	REP-P	03-18-078	51-44-6300	REP-P	03-18-079	51-51-0101	NEW-P	03-18-077
51-42-008	REP-P	03-18-078	51-44-7404	REP-P	03-18-079	51-51-0102	NEW-P	03-18-077
51-42-0200	REP-P	03-18-078	51-44-7802	REP-P	03-18-079	51-51-0202	NEW-P	03-18-077
51-42-0223	REP-P	03-18-078	51-44-7900	REP-P	03-18-079	51-51-0303	NEW-P	03-18-077
51-42-0303	REP-P	03-18-078	51-44-8000	REP-P	03-18-079	51-51-0311	NEW-P	03-18-077
51-42-0405	REP-P	03-18-078	51-45-001	REP-P	03-18-079	51-51-0313	NEW-P	03-18-077
51-42-0504	REP-P	03-18-078	51-45-002	REP-P	03-18-079	51-51-0324	NEW-P	03-18-077

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
51- 51-0325	NEW-P	03-18-077	82- 50-021	AMD	03-11-073	132B-120-065	AMD-P	03-19-063
51- 51-1004	NEW-P	03-18-077	98- 70-010	PREP	03-04-077	132B-120-080	AMD-P	03-19-063
51- 51-2000	NEW-P	03-18-077	98- 70-010	AMD-P	03-08-009	132B-120-085	AMD-P	03-19-063
51- 51-2401	NEW-P	03-18-077	98- 70-010	AMD	03-11-020	132B-120-120	AMD-P	03-19-063
51- 51-2415	NEW-P	03-18-077	118- 65-010	REP-P	03-04-108	132B-120-130	AMD-P	03-19-063
51- 51-2439	NEW-P	03-18-077	118- 65-010	REP	03-10-014	132B-120-135	AMD-P	03-19-063
51- 51-2802	NEW-P	03-18-077	118- 65-020	REP-P	03-04-108	132B-120-170	AMD-P	03-19-063
51- 51-4300	NEW-P	03-18-077	118- 65-020	REP	03-10-014	132B-120-180	AMD-P	03-19-063
51- 52-001	NEW-P	03-18-078	118- 65-030	REP-P	03-04-108	132B-120-190	AMD-P	03-19-063
51- 52-002	NEW-P	03-18-078	118- 65-030	REP	03-10-014	132B-120-200	AMD-P	03-19-063
51- 52-003	NEW-P	03-18-078	118- 65-040	REP-P	03-04-108	132B-120-220	AMD-P	03-19-063
51- 52-004	NEW-P	03-18-078	118- 65-040	REP	03-10-014	132F- 01	AMD-C	03-10-078
51- 52-005	NEW-P	03-18-078	118- 65-050	REP-P	03-04-108	132F- 01-010	AMD-P	03-06-067
51- 52-007	NEW-P	03-18-078	118- 65-050	REP	03-10-014	132F- 01-010	AMD	03-16-015
51- 52-008	NEW-P	03-18-078	118- 65-060	REP-P	03-04-108	132F- 01-020	REP-P	03-06-067
51- 52-0101	NEW-P	03-18-078	118- 65-060	REP	03-10-014	132F- 01-020	REP	03-16-015
51- 52-0202	NEW-P	03-18-078	118- 65-070	REP-P	03-04-108	132F-104	AMD-C	03-10-078
51- 52-0504	NEW-P	03-18-078	118- 65-070	REP	03-10-014	132F-104-010	AMD-P	03-06-067
51- 52-0601	NEW-P	03-18-078	118- 65-081	REP-P	03-04-108	132F-104-010	AMD	03-16-015
51- 52-1000	NEW-P	03-18-078	118- 65-081	REP	03-10-014	132F-104-020	AMD-P	03-06-067
51- 52-21000	NEW-P	03-18-078	118- 65-090	REP-P	03-04-108	132F-104-020	AMD	03-16-015
51- 52-21404	NEW-P	03-18-078	118- 65-090	REP	03-10-014	132F-104-030	REP-P	03-06-067
51- 52-22000	NEW-P	03-18-078	118- 66-010	NEW-P	03-04-108	132F-104-030	REP	03-16-015
51- 52-22006	NEW-P	03-18-078	118- 66-010	NEW	03-10-014	132F-104-801	REP-P	03-06-067
51- 54-001	NEW-P	03-18-079	118- 66-020	NEW-P	03-04-108	132F-104-801	REP	03-16-015
51- 54-002	NEW-P	03-18-079	118- 66-020	NEW	03-10-014	132F-104-810	AMD-P	03-06-067
51- 54-003	NEW-P	03-18-079	118- 66-030	NEW-P	03-04-108	132F-104-810	AMD	03-16-015
51- 54-007	NEW-P	03-18-079	118- 66-030	NEW	03-10-014	132F-104-811	REP-P	03-06-067
51- 54-008	NEW-P	03-18-079	118- 66-040	NEW-P	03-04-108	132F-104-811	REP	03-16-015
51- 54-0100	NEW-P	03-18-079	118- 66-040	NEW	03-10-014	132F-104-812	REP-P	03-06-067
51- 54-0200	NEW-P	03-18-079	118- 66-042	NEW-P	03-04-108	132F-104-812	REP	03-16-015
51- 54-0300	NEW-P	03-18-079	118- 66-042	NEW	03-10-014	132F-104-813	REP-P	03-06-067
51- 54-0500	NEW-P	03-18-079	118- 66-045	NEW-P	03-04-108	132F-104-813	REP	03-16-015
51- 54-0900	NEW-P	03-18-079	118- 66-045	NEW	03-10-014	132F-104-814	REP-P	03-06-067
51- 54-1000	NEW-P	03-18-079	118- 66-050	NEW-P	03-04-108	132F-104-814	REP	03-16-015
51- 54-3000	NEW-P	03-18-079	118- 66-050	NEW	03-10-014	132F-104-815	REP-P	03-06-067
51- 54-3300	NEW-P	03-18-079	118- 66-080	NEW-P	03-04-108	132F-104-815	REP	03-16-015
51- 54-3400	NEW-P	03-18-079	118- 66-080	NEW	03-10-014	132F-104-816	REP-P	03-06-067
51- 56-003	AMD-P	03-18-080	118- 66-081	NEW-P	03-04-108	132F-104-816	REP	03-16-015
51- 56-007	AMD-P	03-18-080	118- 66-081	NEW	03-10-014	132F-104-817	REP-P	03-06-067
51- 56-008	AMD-P	03-18-080	118- 66-085	NEW-P	03-04-108	132F-104-817	REP	03-16-015
51- 56-0100	AMD-P	03-18-080	118- 66-085	NEW	03-10-014	132F-104-818	REP-P	03-06-067
51- 56-0200	AMD-P	03-18-080	118- 66-090	NEW-P	03-04-108	132F-104-818	REP	03-16-015
51- 56-0300	AMD-P	03-18-080	118- 66-090	NEW	03-10-014	132F-104-819	REP-P	03-06-067
51- 56-0400	AMD-P	03-18-080	131	PREP	03-09-043	132F-104-819	REP	03-16-015
51- 56-0500	AMD-P	03-18-080	131	PREP	03-14-123	132F-108	AMD-P	03-06-067
51- 56-0600	AMD-P	03-18-080	131	PREP	03-14-124	132F-108	AMD-C	03-10-078
51- 56-1100	NEW-P	03-18-080	131- 12-080	NEW-P	03-18-002	132F-108	AMD	03-16-015
51- 56-1300	AMD-P	03-18-080	131- 28-026	AMD-E	03-15-020	132F-108-020	AMD-P	03-06-067
51- 56-1400	AMD-P	03-18-080	131- 28-026	AMD-P	03-15-021	132F-108-020	AMD	03-16-015
51- 56-201300	REP-P	03-18-080	131- 28-026	AMD	03-19-050	132F-108-050	AMD-P	03-06-067
51- 57-003	AMD-P	03-18-080	132A	PREP	03-04-091	132F-108-050	AMD	03-16-015
51- 57-008	AMD-P	03-18-080	132A-116-011	AMD-P	03-08-056	132F-108-070	AMD-P	03-06-067
51- 57-202000	NEW-P	03-18-080	132A-116-011	AMD	03-13-133	132F-108-070	AMD	03-16-015
82- 04-010	NEW-X	03-16-039	132A-150-010	AMD-P	03-08-056	132F-108-080	AMD-P	03-06-067
82- 04-020	NEW-X	03-16-039	132A-150-010	AMD	03-13-133	132F-108-080	AMD	03-16-015
82- 04-030	NEW-X	03-16-039	132A-320-010	AMD-P	03-08-056	132F-108-100	AMD-P	03-06-067
82- 04-040	NEW-X	03-16-039	132A-320-010	AMD	03-13-133	132F-108-100	AMD	03-16-015
82- 04-050	NEW-X	03-16-039	132B-120	PREP	03-15-140	132F-108-120	AMD-P	03-06-067
82- 04-060	NEW-X	03-16-039	132B-120-010	AMD-P	03-19-063	132F-108-120	AMD	03-16-015
82- 04-070	NEW-X	03-16-039	132B-120-030	AMD-P	03-19-063	132F-108-130	AMD-P	03-06-067
82- 50-021	AMD-X	03-07-083	132B-120-040	AMD-P	03-19-063	132F-108-130	AMD	03-16-015

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
132F-108-140	AMD-P	03-06-067	132F-121-060	NEW	03-16-015	132H-116-630	AMD-P	03-19-089
132F-108-140	AMD	03-16-015	132F-121-070	NEW-P	03-06-067	132H-116-655	AMD-P	03-19-089
132F-120	AMD-C	03-10-078	132F-121-070	NEW	03-16-015	132H-116-750	AMD-P	03-19-089
132F-120-020	REP-P	03-06-067	132F-121-080	NEW-P	03-06-067	132H-116-790	AMD-P	03-19-089
132F-120-020	REP	03-16-015	132F-121-080	NEW	03-16-015	132H-120	PREP	03-04-075
132F-120-030	REP-P	03-06-067	132F-121-090	NEW-P	03-06-067	132H-120-020	AMD-P	03-08-021
132F-120-030	REP	03-16-015	132F-121-090	NEW	03-16-015	132H-120-020	AMD	03-14-015
132F-120-040	REP-P	03-06-067	132F-121-100	NEW-P	03-06-067	132H-120-030	AMD-P	03-08-021
132F-120-040	REP	03-16-015	132F-121-100	NEW	03-16-015	132H-120-030	AMD	03-14-015
132F-120-041	REP-P	03-06-067	132F-121-110	NEW-P	03-06-067	132H-120-040	AMD-P	03-08-021
132F-120-041	REP	03-16-015	132F-121-110	NEW	03-16-015	132H-120-040	AMD	03-14-015
132F-120-042	REP-P	03-06-067	132F-121-120	NEW-P	03-06-067	132H-120-050	AMD-P	03-08-021
132F-120-042	REP	03-16-015	132F-121-120	NEW	03-16-015	132H-120-050	AMD	03-14-015
132F-120-043	REP-P	03-06-067	132F-121-130	NEW-P	03-06-067	132H-120-200	AMD-P	03-08-021
132F-120-043	REP	03-16-015	132F-121-130	NEW	03-16-015	132H-120-200	AMD	03-14-015
132F-120-050	REP-P	03-06-067	132F-121-140	NEW-P	03-06-067	132H-120-220	AMD-P	03-08-021
132F-120-050	REP	03-16-015	132F-121-140	NEW	03-16-015	132H-120-220	AMD	03-14-015
132F-120-060	REP-P	03-06-067	132F-121-150	NEW-P	03-06-067	132H-120-300	AMD-P	03-08-021
132F-120-060	REP	03-16-015	132F-121-150	NEW	03-16-015	132H-120-300	AMD	03-14-015
132F-120-061	REP-P	03-06-067	132F-121-160	NEW-P	03-06-067	132H-120-310	AMD-P	03-08-021
132F-120-061	REP	03-16-015	132F-121-160	NEW	03-16-015	132H-120-310	AMD	03-14-015
132F-120-070	REP-P	03-06-067	132F-121-170	NEW-P	03-06-067	132H-132-010	REP-P	03-08-019
132F-120-070	REP	03-16-015	132F-121-170	NEW	03-16-015	132H-132-010	REP	03-14-014
132F-120-080	REP-P	03-06-067	132F-121-180	NEW-P	03-06-067	132H-132-020	REP-P	03-08-019
132F-120-080	REP	03-16-015	132F-121-180	NEW	03-16-015	132H-132-020	REP	03-14-014
132F-120-090	REP-P	03-06-067	132F-121-190	NEW-P	03-06-067	132H-152-135	PREP	03-04-073
132F-120-090	REP	03-16-015	132F-121-190	NEW	03-16-015	132H-152-135	REP-P	03-08-020
132F-120-100	REP-P	03-06-067	132F-121-200	NEW-P	03-06-067	132H-152-135	REP	03-14-013
132F-120-100	REP	03-16-015	132F-121-200	NEW	03-16-015	132H-155-010	NEW-P	03-08-020
132F-120-110	REP-P	03-06-067	132F-121-210	NEW-P	03-06-067	132H-155-010	NEW	03-14-013
132F-120-110	REP	03-16-015	132F-121-210	NEW	03-16-015	132H-155-020	NEW-P	03-08-020
132F-120-120	REP-P	03-06-067	132F-121-220	NEW-P	03-06-067	132H-155-020	NEW	03-14-013
132F-120-120	REP	03-16-015	132F-121-220	NEW	03-16-015	132H-155-030	NEW-P	03-08-020
132F-120-130	REP-P	03-06-067	132F-121-230	NEW-P	03-06-067	132H-155-030	NEW	03-14-013
132F-120-130	REP	03-16-015	132F-121-230	NEW	03-16-015	132H-155-040	NEW-P	03-08-020
132F-120-140	REP-P	03-06-067	132F-121-240	NEW-P	03-06-067	132H-155-040	NEW	03-14-013
132F-120-140	REP	03-16-015	132F-121-240	NEW	03-16-015	132H-155-040	NEW	03-14-138
132F-120-150	REP-P	03-06-067	132F-121-250	NEW-P	03-06-067	132H-155-050	NEW-P	03-08-020
132F-120-150	REP	03-16-015	132F-121-250	NEW	03-16-015	132H-155-050	NEW	03-14-013
132F-120-160	REP-P	03-06-067	132F-121-260	NEW-P	03-06-067	132H-155-060	NEW-P	03-08-020
132F-120-160	REP	03-16-015	132F-121-260	NEW	03-16-015	132H-155-060	NEW	03-14-013
132F-120-170	REP-P	03-06-067	132H-116	PREP	03-04-074	132H-155-070	NEW-P	03-08-020
132F-120-170	REP	03-16-015	132H-116-300	AMD-P	03-19-089	132H-155-070	NEW	03-14-013
132F-120-180	REP-P	03-06-067	132H-116-310	AMD-P	03-19-089	132Q- 02	PREP	03-09-094
132F-120-180	REP	03-16-015	132H-116-315	AMD-P	03-19-089	132Q- 02-010	NEW-P	03-13-081
132F-120-190	REP-P	03-06-067	132H-116-320	AMD-P	03-19-089	132Q- 02-010	NEW	03-18-021
132F-120-190	REP	03-16-015	132H-116-330	AMD-P	03-19-089	132Q- 02-020	NEW-P	03-13-081
132F-120-200	REP-P	03-06-067	132H-116-350	AMD-P	03-19-089	132Q- 02-020	NEW	03-18-021
132F-120-200	REP	03-16-015	132H-116-351	AMD-P	03-19-089	132Q- 02-030	NEW-P	03-13-081
132F-120-210	REP-P	03-06-067	132H-116-352	AMD-P	03-19-089	132Q- 02-030	NEW	03-18-021
132F-120-210	REP	03-16-015	132H-116-354	AMD-P	03-19-089	132Q- 02-040	NEW-P	03-13-081
132F-121-010	NEW-P	03-06-067	132H-116-356	AMD-P	03-19-089	132Q- 02-040	NEW	03-18-021
132F-121-010	NEW	03-16-015	132H-116-360	AMD-P	03-19-089	132Q- 02-050	NEW-P	03-13-081
132F-121-020	NEW-P	03-06-067	132H-116-405	AMD-P	03-19-089	132Q- 02-050	NEW	03-18-021
132F-121-020	NEW	03-16-015	132H-116-410	AMD-P	03-19-089	132Q- 02-060	NEW-P	03-13-081
132F-121-030	NEW-P	03-06-067	132H-116-415	AMD-P	03-19-089	132Q- 02-060	NEW	03-18-021
132F-121-030	NEW	03-16-015	132H-116-430	AMD-P	03-19-089	132Q- 02-070	NEW-P	03-13-081
132F-121-040	NEW-P	03-06-067	132H-116-431	AMD-P	03-19-089	132Q- 02-070	NEW	03-18-021
132F-121-040	NEW	03-16-015	132H-116-470	AMD-P	03-19-089	132Q- 02-080	NEW-P	03-13-081
132F-121-050	NEW-P	03-06-067	132H-116-590	AMD-P	03-19-089	132Q- 02-080	NEW	03-18-021
132F-121-050	NEW	03-16-015	132H-116-615	AMD-P	03-19-089	132Q- 02-090	NEW-P	03-13-081
132F-121-060	NEW-P	03-06-067	132H-116-620	AMD-P	03-19-089	132Q- 02-090	NEW	03-18-021

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
132Q- 07-010	NEW	03-18-021	132Q- 20-270	AMD-P	03-13-082	132R- 04-063	NEW-P	03-11-006
132Q- 07-020	NEW-P	03-13-082	132Q- 20-270	AMD	03-18-021	132R- 04-063	NEW	03-15-063
132Q- 07-020	NEW	03-18-021	132Q- 94	PREP	03-09-094	132R- 04-064	NEW-P	03-11-006
132Q- 07-030	NEW-P	03-13-082	132Q- 94-010	AMD-P	03-13-082	132R- 04-064	NEW	03-15-063
132Q- 07-030	NEW	03-18-021	132Q- 94-010	AMD	03-18-021	132R- 04-067	NEW-P	03-11-006
132Q- 07-040	NEW-P	03-13-082	132Q- 94-020	AMD-P	03-13-082	132R- 04-067	NEW	03-15-063
132Q- 07-040	NEW	03-18-021	132Q- 94-020	AMD	03-18-021	132R- 04-070	REP-P	03-11-006
132Q- 07-050	NEW-P	03-13-082	132Q- 94-030	AMD-P	03-13-082	132R- 04-070	REP	03-15-063
132Q- 07-050	NEW	03-18-021	132Q- 94-030	AMD	03-18-021	132R- 04-080	REP-P	03-11-006
132Q- 07-060	NEW-P	03-13-082	132Q- 94-130	AMD-P	03-13-082	132R- 04-080	REP	03-15-063
132Q- 07-060	NEW	03-18-021	132Q- 94-130	AMD	03-18-021	132R- 04-090	REP-P	03-11-006
132Q- 20	PREP	03-09-094	132Q- 94-150	AMD-P	03-13-082	132R- 04-090	REP	03-15-063
132Q- 20-005	NEW-P	03-13-082	132Q- 94-150	AMD	03-18-021	132R- 04-100	AMD-P	03-11-006
132Q- 20-005	NEW	03-18-021	132Q- 94-160	NEW-P	03-13-082	132R- 04-100	AMD	03-15-063
132Q- 20-010	AMD-P	03-13-082	132Q- 94-160	NEW	03-18-021	132R- 04-110	REP-P	03-11-006
132Q- 20-010	AMD	03-18-021	132Q-108	PREP	03-09-094	132R- 04-110	REP	03-15-063
132Q- 20-020	REP-P	03-13-082	132Q-108-010	AMD-P	03-13-082	132R- 04-112	NEW-P	03-11-006
132Q- 20-020	REP	03-18-021	132Q-108-010	AMD	03-18-021	132R- 04-112	NEW	03-15-063
132Q- 20-040	AMD-P	03-13-082	132Q-108-020	AMD-P	03-13-082	132R- 04-115	NEW-P	03-11-006
132Q- 20-040	AMD	03-18-021	132Q-108-020	AMD	03-18-021	132R- 04-115	NEW	03-15-063
132Q- 20-050	AMD-P	03-13-082	132Q-108-040	AMD-P	03-13-082	132R- 04-117	NEW-P	03-11-006
132Q- 20-050	AMD	03-18-021	132Q-108-040	AMD	03-18-021	132R- 04-117	NEW	03-15-063
132Q- 20-060	AMD-P	03-13-082	132Q-108-050	AMD-P	03-13-082	132R- 04-120	REP-P	03-11-006
132Q- 20-060	AMD	03-18-021	132Q-108-050	AMD	03-18-021	132R- 04-120	REP	03-15-063
132Q- 20-070	AMD-P	03-13-082	132R- 01-010	AMD-P	03-11-006	132R- 04-130	AMD-P	03-11-006
132Q- 20-070	AMD	03-18-021	132R- 01-010	AMD	03-15-063	132R- 04-130	AMD	03-15-063
132Q- 20-080	AMD-P	03-13-082	132R- 02-040	AMD-P	03-11-006	132R- 04-140	AMD-P	03-11-006
132Q- 20-080	AMD	03-18-021	132R- 02-040	AMD	03-15-063	132R- 04-140	AMD	03-15-063
132Q- 20-090	AMD-P	03-13-082	132R- 02-080	AMD-P	03-11-006	132R- 04-150	AMD-P	03-11-006
132Q- 20-090	AMD	03-18-021	132R- 02-080	AMD	03-15-063	132R- 04-150	AMD	03-15-063
132Q- 20-110	AMD-P	03-13-082	132R- 04	AMD-P	03-11-006	132R- 04-160	AMD-P	03-11-006
132Q- 20-110	AMD	03-18-021	132R- 04	AMD	03-15-063	132R- 04-160	AMD	03-15-063
132Q- 20-120	AMD-P	03-13-082	132R- 04-010	AMD-P	03-11-006	132R- 04-165	NEW-P	03-11-006
132Q- 20-120	AMD	03-18-021	132R- 04-010	AMD	03-15-063	132R- 04-165	NEW	03-15-063
132Q- 20-130	AMD-P	03-13-082	132R- 04-015	NEW-P	03-11-006	132R- 04-170	AMD-P	03-11-006
132Q- 20-130	AMD	03-18-021	132R- 04-015	NEW	03-15-063	132R- 04-170	AMD	03-15-063
132Q- 20-140	AMD-P	03-13-082	132R- 04-017	NEW-P	03-11-006	132R- 05-010	AMD-P	03-11-006
132Q- 20-140	AMD	03-18-021	132R- 04-017	NEW	03-15-063	132R- 05-010	AMD	03-15-063
132Q- 20-150	AMD-P	03-13-082	132R- 04-019	NEW-P	03-11-006	132R- 12-010	AMD-P	03-11-006
132Q- 20-150	AMD	03-18-021	132R- 04-019	NEW	03-15-063	132R- 12-010	AMD	03-15-063
132Q- 20-170	AMD-P	03-13-082	132R- 04-020	REP-P	03-11-006	132R- 12-020	AMD-P	03-11-006
132Q- 20-170	AMD	03-18-021	132R- 04-020	REP	03-15-063	132R- 12-020	AMD	03-15-063
132Q- 20-180	AMD-P	03-13-082	132R- 04-030	REP-P	03-11-006	132R-116-070	AMD-P	03-11-006
132Q- 20-180	AMD	03-18-021	132R- 04-030	REP	03-15-063	132R-116-070	AMD	03-15-063
132Q- 20-190	AMD-P	03-13-082	132R- 04-035	REP-P	03-11-006	132R-116-090	AMD-P	03-11-006
132Q- 20-190	AMD	03-18-021	132R- 04-035	REP	03-15-063	132R-116-090	AMD	03-15-063
132Q- 20-200	AMD-P	03-13-082	132R- 04-040	AMD-P	03-11-006	132R-117	AMD-P	03-11-006
132Q- 20-200	AMD	03-18-021	132R- 04-040	AMD	03-15-063	132R-117	AMD	03-15-063
132Q- 20-210	AMD-P	03-13-082	132R- 04-042	NEW-P	03-11-006	132R-117-010	AMD-P	03-11-006
132Q- 20-210	AMD	03-18-021	132R- 04-042	NEW	03-15-063	132R-117-010	AMD	03-15-063
132Q- 20-220	AMD-P	03-13-082	132R- 04-047	NEW-P	03-11-006	132R-117-020	NEW-P	03-11-006
132Q- 20-220	AMD	03-18-021	132R- 04-047	NEW	03-15-063	132R-117-020	NEW	03-15-063
132Q- 20-230	AMD-P	03-13-082	132R- 04-050	REP-P	03-11-006	132R-118-010	AMD-P	03-11-006
132Q- 20-230	AMD	03-18-021	132R- 04-050	REP	03-15-063	132R-118-010	AMD	03-15-063
132Q- 20-240	AMD-P	03-13-082	132R- 04-055	REP-P	03-11-006	132R-118-020	AMD-P	03-11-006
132Q- 20-240	AMD	03-18-021	132R- 04-055	REP	03-15-063	132R-118-020	AMD	03-15-063
132Q- 20-250	AMD-P	03-13-082	132R- 04-056	NEW-P	03-11-006	132R-118-030	AMD-P	03-11-006
132Q- 20-250	AMD	03-18-021	132R- 04-056	NEW	03-15-063	132R-118-030	AMD	03-15-063
132Q- 20-260	AMD-P	03-13-082	132R- 04-057	NEW-P	03-11-006	132R-118-040	AMD-P	03-11-006
132Q- 20-260	AMD	03-18-021	132R- 04-057	NEW	03-15-063	132R-118-040	AMD	03-15-063
132Q- 20-265	AMD-P	03-13-082	132R- 04-060	REP-P	03-11-006	132R-136	AMD-P	03-11-006
132Q- 20-265	AMD	03-18-021	132R- 04-060	REP	03-15-063	132R-136	AMD	03-15-063

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
132R-136-010	AMD-P	03-11-006	132R-190-100	AMD-P	03-11-006	137- 96-150	REP	03-16-072
132R-136-010	AMD	03-15-063	132R-190-100	AMD	03-15-063	137- 96-160	REP	03-16-072
132R-136-030	AMD-P	03-11-006	132R-190-110	AMD-P	03-11-006	137-104-020	AMD	03-16-072
132R-136-030	AMD	03-15-063	132R-190-110	AMD	03-15-063	139- 05-200	PREP	03-11-055
132R-136-035	NEW-P	03-11-006	132R-200-010	AMD-P	03-11-006	139- 05-200	AMD-P	03-15-029
132R-136-035	NEW	03-15-063	132R-200-010	AMD	03-15-063	139- 05-200	AMD	03-19-123
132R-136-055	NEW-P	03-11-006	132T- 28-010	REP-X	03-16-114	139- 05-210	AMD	03-07-099
132R-136-055	NEW	03-15-063	132T- 28-020	REP-X	03-16-114	139- 05-820	AMD	03-07-099
132R-136-060	NEW-P	03-11-006	132U-120	PREP	03-19-056	139- 05-915	AMD-C	03-03-091
132R-136-060	NEW	03-15-063	132U-300-020	PREP	03-19-057	139- 05-915	AMD	03-07-100
132R-136-070	NEW-P	03-11-006	132X- 60-065	AMD	03-03-089	139- 05-925	PREP	03-11-056
132R-136-070	NEW	03-15-063	136- 60-010	AMD	03-05-009	139- 05-925	AMD-P	03-15-030
132R-136-080	NEW-P	03-11-006	136- 60-020	AMD	03-05-009	139- 05-925	AMD	03-19-122
132R-136-080	NEW	03-15-063	136- 60-030	AMD	03-05-009	139- 10-215	PREP	03-05-090
132R-144-010	AMD-P	03-11-006	136- 60-040	AMD	03-05-009	139- 10-215	AMD-P	03-09-010
132R-144-010	AMD	03-15-063	136- 60-050	AMD	03-05-009	139- 10-215	AMD	03-13-098
132R-144-020	AMD-P	03-11-006	136- 60-060	AMD	03-05-009	139- 30-015	AMD	03-07-098
132R-144-020	AMD	03-15-063	136-150-022	AMD-P	03-17-046	139- 35-015	AMD	03-07-098
132R-150-030	REP-P	03-11-006	136-150-023	AMD	03-05-010	148-280	AMD-C	03-16-068
132R-150-030	REP	03-15-063	136-150-023	AMD-P	03-17-046	148-280-010	AMD-P	03-15-015
132R-150-050	AMD-P	03-11-006	136-150-024	REP	03-05-010	148-280-010	AMD	03-20-014
132R-150-050	AMD	03-15-063	136-150-030	AMD	03-05-010	148-280-011	AMD-P	03-15-015
132R-158-010	AMD-P	03-11-006	136-150-040	AMD	03-05-010	148-280-011	AMD	03-20-014
132R-158-010	AMD	03-15-063	136-150-050	NEW	03-05-010	148-280-015	AMD-P	03-15-015
132R-175-010	AMD-P	03-11-006	136-150-060	NEW	03-05-010	148-280-015	AMD	03-20-014
132R-175-010	AMD	03-15-063	136-161-080	AMD-P	03-05-008	148-280-015	AMD	03-20-014
132R-175-020	AMD-P	03-11-006	136-161-080	AMD	03-11-046	148-280-020	AMD-P	03-15-015
132R-175-020	AMD	03-15-063	136-163-030	AMD	03-05-011	148-280-020	AMD	03-20-014
132R-175-030	AMD-P	03-11-006	137- 10-015	AMD-X	03-16-073	148-280-025	AMD-P	03-15-015
132R-175-030	AMD	03-15-063	137- 12A-050	AMD-X	03-16-073	148-280-025	AMD	03-20-014
132R-175-050	AMD-P	03-11-006	137- 12A-060	AMD-X	03-16-073	148-280-030	AMD-P	03-15-015
132R-175-050	AMD	03-15-063	137- 12A-070	AMD-X	03-16-073	148-280-030	AMD	03-20-014
132R-175-060	AMD-P	03-11-006	137- 58-010	AMD-X	03-16-073	148-280-040	AMD-P	03-15-015
132R-175-060	AMD	03-15-063	137- 58-020	AMD-X	03-16-073	148-280-040	AMD	03-20-014
132R-175-080	AMD-P	03-11-006	137- 58-030	AMD-X	03-16-073	148-280-050	REP-P	03-15-015
132R-175-080	AMD	03-15-063	137- 58-040	AMD-X	03-16-073	148-280-050	REP	03-20-014
132R-175-090	AMD-P	03-11-006	137- 67-015	AMD-X	03-16-073	148-280-055	AMD-P	03-15-015
132R-175-090	AMD	03-15-063	137- 67-025	AMD-X	03-16-073	148-280-055	AMD	03-20-014
132R-175-100	AMD-P	03-11-006	137- 67-030	AMD-X	03-16-073	148-280-060	AMD-P	03-15-015
132R-175-100	AMD	03-15-063	137- 67-035	AMD-X	03-16-073	148-280-060	AMD	03-20-014
132R-175-110	AMD-P	03-11-006	137- 67-040	AMD-X	03-16-073	148-280-070	REP-P	03-15-015
132R-175-110	AMD	03-15-063	137- 68-010	AMD-X	03-16-073	148-280-070	REP	03-20-014
132R-175-120	AMD-P	03-11-006	137- 68-020	AMD-X	03-16-073	172- 64-010	NEW-P	03-11-099
132R-175-120	AMD	03-15-063	137- 70-020	AMD-X	03-16-073	172- 64-010	NEW	03-18-070
132R-175-130	AMD-P	03-11-006	137- 70-060	AMD-X	03-16-073	172- 64-020	NEW-P	03-11-099
132R-175-130	AMD	03-15-063	137- 70-070	AMD-X	03-16-073	172- 64-020	NEW	03-18-070
132R-175-140	AMD-P	03-11-006	137- 75-020	AMD-X	03-16-073	172- 64-030	NEW-P	03-11-099
132R-175-140	AMD	03-15-063	137- 75-040	AMD-X	03-16-073	172- 64-030	NEW	03-18-070
132R-190-010	AMD-P	03-11-006	137- 75-050	AMD-X	03-16-073	172- 64-040	NEW-P	03-11-099
132R-190-010	AMD	03-15-063	137- 78-010	AMD-X	03-16-073	172- 64-040	NEW	03-18-070
132R-190-020	AMD-P	03-11-006	137- 78-030	AMD-X	03-16-073	172- 64-050	NEW-P	03-11-099
132R-190-020	AMD	03-15-063	137- 78-060	AMD-X	03-16-073	172- 64-050	NEW	03-18-070
132R-190-030	AMD-P	03-11-006	137- 78-070	AMD-X	03-16-073	172- 64-060	NEW-P	03-11-099
132R-190-030	AMD	03-15-063	137- 80-010	AMD-X	03-16-073	172- 64-060	NEW	03-18-070
132R-190-035	AMD-P	03-11-006	137- 80-020	AMD-X	03-16-073	172- 64-070	NEW-P	03-11-099
132R-190-035	AMD	03-15-063	137- 80-040	AMD-X	03-16-073	172- 64-070	NEW	03-18-070
132R-190-040	AMD-P	03-11-006	137- 80-060	AMD-X	03-16-073	172- 64-080	NEW-P	03-11-099
132R-190-040	AMD	03-15-063	137- 91-100	AMD	03-16-072	172- 64-080	NEW	03-18-070
132R-190-050	AMD-P	03-11-006	137- 96-020	AMD	03-16-072	172- 64-090	NEW-P	03-11-099
132R-190-050	AMD	03-15-063	137- 96-110	AMD	03-16-072	172- 64-090	NEW	03-18-070
132R-190-070	AMD-P	03-11-006	137- 96-130	AMD	03-16-072	172- 64-100	NEW-P	03-11-099
132R-190-070	AMD	03-15-063	137- 96-140	REP	03-16-072	172- 64-100	NEW	03-18-070
						172- 64-110	NEW-P	03-11-099

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
172- 64-110	NEW	03-18-070	173-170-050	AMD	03-07-104	173-303-071	AMD-E	03-03-047
172- 64-120	NEW-P	03-11-099	173-170-070	AMD	03-07-104	173-303-071	AMD	03-07-049
172- 64-120	NEW	03-18-070	173-170-080	AMD	03-07-104	173-303-100	AMD	03-07-049
172- 64-130	NEW-P	03-11-099	173-170-090	AMD	03-07-104	173-303-110	AMD	03-07-049
172- 64-130	NEW	03-18-070	173-170-100	AMD	03-07-104	173-303-140	AMD	03-07-049
172- 64-140	NEW-P	03-11-099	173-183-820	AMD-X	03-06-036	173-303-170	AMD	03-07-049
172- 64-140	NEW	03-18-070	173-183-820	AMD	03-11-010	173-303-200	AMD	03-07-049
173- 06-120	AMD-X	03-04-081	173-183-830	AMD-X	03-06-036	173-303-283	AMD	03-07-049
173- 06-120	AMD	03-10-019	173-183-830	AMD	03-11-010	173-303-380	AMD	03-07-049
173- 26	PREP	03-03-019	173-183-850	AMD-X	03-06-036	173-303-390	AMD	03-07-049
173- 26-010	AMD-P	03-13-108	173-183-850	AMD	03-11-010	173-303-400	AMD	03-07-049
173- 26-020	AMD-P	03-13-108	173-183-860	AMD-X	03-06-036	173-303-500	AMD	03-07-049
173- 26-170	REP-P	03-13-108	173-183-860	AMD	03-11-010	173-303-505	AMD	03-07-049
173- 26-171	NEW-P	03-13-108	173-201A	AMD-S	03-04-082	173-303-506	AMD	03-07-049
173- 26-176	NEW-P	03-13-108	173-201A-010	AMD	03-14-129	173-303-510	AMD	03-07-049
173- 26-180	REP-P	03-13-108	173-201A-020	AMD	03-14-129	173-303-520	AMD	03-07-049
173- 26-181	NEW-P	03-13-108	173-201A-030	REP	03-14-129	173-303-522	AMD	03-07-049
173- 26-186	NEW-P	03-13-108	173-201A-040	AMD	03-14-129	173-303-525	AMD	03-07-049
173- 26-190	REP-P	03-13-108	173-201A-040	DECOD	03-14-129	173-303-578	AMD	03-07-049
173- 26-191	NEW-P	03-13-108	173-201A-050	DECOD	03-14-129	173-303-620	AMD	03-07-049
173- 26-200	REP-P	03-13-108	173-201A-060	REP	03-14-129	173-303-645	AMD	03-07-049
173- 26-201	NEW-P	03-13-108	173-201A-070	REP	03-14-129	173-303-646	AMD	03-07-049
173- 26-210	REP-P	03-13-108	173-201A-080	REP	03-14-129	173-303-690	AMD	03-07-049
173- 26-211	NEW-P	03-13-108	173-201A-100	AMD	03-14-129	173-303-691	AMD	03-07-049
173- 26-220	REP-P	03-13-108	173-201A-100	DECOD	03-14-129	173-303-692	AMD	03-07-049
173- 26-221	NEW-P	03-13-108	173-201A-110	AMD	03-14-129	173-303-806	AMD	03-07-049
173- 26-230	REP-P	03-13-108	173-201A-110	DECOD	03-14-129	173-303-830	AMD	03-07-049
173- 26-231	NEW-P	03-13-108	173-201A-120	REP	03-14-129	173-314-010	REP-X	03-05-095
173- 26-240	REP-P	03-13-108	173-201A-130	REP	03-14-129	173-314-010	REP	03-10-020
173- 26-241	NEW-P	03-13-108	173-201A-140	REP	03-14-129	173-314-100	REP-X	03-05-095
173- 26-250	REP-P	03-13-108	173-201A-150	DECOD	03-14-129	173-314-100	REP	03-10-020
173- 26-251	NEW-P	03-13-108	173-201A-160	AMD	03-14-129	173-314-200	REP-X	03-05-095
173- 26-270	REP-P	03-13-108	173-201A-160	DECOD	03-14-129	173-314-200	REP	03-10-020
173- 26-280	REP-P	03-13-108	173-201A-170	AMD	03-14-129	173-314-210	REP-X	03-05-095
173- 26-290	REP-P	03-13-108	173-201A-170	DECOD	03-14-129	173-314-210	REP	03-10-020
173- 26-300	REP-P	03-13-108	173-201A-180	DECOD	03-14-129	173-314-220	REP-X	03-05-095
173- 26-310	REP-P	03-13-108	173-201A-200	NEW	03-14-129	173-314-220	REP	03-10-020
173- 26-320	REP-P	03-13-108	173-201A-210	NEW	03-14-129	173-314-300	REP-X	03-05-095
173- 26-330	REP-P	03-13-108	173-201A-230	NEW	03-14-129	173-314-300	REP	03-10-020
173- 26-340	REP-P	03-13-108	173-201A-240	RECOD	03-14-129	173-314-310	REP-X	03-05-095
173- 26-350	REP-P	03-13-108	173-201A-250	RECOD	03-14-129	173-314-310	REP	03-10-020
173-157-010	NEW	03-03-081	173-201A-260	NEW	03-14-129	173-314-320	REP-X	03-05-095
173-157-020	NEW	03-03-081	173-201A-300	NEW	03-14-129	173-314-320	REP	03-10-020
173-157-030	NEW	03-03-081	173-201A-310	NEW	03-14-129	173-314-330	REP-X	03-05-095
173-157-040	NEW	03-03-081	173-201A-320	NEW	03-14-129	173-314-330	REP	03-10-020
173-157-050	NEW	03-03-081	173-201A-330	NEW	03-14-129	173-314-340	REP-X	03-05-095
173-157-100	NEW	03-03-081	173-201A-400	RECOD	03-14-129	173-314-340	REP	03-10-020
173-157-110	NEW	03-03-081	173-201A-410	RECOD	03-14-129	173-350-010	NEW	03-03-043
173-157-120	NEW	03-03-081	173-201A-420	NEW	03-14-129	173-350-020	NEW	03-03-043
173-157-130	NEW	03-03-081	173-201A-430	NEW	03-14-129	173-350-025	NEW	03-03-043
173-157-140	NEW	03-03-081	173-201A-440	NEW	03-14-129	173-350-030	NEW	03-03-043
173-157-150	NEW	03-03-081	173-201A-450	NEW	03-14-129	173-350-040	NEW	03-03-043
173-157-160	NEW	03-03-081	173-201A-500	RECOD	03-14-129	173-350-100	NEW	03-03-043
173-157-170	NEW	03-03-081	173-201A-510	RECOD	03-14-129	173-350-200	NEW	03-03-043
173-157-180	NEW	03-03-081	173-201A-520	RECOD	03-14-129	173-350-210	NEW	03-03-043
173-157-200	NEW	03-03-081	173-201A-530	RECOD	03-14-129	173-350-220	NEW	03-03-043
173-157-210	NEW	03-03-081	173-201A-600	NEW	03-14-129	173-350-230	NEW	03-03-043
173-157-220	NEW	03-03-081	173-201A-602	NEW	03-14-129	173-350-240	NEW	03-03-043
173-157-230	NEW	03-03-081	173-201A-610	NEW	03-14-129	173-350-300	NEW	03-03-043
173-170-010	AMD	03-07-104	173-201A-612	NEW	03-14-129	173-350-310	NEW	03-03-043
173-170-020	AMD	03-07-104	173-303-045	AMD	03-07-049	173-350-320	NEW	03-03-043
173-170-040	AMD	03-07-104	173-303-070	AMD	03-07-049	173-350-330	NEW	03-03-043

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
173-350-350	NEW	03-03-043	180- 31	PREP	03-10-077	180- 78A-700	NEW	03-04-026
173-350-360	NEW	03-03-043	180- 32	PREP	03-10-077	180- 79A	PREP	03-10-076
173-350-400	NEW	03-03-043	180- 33	PREP	03-10-077	180- 79A-117	PREP	03-07-004
173-350-410	NEW	03-03-043	180- 33-035	AMD-E	03-14-116	180- 79A-117	AMD-E	03-08-060
173-350-490	NEW	03-03-043	180- 38-065	AMD-W	03-03-062	180- 79A-117	AMD-P	03-09-029
173-350-500	NEW	03-03-043	180- 38-065	REP	03-13-079	180- 79A-117	AMD	03-14-120
173-350-600	NEW	03-03-043	180- 38-080	NEW	03-13-079	180- 79A-127	AMD-X	03-10-071
173-350-600	NEW	03-04-103	180- 46	PREP	03-10-074	180- 79A-127	AMD	03-15-121
173-350-700	NEW	03-03-043	180- 46-005	REP-P	03-18-061	180- 79A-140	PREP	03-09-019
173-350-710	NEW	03-03-043	180- 46-010	REP-P	03-18-061	180- 79A-140	AMD-E	03-12-038
173-350-715	NEW	03-03-043	180- 46-015	REP-P	03-18-061	180- 79A-150	PREP	03-04-109
173-350-900	NEW	03-03-043	180- 46-020	REP-P	03-18-061	180- 79A-155	AMD	03-04-022
173-350-990	NEW	03-03-043	180- 46-025	REP-P	03-18-061	180- 79A-223	PREP	03-12-036
173-400	PREP	03-17-049	180- 46-030	REP-P	03-18-061	180- 79A-231	AMD-P	03-04-019
173-434	AMD-C	03-16-027	180- 46-035	REP-P	03-18-061	180- 79A-231	AMD-P	03-09-023
173-434-020	AMD-P	03-13-077	180- 46-040	REP-P	03-18-061	180- 79A-231	AMD	03-12-035
173-434-030	AMD-P	03-13-077	180- 46-045	REP-P	03-18-061	180- 79A-231	AMD-E	03-12-038
173-434-050	REP-P	03-13-077	180- 46-050	REP-P	03-18-061	180- 79A-231	AMD	03-14-115
173-434-070	REP-P	03-13-077	180- 46-055	REP-P	03-18-061	180- 79A-308	PREP	03-09-021
173-434-100	REP-P	03-13-077	180- 46-065	REP-P	03-18-061	180- 79A-308	AMD-P	03-14-112
173-434-110	AMD-P	03-13-077	180- 50-315	AMD	03-04-054	180- 79A-308	AMD	03-19-019
173-434-120	REP-P	03-13-077	180- 51-050	PREP	03-18-057	180- 81	PREP	03-10-076
173-434-130	AMD-P	03-13-077	180- 51-061	PREP	03-18-049	180- 82	PREP	03-10-076
173-434-160	AMD-P	03-13-077	180- 51-063	PREP	03-04-110	180- 82-105	AMD-E	03-14-121
173-434-170	AMD-P	03-13-077	180- 51-063	AMD-E	03-09-018	180- 82-105	AMD-P	03-16-013
173-434-190	AMD-P	03-13-077	180- 51-063	AMD-P	03-09-028	180- 82-105	PREP	03-18-050
173-434-200	AMD-P	03-13-077	180- 51-063	AMD	03-14-118	180- 82-105	AMD-E	03-18-066
173-503	PREP	03-10-011	180- 55-005	PREP	03-18-058	180- 82-105	AMD-C	03-18-067
173-503	PREP	03-14-023	180- 55-015	PREP	03-18-058	180- 82-110	AMD	03-04-023
180- 10-001	REP-W	03-03-060	180- 55-020	PREP	03-18-058	180- 82-115	PREP	03-09-084
180- 10-003	REP-W	03-03-060	180- 55-032	NEW-W	03-03-061	180- 82-115	REP-P	03-18-062
180- 10-005	REP-W	03-03-060	180- 55-034	PREP	03-04-112	180- 82-204	PREP	03-04-020
180- 10-007	REP-W	03-03-060	180- 55-034	PREP	03-18-058	180- 82-204	AMD-E	03-04-027
180- 10-010	REP-W	03-03-060	180- 55-150	PREP	03-04-111	180- 82-204	AMD-P	03-09-024
180- 10-015	REP-W	03-03-060	180- 55-150	PREP	03-18-058	180- 82-204	AMD-E	03-09-025
180- 10-020	REP-W	03-03-060	180- 57-050	AMD	03-04-055	180- 82-204	AMD	03-14-114
180- 10-025	REP-W	03-03-060	180- 57-055	AMD	03-04-055	180- 82-205	PREP	03-09-022
180- 10-030	REP-W	03-03-060	180- 57-070	AMD	03-04-055	180- 82A-204	PREP	03-04-020
180- 10-035	REP-W	03-03-060	180- 72	PREP	03-10-075	180- 82A-204	AMD-E	03-04-028
180- 10-040	REP-W	03-03-060	180- 77	PREP	03-10-076	180- 82A-204	AMD-P	03-09-024
180- 10-045	REP-W	03-03-060	180- 77-014	AMD-P	03-18-059	180- 82A-204	AMD-E	03-09-025
180- 16-220	PREP	03-18-055	180- 77-068	AMD-P	03-10-070	180- 82A-204	AMD	03-14-114
180- 18-050	PREP	03-18-056	180- 77-068	AMD	03-14-119	180- 82A-206	PREP	03-04-021
180- 20-101	PREP	03-18-053	180- 77A	PREP	03-10-076	180- 82A-206	AMD-P	03-09-026
180- 20-111	PREP	03-18-053	180- 78A	PREP	03-10-076	180- 82A-206	AMD-E	03-09-027
180- 24	PREP	03-19-018	180- 78A-100	PREP	03-18-051	180- 82A-206	AMD	03-14-122
180- 24-00701	PREP	03-12-037	180- 78A-250	PREP	03-09-086	180- 82A-215	PREP	03-04-021
180- 24-00701	AMD-E	03-14-117	180- 78A-250	AMD-P	03-14-113	180- 82A-215	AMD-P	03-09-026
180- 24-00701	AMD-P	03-18-063	180- 78A-250	AMD	03-19-020	180- 82A-215	AMD-E	03-09-027
180- 24-00701	AMD-E	03-18-065	180- 78A-264	PREP	03-09-085	180- 82A-215	AMD	03-14-122
180- 24-215	PREP	03-12-037	180- 78A-264	AMD-P	03-14-111	180- 83	PREP	03-10-076
180- 24-215	AMD-E	03-14-117	180- 78A-264	PREP	03-18-054	180- 85	PREP	03-10-076
180- 24-215	AMD-P	03-18-063	180- 78A-264	AMD	03-19-021	180- 86	PREP	03-10-076
180- 24-215	AMD-E	03-18-065	180- 78A-270	PREP	03-18-052	180- 86-100	PREP	03-09-082
180- 24-220	PREP	03-12-037	180- 78A-505	AMD	03-04-025	180- 86-100	PREP	03-10-029
180- 24-220	AMD-E	03-14-117	180- 78A-505	PREP	03-09-020	180- 86-116	PREP	03-09-083
180- 24-220	AMD-P	03-18-063	180- 78A-505	AMD-E	03-12-039	180- 86-116	PREP	03-10-028
180- 24-220	AMD-E	03-18-065	180- 78A-505	AMD-P	03-18-060	180- 87	PREP	03-10-076
180- 25	PREP	03-10-077	180- 78A-505	AMD-E	03-18-064	180- 90-105	AMD	03-04-053
180- 26	PREP	03-10-077	180- 78A-535	AMD	03-04-024	180- 90-110	REP	03-04-053
180- 27	PREP	03-10-077	180- 78A-535	AMD-P	03-18-060	180- 90-112	AMD	03-04-053
180- 29	PREP	03-10-077	180- 78A-535	AMD-E	03-18-064	180- 90-115	REP	03-04-053

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180- 90-119	REP	03-04-053	192- 16-040	REP	03-06-038	196- 25-020	REP-P	03-16-113
180- 90-120	REP	03-04-053	192- 16-042	REP	03-06-038	196- 25-030	REP-P	03-16-113
180- 90-123	REP	03-04-053	192- 16-045	REP	03-06-038	196- 25-040	AMD-P	03-16-113
180- 90-125	REP	03-04-053	192- 16-047	REP	03-06-038	196- 25-050	AMD-P	03-16-113
180- 90-130	AMD	03-04-053	192- 36-010	PREP	03-11-072	196- 25-100	REP-P	03-16-113
180- 90-133	REP	03-04-053	192- 36-020	PREP	03-11-072	196- 26A	PREP	03-09-032
180- 90-135	REP	03-04-053	192- 36-025	PREP	03-11-072	196- 27A	PREP	03-14-024
180- 90-137	REP	03-04-053	192-240-010	NEW	03-06-038	196- 27A-025	NEW-P	03-16-113
180- 90-141	AMD	03-04-053	192-240-015	NEW	03-06-038	196- 30	PREP	03-03-111
180- 90-160	AMD	03-04-053	192-240-020	NEW	03-06-038	197- 11-070	AMD-P	03-03-082
180- 95	PREP	03-10-072	192-240-025	NEW	03-06-038	197- 11-070	AMD	03-16-067
180- 96	PREP	03-10-073	192-240-030	NEW	03-06-038	197- 11-250	AMD-P	03-03-082
182- 08	AMD-C	03-16-033	192-240-035	NEW	03-06-038	197- 11-250	AMD	03-16-067
182- 08-015	AMD-P	03-13-138	192-240-040	NEW	03-06-038	197- 11-310	AMD-P	03-03-082
182- 08-015	AMD	03-17-031	192-240-045	NEW	03-06-038	197- 11-310	AMD	03-16-067
182- 08-020	REP-P	03-13-138	192-330-110	NEW-P	03-16-111	197- 11-800	AMD-P	03-03-082
182- 08-020	REP	03-17-031	192-330-150	NEW-P	03-16-111	197- 11-800	AMD	03-16-067
182- 08-095	AMD-P	03-13-138	192-330-155	NEW-P	03-16-111	197- 11-820	AMD-P	03-03-082
182- 08-095	AMD	03-17-031	196- 09	AMD-P	03-16-112	197- 11-820	AMD	03-16-067
182- 08-120	AMD-P	03-13-138	196- 09-010	AMD-P	03-16-112	197- 11-835	AMD-P	03-03-082
182- 08-120	AMD	03-17-031	196- 09-050	NEW-P	03-16-112	197- 11-835	AMD	03-16-067
182- 08-125	AMD-P	03-13-138	196- 09-055	NEW-P	03-16-112	197- 11-850	AMD-P	03-03-082
182- 08-125	AMD	03-17-031	196- 09-060	NEW-P	03-16-112	197- 11-850	AMD	03-16-067
182- 08-175	AMD-P	03-13-138	196- 09-100	NEW-P	03-16-112	197- 11-855	AMD-P	03-03-082
182- 08-175	AMD	03-17-031	196- 09-110	NEW-P	03-16-112	197- 11-855	AMD	03-16-067
182- 08-180	AMD-P	03-13-138	196- 09-120	NEW-P	03-16-112	197- 11-902	AMD-P	03-03-082
182- 08-180	AMD	03-17-031	196- 12	PREP	03-09-032	197- 11-902	AMD	03-16-067
182- 08-190	AMD-P	03-13-138	196- 12-005	NEW-P	03-16-113	197- 11-904	AMD-P	03-03-082
182- 08-190	AMD	03-17-031	196- 12-010	AMD-P	03-16-113	197- 11-904	AMD	03-16-067
182- 08-196	NEW-P	03-13-138	196- 12-020	AMD-P	03-16-113	197- 11-908	AMD-P	03-03-082
182- 08-196	NEW	03-17-031	196- 12-030	AMD-P	03-16-113	197- 11-908	AMD	03-16-067
182- 08-210	AMD-P	03-13-138	196- 12-045	AMD-P	03-16-113	204- 10-040	REP-X	03-18-010
182- 08-210	AMD	03-17-031	196- 12-050	AMD-P	03-16-113	204- 82A-060	AMD-P	03-08-089
182- 08-220	AMD-P	03-13-138	196- 12-055	NEW-P	03-16-113	204- 82A-060	AMD	03-12-013
182- 08-220	AMD	03-17-031	196- 12-065	NEW-P	03-16-113	204- 96-010	PREP	03-19-017
182- 12	AMD-C	03-16-033	196- 16	PREP	03-09-032	208-690-010	NEW-E	03-16-074
182- 12-031	NEW	03-17-031	196- 16-006	NEW-P	03-16-113	208-690-020	NEW-E	03-16-074
182- 12-111	AMD-P	03-13-138	196- 16-007	AMD-P	03-16-113	208-690-030	NEW-E	03-16-074
182- 12-111	AMD	03-17-031	196- 16-010	AMD-P	03-16-113	208-690-040	NEW-E	03-16-074
182- 12-115	AMD-P	03-13-138	196- 16-020	AMD-P	03-16-113	208-690-050	NEW-E	03-16-074
182- 12-115	AMD	03-17-031	196- 16-031	AMD-P	03-16-113	208-690-060	NEW-E	03-16-074
182- 12-117	AMD-P	03-13-138	196- 16-035	NEW-P	03-16-113	208-690-070	NEW-E	03-16-074
182- 12-117	AMD	03-17-031	196- 20	PREP	03-09-032	208-690-080	NEW-E	03-16-074
182- 12-119	AMD-P	03-13-138	196- 21	PREP	03-09-032	208-690-090	NEW-E	03-16-074
182- 12-119	AMD	03-17-031	196- 21-005	NEW-P	03-16-113	208-690-100	NEW-E	03-16-074
182- 12-124	NEW	03-17-031	196- 21-010	AMD-P	03-16-113	208-690-110	NEW-E	03-16-074
182- 12-132	AMD-P	03-13-138	196- 21-020	AMD-P	03-16-113	208-690-120	NEW-E	03-16-074
182- 12-132	AMD	03-17-031	196- 21-030	AMD-P	03-16-113	208-690-130	NEW-E	03-16-074
182- 12-145	AMD-P	03-13-138	196- 23-070	PREP	03-13-012	208-690-140	NEW-E	03-16-074
182- 12-145	AMD	03-17-031	196- 23-070	AMD-P	03-16-113	208-690-150	NEW-E	03-16-074
182- 12-220	AMD-P	03-13-138	196- 24	PREP	03-09-032	208-690-160	NEW-E	03-16-074
182- 12-220	AMD	03-17-031	196- 24-041	REP-P	03-16-113	208-690-170	NEW-E	03-16-074
182- 25-010	AMD-P	03-14-097	196- 24-080	REP-P	03-16-113	212- 12-200	NEW	03-06-063
182- 25-010	AMD	03-18-039	196- 24-085	REP-P	03-16-113	212- 12-210	NEW	03-06-063
182- 25-030	AMD-P	03-05-094	196- 24-100	REP-P	03-16-113	212- 12-220	NEW	03-06-063
182- 25-030	AMD-W	03-18-086	196- 24-105	REP-P	03-16-113	212- 12-230	NEW	03-06-063
182- 25-031	REP-X	03-19-016	196- 24-110	REP-P	03-16-113	212- 12-240	NEW	03-06-063
182- 25-035	NEW-P	03-05-094	196- 25	PREP	03-09-032	212- 12-250	NEW	03-06-063
182- 25-035	NEW-W	03-18-086	196- 25-001	AMD-P	03-16-113	212- 12-260	NEW	03-06-063
182- 50	PREP	03-14-096	196- 25-002	AMD-P	03-16-113	212- 12-270	NEW	03-06-063
192- 16-033	REP	03-06-038	196- 25-005	AMD-P	03-16-113	212- 12-280	NEW	03-06-063
192- 16-036	REP	03-06-038	196- 25-010	AMD-P	03-16-113	212- 12-290	NEW	03-06-063

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
212- 12-300	NEW	03-06-063	220- 32-05100K	REP-E	03-20-098	220- 40-02100X	REP-E	03-14-086
212- 12-310	NEW	03-06-063	220- 32-05100L	NEW-E	03-20-098	220- 40-02100X	REP-E	03-16-064
212- 12-320	NEW	03-06-063	220- 32-05100Z	REP-E	03-07-044	220- 40-02100Y	NEW-E	03-16-064
212- 12-330	NEW	03-06-063	220- 32-05500F	NEW-E	03-08-047	220- 40-02100Y	REP-E	03-16-064
212- 12-340	NEW	03-06-063	220- 32-05700S	NEW-E	03-13-017	220- 40-027	AMD-X	03-13-106
212- 12-350	NEW	03-06-063	220- 32-05700S	REP-E	03-13-017	220- 40-027	AMD	03-18-004
212- 12-360	NEW	03-06-063	220- 32-05700S	REP-E	03-15-043	220- 40-02700B	NEW-E	03-19-037
212- 12-370	NEW	03-06-063	220- 32-05700T	NEW-E	03-15-043	220- 40-030	AMD	03-05-062
212- 12-380	NEW	03-06-063	220- 32-05700T	REP-E	03-15-043	220- 44-050	AMD-P	03-02-105
212- 12-390	NEW	03-06-063	220- 32-05700T	REP-E	03-15-094	220- 44-050	AMD	03-05-078
212- 12-400	NEW	03-06-063	220- 32-05700U	NEW-E	03-15-094	220- 44-05000R	REP-E	03-04-058
212- 12-410	NEW	03-06-063	220- 32-05700U	REP-E	03-15-094	220- 44-05000S	NEW-E	03-04-058
212- 12-420	NEW-W	03-06-071	220- 32-06000A	NEW-E	03-10-003	220- 44-05000S	REP-E	03-05-027
218- 10-005	NEW-P	03-19-099	220- 32-06000A	REP-E	03-10-003	220- 44-05000T	NEW-E	03-05-027
218- 10-010	NEW-P	03-19-099	220- 33-01000A	NEW-E	03-05-036	220- 44-05000T	REP-E	03-07-024
218- 10-015	NEW-P	03-19-099	220- 33-01000A	REP-E	03-05-036	220- 44-05000U	NEW-E	03-07-024
218- 10-020	NEW-P	03-19-099	220- 33-01000A	REP-E	03-06-007	220- 44-05000U	REP-E	03-13-008
218- 10-025	NEW-P	03-19-099	220- 33-01000B	NEW-E	03-06-007	220- 44-05000V	NEW-E	03-13-008
218- 10-030	NEW-P	03-19-099	220- 33-01000B	REP-E	03-06-007	220- 44-05000V	REP-E	03-15-064
220- 12-020	AMD	03-05-057	220- 33-01000C	NEW-E	03-08-004	220- 44-05000W	NEW-E	03-15-064
220- 16-270	AMD-P	03-13-147	220- 33-01000C	REP-E	03-08-004	220- 44-05000W	REP-E	03-16-016
220- 16-270	AMD	03-16-097	220- 33-01000D	NEW-E	03-09-080	220- 44-05000X	NEW-E	03-16-016
220- 16-27000A	NEW-E	03-09-081	220- 33-01000D	REP-E	03-09-080	220- 47-301	AMD	03-05-076
220- 16-290	NEW	03-05-061	220- 33-01000D	REP-E	03-10-006	220- 47-302	AMD-X	03-13-145
220- 20-01000C	NEW-E	03-19-049	220- 33-01000E	NEW-E	03-10-042	220- 47-302	AMD	03-18-005
220- 20-016	AMD	03-10-010	220- 33-01000E	REP-E	03-10-042	220- 47-307	AMD-X	03-13-145
220- 20-080	NEW	03-05-059	220- 33-01000F	NEW-E	03-16-056	220- 47-307	AMD	03-18-005
220- 20-080	AMD-X	03-19-109	220- 33-01000F	REP-E	03-16-056	220- 47-30700D	NEW-E	03-17-053
220- 20-08000C	NEW-E	03-16-031	220- 33-01000G	NEW-E	03-17-019	220- 47-30700D	REP-E	03-17-053
220- 20-08000C	REP-E	03-17-090	220- 33-01000G	REP-E	03-17-019	220- 47-311	AMD-X	03-13-145
220- 20-08000D	NEW-E	03-17-090	220- 33-01000G	REP-E	03-18-019	220- 47-311	AMD	03-18-005
220- 20-110	NEW-P	03-12-076	220- 33-01000H	NEW-E	03-18-019	220- 47-325	AMD-X	03-13-145
220- 22-40000E	NEW-E	03-13-067	220- 33-01000H	REP-E	03-18-019	220- 47-325	AMD	03-18-005
220- 24-04000I	NEW-E	03-10-005	220- 33-01000H	REP-E	03-18-045	220- 47-401	AMD-X	03-13-145
220- 24-04000I	REP-E	03-13-014	220- 33-01000I	NEW-E	03-18-045	220- 47-401	AMD	03-18-005
220- 24-04000J	NEW-E	03-14-049	220- 33-01000I	REP-E	03-18-045	220- 47-411	AMD-P	03-13-146
220- 24-04000J	REP-E	03-14-049	220- 33-01000I	REP-E	03-19-040	220- 47-411	AMD	03-16-101
220- 24-04000K	NEW-E	03-14-084	220- 33-01000J	NEW-E	03-19-040	220- 47-427	AMD-X	03-13-145
220- 24-04000K	REP-E	03-14-084	220- 33-01000J	REP-E	03-19-040	220- 47-427	AMD	03-18-005
220- 32-05100A	NEW-E	03-07-044	220- 33-01000J	REP-E	03-19-085	220- 47-428	AMD-X	03-13-145
220- 32-05100A	REP-E	03-07-044	220- 33-01000K	NEW-E	03-19-085	220- 47-428	AMD	03-18-005
220- 32-05100B	NEW-E	03-10-003	220- 33-01000K	REP-E	03-20-002	220- 47-430	AMD-X	03-13-145
220- 32-05100B	REP-E	03-10-003	220- 33-01000L	NEW-E	03-20-002	220- 47-430	AMD	03-18-005
220- 32-05100C	REP-E	03-12-002	220- 33-01000L	REP-E	03-20-018	220- 47-50100A	NEW-E	03-17-025
220- 32-05100C	NEW-E	03-12-002	220- 33-01000L	REP-E	03-20-018	220- 47-50100A	REP-E	03-18-034
220- 32-05100C	REP-E	03-12-023	220- 33-01000M	NEW-E	03-20-018	220- 47-50100B	NEW-E	03-18-034
220- 32-05100D	NEW-E	03-12-023	220- 33-01000Y	REP-E	03-04-033	220- 47-50100B	REP-E	03-18-043
220- 32-05100D	REP-E	03-15-004	220- 33-01000Z	NEW-E	03-04-033	220- 47-50100C	NEW-E	03-18-043
220- 32-05100E	NEW-E	03-15-004	220- 33-01000Z	REP-E	03-04-033	220- 47-50100C	REP-E	03-18-043
220- 32-05100E	REP-E	03-15-004	220- 33-01000Z	REP-E	03-04-078	220- 47-50100C	NEW-E	03-18-095
220- 32-05100E	REP-E	03-15-042	220- 33-03000T	NEW-E	03-11-002	220- 47-50100D	NEW-E	03-18-095
220- 32-05100F	NEW-E	03-15-042	220- 33-04000S	REP-E	03-11-002	220- 47-50100D	REP-E	03-19-024
220- 32-05100F	REP-E	03-15-042	220- 33-04000T	NEW-E	03-07-015	220- 47-50100E	NEW-E	03-19-024
220- 32-05100G	NEW-E	03-15-093	220- 33-04000T	REP-E	03-07-015	220- 47-50100E	REP-E	03-19-086
220- 32-05100G	REP-E	03-15-093	220- 33-060	AMD	03-07-015	220- 47-50100F	NEW-E	03-19-086
220- 32-05100H	NEW-E	03-17-020	220- 33-060	AMD	03-05-062	220- 47-50100F	REP-E	03-20-005
220- 32-05100H	REP-E	03-18-018	220- 36-023	AMD-X	03-13-106	220- 47-50100G	NEW-E	03-20-005
220- 32-05100I	NEW-E	03-18-018	220- 36-023	AMD	03-18-004	220- 48-01500R	NEW-E	03-13-025
220- 32-05100I	REP-E	03-18-018	220- 36-02300F	NEW-E	03-19-038	220- 48-01500S	NEW-E	03-19-049
220- 32-05100J	NEW-E	03-19-084	220- 36-03001	AMD	03-05-062	220- 48-029	AMD	03-05-063
220- 32-05100J	REP-E	03-20-019	220- 36-03001A	NEW-E	03-05-002	220- 48-02900B	NEW-E	03-13-078
220- 32-05100K	NEW-E	03-20-019	220- 36-03001A	REP-E	03-05-002	220- 48-02900C	NEW-E	03-19-088
			220- 40-02100X	NEW-E	03-14-086	220- 48-032	AMD	03-05-063

TABLE

**Table of WAC Sections Affected**

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-48-03200A	NEW-E	03-13-078	220-52-05100C	REP-E	03-17-011	220-52-075	AMD	03-05-064
220-48-03200B	NEW-E	03-19-088	220-52-05100D	NEW-E	03-17-011	220-55-001	AMD-P	03-06-079
220-48-06200B	NEW-E	03-19-088	220-52-05100D	REP-E	03-17-017	220-55-001	AMD-W	03-19-104
220-49-02000N	NEW-E	03-19-088	220-52-05100E	NEW-E	03-17-017	220-55-060	REP-P	03-06-079
220-49-05600B	NEW-E	03-19-088	220-52-05100E	REP-E	03-17-050	220-55-060	REP	03-10-040
220-52-018	AMD-P	03-13-140	220-52-05100F	NEW-E	03-17-051	220-55-180	AMD-X	03-18-038
220-52-019	AMD-P	03-06-065	220-52-05100F	REP-E	03-17-051	220-55-18000A	NEW-E	03-18-042
220-52-019	AMD	03-10-008	220-52-05100G	NEW-E	03-17-050	220-56-100	AMD-X	03-13-144
220-52-01900A	NEW-E	03-09-072	220-52-05100G	REP-E	03-17-067	220-56-100	AMD-X	03-16-084
220-52-020	AMD-P	03-13-032	220-52-05100H	NEW-E	03-17-067	220-56-100	AMD	03-18-007
220-52-020	AMD-P	03-13-140	220-52-05100H	REP-E	03-19-002	220-56-10000A	NEW-E	03-10-039
220-52-020	AMD	03-16-099	220-52-05100I	NEW-E	03-19-002	220-56-10000A	REP-E	03-16-043
220-52-02000A	NEW-E	03-10-002	220-52-05100I	REP-E	03-19-041	220-56-10000B	NEW-E	03-16-043
220-52-03000S	NEW-E	03-17-001	220-52-05100J	NEW-E	03-19-041	220-56-105	AMD	03-05-057
220-52-03000S	REP-E	03-17-001	220-52-05100J	REP-E	03-20-039	220-56-126	AMD-X	03-14-069
220-52-03000S	REP-E	03-17-018	220-52-05100K	NEW-E	03-19-042	220-56-12800F	NEW-E	03-10-039
220-52-03000T	NEW-E	03-18-035	220-52-05100K	REP-E	03-19-042	220-56-12800F	REP-E	03-10-039
220-52-03000T	REP-E	03-18-035	220-52-05100K	REP-E	03-20-006	220-56-12800F	REP-E	03-16-043
220-52-035	AMD-P	03-13-147	220-52-05100L	NEW-E	03-20-006	220-56-12800G	NEW-E	03-16-043
220-52-035	AMD	03-16-097	220-52-05100L	REP-E	03-20-006	220-56-12800G	REP-E	03-16-043
220-52-03500A	NEW-E	03-09-081	220-52-05100M	NEW-E	03-20-039	220-56-129	NEW	03-05-057
220-52-04000M	REP-E	03-06-030	220-52-05100P	NEW-E	03-09-013	220-56-175	AMD	03-05-057
220-52-04000N	NEW-E	03-13-067	220-52-05100P	REP-E	03-09-081	220-56-18000B	NEW-E	03-10-039
220-52-04000N	REP-E	03-13-067	220-52-05100Q	NEW-E	03-09-081	220-56-18000B	REP-E	03-10-039
220-52-04000P	NEW-E	03-14-085	220-52-05100Q	REP-E	03-11-008	220-56-19500K	NEW-E	03-10-039
220-52-04000P	REP-E	03-14-085	220-52-05100R	NEW-E	03-11-008	220-56-19500K	REP-E	03-10-039
220-52-04000Q	NEW-E	03-17-052	220-52-05100R	REP-E	03-12-016	220-56-19500K	REP-E	03-16-043
220-52-04000Q	REP-E	03-17-052	220-52-05100S	NEW-E	03-12-016	220-56-19500L	NEW-E	03-16-043
220-52-04000R	NEW-E	03-19-048	220-52-05100S	REP-E	03-13-084	220-56-19500L	REP-E	03-16-043
220-52-04000S	NEW-E	03-20-044	220-52-05100T	NEW-E	03-13-084	220-56-21000A	NEW-E	03-16-055
220-52-04600A	NEW-E	03-19-048	220-52-05100T	REP-E	03-14-048	220-56-21000A	REP-E	03-16-055
220-52-04600N	REP-E	03-04-046	220-52-05100U	NEW-E	03-14-048	220-56-230	AMD	03-05-057
220-52-04600P	NEW-E	03-04-007	220-52-05100U	REP-E	03-14-149	220-56-23000A	NEW-E	03-07-032
220-52-04600P	REP-E	03-04-007	220-52-05100V	NEW-E	03-14-149	220-56-23000A	REP-E	03-07-032
220-52-04600P	REP-E	03-07-014	220-52-05100V	REP-E	03-15-053	220-56-23000B	NEW-E	03-19-087
220-52-04600Q	NEW-E	03-04-046	220-52-05100W	NEW-E	03-15-053	220-56-235	AMD	03-05-057
220-52-04600Q	REP-E	03-07-002	220-52-05100W	REP-E	03-15-083	220-56-235	AMD-P	03-13-083
220-52-04600R	NEW-E	03-05-006	220-52-05100X	NEW-E	03-15-083	220-56-235	AMD	03-16-100
220-52-04600R	REP-E	03-06-020	220-52-05100X	REP-E	03-15-136	220-56-23500Q	NEW-E	03-07-032
220-52-04600S	NEW-E	03-05-047	220-52-05100Y	NEW-E	03-15-136	220-56-23500Q	REP-E	03-07-032
220-52-04600S	REP-E	03-10-022	220-52-05100Y	REP-E	03-16-011	220-56-23500Q	REP-E	03-09-123
220-52-04600T	NEW-E	03-06-020	220-52-05100Z	NEW-E	03-16-011	220-56-23500R	NEW-E	03-09-123
220-52-04600T	REP-E	03-10-022	220-52-05100Z	REP-E	03-16-023	220-56-250	AMD	03-05-057
220-52-04600U	NEW-E	03-07-002	220-52-066	AMD-P	03-06-064	220-56-25000E	NEW-E	03-07-032
220-52-04600U	REP-E	03-08-048	220-52-066	AMD-W	03-19-103	220-56-25000E	REP-E	03-07-032
220-52-04600V	NEW-E	03-07-014	220-52-071	AMD-P	03-13-085	220-56-255	AMD	03-05-057
220-52-04600V	REP-E	03-07-014	220-52-071	AMD	03-16-098	220-56-25500E	NEW-E	03-09-061
220-52-04600W	NEW-E	03-10-021	220-52-07100A	NEW-E	03-14-031	220-56-25500E	REP-E	03-11-026
220-52-04600X	NEW-E	03-10-021	220-52-07100A	REP-E	03-15-052	220-56-25500F	NEW-E	03-11-026
220-52-04600X	REP-E	03-10-021	220-52-07100B	NEW-E	03-15-052	220-56-25500F	REP-E	03-11-081
220-52-04600Y	NEW-E	03-13-067	220-52-07100B	REP-E	03-17-003	220-56-25500G	NEW-E	03-11-081
220-52-04600Y	REP-E	03-13-067	220-52-07100C	NEW-E	03-17-003	220-56-25500G	REP-E	03-13-019
220-52-04600Z	NEW-E	03-14-085	220-52-07100C	REP-E	03-18-048	220-56-25500H	NEW-E	03-13-019
220-52-04600Z	REP-E	03-14-085	220-52-07300A	REP-E	03-03-002	220-56-25500H	REP-E	03-13-070
220-52-050	AMD	03-05-060	220-52-07300B	NEW-E	03-03-002	220-56-25500I	NEW-E	03-13-070
220-52-051	AMD	03-05-064	220-52-07300B	REP-E	03-03-068	220-56-25500I	REP-E	03-15-082
220-52-05100A	NEW-E	03-16-023	220-52-07300C	NEW-E	03-03-068	220-56-25500J	NEW-E	03-15-082
220-52-05100A	REP-E	03-16-042	220-52-07300C	REP-E	03-06-001	220-56-265	AMD	03-05-057
220-52-05100B	NEW-E	03-16-042	220-52-07300D	NEW-E	03-06-001	220-56-26700A	NEW-E	03-19-087
220-52-05100B	REP-E	03-17-002	220-52-07300D	REP-E	03-06-001	220-56-27000N	REP-E	03-05-025
220-52-05100C	NEW-E	03-17-002	220-52-07300E	NEW-E	03-11-080	220-56-27000P	NEW-E	03-05-025
			220-52-07300F	NEW-E	03-20-100	220-56-27000P	REP-E	03-05-025

**TABLE**

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-56-27000Q	NEW-E	03-19-087	220-56-39000A	NEW-E	03-19-087	220-100-010	AMD	03-10-038
220-56-282	AMD-X	03-13-011	220-69-240	AMD	03-05-059	220-100-020	AMD-P	03-06-080
220-56-282	AMD-P	03-13-086	220-69-240	AMD	03-05-064	220-100-020	AMD	03-10-038
220-56-282	AMD	03-18-006	220-69-240	AMD-P	03-13-030	220-100-027	NEW-P	03-06-080
220-56-320	AMD	03-05-057	220-69-240	AMD-P	03-13-087	220-100-027	NEW	03-10-038
220-56-325	AMD	03-05-057	220-69-240	AMD	03-17-008	220-100-030	AMD-P	03-06-080
220-56-32500C	NEW-E	03-09-014	220-69-24000F	NEW-E	03-11-080	220-100-030	AMD	03-10-038
220-56-32500C	REP-E	03-10-034	220-69-241	AMD	03-05-059	220-100-040	AMD-P	03-06-080
220-56-32500D	NEW-E	03-10-034	220-69-27300A	NEW-E	03-12-024	220-100-040	AMD	03-10-038
220-56-32500D	REP-E	03-11-003	220-72-002	AMD-P	03-06-109	220-100-045	AMD-P	03-06-080
220-56-32500E	NEW-E	03-11-003	220-72-002	AMD	03-10-041	220-100-045	AMD	03-10-038
220-56-32500E	REP-E	03-12-079	220-72-011	AMD-P	03-06-109	220-100-055	AMD-P	03-06-080
220-56-32500F	NEW-E	03-12-079	220-72-011	AMD	03-10-041	220-100-055	AMD	03-10-038
220-56-32500F	REP-E	03-13-038	220-72-015	AMD-P	03-06-109	220-100-057	NEW-P	03-06-080
220-56-32500G	NEW-E	03-13-038	220-72-015	AMD	03-10-041	220-100-057	NEW	03-10-038
220-56-32500G	REP-E	03-13-107	220-72-070	AMD-P	03-06-109	220-100-058	NEW-P	03-06-080
220-56-32500H	NEW-E	03-13-107	220-72-070	AMD	03-10-041	220-100-058	NEW	03-10-038
220-56-32500H	REP-E	03-14-150	220-72-073	AMD-P	03-06-109	220-100-060	AMD-P	03-06-080
220-56-32500I	NEW-E	03-14-150	220-72-073	AMD	03-10-041	220-100-060	AMD	03-10-038
220-56-32500I	REP-E	03-16-005	220-72-076	AMD-P	03-06-109	220-100-065	AMD-P	03-06-080
220-56-32500J	NEW-E	03-16-005	220-72-076	AMD	03-10-041	220-100-065	AMD	03-10-038
220-56-33000A	NEW-E	03-12-032	220-72-086	NEW-P	03-06-109	220-100-068	NEW-P	03-06-080
220-56-33000A	REP-E	03-12-060	220-72-086	NEW	03-10-041	220-100-068	NEW	03-10-038
220-56-33000B	NEW-E	03-12-060	220-72-087	NEW-P	03-06-109	220-100-070	AMD-P	03-06-080
220-56-33000B	REP-E	03-13-039	220-72-087	NEW	03-10-041	220-100-070	AMD	03-10-038
220-56-33000C	NEW-E	03-13-039	220-72-089	NEW-P	03-06-109	220-100-075	AMD-P	03-06-080
220-56-33000C	REP-E	03-13-066	220-72-089	NEW	03-10-041	220-100-075	AMD	03-10-038
220-56-33000D	NEW-E	03-13-066	220-72-090	NEW-P	03-06-109	220-100-080	AMD-P	03-06-080
220-56-33000D	REP-E	03-15-003	220-72-090	NEW	03-10-041	220-100-080	AMD	03-10-038
220-56-33000E	NEW-E	03-15-003	220-72-092	NEW-P	03-06-109	220-100-095	AMD-P	03-06-080
220-56-33000E	REP-E	03-16-010	220-72-092	NEW	03-10-041	220-100-095	AMD	03-10-038
220-56-33000F	NEW-E	03-16-010	220-88B-010	AMD-P	03-13-030	222-16-010	AMD-P	03-17-078
220-56-33000F	REP-E	03-17-032	220-88B-010	AMD	03-17-007	222-20-010	AMD-P	03-17-078
220-56-33000G	NEW-E	03-17-032	220-88B-020	AMD-P	03-13-030	222-20-015	AMD-P	03-17-078
220-56-33000R	REP-E	03-05-026	220-88B-020	AMD	03-17-007	222-20-040	AMD-P	03-17-078
220-56-33000S	NEW-E	03-05-005	220-88B-030	AMD-P	03-13-030	222-20-055	AMD-P	03-17-078
220-56-33000S	REP-E	03-06-020	220-88B-030	AMD	03-17-007	222-21-010	AMD	03-06-039
220-56-33000T	NEW-E	03-05-026	220-88B-050	REP-P	03-13-030	222-21-030	AMD	03-06-039
220-56-33000T	REP-E	03-07-003	220-88B-050	REP	03-17-007	222-21-035	AMD	03-06-039
220-56-33000U	NEW-E	03-06-020	220-88C-020	AMD-P	03-08-100	222-21-040	AMD	03-06-039
220-56-33000U	REP-E	03-10-022	220-88C-020	AMD	03-13-002	222-21-045	AMD	03-06-039
220-56-33000V	NEW-E	03-07-003	220-88C-02000	NEW-E	03-13-036	222-21-050	AMD	03-06-039
220-56-33000V	REP-E	03-08-049	220-88C-02000	REP-E	03-13-036	222-24-050	AMD-P	03-17-078
220-56-33000W	NEW-E	03-08-049	220-88C-030	AMD-P	03-08-100	222-24-051	AMD-P	03-17-078
220-56-33000W	REP-E	03-09-060	220-88C-030	AMD	03-13-002	222-24-0511	NEW-P	03-17-078
220-56-33000X	NEW-E	03-09-060	220-88C-03000	NEW-E	03-13-036	222-24-0512	NEW-P	03-17-078
220-56-33000X	REP-E	03-11-023	220-88C-03000	REP-E	03-13-036	230-02-412	AMD-P	03-08-002
220-56-33000Y	NEW-E	03-11-023	220-88C-040	AMD-P	03-08-100	230-02-412	AMD	03-11-042
220-56-33000Y	REP-E	03-11-039	220-88C-040	AMD	03-13-002	230-04-110	AMD-P	03-08-002
220-56-33000Z	NEW-E	03-11-039	220-88C-04000	NEW-E	03-13-036	230-04-110	AMD	03-11-042
220-56-33000Z	REP-E	03-12-032	220-88C-04000	REP-E	03-13-036	230-04-124	AMD-P	03-16-061
220-56-350	AMD	03-05-057	220-88C-04000	NEW-E	03-15-137	230-08-010	AMD-P	03-13-135
220-56-35000P	NEW-E	03-07-025	220-88C-04000	NEW-E	03-11-027	230-08-010	AMD	03-20-009
220-56-35000P	REP-E	03-07-025	220-88C-04000	REP-E	03-11-027	230-08-017	AMD	03-05-089
220-56-36000R	NEW-E	03-20-038	220-88C-050	AMD-P	03-08-100	230-12-050	AMD-P	03-17-103
220-56-36000R	REP-E	03-20-038	220-88C-050	AMD	03-13-002	230-12-305	AMD-P	03-08-001
220-56-36000R	REP-E	03-20-054	220-88D-010	NEW-P	03-13-140	230-12-305	AMD	03-11-041
220-56-36000S	NEW-E	03-20-054	220-88D-020	NEW-P	03-13-140	230-12-315	AMD-P	03-08-002
220-56-36000S	REP-E	03-20-054	220-88D-030	NEW-P	03-13-140	230-12-315	AMD	03-11-042
220-56-370	REP-P	03-06-079	220-88D-040	NEW-P	03-13-140	230-12-316	NEW-P	03-08-002
220-56-370	REP-W	03-19-104	220-88D-050	NEW-P	03-13-140	230-12-316	NEW	03-11-042
220-56-380	AMD	03-05-057	220-100-010	AMD-P	03-06-080	230-12-340	AMD-P	03-13-135

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
230- 20-050	AMD-P	03-17-103	232- 12-31500J	NEW-E	03-08-075	232- 28-02220	REP	03-13-047
230- 20-052	REP-P	03-17-103	232- 12-619	AMD-W	03-10-095	232- 28-02240	REP-P	03-06-112
230- 20-059	AMD-P	03-05-088	232- 12-61900S	NEW-E	03-10-039	232- 28-02240	REP	03-13-047
230- 20-059	AMD	03-11-040	232- 12-61900S	REP-E	03-10-039	232- 28-02280	REP-P	03-02-103
230- 20-190	REP-P	03-17-103	232- 12-61900S	REP-E	03-16-043	232- 28-02280	REP	03-06-110
230- 20-242	AMD-P	03-17-103	232- 12-61900T	NEW-E	03-16-043	232- 28-248	AMD-P	03-06-108
230- 40-010	AMD-P	03-13-135	232- 12-61900T	REP-E	03-16-043	232- 28-248	AMD	03-13-047
230- 40-010	AMD	03-20-009	232- 12-828	AMD-P	03-06-079	232- 28-266	AMD-P	03-06-066
230- 40-040	AMD-P	03-13-135	232- 12-828	AMD	03-10-040	232- 28-266	AMD	03-10-009
230- 40-040	AMD	03-20-009	232- 16-600	AMD-P	03-13-115	232- 28-271	AMD	03-03-016
230- 40-055	AMD-P	03-17-104	232- 16-600	AMD	03-16-087	232- 28-272	AMD-P	03-06-108
230- 40-120	AMD-P	03-13-137	232- 16-660	AMD-P	03-13-115	232- 28-272	AMD	03-13-047
230- 40-120	AMD	03-17-044	232- 16-660	AMD	03-16-087	232- 28-273	AMD-P	03-06-105
230- 40-120	AMD-P	03-17-102	232- 16-740	AMD-P	03-13-115	232- 28-273	AMD	03-13-047
230- 40-125	REP-P	03-13-135	232- 16-740	AMD	03-16-087	232- 28-276	REP-P	03-06-106
230- 40-125	REP	03-20-009	232- 19-010	REP-P	03-06-080	232- 28-276	REP	03-13-047
230- 40-550	AMD-P	03-05-087	232- 19-010	REP	03-10-038	232- 28-278	REP-P	03-06-113
230- 40-550	AMD	03-09-076	232- 19-015	REP-P	03-06-080	232- 28-278	REP	03-13-047
230- 40-625	AMD-P	03-05-087	232- 19-015	REP	03-10-038	232- 28-279	REP-P	03-06-114
230- 40-625	AMD	03-09-076	232- 19-020	REP-P	03-06-080	232- 28-279	REP	03-13-047
230- 40-803	REP-P	03-13-137	232- 19-020	REP	03-10-038	232- 28-282	AMD	03-03-016
230- 40-803	REP	03-17-044	232- 19-030	REP-P	03-06-080	232- 28-282	AMD-P	03-13-141
230- 40-805	AMD-P	03-13-135	232- 19-030	REP	03-10-038	232- 28-282	AMD	03-16-087
230- 40-805	AMD	03-20-009	232- 19-040	REP-P	03-06-080	232- 28-291	AMD-P	03-06-105
230- 40-815	AMD-P	03-05-087	232- 19-040	REP	03-10-038	232- 28-291	AMD-P	03-12-077
230- 40-815	AMD	03-09-076	232- 19-050	REP-P	03-06-080	232- 28-291	AMD	03-13-047
230- 40-821	AMD-P	03-13-135	232- 19-050	REP	03-10-038	232- 28-291	AMD	03-16-087
230- 40-821	AMD	03-20-009	232- 19-055	REP-P	03-06-080	232- 28-331	NEW-P	03-02-103
230- 40-823	AMD-P	03-20-008	232- 19-055	REP	03-10-038	232- 28-331	NEW	03-06-110
230- 40-825	AMD-P	03-05-087	232- 19-060	REP-P	03-06-080	232- 28-331	AMD-P	03-13-117
230- 40-825	AMD	03-09-076	232- 19-060	REP	03-10-038	232- 28-331	AMD	03-16-087
230- 40-825	AMD-P	03-13-137	232- 19-070	REP-P	03-06-080	232- 28-332	NEW-P	03-02-103
230- 40-825	AMD	03-17-044	232- 19-070	REP	03-10-038	232- 28-332	NEW	03-06-110
230- 40-833	AMD-P	03-13-137	232- 19-080	REP-P	03-06-080	232- 28-332	AMD-P	03-13-118
230- 40-860	AMD-P	03-05-087	232- 19-080	REP	03-10-038	232- 28-332	AMD	03-16-087
230- 40-860	AMD	03-09-076	232- 19-090	REP-P	03-06-080	232- 28-333	NEW-P	03-02-103
230- 40-875	AMD-P	03-05-087	232- 19-090	REP	03-10-038	232- 28-333	NEW	03-06-110
230- 40-875	AMD	03-09-076	232- 19-100	REP-P	03-06-080	232- 28-333	AMD-P	03-13-121
230- 40-895	AMD-P	03-05-087	232- 19-100	REP	03-10-038	232- 28-333	AMD	03-16-087
230- 40-895	AMD	03-09-076	232- 19-110	REP-P	03-06-080	232- 28-334	NEW-P	03-02-103
232- 12-045	NEW-P	03-06-104	232- 19-110	REP	03-10-038	232- 28-334	NEW	03-06-110
232- 12-045	NEW	03-13-047	232- 19-120	REP-P	03-06-080	232- 28-334	AMD-P	03-13-119
232- 12-051	AMD-P	03-06-104	232- 19-120	REP	03-10-038	232- 28-334	AMD	03-16-087
232- 12-051	AMD	03-13-047	232- 19-130	REP-P	03-06-080	232- 28-335	NEW-P	03-02-103
232- 12-054	AMD-P	03-06-104	232- 19-130	REP	03-10-038	232- 28-335	NEW	03-06-110
232- 12-054	AMD	03-13-047	232- 19-140	REP-P	03-06-080	232- 28-335	AMD-P	03-13-120
232- 12-055	AMD-P	03-13-141	232- 19-140	REP	03-10-038	232- 28-335	AMD	03-16-087
232- 12-055	NEW	03-16-087	232- 19-180	REP-P	03-06-080	232- 28-336	NEW-P	03-02-103
232- 12-068	AMD-P	03-06-106	232- 19-180	REP	03-10-038	232- 28-336	NEW	03-06-110
232- 12-068	AMD	03-13-047	232- 28-02201	REP-P	03-02-103	232- 28-337	NEW-P	03-06-112
232- 12-068	AMD-P	03-13-088	232- 28-02201	REP	03-06-110	232- 28-337	NEW	03-13-047
232- 12-068	AMD	03-16-030	232- 28-02202	REP-P	03-02-103	232- 28-341	NEW-P	03-06-106
232- 12-086	AMD-P	03-18-001	232- 28-02202	REP	03-06-110	232- 28-341	NEW	03-13-047
232- 12-106	AMD	03-03-016	232- 28-02203	REP-P	03-02-103	232- 28-341	AMD-P	03-13-116
232- 12-181	AMD	03-03-016	232- 28-02203	REP	03-06-110	232- 28-341	AMD	03-16-087
232- 12-243	AMD-P	03-13-142	232- 28-02204	REP-P	03-02-103	232- 28-351	NEW-P	03-06-113
232- 12-243	AMD	03-17-037	232- 28-02204	REP	03-06-110	232- 28-351	NEW	03-13-047
232- 12-24300A	NEW-E	03-20-045	232- 28-02205	REP-P	03-02-103	232- 28-35100A	NEW-E	03-17-038
232- 12-287	AMD-P	03-12-078	232- 28-02205	REP	03-06-110	232- 28-35100A	REP-E	03-17-038
232- 12-287	AMD	03-16-087	232- 28-02206	REP-P	03-02-103	232- 28-352	NEW-P	03-06-114
232- 12-289	NEW-P	03-02-103	232- 28-02206	REP	03-06-110	232- 28-352	NEW	03-13-047
232- 12-289	NEW	03-06-110	232- 28-02220	REP-P	03-06-112	232- 28-35200A	NEW-E	03-17-039

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
232- 28-35200A	REP-E	03-18-016	232- 28-61900L	REP-E	03-14-073	232- 28-62000K	REP-E	03-10-039
232- 28-35200B	NEW-E	03-18-016	232- 28-61900M	NEW-E	03-07-016	232- 28-62000K	REP-E	03-15-095
232- 28-426	REP-P	03-13-115	232- 28-61900M	REP-E	03-07-016	232- 28-62000L	NEW-E	03-15-095
232- 28-426	REP	03-16-087	232- 28-61900M	REP-E	03-11-037	232- 28-62000L	REP-E	03-18-011
232- 28-42600C	NEW-E	03-03-102	232- 28-61900M	NEW-E	03-13-094	232- 28-62000M	NEW-E	03-18-011
232- 28-42600C	REP-E	03-03-102	232- 28-61900M	REP-E	03-13-094	232- 28-62000M	REP-E	03-18-033
232- 28-427	NEW-P	03-13-115	232- 28-61900N	NEW-E	03-07-023	232- 28-62000N	NEW-E	03-18-033
232- 28-427	NEW	03-16-087	232- 28-61900N	REP-E	03-07-023	232- 28-621	AMD	03-05-057
232- 28-515	AMD-P	03-06-107	232- 28-61900N	NEW-E	03-14-028	232- 28-621	AMD-X	03-12-095
232- 28-515	AMD	03-13-047	232- 28-61900N	REP-E	03-14-093	232- 28-621	AMD	03-16-109
232- 28-619	AMD	03-05-057	232- 28-61900P	NEW-E	03-07-075	232- 28-62100K	NEW-E	03-10-039
232- 28-619	AMD-X	03-12-094	232- 28-61900P	REP-E	03-07-075	232- 28-62100K	REP-E	03-10-039
232- 28-619	AMD	03-16-110	232- 28-61900P	REP-E	03-13-069	232- 28-62100K	REP-E	03-16-043
232- 28-61900A	NEW-E	03-10-053	232- 28-61900P	NEW-E	03-14-073	232- 28-62100L	NEW-E	03-16-043
232- 28-61900A	REP-E	03-10-053	232- 28-61900P	REP-E	03-20-004	232- 28-62100L	REP-E	03-18-082
232- 28-61900A	NEW-E	03-20-099	232- 28-61900Q	REP-E	03-05-003	232- 28-62100M	NEW-E	03-18-082
232- 28-61900A	REP-E	03-20-099	232- 28-61900Q	NEW-E	03-07-064	232- 28-62100M	REP-E	03-18-082
232- 28-61900B	REP-E	03-04-047	232- 28-61900Q	REP-E	03-07-064	236- 12-435	NEW-P	03-20-112
232- 28-61900B	NEW-E	03-11-001	232- 28-61900Q	NEW-E	03-14-093	236- 12-480	NEW-E	03-08-006
232- 28-61900B	REP-E	03-11-001	232- 28-61900Q	REP-E	03-15-092	236- 12-480	REP-E	03-09-030
232- 28-61900B	REP-E	03-13-001	232- 28-61900R	NEW-E	03-07-068	242- 02-010	AMD-X	03-10-069
232- 28-61900C	NEW-E	03-03-004	232- 28-61900R	REP-E	03-07-068	242- 02-010	AMD	03-15-047
232- 28-61900C	REP-E	03-03-004	232- 28-61900R	NEW-E	03-15-092	242- 02-052	AMD-X	03-10-069
232- 28-61900C	NEW-E	03-11-037	232- 28-61900R	REP-E	03-20-099	242- 02-052	AMD	03-15-047
232- 28-61900C	REP-E	03-11-082	232- 28-61900S	NEW-E	03-08-054	242- 02-070	AMD-X	03-10-069
232- 28-61900D	NEW-E	03-03-098	232- 28-61900S	REP-E	03-08-054	242- 02-070	AMD	03-15-047
232- 28-61900D	REP-E	03-03-098	232- 28-61900S	NEW-E	03-16-012	242- 02-072	AMD-X	03-10-069
232- 28-61900D	NEW-E	03-11-051	232- 28-61900T	NEW-E	03-09-001	242- 02-072	AMD	03-15-047
232- 28-61900D	REP-E	03-11-051	232- 28-61900T	REP-E	03-09-001	242- 02-076	NEW-X	03-10-069
232- 28-61900E	NEW-E	03-04-047	232- 28-61900T	REP-E	03-10-033	242- 02-076	NEW	03-15-047
232- 28-61900E	REP-E	03-04-047	232- 28-61900T	NEW-E	03-16-057	242- 02-834	AMD-X	03-10-069
232- 28-61900E	NEW-E	03-11-082	232- 28-61900T	REP-E	03-16-057	242- 02-834	AMD	03-15-047
232- 28-61900E	REP-E	03-12-022	232- 28-61900U	NEW-E	03-09-016	242- 04-050	AMD-X	03-10-069
232- 28-61900F	NEW-E	03-05-003	232- 28-61900U	REP-E	03-09-016	242- 04-050	AMD	03-15-047
232- 28-61900F	REP-E	03-05-003	232- 28-61900U	NEW-E	03-18-041	246- 01-001	AMD-X	03-04-105
232- 28-61900F	NEW-E	03-12-022	232- 28-61900V	NEW-E	03-10-001	246- 01-001	AMD	03-11-032
232- 28-61900F	REP-E	03-13-068	232- 28-61900V	REP-E	03-10-001	246- 01-040	REP-X	03-04-105
232- 28-61900G	NEW-E	03-05-038	232- 28-61900V	REP-E	03-12-041	246- 01-040	REP	03-11-032
232- 28-61900G	REP-E	03-05-038	232- 28-61900V	NEW-E	03-18-081	246- 01-070	REP-X	03-04-105
232- 28-61900G	NEW-E	03-12-041	232- 28-61900V	REP-E	03-18-081	246- 01-070	REP	03-11-032
232- 28-61900G	REP-E	03-12-041	232- 28-61900W	NEW-E	03-10-015	246- 01-080	AMD-X	03-04-105
232- 28-61900H	NEW-E	03-05-037	232- 28-61900W	REP-E	03-11-037	246- 01-080	AMD	03-11-032
232- 28-61900H	REP-E	03-05-037	232- 28-61900W	NEW-E	03-19-023	246- 01-090	AMD-X	03-04-105
232- 28-61900H	REP-E	03-09-001	232- 28-61900W	REP-E	03-19-023	246- 01-090	AMD	03-11-032
232- 28-61900H	NEW-E	03-13-003	232- 28-61900W	REP-E	03-19-039	246- 01-100	REP-X	03-04-105
232- 28-61900H	REP-E	03-13-003	232- 28-61900X	NEW-E	03-10-032	246- 01-100	REP	03-11-032
232- 28-61900I	NEW-E	03-06-009	232- 28-61900X	REP-E	03-10-032	246- 08-400	AMD-P	03-10-098
232- 28-61900I	REP-E	03-06-009	232- 28-61900X	REP-E	03-11-037	246- 08-400	AMD	03-14-036
232- 28-61900I	NEW-E	03-13-013	232- 28-61900X	NEW-E	03-19-036	246- 12-040	AMD-P	03-15-105
232- 28-61900I	REP-E	03-13-013	232- 28-61900X	REP-E	03-19-036	246- 12-040	AMD	03-19-136
232- 28-61900J	NEW-E	03-06-008	232- 28-61900Y	NEW-E	03-10-039	246-100	AMD-W	03-06-051
232- 28-61900J	REP-E	03-06-008	232- 28-61900Y	REP-E	03-10-039	246-100	PREP	03-20-043
232- 28-61900J	NEW-E	03-13-001	232- 28-61900Y	REP-E	03-10-053	246-100-011	AMD	03-06-003
232- 28-61900J	REP-E	03-13-001	232- 28-61900Y	NEW-E	03-19-039	246-100-036	AMD	03-05-048
232- 28-61900K	NEW-E	03-06-028	232- 28-61900Y	REP-E	03-19-039	246-100-036	AMD-X	03-09-066
232- 28-61900K	REP-E	03-06-028	232- 28-61900Z	NEW-E	03-10-033	246-100-036	AMD	03-17-022
232- 28-61900K	NEW-E	03-13-069	232- 28-61900Z	REP-E	03-10-033	246-100-040	NEW	03-05-048
232- 28-61900K	REP-E	03-14-028	232- 28-61900Z	NEW-E	03-20-004	246-100-045	NEW	03-05-048
232- 28-61900L	NEW-E	03-07-001	232- 28-61900Z	REP-E	03-20-004	246-100-050	NEW	03-05-048
232- 28-61900L	REP-E	03-07-001	232- 28-620	AMD-X	03-12-095	246-100-055	NEW	03-05-048
232- 28-61900L	REP-E	03-11-037	232- 28-620	AMD	03-16-109	246-100-060	NEW	03-05-048
232- 28-61900L	NEW-E	03-13-068	232- 28-62000K	NEW-E	03-10-039	246-100-065	NEW	03-05-048

TABLE



**Table of WAC Sections Affected**

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-100-070	NEW	03-05-048	246-272B-11501	NEW-S	03-18-091	246-290-480	AMD-P	03-03-079
246-100-166	PREP	03-09-126	246-272B-12501	NEW-P	03-12-089	246-290-480	AMD	03-08-037
246-101	PREP	03-20-043	246-272B-12501	NEW-S	03-18-091	246-290-490	AMD-P	03-03-079
246-101-505	AMD	03-06-003	246-272B-13501	NEW-P	03-12-089	246-290-490	AMD	03-08-037
246-205-990	AMD-P	03-08-033	246-272B-13501	NEW-S	03-18-091	246-290-495	REP-P	03-03-079
246-205-990	AMD	03-13-123	246-272B-15501	NEW-P	03-12-089	246-290-495	REP	03-08-037
246-243-150	AMD-P	03-07-094	246-272B-15501	NEW-S	03-18-091	246-290-601	AMD-P	03-03-079
246-243-150	AMD	03-12-062	246-272B-16501	NEW-P	03-12-089	246-290-601	AMD	03-08-037
246-244-020	AMD-P	03-07-094	246-272B-16501	NEW-S	03-18-091	246-290-630	AMD-P	03-03-079
246-244-020	AMD	03-12-062	246-272B-17501	NEW-P	03-12-089	246-290-630	AMD	03-08-037
246-244-030	AMD-P	03-07-094	246-272B-17501	NEW-S	03-18-091	246-290-634	AMD-P	03-03-079
246-244-030	AMD	03-12-062	246-272B-18501	NEW-P	03-12-089	246-290-634	AMD	03-08-037
246-244-080	AMD-P	03-07-094	246-272B-18501	NEW-S	03-18-091	246-290-638	AMD-P	03-03-079
246-244-080	AMD	03-12-062	246-272B-19501	NEW-P	03-12-089	246-290-638	AMD	03-08-037
246-244-110	AMD-P	03-07-094	246-272B-19501	NEW-S	03-18-091	246-290-654	AMD-P	03-03-079
246-244-110	AMD	03-12-062	246-272B-20501	NEW-P	03-12-089	246-290-654	AMD	03-08-037
246-244-115	NEW-P	03-07-094	246-272B-20501	NEW-S	03-18-091	246-290-660	AMD-P	03-03-079
246-244-115	NEW	03-12-062	246-272B-21501	NEW-S	03-18-091	246-290-660	AMD	03-08-037
246-244-160	AMD-P	03-07-094	246-272B-24001	NEW-S	03-18-091	246-290-662	AMD-P	03-03-079
246-244-160	AMD	03-12-062	246-272B-25001	NEW-P	03-12-089	246-290-662	AMD	03-08-037
246-244-240	AMD-P	03-07-094	246-272B-25001	NEW-S	03-18-091	246-290-664	AMD-P	03-03-079
246-244-240	AMD	03-12-062	246-272B-26001	NEW-P	03-12-089	246-290-664	AMD	03-08-037
246-247-075	AMD-P	03-15-104	246-272B-26001	NEW-S	03-18-091	246-290-666	AMD-P	03-03-079
246-247-110	PREP	03-10-016	246-272B-27001	NEW-P	03-12-089	246-290-666	AMD	03-08-037
246-247-110	AMD-P	03-15-104	246-272B-27001	NEW-S	03-18-091	246-290-672	AMD-P	03-03-079
246-247-120	PREP	03-10-016	246-272B-28001	NEW-P	03-12-089	246-290-672	AMD	03-08-037
246-247-120	AMD-P	03-15-104	246-272B-28001	NEW-S	03-18-091	246-290-674	AMD-P	03-03-079
246-247-130	PREP	03-10-016	246-282-990	AMD-P	03-10-043	246-290-674	AMD	03-08-037
246-247-130	AMD-P	03-15-104	246-282-990	AMD	03-14-037	246-290-676	AMD-P	03-03-079
246-254-053	AMD-P	03-08-034	246-282-990	AMD-P	03-14-145	246-290-676	AMD	03-08-037
246-254-053	AMD	03-13-122	246-282-990	AMD	03-18-093	246-290-690	AMD-P	03-03-079
246-254-070	AMD-P	03-08-035	246-290	PREP	03-04-044	246-290-690	AMD	03-08-037
246-254-070	AMD	03-14-034	246-290	PREP-W	03-07-101	246-290-691	AMD-P	03-03-079
246-254-080	AMD-P	03-08-035	246-290	PREP-W	03-07-102	246-290-691	AMD	03-08-037
246-254-080	AMD	03-14-034	246-290	PREP	03-07-103	246-290-692	AMD-P	03-03-079
246-254-090	AMD-P	03-08-035	246-290-002	AMD-P	03-03-079	246-290-692	AMD	03-08-037
246-254-090	AMD	03-14-034	246-290-002	AMD	03-08-037	246-290-694	AMD-P	03-03-079
246-254-100	AMD-P	03-08-035	246-290-010	AMD-P	03-03-079	246-290-694	AMD	03-08-037
246-254-100	AMD	03-14-034	246-290-010	AMD	03-08-037	246-290-696	AMD-P	03-03-079
246-260-9901	AMD-P	03-11-030	246-290-025	AMD-P	03-03-079	246-290-696	AMD	03-08-037
246-260-9901	AMD	03-14-146	246-290-025	AMD	03-08-037	246-290-71001	NEW-P	03-03-079
246-262-990	AMD-P	03-11-030	246-290-060	AMD-P	03-03-078	246-290-71001	NEW	03-08-037
246-262-990	AMD	03-14-146	246-290-060	AMD-P	03-03-079	246-290-71002	NEW-P	03-03-079
246-272	PREP	03-08-028	246-290-060	AMD	03-08-037	246-290-71002	NEW	03-08-037
246-272B-00101	NEW-P	03-12-089	246-290-100	AMD-P	03-03-079	246-290-71003	NEW-P	03-03-079
246-272B-00101	NEW-S	03-18-091	246-290-100	AMD	03-08-037	246-290-71003	NEW	03-08-037
246-272B-00501	NEW-P	03-12-089	246-290-105	AMD-P	03-03-079	246-290-71004	NEW-P	03-03-079
246-272B-00501	NEW-S	03-18-091	246-290-105	AMD	03-08-037	246-290-71004	NEW	03-08-037
246-272B-01001	NEW-P	03-12-089	246-290-125	AMD-P	03-03-079	246-290-71005	NEW-P	03-03-079
246-272B-01001	NEW-S	03-18-091	246-290-125	AMD	03-08-037	246-290-71005	NEW	03-08-037
246-272B-03001	NEW-P	03-12-089	246-290-220	AMD-P	03-03-079	246-290-71006	NEW-P	03-03-079
246-272B-03001	NEW-S	03-18-091	246-290-220	AMD	03-08-037	246-290-71006	NEW	03-08-037
246-272B-07001	NEW-S	03-18-091	246-290-300	AMD-P	03-03-079	246-290-71007	NEW-P	03-03-079
246-272B-08001	NEW-P	03-12-089	246-290-300	AMD	03-08-037	246-290-71007	NEW	03-08-037
246-272B-08001	NEW-S	03-18-091	246-290-310	AMD-P	03-03-079	246-290-72001	AMD-P	03-03-079
246-272B-09501	NEW-P	03-12-089	246-290-310	AMD	03-08-037	246-290-72001	AMD	03-08-037
246-272B-09501	NEW-S	03-18-091	246-290-320	AMD-P	03-03-079	246-290-72005	AMD-P	03-03-079
246-272B-0990	NEW-P	03-12-089	246-290-320	AMD	03-08-037	246-290-72005	AMD	03-08-037
246-272B-0990	NEW-S	03-18-091	246-290-416	AMD-P	03-03-079	246-290-72007	AMD-P	03-03-079
246-272B-11001	NEW-P	03-12-089	246-290-416	AMD	03-08-037	246-290-72007	AMD	03-08-037
246-272B-11001	NEW-S	03-18-091	246-290-451	AMD-P	03-03-079	246-290-72010	AMD-P	03-03-079
246-272B-11501	NEW-P	03-12-089	246-290-451	AMD	03-08-037	246-290-72010	AMD	03-08-037

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-290-72012	AMD-P	03-03-079	246-562-010	AMD	03-19-054	246-828-990	AMD-P	03-15-106
246-290-72012	AMD	03-08-037	246-562-020	AMD-E	03-06-050	246-830-005	AMD	03-11-033
246-290-990	AMD-P	03-08-036	246-562-020	AMD-P	03-15-141	246-830-435	NEW	03-11-033
246-290-990	AMD	03-13-028	246-562-020	AMD	03-19-054	246-830-990	AMD-P	03-03-077
246-292	PREP	03-04-044	246-562-050	AMD-P	03-15-141	246-830-990	AMD	03-07-095
246-292-160	AMD-P	03-08-036	246-562-050	AMD	03-19-054	246-834-990	PREP	03-13-126
246-292-160	AMD	03-13-028	246-562-060	AMD-P	03-15-141	246-836-990	AMD-P	03-03-077
246-294	PREP	03-04-044	246-562-060	AMD	03-19-054	246-836-990	AMD	03-07-095
246-310-132	REP-W	03-14-137	246-562-080	AMD-P	03-15-141	246-840-010	PREP	03-12-087
246-310-261	AMD-W	03-14-137	246-562-080	AMD	03-19-054	246-840-010	AMD-E	03-13-143
246-310-262	AMD-W	03-14-137	246-562-110	AMD-P	03-15-141	246-840-700	AMD-E	03-15-034
246-310-263	NEW-W	03-14-137	246-562-110	AMD	03-19-054	246-840-840	PREP	03-12-087
246-310-290	NEW-P	03-03-097	246-562-120	AMD-P	03-15-141	246-840-840	AMD-E	03-13-143
246-310-290	NEW	03-07-096	246-562-120	AMD	03-19-054	246-840-850	PREP	03-12-087
246-310-295	NEW-P	03-03-097	246-562-130	AMD-P	03-15-141	246-840-850	AMD-E	03-13-143
246-310-295	NEW	03-07-096	246-562-130	AMD	03-19-054	246-840-860	PREP	03-12-087
246-310-990	AMD-P	03-03-097	246-562-140	AMD-P	03-15-141	246-840-860	AMD-E	03-13-143
246-310-990	AMD	03-07-096	246-562-140	AMD	03-19-054	246-840-870	PREP	03-12-087
246-310-990	AMD-P	03-18-092	246-562-160	AMD-P	03-15-141	246-840-870	AMD-E	03-13-143
246-320-010	AMD-P	03-12-090	246-562-160	AMD	03-19-054	246-840-880	PREP	03-12-087
246-320-010	AMD-W	03-14-016	246-650-001	AMD-P	03-17-092	246-840-880	AMD-E	03-13-143
246-320-370	NEW-P	03-12-090	246-650-010	AMD-P	03-17-092	246-840-890	PREP	03-12-087
246-320-370	NEW-W	03-14-016	246-650-020	AMD-P	03-17-092	246-840-890	AMD-E	03-13-143
246-320-990	AMD-P	03-18-092	246-650-030	AMD-P	03-17-092	246-840-900	PREP	03-12-087
246-322-990	AMD-P	03-18-092	246-650-040	NEW-P	03-17-092	246-840-900	REP-E	03-13-143
246-323-990	AMD-P	03-10-099	246-650-050	NEW-P	03-17-092	246-840-910	AMD-E	03-15-034
246-323-990	AMD	03-14-147	246-680-001	AMD	03-11-031	246-840-930	AMD-E	03-15-034
246-324-990	AMD-P	03-18-092	246-680-010	AMD	03-11-031	246-840-940	AMD-E	03-15-034
246-325-990	AMD-P	03-18-092	246-680-020	AMD	03-11-031	246-840-990	AMD-E	03-12-063
246-326-990	AMD-P	03-18-092	246-802-990	AMD-P	03-03-077	246-840-990	AMD-E	03-20-108
246-329-990	AMD-P	03-18-092	246-802-990	AMD	03-07-095	246-841-405	AMD-E	03-15-033
246-335-015	AMD-X	03-19-135	246-809-610	AMD-P	03-19-132	246-847-010	PREP	03-08-031
246-335-060	AMD-X	03-19-135	246-809-620	AMD-P	03-19-132	246-847-065	PREP	03-08-029
246-335-990	AMD-P	03-18-092	246-809-630	AMD-P	03-19-132	246-847-120	PREP	03-08-092
246-380-990	AMD-P	03-18-092	246-809-700	NEW-P	03-19-134	246-847-170	PREP	03-08-030
246-455-001	AMD-P	03-05-024	246-809-710	NEW-P	03-19-134	246-850-130	NEW-P	03-12-088
246-455-001	AMD-S	03-09-127	246-809-720	NEW-P	03-19-134	246-850-130	NEW	03-17-093
246-455-001	AMD	03-13-029	246-812-010	AMD	03-12-061	246-850-140	NEW-P	03-12-088
246-455-010	AMD-P	03-05-024	246-812-130	REP	03-12-061	246-850-140	NEW	03-17-093
246-455-010	AMD-S	03-09-127	246-812-160	AMD	03-12-061	246-850-150	NEW-P	03-12-088
246-455-010	AMD	03-13-029	246-815-990	AMD-P	03-03-077	246-850-150	NEW	03-17-093
246-455-020	AMD-P	03-05-024	246-815-990	AMD	03-07-095	246-850-160	NEW-P	03-12-088
246-455-020	AMD-S	03-09-127	246-826-990	AMD-P	03-20-110	246-850-160	NEW	03-17-093
246-455-020	AMD	03-13-029	246-828-020	AMD-P	03-14-033	246-850-990	AMD-P	03-17-091
246-455-030	AMD-P	03-05-024	246-828-030	REP-P	03-15-106	246-851-160	PREP	03-04-043
246-455-030	AMD-S	03-09-127	246-828-045	AMD-P	03-15-106	246-851-170	PREP	03-04-043
246-455-030	AMD	03-13-029	246-828-055	REP-P	03-15-106	246-851-390	REP	03-05-021
246-455-040	AMD-P	03-05-024	246-828-061	REP-P	03-15-106	246-854-020	PREP	03-17-056
246-455-040	AMD-S	03-09-127	246-828-070	REP-P	03-15-106	246-854-080	PREP	03-17-056
246-455-040	AMD	03-13-029	246-828-075	AMD-P	03-15-106	246-854-090	PREP	03-17-056
246-455-070	AMD-P	03-05-024	246-828-090	AMD-P	03-15-106	246-869-220	PREP	03-15-067
246-455-070	AMD-W	03-18-084	246-828-095	AMD-P	03-15-106	246-869-260	PREP-W	03-04-042
246-455-080	AMD-P	03-05-024	246-828-100	AMD-P	03-15-106	246-870-010	NEW-P	03-11-092
246-455-080	AMD-S	03-09-127	246-828-105	AMD-P	03-15-106	246-870-010	NEW-C	03-17-004
246-455-080	AMD	03-13-029	246-828-220	AMD-P	03-15-106	246-870-010	NEW-C	03-20-106
246-455-090	AMD-P	03-05-024	246-828-270	AMD-P	03-15-106	246-870-020	NEW-P	03-11-092
246-455-090	AMD-W	03-18-084	246-828-290	AMD-P	03-15-106	246-870-020	NEW-C	03-17-004
246-455-100	AMD-P	03-05-024	246-828-320	AMD-P	03-15-106	246-870-030	NEW-C	03-20-106
246-455-100	AMD-S	03-09-127	246-828-330	AMD-P	03-15-106	246-870-030	NEW-P	03-11-092
246-455-100	AMD	03-13-029	246-828-350	AMD-P	03-15-106	246-870-030	NEW-C	03-17-004
246-562	PREP	03-09-017	246-828-500	AMD-P	03-15-106	246-870-030	NEW-C	03-20-106
246-562-010	AMD-P	03-15-141	246-828-550	AMD-P	03-15-106	246-870-040	NEW-P	03-11-092

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-870-040	NEW-C	03-17-004	246-933-510	NEW-P	03-06-100	250- 18-035	AMD	03-13-056
246-870-040	NEW-C	03-20-106	246-933-510	NEW	03-14-035	250- 18-035	AMD-P	03-16-089
246-870-050	NEW-P	03-11-092	246-933-520	NEW-P	03-06-100	250- 18-035	AMD	03-20-053
246-870-050	NEW-C	03-17-004	246-933-520	NEW	03-14-035	250- 18-040	REP-P	03-09-145
246-870-050	NEW-C	03-20-106	246-933-530	NEW-P	03-06-100	250- 18-040	REP	03-13-056
246-870-060	NEW-P	03-11-092	246-933-530	NEW	03-14-035	250- 18-060	AMD-P	03-16-089
246-870-060	NEW-C	03-17-004	246-933-550	NEW-P	03-06-100	250- 18-060	AMD	03-20-053
246-870-060	NEW-C	03-20-106	246-933-550	NEW	03-14-035	250- 18-070	NEW-P	03-09-145
246-870-070	NEW-P	03-11-092	246-933-590	NEW-P	03-05-023	250- 61	PREP	03-04-079
246-870-070	NEW-C	03-17-004	246-933-590	NEW	03-10-044	250- 69	AMD	03-04-101
246-870-070	NEW-C	03-20-106	246-935-070	AMD-P	03-04-104	250- 69-010	AMD	03-04-101
246-870-080	NEW-P	03-11-092	246-935-070	AMD	03-11-034	250- 69-020	AMD	03-04-101
246-870-080	NEW-C	03-17-004	246-976-021	PREP	03-09-125	250- 69-030	AMD	03-04-101
246-870-080	NEW-C	03-20-106	246-976-021	AMD-P	03-15-069	250- 69-040	AMD	03-04-101
246-870-090	NEW-P	03-11-092	246-976-021	AMD	03-20-107	250- 69-050	AMD	03-04-101
246-870-090	NEW-C	03-17-004	246-976-485	AMD-P	03-19-133	250- 69-060	AMD	03-04-101
246-870-090	NEW-C	03-20-106	246-976-500	REP-P	03-19-133	250- 69-070	AMD	03-04-101
246-872	PREP	03-18-117	246-976-510	REP-P	03-19-133	250- 69-090	AMD	03-04-101
246-887	PREP	03-09-124	246-976-520	REP-P	03-19-133	250- 69-110	REP	03-04-101
246-887	PREP	03-15-103	246-976-530	NEW-P	03-19-133	250- 69-110	REP	03-04-101
246-887-045	NEW	03-04-045	246-976-535	NEW-P	03-19-133	250- 70-010	AMD-P	03-16-065
246-887-165	NEW-X	03-03-096	246-976-540	NEW-P	03-19-133	250- 70-010	AMD	03-20-047
246-887-165	NEW	03-09-064	246-976-550	REP-P	03-19-133	250- 70-020	AMD-P	03-16-065
246-889-050	NEW-P	03-06-002	246-976-550	REP-P	03-19-133	250- 70-020	AMD	03-20-047
246-889-050	NEW	03-13-027	246-976-560	REP-P	03-19-133	250- 70-030	AMD-P	03-16-065
246-919	PREP	03-08-032	246-976-570	REP-P	03-19-133	250- 70-030	AMD	03-20-047
246-919-100	REP-X	03-12-091	246-976-600	REP-P	03-19-133	250- 70-030	AMD	03-20-047
246-919-100	REP	03-20-109	246-976-610	REP-P	03-19-133	250- 70-040	AMD-P	03-16-065
246-919-110	AMD-X	03-15-068	246-976-610	REP-P	03-19-133	250- 70-040	AMD	03-20-047
246-919-120	REP-X	03-12-091	246-976-620	AMD-P	03-19-133	250- 70-050	AMD-P	03-16-065
246-919-120	REP	03-20-109	246-976-640	REP-P	03-19-133	250- 70-050	AMD	03-20-047
246-919-130	REP-X	03-12-091	246-976-650	REP-P	03-19-133	250- 70-060	AMD-P	03-16-065
246-919-130	REP	03-20-109	246-976-680	REP-P	03-19-133	250- 70-060	AMD	03-20-047
246-919-140	REP-X	03-12-091	246-976-690	REP-P	03-19-133	250- 70-070	AMD-P	03-16-065
246-919-140	REP	03-20-109	246-976-720	REP-P	03-19-133	250- 70-070	AMD	03-20-047
246-919-150	REP-X	03-12-091	246-976-730	REP-P	03-19-133	250- 70-080	AMD-P	03-16-065
246-919-150	REP	03-20-109	246-976-740	REP-P	03-19-133	250- 70-080	AMD	03-20-047
246-919-320	AMD-X	03-15-068	246-976-750	NEW-P	03-19-133	250- 80-060	AMD-P	03-19-108
246-919-330	AMD-X	03-15-068	246-976-755	NEW-P	03-19-133	251- 04-035	NEW-E	03-03-042
246-919-350	REP-X	03-12-091	246-976-760	NEW-P	03-19-133	251- 04-035	NEW-P	03-07-059
246-919-350	REP	03-20-109	246-976-770	REP-P	03-19-133	251- 04-035	NEW-P	03-10-101
246-919-360	AMD-X	03-15-068	246-976-780	REP-P	03-19-133	251- 04-035	NEW-E	03-11-004
246-919-720	REP-X	03-12-091	246-976-790	REP-P	03-19-133	251- 04-035	NEW-W	03-11-005
246-919-720	REP	03-20-109	246-976-810	REP-P	03-19-133	251- 04-035	NEW	03-13-051
246-924-354	PREP	03-05-020	246-976-820	REP-P	03-19-133	251- 04-035	AMD-P	03-19-129
246-926-020	PREP	03-14-032	246-976-822	REP-P	03-19-133	251- 14-015	NEW-P	03-19-129
246-926-100	AMD	03-10-100	246-976-870	AMD-P	03-19-133	251- 17-150	AMD-P	03-16-107
246-926-100	PREP	03-14-144	246-976-881	AMD-P	03-19-133	251- 17-150	AMD	03-20-010
246-926-110	PREP	03-14-144	246-976-885	AMD-P	03-19-133	251- 22-250	AMD-P	03-16-108
246-926-120	PREP	03-14-144	246-976-886	AMD-P	03-19-133	251- 22-250	AMD	03-20-011
246-926-130	PREP	03-14-144	246-976-887	AMD-P	03-19-133	251- 22-260	AMD-P	03-16-108
246-926-140	PREP	03-14-032	246-976-890	AMD-P	03-19-133	251- 22-260	AMD	03-20-011
246-926-180	PREP	03-14-032	250- 18-015	AMD-P	03-09-145	251- 22-270	AMD-P	03-16-108
246-926-190	PREP	03-14-032	250- 18-015	AMD	03-13-056	251- 22-270	AMD	03-20-011
246-926-990	PREP	03-14-032	250- 18-020	AMD-P	03-09-145	251- 22-280	AMD-P	03-16-108
246-927-010	NEW-P	03-17-057	250- 18-020	AMD	03-13-056	251- 22-280	AMD	03-20-011
246-927-990	NEW-P	03-05-022	250- 18-020	AMD-P	03-16-089	251- 22-290	AMD-P	03-16-108
246-927-990	NEW	03-09-065	250- 18-020	AMD	03-20-053	251- 22-290	AMD	03-20-011
246-933-320	AMD-P	03-06-100	250- 18-025	AMD-P	03-09-145	260	PREP	03-09-131
246-933-320	AMD	03-14-035	250- 18-025	AMD	03-13-056	260- 08-595	NEW	03-03-041
246-933-501	NEW-P	03-06-100	250- 18-030	AMD-P	03-09-145	260- 13-420	PREP	03-03-067
246-933-501	NEW	03-14-035	250- 18-030	AMD	03-13-056	260- 13-420	AMD-P	03-07-054
			250- 18-035	AMD-P	03-09-145	260- 13-420	AMD	03-11-015
						260- 20-035	PREP	03-03-025

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
260- 20-035	REP-P	03-07-051	284- 30-3905	NEW-S	03-09-143	296- 13-050	REP-P	03-05-074
260- 20-035	REP	03-11-016	284- 30-3905	NEW	03-14-092	296- 13-050	REP	03-09-111
260- 24	PREP	03-05-067	284- 30-3906	NEW-P	03-03-132	296- 13-052	REP-P	03-05-074
260- 24-510	AMD-P	03-09-132	284- 30-3906	NEW-S	03-09-143	296- 13-052	REP	03-09-111
260- 24-510	AMD	03-13-074	284- 30-3906	NEW	03-14-092	296- 13-053	REP-P	03-05-074
260- 28-030	AMD-P	03-03-040	284- 30-3907	NEW-P	03-03-132	296- 13-053	REP	03-09-111
260- 28-030	AMD	03-07-056	284- 30-3907	NEW-S	03-09-143	296- 13-055	REP-P	03-05-074
260- 32-005	NEW-P	03-07-074	284- 30-3907	NEW	03-14-092	296- 13-055	REP	03-09-111
260- 32-005	NEW-W	03-11-014	284- 30-3908	NEW-P	03-03-132	296- 13-057	REP-P	03-05-074
260- 34-090	AMD	03-05-071	284- 30-3908	NEW-S	03-09-143	296- 13-057	REP	03-09-111
260- 48	PREP	03-05-068	284- 30-3908	NEW	03-14-092	296- 13-060	REP-P	03-05-074
260- 48-630	AMD-P	03-04-089	284- 30-3909	NEW-P	03-03-132	296- 13-060	REP	03-09-111
260- 48-630	AMD	03-07-057	284- 30-3909	NEW-S	03-09-143	296- 13-080	REP-P	03-05-074
260- 48-890	AMD-P	03-09-133	284- 30-3909	NEW	03-14-092	296- 13-080	REP	03-09-111
260- 48-890	AMD-W	03-13-072	284- 30-3910	NEW-P	03-03-132	296- 13-090	REP-P	03-05-074
260- 48-900	AMD-P	03-09-133	284- 30-3910	NEW-S	03-09-143	296- 13-090	REP	03-09-111
260- 48-900	AMD-W	03-13-072	284- 30-3910	NEW	03-14-092	296- 13-100	REP-P	03-05-074
260- 48-910	AMD-P	03-09-133	284- 30-3911	NEW-P	03-03-132	296- 13-100	REP	03-09-111
260- 48-910	AMD-W	03-13-072	284- 30-3911	NEW-S	03-09-143	296- 13-110	REP-P	03-05-074
260- 48-940	NEW-P	03-07-053	284- 30-3911	NEW	03-14-092	296- 13-110	REP	03-09-111
260- 48-940	NEW	03-11-017	284- 30-3912	NEW-P	03-03-132	296- 13-130	REP-P	03-05-074
260- 70-610	AMD-P	03-07-052	284- 30-3912	NEW-S	03-09-143	296- 13-130	REP	03-09-111
260- 70-610	AMD	03-11-018	284- 30-3912	NEW	03-14-092	296- 13-140	REP-P	03-05-074
260- 70-630	AMD-P	03-07-055	284- 30-3912	AMD-X	03-20-123	296- 13-140	REP	03-09-111
260- 70-630	AMD-E	03-09-057	284- 30-3913	NEW-P	03-03-132	296- 13-150	REP-P	03-05-074
260- 70-630	AMD	03-11-019	284- 30-3913	NEW-S	03-09-143	296- 13-150	REP	03-09-111
260- 70-630	PREP	03-13-071	284- 30-3913	NEW	03-14-092	296- 13-160	REP-P	03-05-074
260- 70-650	AMD	03-06-004	284- 30-3914	NEW-P	03-03-132	296- 13-160	REP	03-09-111
260- 70-660	AMD	03-06-004	284- 30-3914	NEW-S	03-09-143	296- 13-170	REP-P	03-05-074
260- 70-700	AMD	03-06-004	284- 30-3914	NEW	03-14-092	296- 13-170	REP	03-09-111
260- 72-010	AMD-W	03-05-069	284- 30-3915	NEW-P	03-03-132	296- 13-180	REP-P	03-05-074
260- 72-010	REP-P	03-05-070	284- 30-3915	NEW-S	03-09-143	296- 13-180	REP	03-09-111
260- 72-010	REP-P	03-09-134	284- 30-3915	NEW	03-14-092	296- 13-190	REP-P	03-05-074
260- 72-010	REP	03-13-073	284- 30-3916	NEW-S	03-09-143	296- 13-190	REP	03-09-111
260- 72-010	REP-W	03-18-085	284- 30-3916	NEW	03-14-092	296- 13-200	REP-P	03-05-074
260- 72-040	NEW-P	03-04-090	284- 30-505	NEW-W	03-08-071	296- 13-200	REP	03-09-111
260- 72-040	NEW	03-07-058	284- 30-510	NEW-W	03-10-096	296- 13-210	REP-P	03-05-074
284	PREP	03-19-004	284- 43-220	AMD-X	03-03-134	296- 13-210	REP	03-09-111
284- 07-010	AMD	03-03-133	284- 43-220	AMD	03-09-142	296- 13-220	REP-P	03-05-074
284- 22-020	AMD	03-03-052	284- 43-323	NEW	03-07-006	296- 13-220	REP	03-09-111
284- 22-050	AMD	03-03-052	284- 91	AMD	03-07-007	296- 13-230	REP-P	03-05-074
284- 22-060	AMD	03-03-052	284- 91-001	NEW	03-07-007	296- 13-230	REP	03-09-111
284- 22-080	AMD	03-03-052	284- 91-010	REP	03-07-007	296- 13-240	REP-P	03-05-074
284- 24	PREP	03-19-004	284- 91-020	REP	03-07-007	296- 13-240	REP	03-09-111
284- 24-065	PREP	03-19-003	284- 91-025	REP	03-07-007	296- 13-250	REP-P	03-05-074
284- 24A-070	NEW-W	03-03-063	284- 91-027	REP	03-07-007	296- 13-250	REP	03-09-111
284- 30-390	AMD-P	03-03-132	284- 91-030	REP	03-07-007	296- 13-260	REP-P	03-05-074
284- 30-390	AMD-S	03-09-143	284- 91-040	REP	03-07-007	296- 13-260	REP	03-09-111
284- 30-390	AMD	03-14-092	284- 91-050	REP	03-07-007	296- 13-270	REP-P	03-05-074
284- 30-3901	NEW-P	03-03-132	284- 91-060	REP	03-07-007	296- 13-270	REP	03-09-111
284- 30-3901	NEW-S	03-09-143	296- 13-001	REP-P	03-05-074	296- 13-280	REP-P	03-05-074
284- 30-3901	NEW	03-14-092	296- 13-001	REP	03-09-111	296- 13-280	REP	03-09-111
284- 30-3902	NEW-P	03-03-132	296- 13-010	REP-P	03-05-074	296- 13-290	REP-P	03-05-074
284- 30-3902	NEW-S	03-09-143	296- 13-010	REP	03-09-111	296- 13-290	REP	03-09-111
284- 30-3902	NEW	03-14-092	296- 13-020	REP-P	03-05-074	296- 13-300	REP-P	03-05-074
284- 30-3903	NEW-P	03-03-132	296- 13-020	REP	03-09-111	296- 13-300	REP	03-09-111
284- 30-3903	NEW-S	03-09-143	296- 13-030	REP-P	03-05-074	296- 13-310	REP-P	03-05-074
284- 30-3903	NEW	03-14-092	296- 13-030	REP	03-09-111	296- 13-310	REP	03-09-111
284- 30-3904	NEW-P	03-03-132	296- 13-035	REP-P	03-05-074	296- 13-320	REP-P	03-05-074
284- 30-3904	NEW-S	03-09-143	296- 13-035	REP	03-09-111	296- 13-320	REP	03-09-111
284- 30-3904	NEW	03-14-092	296- 13-040	REP-P	03-05-074	296- 13-330	REP-P	03-05-074
284- 30-3905	NEW-P	03-03-132	296- 13-040	REP	03-09-111	296- 13-330	REP	03-09-111

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-13-340	REP-P	03-05-074	296-17-52108	AMD-P	03-17-016	296-17-76207	PREP	03-03-026
296-13-340	REP	03-09-111	296-17-52109	AMD-P	03-17-016	296-17-76207	AMD-P	03-14-126
296-13-350	REP-P	03-05-074	296-17-52110	AMD-P	03-17-016	296-17-76207	AMD	03-20-081
296-13-350	REP	03-09-111	296-17-527	AMD-P	03-17-016	296-17-76208	PREP	03-03-026
296-13-360	REP-P	03-05-074	296-17-536	AMD-P	03-17-016	296-17-76208	AMD-P	03-14-126
296-13-360	REP	03-09-111	296-17-538	AMD-P	03-17-016	296-17-76208	AMD	03-20-081
296-13-370	REP-P	03-05-074	296-17-544	AMD-P	03-17-016	296-17-76209	PREP	03-03-026
296-13-370	REP	03-09-111	296-17-57001	AMD-P	03-17-016	296-17-76209	AMD-P	03-14-126
296-13-380	REP-P	03-05-074	296-17-583	AMD-P	03-17-016	296-17-76209	AMD	03-20-081
296-13-380	REP	03-09-111	296-17-594	AMD-P	03-17-016	296-17-76210	PREP	03-03-026
296-13-390	REP-P	03-05-074	296-17-618	AMD-P	03-17-016	296-17-76210	AMD-P	03-14-126
296-13-390	REP	03-09-111	296-17-644	AMD-P	03-17-016	296-17-76210	AMD	03-20-081
296-13-400	REP-P	03-05-074	296-17-64999	AMD-P	03-17-016	296-17-76211	PREP	03-03-026
296-13-400	REP	03-09-111	296-17-659	AMD-P	03-17-016	296-17-76211	AMD-P	03-14-126
296-13-410	REP-P	03-05-074	296-17-66002	AMD-P	03-17-016	296-17-76211	AMD	03-20-081
296-13-410	REP	03-09-111	296-17-66003	AMD-P	03-17-016	296-17-76212	PREP	03-03-026
296-13-420	REP-P	03-05-074	296-17-67601	AMD-P	03-17-016	296-17-76212	AMD-P	03-14-126
296-13-420	REP	03-09-111	296-17-677	AMD-P	03-17-016	296-17-76212	AMD	03-20-081
296-13-430	REP-P	03-05-074	296-17-680	AMD-P	03-17-016	296-17-76213	NEW-P	03-14-126
296-13-430	REP	03-09-111	296-17-681	AMD-P	03-17-016	296-17-76213	NEW	03-20-081
296-13-440	REP-P	03-05-074	296-17-698	AMD-P	03-17-016	296-17-855	AMD-P	03-19-107
296-13-440	REP	03-09-111	296-17-72201	AMD-P	03-17-016	296-17-870	AMD-P	03-19-107
296-14-310	NEW-P	03-06-074	296-17-72202	AMD-P	03-17-016	296-17-875	AMD-P	03-19-107
296-14-310	NEW	03-12-046	296-17-724	AMD-P	03-17-016	296-17-880	AMD-P	03-19-107
296-14-315	NEW-P	03-06-074	296-17-729	AMD-P	03-17-016	296-17-885	AMD-P	03-19-107
296-14-315	NEW	03-12-046	296-17-752	AMD-P	03-17-016	296-17-890	AMD-P	03-19-107
296-14-320	NEW-P	03-06-074	296-17-757	PREP	03-03-026	296-17-895	AMD-P	03-19-107
296-14-320	NEW	03-12-046	296-17-757	AMD-P	03-14-126	296-17-89502	AMD-P	03-19-107
296-14-325	NEW-P	03-06-074	296-17-757	AMD	03-20-081	296-17-90492	AMD-P	03-19-107
296-14-325	NEW	03-12-046	296-17-758	PREP	03-03-026	296-17-90493	AMD-P	03-19-107
296-14-330	NEW-P	03-06-074	296-17-758	AMD-P	03-14-126	296-17-90494	AMD-P	03-19-107
296-14-330	NEW	03-12-046	296-17-758	AMD	03-20-081	296-17-90495	AMD-P	03-19-107
296-14-520	NEW	03-11-035	296-17-759	PREP	03-03-026	296-17-90496	AMD-P	03-19-107
296-14-522	NEW	03-11-035	296-17-759	AMD-P	03-14-126	296-17-90497	AMD-P	03-19-107
296-14-524	NEW	03-11-035	296-17-759	AMD	03-20-081	296-17-920	AMD-P	03-19-107
296-14-526	NEW	03-11-035	296-17-760	PREP	03-03-026	296-19A-010	AMD	03-11-009
296-14-528	NEW	03-11-035	296-17-760	AMD-P	03-14-126	296-19A-020	AMD	03-11-009
296-14-530	NEW	03-11-035	296-17-760	AMD	03-20-081	296-19A-025	NEW	03-11-009
296-150C	PREP	03-04-098	296-17-761	PREP	03-03-026	296-19A-030	AMD	03-11-009
296-150F	PREP	03-04-098	296-17-761	AMD-P	03-14-126	296-19A-040	AMD	03-11-009
296-150M	PREP	03-04-098	296-17-761	AMD	03-20-081	296-19A-045	AMD-X	03-17-072
296-150P	PREP	03-04-098	296-17-762	PREP	03-03-026	296-19A-050	PREP	03-17-070
296-150R	PREP	03-04-098	296-17-762	AMD-P	03-14-126	296-19A-060	AMD	03-11-009
296-150T	PREP	03-04-098	296-17-762	AMD	03-20-081	296-19A-065	NEW	03-11-009
296-150V	PREP	03-04-098	296-17-76201	PREP	03-03-026	296-19A-065	PREP	03-17-070
296-17	PREP	03-05-072	296-17-76201	AMD-P	03-14-126	296-19A-070	AMD	03-11-009
296-17	PREP-W	03-09-106	296-17-76201	AMD	03-20-081	296-19A-080	AMD-X	03-17-072
296-17	PREP	03-13-099	296-17-76202	PREP	03-03-026	296-19A-090	AMD	03-11-009
296-17	PREP	03-18-088	296-17-76202	AMD-P	03-14-126	296-19A-090	PREP	03-17-070
296-17-31002	AMD-P	03-17-016	296-17-76202	AMD	03-20-081	296-19A-100	AMD	03-11-009
296-17-31007	AMD-P	03-17-016	296-17-76203	PREP	03-03-026	296-19A-110	AMD	03-11-009
296-17-31009	AMD-P	03-17-016	296-17-76203	AMD-P	03-14-126	296-19A-110	PREP	03-17-070
296-17-31018	AMD-P	03-17-016	296-17-76203	AMD	03-20-081	296-19A-120	PREP	03-17-070
296-17-31021	AMD-P	03-17-016	296-17-76204	PREP	03-03-026	296-19A-120	AMD-X	03-17-072
296-17-31027	AMD-P	03-14-126	296-17-76204	AMD-P	03-14-126	296-19A-125	NEW	03-11-009
296-17-31027	AMD	03-20-081	296-17-76204	AMD	03-20-081	296-19A-130	AMD	03-11-009
296-17-35201	AMD-P	03-17-016	296-17-76205	PREP	03-03-026	296-19A-135	NEW	03-11-009
296-17-35203	AMD-P	03-17-016	296-17-76205	AMD-P	03-14-126	296-19A-137	NEW	03-11-009
296-17-501	AMD-P	03-17-016	296-17-76205	AMD	03-20-081	296-19A-140	AMD	03-11-009
296-17-519	AMD-P	03-17-016	296-17-76206	PREP	03-03-026	296-19A-170	AMD	03-11-009
296-17-52001	REP-P	03-17-016	296-17-76206	AMD-P	03-14-126	296-19A-180	AMD	03-11-009
296-17-521	AMD-P	03-17-016	296-17-76206	AMD	03-20-081	296-19A-190	AMD	03-11-009

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296- 19A-191	NEW	03-11-009	296- 24-23527	REP-P	03-14-075	296- 24-67005	REP	03-09-009
296- 19A-192	NEW	03-11-009	296- 24-23529	REP-P	03-14-075	296- 27-01109	AMD	03-09-110
296- 19A-193	NEW	03-11-009	296- 24-23531	REP-P	03-14-075	296- 27-01113	AMD-X	03-19-105
296- 19A-200	AMD	03-11-009	296- 24-240	REP-P	03-14-075	296- 27-01117	REP-X	03-19-105
296- 19A-210	AMD	03-11-009	296- 24-24001	REP-P	03-14-075	296- 27-01119	AMD-X	03-19-105
296- 19A-210	PREP	03-16-083	296- 24-24003	REP-P	03-14-075	296- 27-061	NEW-X	03-19-105
296- 19A-240	AMD	03-11-009	296- 24-24005	REP-P	03-14-075	296- 30-190	PREP	03-11-057
296- 19A-245	NEW	03-11-009	296- 24-24007	REP-P	03-14-075	296- 30-200	PREP	03-11-058
296- 19A-260	AMD	03-11-009	296- 24-24009	REP-P	03-14-075	296- 37	PREP	03-04-097
296- 19A-270	AMD	03-11-009	296- 24-24011	REP-P	03-14-075	296- 400A	PREP	03-04-098
296- 19A-300	AMD	03-11-009	296- 24-24013	REP-P	03-14-075	296- 401B	PREP	03-04-098
296- 19A-350	AMD	03-11-009	296- 24-24015	REP-P	03-14-075	296- 402A	PREP	03-04-098
296- 19A-400	AMD	03-11-009	296- 24-24017	REP-P	03-14-075	296- 45	PREP	03-07-072
296- 19A-440	AMD	03-11-009	296- 24-24019	REP-P	03-14-075	296- 45	PREP	03-10-064
296- 19A-480	AMD	03-11-009	296- 24-245	REP-P	03-14-075	296- 45-045	AMD-P	03-10-067
296- 20-010	AMD-X	03-14-127	296- 24-24501	REP-P	03-14-075	296- 45-045	AMD	03-17-071
296- 20-01002	AMD-X	03-14-127	296- 24-24503	REP-P	03-14-075	296- 45-255	AMD-P	03-10-067
296- 20-01501	AMD-X	03-14-127	296- 24-24505	REP-P	03-14-075	296- 45-255	AMD	03-17-071
296- 20-02010	AMD-X	03-14-127	296- 24-24507	REP-P	03-14-075	296- 45-325	AMD-P	03-10-067
296- 200A	PREP	03-04-098	296- 24-24509	REP-P	03-14-075	296- 45-325	AMD	03-17-071
296- 20-12501	AMD-X	03-14-127	296- 24-24511	REP-P	03-14-075	296- 45-48535	AMD-X	03-12-072
296- 20-135	AMD-P	03-09-107	296- 24-24513	REP-P	03-14-075	296- 45-48535	AMD	03-18-090
296- 20-135	AMD	03-14-043	296- 24-24515	REP-P	03-14-075	296- 46A	PREP	03-04-098
296- 20-170	AMD-X	03-14-127	296- 24-24517	REP-P	03-14-075	296- 46A-090	REP-P	03-05-074
296- 20-303	DECOD-X	03-14-127	296- 24-24519	REP-P	03-14-075	296- 46A-090	REP	03-09-111
296- 23-220	AMD-P	03-09-107	296- 24-650	REP	03-09-009	296- 46A-092	REP-P	03-05-074
296- 23-220	AMD	03-14-043	296- 24-65003	REP	03-09-009	296- 46A-092	REP	03-09-111
296- 23-230	AMD-P	03-09-107	296- 24-65005	REP	03-09-009	296- 46A-095	REP-P	03-05-074
296- 23-230	AMD	03-14-043	296- 24-65007	REP	03-09-009	296- 46A-095	REP	03-09-111
296- 23-240	AMD-X	03-14-127	296- 24-655	REP	03-09-009	296- 46A-100	REP-P	03-05-074
296- 23-246	RECOD-X	03-14-127	296- 24-65501	REP	03-09-009	296- 46A-100	REP	03-09-111
296- 23A-0710	AMD-X	03-14-127	296- 24-657	REP	03-09-009	296- 46A-102	REP-P	03-05-074
296- 24	PREP	03-03-110	296- 24-65701	REP	03-09-009	296- 46A-102	REP	03-09-111
296- 24	PREP	03-10-064	296- 24-65703	REP	03-09-009	296- 46A-104	REP-P	03-05-074
296- 24	PREP	03-10-066	296- 24-660	REP	03-09-009	296- 46A-104	REP	03-09-111
296- 24	PREP	03-20-080	296- 24-66001	REP	03-09-009	296- 46A-110	REP-P	03-05-074
296- 24-120	AMD-X	03-12-072	296- 24-66003	REP	03-09-009	296- 46A-110	REP	03-09-111
296- 24-120	AMD	03-18-090	296- 24-66005	REP	03-09-009	296- 46A-130	REP-P	03-05-074
296- 24-12001	REP-X	03-12-072	296- 24-66007	REP	03-09-009	296- 46A-130	REP	03-09-111
296- 24-12001	REP	03-18-090	296- 24-66009	REP	03-09-009	296- 46A-140	REP-P	03-05-074
296- 24-12002	REP-X	03-12-072	296- 24-66011	REP	03-09-009	296- 46A-140	REP	03-09-111
296- 24-12002	REP	03-18-090	296- 24-663	REP	03-09-009	296- 46A-155	REP-P	03-05-074
296- 24-12010	REP-X	03-12-072	296- 24-66301	REP	03-09-009	296- 46A-155	REP	03-09-111
296- 24-12010	REP	03-18-090	296- 24-66303	REP	03-09-009	296- 46A-21052	REP-P	03-05-074
296- 24-12011	REP-X	03-12-072	296- 24-66305	REP	03-09-009	296- 46A-21052	REP	03-09-111
296- 24-12011	REP	03-18-090	296- 24-66307	REP	03-09-009	296- 46A-215	REP-P	03-05-074
296- 24-12017	REP-X	03-12-072	296- 24-66309	REP	03-09-009	296- 46A-215	REP	03-09-111
296- 24-12017	REP	03-18-090	296- 24-66311	REP	03-09-009	296- 46A-220	REP-P	03-05-074
296- 24-235	REP-P	03-14-075	296- 24-66313	REP	03-09-009	296- 46A-220	REP	03-09-111
296- 24-23501	REP-P	03-14-075	296- 24-66315	REP	03-09-009	296- 46A-22530	REP-P	03-05-074
296- 24-23503	REP-P	03-14-075	296- 24-66317	REP	03-09-009	296- 46A-22530	REP	03-09-111
296- 24-23505	REP-P	03-14-075	296- 24-66319	REP	03-09-009	296- 46A-23001	REP-P	03-05-074
296- 24-23507	REP-P	03-14-075	296- 24-66321	REP	03-09-009	296- 46A-23001	REP	03-09-111
296- 24-23509	REP-P	03-14-075	296- 24-665	REP	03-09-009	296- 46A-23028	REP-P	03-05-074
296- 24-23511	REP-P	03-14-075	296- 24-66501	REP	03-09-009	296- 46A-23028	REP	03-09-111
296- 24-23513	REP-P	03-14-075	296- 24-66503	REP	03-09-009	296- 46A-23040	REP-P	03-05-074
296- 24-23515	REP-P	03-14-075	296- 24-66505	REP	03-09-009	296- 46A-23040	REP	03-09-111
296- 24-23517	REP-P	03-14-075	296- 24-66507	REP	03-09-009	296- 46A-23062	REP-P	03-05-074
296- 24-23519	REP-P	03-14-075	296- 24-66509	REP	03-09-009	296- 46A-23062	REP	03-09-111
296- 24-23521	REP-P	03-14-075	296- 24-670	REP	03-09-009	296- 46A-250	REP-P	03-05-074
296- 24-23523	REP-P	03-14-075	296- 24-67001	REP	03-09-009	296- 46A-250	REP	03-09-111
296- 24-23525	REP-P	03-14-075	296- 24-67003	REP	03-09-009	296- 46A-300	REP-P	03-05-074

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-46A-300	REP	03-09-111	296-46A-960	REP	03-09-111	296-46B-600	NEW	03-09-111
296-46A-30011	REP-P	03-05-074	296-46B	PREP	03-10-065	296-46B-680	NEW-P	03-05-074
296-46A-30011	REP	03-09-111	296-46B	PREP	03-15-116	296-46B-680	NEW	03-09-111
296-46A-324	REP-P	03-05-074	296-46B-005	NEW-P	03-05-074	296-46B-700	NEW-P	03-05-074
296-46A-324	REP	03-09-111	296-46B-005	NEW	03-09-111	296-46B-700	NEW	03-09-111
296-46A-348	REP-P	03-05-074	296-46B-010	NEW-P	03-05-074	296-46B-800	NEW-P	03-05-074
296-46A-348	REP	03-09-111	296-46B-010	NEW	03-09-111	296-46B-800	NEW	03-09-111
296-46A-365	REP-P	03-05-074	296-46B-020	NEW-P	03-05-074	296-46B-900	NEW-P	03-05-074
296-46A-365	REP	03-09-111	296-46B-020	NEW	03-09-111	296-46B-900	NEW	03-09-111
296-46A-370	REP-P	03-05-074	296-46B-030	NEW-P	03-05-074	296-46B-905	NEW-P	03-05-074
296-46A-370	REP	03-09-111	296-46B-030	NEW	03-09-111	296-46B-905	NEW	03-09-111
296-46A-41004	REP-P	03-05-074	296-46B-040	NEW-P	03-05-074	296-46B-905	AMD-X	03-13-100
296-46A-41004	REP	03-09-111	296-46B-040	NEW	03-09-111	296-46B-905	AMD	03-18-089
296-46A-41030	REP-P	03-05-074	296-46B-110	NEW-P	03-05-074	296-46B-910	NEW-P	03-05-074
296-46A-41030	REP	03-09-111	296-46B-110	NEW	03-09-111	296-46B-910	NEW	03-09-111
296-46A-422	REP-P	03-05-074	296-46B-210	NEW-P	03-05-074	296-46B-911	NEW-P	03-05-074
296-46A-422	REP	03-09-111	296-46B-210	NEW	03-09-111	296-46B-911	NEW	03-09-111
296-46A-450	REP-P	03-05-074	296-46B-215	NEW-P	03-05-074	296-46B-915	NEW-P	03-05-074
296-46A-450	REP	03-09-111	296-46B-215	NEW	03-09-111	296-46B-915	NEW	03-09-111
296-46A-500	REP-P	03-05-074	296-46B-220	NEW-P	03-05-074	296-46B-920	NEW-P	03-05-074
296-46A-500	REP	03-09-111	296-46B-220	NEW	03-09-111	296-46B-920	NEW	03-09-111
296-46A-514	REP-P	03-05-074	296-46B-225	NEW-P	03-05-074	296-46B-925	NEW-P	03-05-074
296-46A-514	REP	03-09-111	296-46B-225	NEW	03-09-111	296-46B-925	NEW	03-09-111
296-46A-517	REP-P	03-05-074	296-46B-230	NEW-P	03-05-074	296-46B-930	NEW-P	03-05-074
296-46A-517	REP	03-09-111	296-46B-230	NEW	03-09-111	296-46B-930	NEW	03-09-111
296-46A-550	REP-P	03-05-074	296-46B-250	NEW-P	03-05-074	296-46B-930	AMD-X	03-13-100
296-46A-550	REP	03-09-111	296-46B-250	NEW	03-09-111	296-46B-930	AMD	03-18-089
296-46A-553	REP-P	03-05-074	296-46B-300	NEW-P	03-05-074	296-46B-935	NEW-P	03-05-074
296-46A-553	REP	03-09-111	296-46B-300	NEW	03-09-111	296-46B-935	NEW	03-09-111
296-46A-600	REP-P	03-05-074	296-46B-314	NEW-P	03-05-074	296-46B-940	NEW-P	03-05-074
296-46A-600	REP	03-09-111	296-46B-314	NEW	03-09-111	296-46B-940	NEW	03-09-111
296-46A-680	REP-P	03-05-074	296-46B-334	NEW-P	03-05-074	296-46B-945	NEW-P	03-05-074
296-46A-680	REP	03-09-111	296-46B-334	NEW	03-09-111	296-46B-945	NEW	03-09-111
296-46A-700	REP-P	03-05-074	296-46B-358	NEW-P	03-05-074	296-46B-950	NEW-P	03-05-074
296-46A-700	REP	03-09-111	296-46B-358	NEW	03-09-111	296-46B-950	NEW	03-09-111
296-46A-702	REP-P	03-05-074	296-46B-394	NEW-P	03-05-074	296-46B-950	AMD-X	03-13-100
296-46A-702	REP	03-09-111	296-46B-394	NEW	03-09-111	296-46B-950	AMD	03-18-089
296-46A-900	REP-P	03-05-074	296-46B-410	NEW-P	03-05-074	296-46B-951	NEW-P	03-05-074
296-46A-900	REP	03-09-111	296-46B-410	NEW	03-09-111	296-46B-951	NEW	03-09-111
296-46A-910	REP-P	03-05-074	296-46B-422	NEW-P	03-05-074	296-46B-955	NEW-P	03-05-074
296-46A-910	REP	03-09-111	296-46B-422	NEW	03-09-111	296-46B-955	NEW	03-09-111
296-46A-915	REP-P	03-05-074	296-46B-430	NEW-P	03-05-074	296-46B-960	NEW-P	03-05-074
296-46A-915	REP	03-09-111	296-46B-430	NEW	03-09-111	296-46B-960	NEW	03-09-111
296-46A-920	REP-P	03-05-074	296-46B-450	NEW-P	03-05-074	296-46B-965	NEW-P	03-05-074
296-46A-920	REP	03-09-111	296-46B-450	NEW	03-09-111	296-46B-965	NEW	03-09-111
296-46A-930	REP-P	03-05-074	296-46B-501	NEW-P	03-05-074	296-46B-970	NEW-P	03-05-074
296-46A-930	REP	03-09-111	296-46B-501	NEW	03-09-111	296-46B-970	NEW	03-09-111
296-46A-931	REP-P	03-05-074	296-46B-514	NEW-P	03-05-074	296-46B-971	NEW-P	03-05-074
296-46A-931	REP	03-09-111	296-46B-514	NEW	03-09-111	296-46B-971	NEW	03-09-111
296-46A-932	REP-P	03-05-074	296-46B-517	NEW-P	03-05-074	296-46B-975	NEW-P	03-05-074
296-46A-932	REP	03-09-111	296-46B-517	NEW	03-09-111	296-46B-975	NEW	03-09-111
296-46A-933	REP-P	03-05-074	296-46B-520	NEW-P	03-05-074	296-46B-980	NEW-P	03-05-074
296-46A-933	REP	03-09-111	296-46B-520	NEW	03-09-111	296-46B-980	NEW	03-09-111
296-46A-934	REP-P	03-05-074	296-46B-527	NEW-P	03-05-074	296-46B-985	NEW-P	03-05-074
296-46A-934	REP	03-09-111	296-46B-527	NEW	03-09-111	296-46B-985	NEW	03-09-111
296-46A-935	REP-P	03-05-074	296-46B-550	NEW-P	03-05-074	296-46B-990	NEW-P	03-05-074
296-46A-935	REP	03-09-111	296-46B-550	NEW	03-09-111	296-46B-990	NEW	03-09-111
296-46A-940	REP-P	03-05-074	296-46B-553	NEW-P	03-05-074	296-46B-995	NEW-P	03-05-074
296-46A-940	REP	03-09-111	296-46B-553	NEW	03-09-111	296-46B-995	NEW	03-09-111
296-46A-950	REP-P	03-05-074	296-46B-555	NEW-P	03-05-074	296-46B-998	NEW-P	03-05-074
296-46A-950	REP	03-09-111	296-46B-555	NEW	03-09-111	296-46B-998	NEW	03-09-111
296-46A-960	REP-P	03-05-074	296-46B-600	NEW-P	03-05-074	296-46B-999	NEW-P	03-05-074

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-46B-999	NEW	03-09-111	296-62-071	AMD	03-20-114	296-104-055	REP-P	03-20-120
296-52-60020	AMD	03-06-073	296-62-07308	AMD-X	03-12-072	296-104-060	AMD-P	03-20-120
296-52-60130	AMD	03-06-073	296-62-07308	AMD	03-18-090	296-104-065	AMD-P	03-20-120
296-52-61040	AMD-X	03-05-073	296-62-07336	AMD-X	03-12-072	296-104-100	AMD-P	03-20-120
296-52-61040	AMD	03-10-037	296-62-07336	AMD	03-18-090	296-104-256	AMD-P	03-20-120
296-52-62005	AMD-X	03-05-073	296-62-07342	AMD-X	03-12-072	296-104-265	AMD-P	03-20-120
296-52-62005	AMD	03-10-037	296-62-07342	AMD	03-18-090	296-104-300	AMD-P	03-20-120
296-52-63005	AMD-X	03-05-073	296-62-07347	AMD-X	03-12-072	296-104-307	AMD-P	03-20-120
296-52-63005	AMD	03-10-037	296-62-07347	AMD	03-18-090	296-104-316	AMD-P	03-20-120
296-52-65005	AMD-X	03-05-073	296-62-07419	AMD-X	03-12-072	296-104-320	AMD-P	03-20-120
296-52-65005	AMD	03-10-037	296-62-07419	AMD	03-18-090	296-104-325	AMD-P	03-20-120
296-52-66005	AMD-X	03-05-073	296-62-07460	AMD-X	03-12-072	296-104-405	AMD-P	03-20-120
296-52-66005	AMD	03-10-037	296-62-07460	AMD	03-18-090	296-104-510	AMD-P	03-20-120
296-52-67065	AMD	03-06-073	296-62-075	AMD-P	03-11-059	296-104-515	AMD-P	03-20-120
296-52-67160	AMD	03-06-073	296-62-07521	AMD	03-20-115	296-104-520	AMD-P	03-20-120
296-52-68060	AMD	03-06-073	296-62-07521	AMD-X	03-12-072	296-104-530	REP-P	03-20-120
296-52-69010	AMD	03-06-073	296-62-07521	AMD	03-18-090	296-104-700	AMD-P	03-08-076
296-52-69015	AMD	03-06-073	296-62-07719	AMD-X	03-12-072	296-104-700	AMD	03-12-051
296-52-69095	AMD	03-06-073	296-62-07719	AMD	03-18-090	296-104-700	AMD-P	03-20-120
296-52-69125	AMD	03-06-073	296-62-080	REP-X	03-04-100	296-115-050	AMD-X	03-12-072
296-52-69130	NEW	03-06-073	296-62-080	REP	03-10-068	296-115-050	AMD	03-18-090
296-52-70010	AMD	03-06-073	296-62-08001	AMD	03-09-110	296-126-025	PREP	03-20-095
296-52-710	AMD	03-06-073	296-62-09015	AMD	03-11-060	296-127-018	PREP	03-20-096
296-52-71020	AMD	03-06-073	296-62-11021	REP-X	03-04-100	296-128-500	AMD	03-03-109
296-52-71040	AMD	03-06-073	296-62-11021	REP	03-10-068	296-128-532	NEW	03-03-109
296-52-71045	AMD	03-06-073	296-62-130	REP-X	03-04-100	296-128-533	NEW	03-03-109
296-54	PREP	03-10-064	296-62-130	REP	03-10-068	296-130-010	AMD	03-03-010
296-54	PREP	03-10-066	296-62-141	AMD-P	03-19-106	296-130-020	AMD	03-03-010
296-54-51130	AMD	03-11-060	296-62-20015	AMD-X	03-12-072	296-130-030	AMD	03-03-010
296-56	PREP	03-03-110	296-62-20015	AMD	03-18-090	296-130-035	AMD	03-03-010
296-56	PREP	03-10-066	296-62-300	AMD-P	03-14-074	296-130-040	AMD	03-03-010
296-56	PREP	03-20-080	296-62-31020	AMD-X	03-12-072	296-130-050	AMD	03-03-010
296-56-60001	AMD	03-11-060	296-62-31020	AMD	03-18-090	296-130-060	AMD	03-03-010
296-59	PREP	03-03-110	296-62-31335	AMD-X	03-12-072	296-130-065	AMD	03-03-010
296-59	PREP	03-10-064	296-62-31335	AMD	03-18-090	296-130-070	AMD	03-03-010
296-59	PREP	03-20-080	296-78	PREP	03-10-064	296-130-080	AMD	03-03-010
296-59-090	AMD	03-11-060	296-78	PREP	03-10-066	296-130-100	NEW	03-03-010
296-62	PREP	03-04-097	296-78	PREP	03-20-080	296-130-500	REP	03-03-010
296-62	PREP	03-08-073	296-78-56505	AMD	03-06-076	296-150C	PREP	03-10-065
296-62-054	REP-X	03-04-100	296-78-71001	AMD	03-06-076	296-150C	PREP	03-15-115
296-62-054	REP	03-10-068	296-78-71011	AMD	03-06-076	296-150C-0150	NEW-P	03-09-109
296-62-05402	REP-X	03-04-100	296-78-835	AMD	03-06-076	296-150C-0150	NEW	03-12-044
296-62-05402	REP	03-10-068	296-79	PREP	03-03-110	296-150C-3000	AMD-P	03-09-108
296-62-05404	REP-X	03-04-100	296-79	PREP	03-10-064	296-150C-3000	AMD	03-12-045
296-62-05404	REP	03-10-068	296-79	PREP	03-10-066	296-150F	PREP	03-10-065
296-62-05406	REP-X	03-04-100	296-79	PREP	03-20-080	296-150F	PREP	03-15-115
296-62-05406	REP	03-10-068	296-96	PREP	03-04-098	296-150F-3000	AMD-P	03-09-109
296-62-05408	REP-X	03-04-100	296-96	PREP	03-10-065	296-150F-3000	AMD	03-12-044
296-62-05408	REP	03-10-068	296-96-01005	AMD-P	03-09-108	296-150M	PREP	03-10-065
296-62-05410	REP-X	03-04-100	296-96-01005	AMD	03-12-045	296-150M	PREP	03-15-115
296-62-05410	REP	03-10-068	296-96-01030	AMD-P	03-09-108	296-150M-0020	AMD-P	03-09-109
296-62-05412	REP-X	03-04-100	296-96-01030	AMD	03-12-045	296-150M-0020	AMD	03-12-044
296-62-05412	REP	03-10-068	296-96-01050	AMD-P	03-09-108	296-150M-0049	AMD-P	03-09-109
296-62-070	REP-X	03-04-100	296-96-01050	AMD	03-12-045	296-150M-0049	AMD	03-12-044
296-62-070	REP	03-10-068	296-96-01055	AMD-P	03-09-108	296-150M-0050	AMD-P	03-09-109
296-62-07001	REP-X	03-04-100	296-96-01055	AMD	03-12-045	296-150M-0050	AMD	03-12-044
296-62-07001	REP	03-10-068	296-104	PREP	03-03-129	296-150M-0051	NEW-P	03-09-109
296-62-07003	REP-X	03-04-100	296-104	PREP	03-12-081	296-150M-0051	NEW	03-12-044
296-62-07003	REP	03-10-068	296-104-010	AMD-P	03-20-120	296-150M-0302	AMD-P	03-09-109
296-62-07005	REP-X	03-04-100	296-104-050	AMD-P	03-20-120	296-150M-0302	AMD	03-12-044
296-62-07005	REP	03-10-068	296-104-055	AMD-P	03-08-076	296-150M-0320	AMD-P	03-09-109
296-62-071	AMD-P	03-08-044	296-104-055	AMD	03-12-051	296-150M-0320	AMD	03-12-044

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-150M-0322	NEW-P	03-09-109	296-150V-1530	AMD-P	03-09-109	296-200A-400	AMD	03-20-097
296-150M-0322	NEW	03-12-044	296-150V-1530	AMD	03-12-044	296-200A-405	AMD-P	03-15-117
296-150M-0360	AMD-P	03-09-109	296-150V-1600	NEW-P	03-09-109	296-200A-405	AMD	03-20-097
296-150M-0360	AMD	03-12-044	296-150V-1600	NEW	03-12-044	296-200A-500	REP-P	03-15-117
296-150M-0705	NEW-P	03-09-109	296-150V-3000	AMD-P	03-09-108	296-200A-500	REP	03-20-097
296-150M-0705	NEW	03-12-044	296-150V-3000	AMD	03-12-045	296-200A-510	REP-P	03-15-117
296-150M-0715	NEW-P	03-09-109	296-155	PREP	03-04-097	296-200A-510	REP	03-20-097
296-150M-0715	NEW	03-12-044	296-155	PREP	03-10-064	296-200A-900	AMD-P	03-15-117
296-150M-0725	NEW-P	03-09-109	296-155	PREP	03-10-066	296-200A-900	AMD	03-20-097
296-150M-0725	NEW	03-12-044	296-155	PREP	03-20-080	296-304-01001	AMD	03-04-099
296-150M-0800	NEW-P	03-09-109	296-155-145	AMD	03-11-060	296-304-01003	AMD	03-04-099
296-150M-0800	NEW	03-12-044	296-155-210	AMD	03-11-060	296-304-02007	AMD	03-04-099
296-150M-0805	NEW-P	03-09-109	296-155-300	AMD	03-06-075	296-304-02009	AMD	03-04-099
296-150M-0805	NEW	03-12-044	296-155-305	AMD	03-06-075	296-304-03007	AMD	03-04-099
296-150M-0810	NEW-P	03-09-109	296-155-310	AMD	03-06-075	296-304-04001	AMD	03-04-099
296-150M-0810	NEW	03-12-044	296-155-315	AMD	03-06-075	296-304-05001	AMD	03-04-099
296-150M-0815	NEW-P	03-09-109	296-200A	PREP	03-10-065	296-304-05003	AMD	03-04-099
296-150M-0815	NEW	03-12-044	296-200A-015	AMD-P	03-15-117	296-304-05005	AMD	03-04-099
296-150M-0820	NEW-P	03-09-109	296-200A-015	AMD	03-20-097	296-304-05009	AMD	03-04-099
296-150M-0820	NEW	03-12-044	296-200A-025	AMD-P	03-15-117	296-304-05013	AMD	03-04-099
296-150M-0830	NEW-P	03-09-109	296-200A-025	AMD	03-20-097	296-304-06003	AMD	03-04-099
296-150M-0830	NEW	03-12-044	296-200A-030	NEW-P	03-15-117	296-304-07009	AMD	03-04-099
296-150M-0835	NEW-P	03-09-109	296-200A-030	NEW	03-20-097	296-304-07011	AMD	03-04-099
296-150M-0835	NEW	03-12-044	296-200A-035	AMD-P	03-15-117	296-304-07013	AMD	03-04-099
296-150M-0840	NEW-P	03-09-109	296-200A-035	AMD	03-20-097	296-304-08001	AMD	03-04-099
296-150M-0840	NEW	03-12-044	296-200A-040	AMD-P	03-15-117	296-304-08009	AMD	03-11-060
296-150M-0845	NEW-P	03-09-109	296-200A-040	AMD	03-20-097	296-304-09009	AMD	03-11-060
296-150M-0845	NEW	03-12-044	296-200A-060	AMD-P	03-15-117	296-304-09017	AMD	03-04-099
296-150M-0855	NEW-P	03-09-109	296-200A-060	AMD	03-20-097	296-304-09021	AMD	03-04-099
296-150M-0855	NEW	03-12-044	296-200A-065	NEW-P	03-15-117	296-304-09023	AMD	03-04-099
296-150M-0860	NEW-P	03-09-109	296-200A-065	NEW	03-20-097	296-304-10003	AMD	03-04-099
296-150M-0860	NEW	03-12-044	296-200A-070	AMD-P	03-15-117	296-304-10007	AMD	03-04-099
296-150M-0865	NEW-P	03-09-109	296-200A-070	AMD	03-20-097	296-305	PREP	03-04-097
296-150M-0865	NEW	03-12-044	296-200A-080	AMD-P	03-15-117	296-305	PREP	03-10-066
296-150M-3000	AMD-P	03-09-109	296-200A-080	AMD	03-20-097	296-305-01515	AMD	03-09-110
296-150M-3000	AMD	03-12-044	296-200A-090	AMD-P	03-15-117	296-305-02005	AMD	03-11-060
296-150P	PREP	03-10-065	296-200A-090	AMD	03-20-097	296-305-02501	AMD	03-09-110
296-150P	PREP	03-15-115	296-200A-111	AMD-P	03-15-117	296-305-05503	AMD	03-11-060
296-150P-0020	AMD-P	03-09-109	296-200A-111	AMD	03-20-097	296-307	PREP	03-10-064
296-150P-0020	AMD	03-12-044	296-200A-112	AMD-P	03-15-117	296-307	PREP	03-10-066
296-150P-3000	AMD-P	03-09-108	296-200A-112	AMD	03-20-097	296-307	AMD-S	03-18-046
296-150P-3000	AMD	03-12-045	296-200A-300	AMD-P	03-15-117	296-307-009	AMD-X	03-04-100
296-150R	PREP	03-10-065	296-200A-300	AMD	03-20-097	296-307-009	AMD	03-10-068
296-150R	PREP	03-15-115	296-200A-305	AMD-P	03-15-117	296-307-018	AMD-X	03-04-100
296-150R-0020	AMD-P	03-09-109	296-200A-305	AMD	03-20-097	296-307-018	AMD	03-10-068
296-150R-0020	AMD	03-12-044	296-200A-310	AMD-P	03-15-117	296-307-03930	NEW-X	03-04-100
296-150R-3000	AMD-P	03-09-108	296-200A-310	AMD	03-20-097	296-307-03930	NEW	03-10-068
296-150R-3000	AMD	03-12-045	296-200A-320	AMD-P	03-15-117	296-307-03935	NEW-X	03-04-100
296-150T	PREP	03-10-065	296-200A-320	AMD	03-20-097	296-307-03935	NEW	03-10-068
296-150T	PREP	03-15-115	296-200A-330	AMD-P	03-15-117	296-307-03940	NEW-X	03-04-100
296-150T-3000	AMD-P	03-09-108	296-200A-330	AMD	03-20-097	296-307-03940	NEW	03-10-068
296-150T-3000	AMD	03-12-045	296-200A-340	AMD-P	03-15-117	296-307-03945	NEW-X	03-04-100
296-150V	PREP	03-10-065	296-200A-340	AMD	03-20-097	296-307-03945	NEW	03-10-068
296-150V	PREP	03-15-115	296-200A-360	AMD-P	03-15-117	296-307-148	NEW-P	03-15-032
296-150V-0020	AMD-P	03-09-109	296-200A-360	AMD	03-20-097	296-307-148	NEW-S	03-20-113
296-150V-0020	AMD	03-12-044	296-200A-370	AMD-P	03-15-117	296-307-14805	NEW-P	03-15-032
296-150V-0800	AMD-P	03-09-109	296-200A-370	AMD	03-20-097	296-307-14805	NEW-S	03-20-113
296-150V-0800	AMD	03-12-044	296-200A-380	AMD-P	03-15-117	296-307-14810	NEW-P	03-15-032
296-150V-1090	AMD-P	03-09-109	296-200A-380	AMD	03-20-097	296-307-14810	NEW-S	03-20-113
296-150V-1090	AMD	03-12-044	296-200A-390	AMD-P	03-15-117	296-307-14815	NEW-P	03-15-032
296-150V-1220	REP-P	03-09-109	296-200A-390	AMD	03-20-097	296-307-14815	NEW-S	03-20-113
296-150V-1220	REP	03-12-044	296-200A-400	AMD-P	03-15-117	296-307-14820	NEW-P	03-15-032

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-307-14820	NEW-S	03-20-113	296-307-45050	NEW	03-10-068	296-400A	PREP	03-15-114
296-307-14825	NEW-P	03-15-032	296-307-455	NEW-X	03-04-100	296-400A-045	AMD-P	03-09-108
296-307-14825	NEW-S	03-20-113	296-307-455	NEW	03-10-068	296-400A-045	AMD	03-12-045
296-307-14830	NEW-P	03-15-032	296-307-45505	NEW-X	03-04-100	296-401B-092	REP-P	03-05-074
296-307-14830	NEW-S	03-20-113	296-307-45505	NEW	03-10-068	296-401B-092	REP	03-09-111
296-307-14835	NEW-P	03-15-032	296-307-45510	NEW-X	03-04-100	296-401B-100	REP-P	03-05-074
296-307-14835	NEW-S	03-20-113	296-307-45510	NEW	03-10-068	296-401B-100	REP	03-09-111
296-307-14840	NEW-P	03-15-032	296-307-45515	NEW-X	03-04-100	296-401B-110	REP-P	03-05-074
296-307-14840	NEW-S	03-20-113	296-307-45515	NEW	03-10-068	296-401B-110	REP	03-09-111
296-307-14845	NEW-P	03-15-032	296-307-45520	NEW-X	03-04-100	296-401B-120	REP-P	03-05-074
296-307-14845	NEW-S	03-20-113	296-307-45520	NEW	03-10-068	296-401B-120	REP	03-09-111
296-307-40013	AMD-X	03-04-100	296-307-45525	NEW-X	03-04-100	296-401B-130	REP-P	03-05-074
296-307-40013	AMD	03-10-068	296-307-45525	NEW	03-10-068	296-401B-130	REP	03-09-111
296-307-40015	AMD-X	03-04-100	296-307-45535	NEW-X	03-04-100	296-401B-140	REP-P	03-05-074
296-307-40015	AMD	03-10-068	296-307-45535	NEW	03-10-068	296-401B-140	REP	03-09-111
296-307-40027	AMD-X	03-04-100	296-307-45540	NEW-X	03-04-100	296-401B-180	REP-P	03-05-074
296-307-40027	AMD	03-10-068	296-307-45540	NEW	03-10-068	296-401B-180	REP	03-09-111
296-307-445	NEW-X	03-04-100	296-307-45545	NEW-X	03-04-100	296-401B-200	REP-P	03-05-074
296-307-445	NEW	03-10-068	296-307-45545	NEW	03-10-068	296-401B-200	REP	03-09-111
296-307-450	AMD-X	03-04-100	296-307-45550	NEW-X	03-04-100	296-401B-250	REP-P	03-05-074
296-307-450	AMD	03-10-068	296-307-45550	NEW	03-10-068	296-401B-250	REP	03-09-111
296-307-45001	REP-X	03-04-100	296-307-45555	NEW-X	03-04-100	296-401B-260	REP-P	03-05-074
296-307-45001	REP	03-10-068	296-307-45555	NEW	03-10-068	296-401B-260	REP	03-09-111
296-307-45003	REP-X	03-04-100	296-307-45560	NEW-X	03-04-100	296-401B-270	REP-P	03-05-074
296-307-45003	REP	03-10-068	296-307-45560	NEW	03-10-068	296-401B-270	REP	03-09-111
296-307-45005	AMD-X	03-04-100	296-307-45565	NEW-X	03-04-100	296-401B-300	REP-P	03-05-074
296-307-45005	AMD	03-10-068	296-307-45565	NEW	03-10-068	296-401B-300	REP	03-09-111
296-307-45007	REP-X	03-04-100	296-307-460	NEW-X	03-04-100	296-401B-310	REP-P	03-05-074
296-307-45007	REP	03-10-068	296-307-460	NEW	03-10-068	296-401B-310	REP	03-09-111
296-307-45009	REP-X	03-04-100	296-307-46005	NEW-X	03-04-100	296-401B-320	REP-P	03-05-074
296-307-45009	REP	03-10-068	296-307-46005	NEW	03-10-068	296-401B-320	REP	03-09-111
296-307-45010	NEW-X	03-04-100	296-307-46025	NEW-X	03-04-100	296-401B-330	REP-P	03-05-074
296-307-45010	NEW	03-10-068	296-307-46025	NEW	03-10-068	296-401B-330	REP	03-09-111
296-307-45011	REP-X	03-04-100	296-307-46030	NEW-X	03-04-100	296-401B-335	REP-P	03-05-074
296-307-45011	REP	03-10-068	296-307-46030	NEW	03-10-068	296-401B-335	REP	03-09-111
296-307-45013	REP-X	03-04-100	296-307-465	NEW-X	03-04-100	296-401B-340	REP-P	03-05-074
296-307-45013	REP	03-10-068	296-307-465	NEW	03-10-068	296-401B-340	REP	03-09-111
296-307-45015	AMD-X	03-04-100	296-307-55030	AMD-X	03-04-100	296-401B-350	REP-P	03-05-074
296-307-45015	AMD	03-10-068	296-307-55030	AMD	03-10-068	296-401B-350	REP	03-09-111
296-307-45017	REP-X	03-04-100	296-307-560	NEW-X	03-04-100	296-401B-410	REP-P	03-05-074
296-307-45017	REP	03-10-068	296-307-560	NEW	03-10-068	296-401B-410	REP	03-09-111
296-307-45019	REP-X	03-04-100	296-307-56005	NEW-X	03-04-100	296-401B-420	REP-P	03-05-074
296-307-45019	REP	03-10-068	296-307-56005	NEW	03-10-068	296-401B-420	REP	03-09-111
296-307-45020	NEW-X	03-04-100	296-307-56010	NEW-X	03-04-100	296-401B-430	REP-P	03-05-074
296-307-45020	NEW	03-10-068	296-307-56010	NEW	03-10-068	296-401B-430	REP	03-09-111
296-307-45021	REP-X	03-04-100	296-307-56015	NEW-X	03-04-100	296-401B-440	REP-P	03-05-074
296-307-45021	REP	03-10-068	296-307-56015	NEW	03-10-068	296-401B-440	REP	03-09-111
296-307-45023	REP-X	03-04-100	296-307-56020	NEW-X	03-04-100	296-401B-445	REP-P	03-05-074
296-307-45023	REP	03-10-068	296-307-56020	NEW	03-10-068	296-401B-445	REP	03-09-111
296-307-45025	AMD-X	03-04-100	296-307-56025	NEW-X	03-04-100	296-401B-450	REP-P	03-05-074
296-307-45025	AMD	03-10-068	296-307-56025	NEW	03-10-068	296-401B-450	REP	03-09-111
296-307-45027	REP-X	03-04-100	296-307-56030	NEW-X	03-04-100	296-401B-455	REP-P	03-05-074
296-307-45027	REP	03-10-068	296-307-56030	NEW	03-10-068	296-401B-455	REP	03-09-111
296-307-45029	REP-X	03-04-100	296-307-56035	NEW-X	03-04-100	296-401B-460	REP-P	03-05-074
296-307-45029	REP	03-10-068	296-307-56035	NEW	03-10-068	296-401B-460	REP	03-09-111
296-307-45030	NEW-X	03-04-100	296-307-56040	NEW-X	03-04-100	296-401B-470	REP-P	03-05-074
296-307-45030	NEW	03-10-068	296-307-56040	NEW	03-10-068	296-401B-470	REP	03-09-111
296-307-45035	NEW-X	03-04-100	296-307-56045	NEW-X	03-04-100	296-401B-475	REP-P	03-05-074
296-307-45035	NEW	03-10-068	296-307-56045	NEW	03-10-068	296-401B-475	REP	03-09-111
296-307-45045	NEW-X	03-04-100	296-307-56050	NEW-X	03-04-100	296-401B-476	REP-P	03-05-074
296-307-45045	NEW	03-10-068	296-307-56050	NEW	03-10-068	296-401B-476	REP	03-09-111
296-307-45050	NEW-X	03-04-100	296-400A	PREP	03-10-065	296-401B-500	REP-P	03-05-074

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-401B-500	REP	03-09-111	296-402A-110	REP	03-09-111	296-402A-450	REP	03-09-111
296-401B-510	REP-P	03-05-074	296-402A-130	REP-P	03-05-074	296-402A-460	REP-P	03-05-074
296-401B-510	REP	03-09-111	296-402A-130	REP	03-09-111	296-402A-460	REP	03-09-111
296-401B-520	REP-P	03-05-074	296-402A-140	REP-P	03-05-074	296-402A-470	REP-P	03-05-074
296-401B-520	REP	03-09-111	296-402A-140	REP	03-09-111	296-402A-470	REP	03-09-111
296-401B-600	REP-P	03-05-074	296-402A-150	REP-P	03-05-074	296-402A-480	REP-P	03-05-074
296-401B-600	REP	03-09-111	296-402A-150	REP	03-09-111	296-402A-480	REP	03-09-111
296-401B-610	REP-P	03-05-074	296-402A-160	REP-P	03-05-074	296-402A-490	REP-P	03-05-074
296-401B-610	REP	03-09-111	296-402A-160	REP	03-09-111	296-402A-490	REP	03-09-111
296-401B-620	REP-P	03-05-074	296-402A-170	REP-P	03-05-074	296-402A-500	REP-P	03-05-074
296-401B-620	REP	03-09-111	296-402A-170	REP	03-09-111	296-402A-500	REP	03-09-111
296-401B-630	REP-P	03-05-074	296-402A-180	REP-P	03-05-074	296-402A-510	REP-P	03-05-074
296-401B-630	REP	03-09-111	296-402A-180	REP	03-09-111	296-402A-510	REP	03-09-111
296-401B-640	REP-P	03-05-074	296-402A-190	REP-P	03-05-074	296-402A-520	REP-P	03-05-074
296-401B-640	REP	03-09-111	296-402A-190	REP	03-09-111	296-402A-520	REP	03-09-111
296-401B-700	REP-P	03-05-074	296-402A-200	REP-P	03-05-074	296-402A-530	REP-P	03-05-074
296-401B-700	REP	03-09-111	296-402A-200	REP	03-09-111	296-402A-530	REP	03-09-111
296-401B-800	REP-P	03-05-074	296-402A-210	REP-P	03-05-074	296-402A-540	REP-P	03-05-074
296-401B-800	REP	03-09-111	296-402A-210	REP	03-09-111	296-402A-540	REP	03-09-111
296-401B-850	REP-P	03-05-074	296-402A-220	REP-P	03-05-074	296-402A-550	REP-P	03-05-074
296-401B-850	REP	03-09-111	296-402A-220	REP	03-09-111	296-402A-550	REP	03-09-111
296-401B-860	REP-P	03-05-074	296-402A-230	REP-P	03-05-074	296-402A-560	REP-P	03-05-074
296-401B-860	REP	03-09-111	296-402A-230	REP	03-09-111	296-402A-560	REP	03-09-111
296-401B-870	REP-P	03-05-074	296-402A-240	REP-P	03-05-074	296-402A-570	REP-P	03-05-074
296-401B-870	REP	03-09-111	296-402A-240	REP	03-09-111	296-402A-570	REP	03-09-111
296-401B-900	REP-P	03-05-074	296-402A-250	REP-P	03-05-074	296-402A-580	REP-P	03-05-074
296-401B-900	REP	03-09-111	296-402A-250	REP	03-09-111	296-402A-580	REP	03-09-111
296-401B-910	REP-P	03-05-074	296-402A-260	REP-P	03-05-074	296-402A-590	REP-P	03-05-074
296-401B-910	REP	03-09-111	296-402A-260	REP	03-09-111	296-402A-590	REP	03-09-111
296-401B-920	REP-P	03-05-074	296-402A-270	REP-P	03-05-074	296-402A-600	REP-P	03-05-074
296-401B-920	REP	03-09-111	296-402A-270	REP	03-09-111	296-402A-600	REP	03-09-111
296-401B-950	REP-P	03-05-074	296-402A-290	REP-P	03-05-074	296-402A-610	REP-P	03-05-074
296-401B-950	REP	03-09-111	296-402A-290	REP	03-09-111	296-402A-610	REP	03-09-111
296-401B-960	REP-P	03-05-074	296-402A-300	REP-P	03-05-074	296-402A-620	REP-P	03-05-074
296-401B-960	REP	03-09-111	296-402A-300	REP	03-09-111	296-402A-620	REP	03-09-111
296-401B-970	REP-P	03-05-074	296-402A-310	REP-P	03-05-074	296-402A-630	REP-P	03-05-074
296-401B-970	REP	03-09-111	296-402A-310	REP	03-09-111	296-402A-630	REP	03-09-111
296-401B-980	REP-P	03-05-074	296-402A-320	REP-P	03-05-074	296-402A-640	REP-P	03-05-074
296-401B-980	REP	03-09-111	296-402A-320	REP	03-09-111	296-402A-640	REP	03-09-111
296-401B-990	REP-P	03-05-074	296-402A-330	REP-P	03-05-074	296-402A-650	REP-P	03-05-074
296-401B-990	REP	03-09-111	296-402A-330	REP	03-09-111	296-402A-650	REP	03-09-111
296-402A-010	REP-P	03-05-074	296-402A-340	REP-P	03-05-074	296-402A-660	REP-P	03-05-074
296-402A-010	REP	03-09-111	296-402A-340	REP	03-09-111	296-402A-660	REP	03-09-111
296-402A-020	REP-P	03-05-074	296-402A-350	REP-P	03-05-074	296-402A-670	REP-P	03-05-074
296-402A-020	REP	03-09-111	296-402A-350	REP	03-09-111	296-402A-670	REP	03-09-111
296-402A-030	REP-P	03-05-074	296-402A-360	REP-P	03-05-074	296-402A-675	REP-P	03-05-074
296-402A-030	REP	03-09-111	296-402A-360	REP	03-09-111	296-402A-675	REP	03-09-111
296-402A-040	REP-P	03-05-074	296-402A-370	REP-P	03-05-074	296-402A-680	REP-P	03-05-074
296-402A-040	REP	03-09-111	296-402A-370	REP	03-09-111	296-402A-680	REP	03-09-111
296-402A-050	REP-P	03-05-074	296-402A-380	REP-P	03-05-074	296-402A-690	REP-P	03-05-074
296-402A-050	REP	03-09-111	296-402A-380	REP	03-09-111	296-402A-690	REP	03-09-111
296-402A-060	REP-P	03-05-074	296-402A-390	REP-P	03-05-074	296-800	PREP	03-04-097
296-402A-060	REP	03-09-111	296-402A-390	REP	03-09-111	296-800-110	AMD-X	03-12-072
296-402A-070	REP-P	03-05-074	296-402A-400	REP-P	03-05-074	296-800-110	AMD	03-18-090
296-402A-070	REP	03-09-111	296-402A-400	REP	03-09-111	296-800-11030	AMD-X	03-12-072
296-402A-080	REP-P	03-05-074	296-402A-410	REP-P	03-05-074	296-800-11030	AMD	03-18-090
296-402A-080	REP	03-09-111	296-402A-410	REP	03-09-111	296-800-15005	AMD	03-09-110
296-402A-090	REP-P	03-05-074	296-402A-430	REP-P	03-05-074	296-800-170	AMD-X	03-12-072
296-402A-090	REP	03-09-111	296-402A-430	REP	03-09-111	296-800-170	AMD	03-18-090
296-402A-100	REP-P	03-05-074	296-402A-440	REP-P	03-05-074	296-800-17005	AMD-X	03-12-072
296-402A-100	REP	03-09-111	296-402A-440	REP	03-09-111	296-800-17005	AMD	03-18-090
296-402A-110	REP-P	03-05-074	296-402A-450	REP-P	03-05-074	296-800-17007	NEW-X	03-12-072

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-800-17007	NEW	03-18-090	296-807-14030	NEW	03-09-009	296-809-50008	NEW-P	03-19-106
296-800-17015	AMD-X	03-12-072	296-807-14035	NEW	03-09-009	296-809-50010	NEW-P	03-19-106
296-800-17015	AMD	03-18-090	296-807-14040	NEW	03-09-009	296-809-50012	NEW-P	03-19-106
296-800-17020	AMD-X	03-12-072	296-807-150	NEW	03-09-009	296-809-50014	NEW-P	03-19-106
296-800-17020	AMD	03-18-090	296-807-15005	NEW	03-09-009	296-809-50016	NEW-P	03-19-106
296-800-230	AMD-X	03-12-072	296-807-15010	NEW	03-09-009	296-809-50018	NEW-P	03-19-106
296-800-230	AMD	03-18-090	296-807-15015	NEW	03-09-009	296-809-50020	NEW-P	03-19-106
296-800-23005	AMD-X	03-12-072	296-807-15020	NEW	03-09-009	296-809-50022	NEW-P	03-19-106
296-800-23005	AMD	03-18-090	296-807-15025	NEW	03-09-009	296-809-50024	NEW-P	03-19-106
296-800-23010	AMD-X	03-12-072	296-807-15030	NEW	03-09-009	296-809-600	NEW-P	03-19-106
296-800-23010	AMD	03-18-090	296-807-15035	NEW	03-09-009	296-809-60002	NEW-P	03-19-106
296-800-23020	AMD-X	03-12-072	296-807-15040	NEW	03-09-009	296-809-60004	NEW-P	03-19-106
296-800-23020	AMD	03-18-090	296-807-15045	NEW	03-09-009	296-809-700	NEW-P	03-19-106
296-800-23025	AMD-X	03-12-072	296-807-15050	NEW	03-09-009	296-809-70002	NEW-P	03-19-106
296-800-23025	AMD	03-18-090	296-807-15055	NEW	03-09-009	296-809-70004	NEW-P	03-19-106
296-800-23030	REP-X	03-12-072	296-807-160	NEW	03-09-009	296-809-800	NEW-P	03-19-106
296-800-23030	REP	03-18-090	296-807-16005	NEW	03-09-009	296-817-010	NEW-W	03-13-096
296-800-23035	REP-X	03-12-072	296-807-16010	NEW	03-09-009	296-817-01005	NEW-W	03-13-096
296-800-23035	REP	03-18-090	296-807-16015	NEW	03-09-009	296-817-01010	NEW-W	03-13-096
296-800-23040	NEW-X	03-12-072	296-807-16020	NEW	03-09-009	296-817-01015	NEW-W	03-13-096
296-800-23040	NEW	03-18-090	296-807-16025	NEW	03-09-009	296-817-01020	NEW-W	03-13-096
296-800-23045	NEW-X	03-12-072	296-807-16030	NEW	03-09-009	296-817-01025	NEW-W	03-13-096
296-800-23045	NEW	03-18-090	296-807-16035	NEW	03-09-009	296-817-01030	NEW-W	03-13-096
296-800-23050	NEW-X	03-12-072	296-807-170	NEW	03-09-009	296-817-01035	NEW-W	03-13-096
296-800-23050	NEW	03-18-090	296-807-17005	NEW	03-09-009	296-817-01040	NEW-W	03-13-096
296-800-23055	NEW-X	03-12-072	296-807-17010	NEW	03-09-009	296-817-020	NEW-W	03-13-096
296-800-23055	NEW	03-18-090	296-807-17015	NEW	03-09-009	296-817-02005	NEW-W	03-13-096
296-800-23060	NEW-X	03-12-072	296-807-17020	NEW	03-09-009	296-817-02010	NEW-W	03-13-096
296-800-23060	NEW	03-18-090	296-807-180	NEW	03-09-009	296-817-02015	NEW-W	03-13-096
296-800-23065	NEW-X	03-12-072	296-807-18005	NEW	03-09-009	296-817-030	NEW-W	03-13-096
296-800-23065	NEW	03-18-090	296-807-18010	NEW	03-09-009	296-817-03005	NEW-W	03-13-096
296-800-23070	NEW-X	03-12-072	296-807-18015	NEW	03-09-009	296-817-03010	NEW-W	03-13-096
296-800-23070	NEW	03-18-090	296-807-18020	NEW	03-09-009	296-817-03015	NEW-W	03-13-096
296-800-23075	NEW-X	03-12-072	296-807-18025	NEW	03-09-009	296-817-03020	NEW-W	03-13-096
296-800-23075	NEW	03-18-090	296-807-18030	NEW	03-09-009	296-817-03025	NEW-W	03-13-096
296-800-31050	AMD-X	03-12-072	296-807-18035	NEW	03-09-009	296-817-03030	NEW-W	03-13-096
296-800-31050	AMD	03-18-090	296-807-18040	NEW	03-09-009	296-817-03035	NEW-W	03-13-096
296-800-350	AMD-X	03-12-072	296-807-18045	NEW	03-09-009	296-817-040	NEW-W	03-13-096
296-800-350	AMD	03-18-090	296-807-18050	NEW	03-09-009	296-817-04005	NEW-W	03-13-096
296-800-35038	AMD-X	03-12-072	296-807-18055	NEW	03-09-009	296-817-04010	NEW-W	03-13-096
296-800-35038	AMD	03-18-090	296-807-18060	NEW	03-09-009	296-817-04015	NEW-W	03-13-096
296-800-35040	AMD-X	03-12-072	296-807-18065	NEW	03-09-009	296-817-04020	NEW-W	03-13-096
296-800-35040	AMD	03-18-090	296-807-18070	NEW	03-09-009	296-817-04025	NEW-W	03-13-096
296-800-35062	AMD-X	03-12-072	296-807-18075	NEW	03-09-009	296-817-050	NEW-W	03-13-096
296-800-35062	AMD	03-18-090	296-807-18080	NEW	03-09-009	296-817-100	NEW	03-11-060
296-800-35064	AMD-X	03-12-072	296-807-18085	NEW	03-09-009	296-817-200	NEW	03-11-060
296-800-35064	AMD	03-18-090	296-807-190	NEW	03-09-009	296-817-20005	NEW	03-11-060
296-800-370	AMD-X	03-12-072	296-809-100	NEW-P	03-19-106	296-817-20010	NEW	03-11-060
296-800-370	AMD	03-18-090	296-809-200	NEW-P	03-19-106	296-817-20015	NEW	03-11-060
296-807-100	NEW	03-09-009	296-809-20002	NEW-P	03-19-106	296-817-20020	NEW	03-11-060
296-807-110	NEW	03-09-009	296-809-20004	NEW-P	03-19-106	296-817-20025	NEW	03-11-060
296-807-11005	NEW	03-09-009	296-809-20006	NEW-P	03-19-106	296-817-20030	NEW	03-11-060
296-807-120	NEW	03-09-009	296-809-300	NEW-P	03-19-106	296-817-20035	NEW	03-11-060
296-807-12005	NEW	03-09-009	296-809-30002	NEW-P	03-19-106	296-817-20040	NEW	03-11-060
296-807-130	NEW	03-09-009	296-809-30004	NEW-P	03-19-106	296-817-300	NEW	03-11-060
296-807-13005	NEW	03-09-009	296-809-400	NEW-P	03-19-106	296-817-30005	NEW	03-11-060
296-807-140	NEW	03-09-009	296-809-40002	NEW-P	03-19-106	296-817-30010	NEW	03-11-060
296-807-14005	NEW	03-09-009	296-809-40004	NEW-P	03-19-106	296-817-30015	NEW	03-11-060
296-807-14010	NEW	03-09-009	296-809-500	NEW-P	03-19-106	296-817-400	NEW	03-11-060
296-807-14015	NEW	03-09-009	296-809-50002	NEW-P	03-19-106	296-817-40005	NEW	03-11-060
296-807-14020	NEW	03-09-009	296-809-50004	NEW-P	03-19-106	296-817-40010	NEW	03-11-060
296-807-14025	NEW	03-09-009	296-809-50006	NEW-P	03-19-106	296-817-40015	NEW	03-11-060

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-817-40020	NEW	03-11-060	296-823-17025	NEW-W	03-14-136	296-831-23055	NEW-P	03-14-075
296-817-40025	NEW	03-11-060	296-823-17030	NEW-W	03-14-136	296-831-23060	NEW-P	03-14-075
296-817-40030	NEW	03-11-060	296-823-180	NEW	03-09-110	296-831-240	NEW-P	03-14-075
296-817-40035	NEW	03-11-060	296-823-18005	NEW	03-09-110	296-831-24005	NEW-P	03-14-075
296-817-500	NEW	03-11-060	296-823-18010	NEW	03-09-110	296-831-24010	NEW-P	03-14-075
296-817-50005	NEW	03-11-060	296-823-18015	NEW	03-09-110	296-831-24020	NEW-P	03-14-075
296-817-50010	NEW	03-11-060	296-823-18020	NEW	03-09-110	296-831-24025	NEW-P	03-14-075
296-817-50015	NEW	03-11-060	296-823-18025	NEW	03-09-110	296-831-300	NEW-P	03-14-075
296-817-50020	NEW	03-11-060	296-823-18030	NEW	03-09-110	296-831-310	NEW-P	03-14-075
296-817-50025	NEW	03-11-060	296-823-18035	NEW	03-09-110	296-831-31005	NEW-P	03-14-075
296-817-600	NEW	03-11-060	296-823-18040	NEW	03-09-110	296-831-31010	NEW-P	03-14-075
296-823-100	NEW	03-09-110	296-823-18045	NEW	03-09-110	296-831-31015	NEW-P	03-14-075
296-823-110	NEW	03-09-110	296-823-18050	NEW	03-09-110	296-831-31020	NEW-P	03-14-075
296-823-11005	NEW	03-09-110	296-823-18055	NEW	03-09-110	296-831-31025	NEW-P	03-14-075
296-823-11010	NEW	03-09-110	296-823-190	NEW-W	03-14-136	296-831-31030	NEW-P	03-14-075
296-823-120	NEW	03-09-110	296-823-19005	NEW-W	03-14-136	296-831-320	NEW-P	03-14-075
296-823-12005	NEW	03-09-110	296-823-19010	NEW-W	03-14-136	296-831-32005	NEW-P	03-14-075
296-823-12010	NEW	03-09-110	296-823-19015	NEW-W	03-14-136	296-831-32010	NEW-P	03-14-075
296-823-12015	NEW	03-09-110	296-823-19020	NEW-W	03-14-136	296-831-32015	NEW-P	03-14-075
296-823-130	NEW	03-09-110	296-823-19025	NEW-W	03-14-136	296-831-32020	NEW-P	03-14-075
296-823-13005	NEW	03-09-110	296-823-19030	NEW-W	03-14-136	296-831-330	NEW-P	03-14-075
296-823-13010	NEW	03-09-110	296-823-19035	NEW-W	03-14-136	296-831-33005	NEW-P	03-14-075
296-823-13015	NEW-W	03-14-136	296-823-19040	NEW-W	03-14-136	296-831-33010	NEW-P	03-14-075
296-823-13020	NEW-W	03-14-136	296-823-19045	NEW-W	03-14-136	296-831-33015	NEW-P	03-14-075
296-823-13025	NEW-W	03-14-136	296-823-19050	NEW-W	03-14-136	296-831-33020	NEW-P	03-14-075
296-823-13030	NEW-W	03-14-136	296-823-19055	NEW-W	03-14-136	296-831-33025	NEW-P	03-14-075
296-823-140	NEW	03-09-110	296-823-200	NEW	03-09-110	296-831-33030	NEW-P	03-14-075
296-823-14005	NEW	03-09-110	296-824-50030	AMD	03-09-110	296-831-33035	NEW-P	03-14-075
296-823-14010	NEW	03-09-110	296-831	PREP	03-20-080	296-831-33040	NEW-P	03-14-075
296-823-14015	NEW	03-09-110	296-831-100	NEW-P	03-14-075	296-831-33045	NEW-P	03-14-075
296-823-14020	NEW	03-09-110	296-831-200	NEW-P	03-14-075	296-831-33050	NEW-P	03-14-075
296-823-14025	NEW	03-09-110	296-831-210	NEW-P	03-14-075	296-831-340	NEW-P	03-14-075
296-823-14030	NEW	03-09-110	296-831-21005	NEW-P	03-14-075	296-831-34005	NEW-P	03-14-075
296-823-14035	NEW	03-09-110	296-831-21010	NEW-P	03-14-075	296-831-34015	NEW-P	03-14-075
296-823-14040	NEW	03-09-110	296-831-21015	NEW-P	03-14-075	296-831-34016	NEW-P	03-14-075
296-823-14045	NEW	03-09-110	296-831-21020	NEW-P	03-14-075	296-831-34020	NEW-P	03-14-075
296-823-14050	NEW	03-09-110	296-831-21025	NEW-P	03-14-075	296-831-34025	NEW-P	03-14-075
296-823-14055	NEW	03-09-110	296-831-21030	NEW-P	03-14-075	296-831-400	NEW-P	03-14-075
296-823-14060	NEW	03-09-110	296-831-21035	NEW-P	03-14-075	296-831-410	NEW-P	03-14-075
296-823-14065	NEW	03-09-110	296-831-21040	NEW-P	03-14-075	296-831-41005	NEW-P	03-14-075
296-823-150	NEW	03-09-110	296-831-21045	NEW-P	03-14-075	296-831-41010	NEW-P	03-14-075
296-823-15005	NEW	03-09-110	296-831-21050	NEW-P	03-14-075	296-831-41015	NEW-P	03-14-075
296-823-15010	NEW	03-09-110	296-831-21055	NEW-P	03-14-075	296-831-41020	NEW-P	03-14-075
296-823-15015	NEW	03-09-110	296-831-21060	NEW-P	03-14-075	296-831-41025	NEW-P	03-14-075
296-823-15020	NEW	03-09-110	296-831-21065	NEW-P	03-14-075	296-831-41030	NEW-P	03-14-075
296-823-15025	NEW	03-09-110	296-831-21070	NEW-P	03-14-075	296-831-41035	NEW-P	03-14-075
296-823-15030	NEW	03-09-110	296-831-220	NEW-P	03-14-075	296-831-41040	NEW-P	03-14-075
296-823-160	NEW	03-09-110	296-831-22005	NEW-P	03-14-075	296-831-41045	NEW-P	03-14-075
296-823-16005	NEW	03-09-110	296-831-22010	NEW-P	03-14-075	296-831-41050	NEW-P	03-14-075
296-823-16010	NEW	03-09-110	296-831-22015	NEW-P	03-14-075	296-831-41055	NEW-P	03-14-075
296-823-16015	NEW	03-09-110	296-831-22020	NEW-P	03-14-075	296-831-41060	NEW-P	03-14-075
296-823-16020	NEW	03-09-110	296-831-230	NEW-P	03-14-075	296-831-41065	NEW-P	03-14-075
296-823-16025	NEW	03-09-110	296-831-23001	NEW-P	03-14-075	296-831-420	NEW-P	03-14-075
296-823-16030	NEW	03-09-110	296-831-23005	NEW-P	03-14-075	296-831-42005	NEW-P	03-14-075
296-823-16035	NEW-W	03-14-136	296-831-23010	NEW-P	03-14-075	296-831-42010	NEW-P	03-14-075
296-823-16040	NEW-W	03-14-136	296-831-23015	NEW-P	03-14-075	296-831-42015	NEW-P	03-14-075
296-823-16045	NEW-W	03-14-136	296-831-23025	NEW-P	03-14-075	296-831-42020	NEW-P	03-14-075
296-823-170	NEW	03-09-110	296-831-23030	NEW-P	03-14-075	296-831-430	NEW-P	03-14-075
296-823-17005	NEW	03-09-110	296-831-23035	NEW-P	03-14-075	296-831-43005	NEW-P	03-14-075
296-823-17010	NEW	03-09-110	296-831-23040	NEW-P	03-14-075	296-831-43010	NEW-P	03-14-075
296-823-17015	NEW-W	03-14-136	296-831-23045	NEW-P	03-14-075	296-831-43015	NEW-P	03-14-075
296-823-17020	NEW-W	03-14-136	296-831-23050	NEW-P	03-14-075	296-831-43020	NEW-P	03-14-075

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-831-43025	NEW-P	03-14-075	296-842-10505	NEW-P	03-08-044	296-842-22005	NEW-P	03-08-044
296-831-43030	NEW-P	03-14-075	296-842-10505	NEW	03-20-114	296-842-22005	NEW	03-20-114
296-831-43035	NEW-P	03-14-075	296-842-110	NEW-P	03-08-044	296-842-22010	NEW-P	03-08-044
296-831-43040	NEW-P	03-14-075	296-842-110	NEW	03-20-114	296-842-22010	NEW	03-20-114
296-831-43045	NEW-P	03-14-075	296-842-11005	NEW-P	03-08-044	296-842-22015	NEW-P	03-08-044
296-831-43050	NEW-P	03-14-075	296-842-11005	NEW	03-20-114	296-842-22015	NEW	03-20-114
296-831-43055	NEW-P	03-14-075	296-842-11010	NEW-P	03-08-044	296-842-22020	NEW-P	03-08-044
296-831-43060	NEW-P	03-14-075	296-842-11010	NEW	03-20-114	296-842-22020	NEW	03-20-114
296-831-440	NEW-P	03-14-075	296-842-120	NEW-P	03-08-044	296-842-300	NEW-P	03-08-044
296-831-44005	NEW-P	03-14-075	296-842-120	NEW	03-20-114	296-842-300	NEW	03-20-114
296-831-44010	NEW-P	03-14-075	296-842-12005	NEW-P	03-08-044	296-843-100	NEW-P	03-14-074
296-831-44015	NEW-P	03-14-075	296-842-12005	NEW	03-20-114	296-843-110	NEW-P	03-14-074
296-831-500	NEW-P	03-14-075	296-842-12010	NEW-P	03-08-044	296-843-11005	NEW-P	03-14-074
296-831-510	NEW-P	03-14-075	296-842-12010	NEW	03-20-114	296-843-11010	NEW-P	03-14-074
296-831-51005	NEW-P	03-14-075	296-842-130	NEW-P	03-08-044	296-843-120	NEW-P	03-14-074
296-831-51010	NEW-P	03-14-075	296-842-130	NEW	03-20-114	296-843-12005	NEW-P	03-14-074
296-831-51015	NEW-P	03-14-075	296-842-13005	NEW-P	03-08-044	296-843-130	NEW-P	03-14-074
296-831-51020	NEW-P	03-14-075	296-842-13005	NEW	03-20-114	296-843-13005	NEW-P	03-14-074
296-831-51025	NEW-P	03-14-075	296-842-140	NEW-P	03-08-044	296-843-13010	NEW-P	03-14-074
296-831-51030	NEW-P	03-14-075	296-842-140	NEW	03-20-114	296-843-140	NEW-P	03-14-074
296-831-520	NEW-P	03-14-075	296-842-14005	NEW-P	03-08-044	296-843-14005	NEW-P	03-14-074
296-831-52005	NEW-P	03-14-075	296-842-14005	NEW	03-20-114	296-843-150	NEW-P	03-14-074
296-831-52010	NEW-P	03-14-075	296-842-150	NEW-P	03-08-044	296-843-15005	NEW-P	03-14-074
296-831-52015	NEW-P	03-14-075	296-842-150	NEW	03-20-114	296-843-15010	NEW-P	03-14-074
296-831-52020	NEW-P	03-14-075	296-842-15005	NEW-P	03-08-044	296-843-15015	NEW-P	03-14-074
296-831-530	NEW-P	03-14-075	296-842-15005	NEW	03-20-114	296-843-160	NEW-P	03-14-074
296-831-53005	NEW-P	03-14-075	296-842-160	NEW-P	03-08-044	296-843-16005	NEW-P	03-14-074
296-831-53010	NEW-P	03-14-075	296-842-160	NEW	03-20-114	296-843-170	NEW-P	03-14-074
296-831-53015	NEW-P	03-14-075	296-842-16005	NEW-P	03-08-044	296-843-17005	NEW-P	03-14-074
296-831-53020	NEW-P	03-14-075	296-842-16005	NEW	03-20-114	296-843-180	NEW-P	03-14-074
296-831-53025	NEW-P	03-14-075	296-842-170	NEW-P	03-08-044	296-843-18005	NEW-P	03-14-074
296-831-53030	NEW-P	03-14-075	296-842-170	NEW	03-20-114	296-843-18010	NEW-P	03-14-074
296-831-53035	NEW-P	03-14-075	296-842-17005	NEW-P	03-08-044	296-843-18015	NEW-P	03-14-074
296-831-53040	NEW-P	03-14-075	296-842-17005	NEW	03-20-114	296-843-18020	NEW-P	03-14-074
296-831-53045	NEW-P	03-14-075	296-842-17010	NEW-P	03-08-044	296-843-190	NEW-P	03-14-074
296-831-53050	NEW-P	03-14-075	296-842-17010	NEW	03-20-114	296-843-19005	NEW-P	03-14-074
296-831-53055	NEW-P	03-14-075	296-842-17015	NEW-P	03-08-044	296-843-200	NEW-P	03-14-074
296-831-540	NEW-P	03-14-075	296-842-17015	NEW	03-20-114	296-843-20005	NEW-P	03-14-074
296-831-54005	NEW-P	03-14-075	296-842-180	NEW-P	03-08-044	296-843-20010	NEW-P	03-14-074
296-831-54010	NEW-P	03-14-075	296-842-180	NEW	03-20-114	296-843-20015	NEW-P	03-14-074
296-831-54015	NEW-P	03-14-075	296-842-18005	NEW-P	03-08-044	296-843-20020	NEW-P	03-14-074
296-831-54020	NEW-P	03-14-075	296-842-18005	NEW	03-20-114	296-843-20025	NEW-P	03-14-074
296-831-900	NEW-P	03-14-075	296-842-18010	NEW-P	03-08-044	296-843-20030	NEW-P	03-14-074
296-841	PREP	03-08-073	296-842-18010	NEW	03-20-114	296-843-20035	NEW-P	03-14-074
296-841-100	NEW-P	03-11-059	296-842-190	NEW-P	03-08-044	296-843-210	NEW-P	03-14-074
296-841-100	NEW	03-20-115	296-842-190	NEW	03-20-114	296-843-21005	NEW-P	03-14-074
296-841-200	NEW-P	03-11-059	296-842-19005	NEW-P	03-08-044	296-843-220	NEW-P	03-14-074
296-841-200	NEW	03-20-115	296-842-19005	NEW	03-20-114	296-843-22005	NEW-P	03-14-074
296-841-20005	NEW-P	03-11-059	296-842-200	NEW-P	03-08-044	296-843-22010	NEW-P	03-14-074
296-841-20005	NEW	03-20-115	296-842-200	NEW	03-20-114	296-843-300	NEW-P	03-14-074
296-841-20010	NEW-P	03-11-059	296-842-20005	NEW-P	03-08-044	296-878	PREP	03-03-110
296-841-20010	NEW	03-20-115	296-842-20005	NEW	03-20-114	308- 11	PREP	03-17-028
296-841-20015	NEW-P	03-11-059	296-842-20010	NEW-P	03-08-044	308- 13-150	PREP	03-04-056
296-841-20015	NEW	03-20-115	296-842-20010	NEW	03-20-114	308- 13-150	AMD-P	03-08-062
296-841-20020	NEW-P	03-11-059	296-842-20015	NEW-P	03-08-044	308- 13-150	AMD	03-11-074
296-841-20020	NEW	03-20-115	296-842-20015	NEW	03-20-114	308- 13-150	PREP	03-20-033
296-841-300	NEW-P	03-11-059	296-842-210	NEW-P	03-08-044	308- 14	PREP	03-17-027
296-841-300	NEW	03-20-115	296-842-210	NEW	03-20-114	308- 15	PREP	03-04-080
296-842-100	NEW-P	03-08-044	296-842-21005	NEW-P	03-08-044	308- 17-120	AMD	03-03-024
296-842-100	NEW	03-20-114	296-842-21005	NEW	03-20-114	308- 17-240	AMD	03-03-024
296-842-105	NEW-P	03-08-044	296-842-220	NEW-P	03-08-044	308- 19-140	AMD-P	03-20-067
296-842-105	NEW	03-20-114	296-842-220	NEW	03-20-114	308- 20	PREP	03-10-084

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-20	PREP	03-17-026	308-56A-140	AMD-P	03-05-001	308-96A-136	PREP	03-14-021
308-20-010	AMD-P	03-10-085	308-56A-140	AMD	03-12-006	308-96A-177	REP	03-05-080
308-20-010	AMD	03-14-046	308-56A-150	AMD-P	03-05-001	308-96A-180	AMD-P	03-20-069
308-20-040	AMD-P	03-10-085	308-56A-150	AMD	03-05-081	308-96A-314	AMD	03-05-082
308-20-040	AMD	03-14-046	308-56A-150	AMD	03-12-006	308-96A-316	AMD	03-05-082
308-20-080	AMD-P	03-10-085	308-56A-150	PREP	03-14-022	308-96A-550	AMD	03-05-082
308-20-090	AMD-P	03-10-085	308-56A-160	AMD-P	03-05-001	308-97-011	PREP	03-13-018
308-20-090	AMD	03-14-046	308-56A-160	AMD	03-12-006	308-97-011	AMD-P	03-19-007
308-20-091	NEW-P	03-10-085	308-56A-160	PREP	03-14-022	308-97-125	PREP	03-13-018
308-20-091	NEW	03-14-046	308-56A-200	AMD-P	03-05-001	308-97-125	AMD-P	03-19-007
308-20-105	AMD-P	03-10-085	308-56A-200	AMD	03-12-006	308-97-230	PREP	03-13-018
308-20-105	AMD	03-14-046	308-56A-210	AMD	03-05-081	308-97-230	AMD-P	03-19-007
308-20-107	AMD-P	03-10-085	308-56A-210	PREP	03-14-022	308-99-040	AMD	03-04-092
308-20-107	AMD	03-14-046	308-56A-215	AMD-P	03-05-001	308-100-090	AMD-P	03-07-097
308-20-110	AMD-P	03-10-085	308-56A-215	AMD	03-12-006	308-100-090	AMD	03-10-024
308-20-110	AMD	03-14-046	308-56A-250	AMD-P	03-03-095	308-100-180	AMD-P	03-07-097
308-20-120	AMD-P	03-05-058	308-56A-250	AMD	03-08-055	308-100-180	AMD	03-10-024
308-20-120	AMD	03-08-043	308-56A-265	AMD-P	03-03-095	308-124B-150	AMD-P	03-09-059
308-20-120	AMD-P	03-10-085	308-56A-265	AMD	03-08-055	308-124B-150	AMD	03-14-019
308-20-120	AMD	03-14-046	308-56A-270	AMD-P	03-03-095	308-124C-010	PREP	03-09-049
308-20-180	REP-P	03-10-085	308-56A-270	AMD	03-08-055	308-124C-020	PREP	03-09-049
308-20-180	REP	03-14-046	308-56A-275	AMD-P	03-03-095	308-124E-013	PREP	03-09-049
308-20-210	AMD-P	03-03-119	308-56A-275	AMD	03-08-055	308-124E-013	AMD-P	03-13-024
308-20-210	AMD	03-06-054	308-56A-295	AMD	03-05-081	308-124H-029	PREP	03-03-080
308-20-210	AMD-P	03-10-085	308-56A-300	AMD-P	03-08-093	308-124H-029	AMD-P	03-09-058
308-20-210	AMD	03-14-046	308-56A-300	AMD	03-12-071	308-124H-029	AMD	03-14-020
308-20-520	AMD-P	03-10-085	308-56A-305	AMD-P	03-08-093	308-124H-061	PREP	03-03-080
308-20-520	AMD	03-14-046	308-56A-305	AMD	03-12-071	308-124H-061	AMD-P	03-09-058
308-20-530	REP-P	03-10-085	308-56A-315	AMD-P	03-08-093	308-124H-061	AMD	03-14-020
308-20-530	REP	03-14-046	308-56A-315	AMD	03-12-071	308-125-090	AMD-P	03-11-050
308-20-550	AMD-P	03-10-085	308-56A-320	AMD-P	03-08-093	308-125-090	AMD	03-14-091
308-20-550	AMD	03-14-046	308-56A-320	AMD	03-12-071	308-127	PREP	03-17-030
308-20-560	AMD-P	03-10-085	308-56A-325	AMD-P	03-08-093	308-129-100	AMD	03-03-055
308-20-560	AMD	03-14-046	308-56A-325	AMD	03-12-071	308-129-110	PREP	03-14-047
308-20-570	AMD-P	03-10-085	308-56A-330	AMD-P	03-08-093	308-390	PREP	03-17-069
308-20-570	AMD	03-14-046	308-56A-330	AMD	03-12-071	308-420	PREP	03-17-029
308-20-575	NEW-P	03-10-085	308-56A-455	AMD-P	03-06-040	308-420-010	REP	03-03-054
308-20-575	NEW	03-14-046	308-56A-455	AMD	03-10-097	308-420-020	AMD	03-03-054
308-20-600	AMD-P	03-10-085	308-56A-455	PREP	03-14-022	308-420-050	AMD	03-03-054
308-20-600	AMD	03-14-046	308-56A-460	PREP	03-14-022	308-420-060	AMD	03-03-054
308-20-710	AMD-P	03-10-085	308-56A-640	PREP-W	03-07-078	308-420-070	AMD	03-03-054
308-20-710	AMD	03-14-046	308-56A-640	AMD-P	03-09-031	308-420-080	REP	03-03-054
308-30-100	PREP	03-15-108	308-56A-640	AMD-W	03-09-075	308-420-090	AMD	03-03-054
308-48-800	PREP	03-04-076	308-57	PREP-W	03-07-077	308-420-100	AMD	03-03-054
308-48-800	AMD-P	03-08-010	308-57-030	PREP	03-12-018	308-420-130	REP	03-03-054
308-48-800	AMD	03-11-021	308-78	PREP	03-17-035	308-420-140	AMD	03-03-054
308-56A	PREP	03-20-068	308-88	PREP	03-11-069A	308-420-190	AMD	03-03-054
308-56A-020	AMD	03-05-081	308-88-020	AMD-P	03-20-069	308-420-200	AMD	03-03-054
308-56A-021	AMD-P	03-07-080	308-90-040	PREP	03-14-095	308-420-210	AMD	03-03-054
308-56A-021	AMD	03-11-069	308-90-040	AMD-P	03-17-094	308-420-230	AMD	03-03-054
308-56A-030	AMD	03-05-081	308-93-230	AMD-P	03-10-045	314-12-170	REP-P	03-02-097
308-56A-040	AMD	03-05-081	308-93-230	AMD	03-15-019	314-12-170	REP	03-09-015
308-56A-056	AMD	03-05-081	308-93-370	AMD	03-07-076	314-12-180	REP-P	03-02-097
308-56A-060	AMD	03-05-081	308-93-380	AMD	03-07-076	314-12-180	REP	03-09-015
308-56A-065	AMD-P	03-06-040	308-93-390	AMD	03-07-076	314-12-300	REP-P	03-02-097
308-56A-065	AMD	03-10-097	308-93-440	AMD	03-07-076	314-12-300	REP	03-09-015
308-56A-070	AMD-P	03-08-093	308-96A-021	AMD	03-05-080	314-12-310	REP-P	03-02-097
308-56A-070	AMD	03-12-071	308-96A-021	PREP	03-17-107	314-12-310	REP	03-09-015
308-56A-075	AMD-P	03-06-040	308-96A-026	PREP	03-14-021	314-12-320	REP-P	03-02-097
308-56A-075	AMD	03-10-097	308-96A-047	NEW	03-05-080	314-12-320	REP	03-09-015
308-56A-110	AMD	03-05-081	308-96A-074	AMD	03-05-082	314-12-330	REP-P	03-02-097
308-56A-115	AMD	03-05-081	308-96A-099	PREP	03-14-021	314-12-330	REP	03-09-015

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
314- 12-340	REP-P	03-02-097	316- 45-390	AMD	03-12-074	352- 40-040	AMD-P	03-08-101
314- 12-340	REP	03-09-015	316- 45-410	AMD-X	03-08-070	352- 40-040	AMD	03-11-068
314- 29-003	NEW-P	03-02-097	316- 45-410	AMD	03-12-074	352- 40-050	REP-P	03-08-101
314- 29-003	NEW	03-09-015	316- 45-430	AMD-X	03-08-070	352- 40-050	REP	03-11-068
314- 29-015	NEW-P	03-02-097	316- 45-430	AMD	03-12-074	352- 40-060	AMD-P	03-08-101
314- 29-015	NEW	03-09-015	316- 45-550	AMD-X	03-08-070	352- 40-060	AMD	03-11-068
314- 29-020	NEW-P	03-02-097	316- 45-550	AMD	03-12-074	352- 40-070	AMD-P	03-08-101
314- 29-020	NEW	03-09-015	316- 55-001	AMD-X	03-08-070	352- 40-070	AMD	03-11-068
314- 29-025	NEW-P	03-02-097	316- 55-001	AMD	03-12-074	352- 40-080	AMD-P	03-08-101
314- 29-025	NEW	03-09-015	316- 55-005	AMD-X	03-08-070	352- 40-080	AMD	03-11-068
314- 29-030	NEW-P	03-02-097	316- 55-005	AMD	03-12-074	352- 40-090	AMD-P	03-08-101
314- 29-030	NEW	03-09-015	316- 55-010	AMD-X	03-08-070	352- 40-090	AMD	03-11-068
314- 29-035	NEW-P	03-02-097	316- 55-010	AMD	03-12-074	352- 40-100	AMD-P	03-08-101
314- 29-035	NEW	03-09-015	316- 55-020	AMD-X	03-08-070	352- 40-100	AMD	03-11-068
314- 29-040	NEW-P	03-02-097	316- 55-020	AMD	03-12-074	352- 40-110	AMD-P	03-08-101
314- 29-040	NEW	03-09-015	316- 55-030	AMD-X	03-08-070	352- 40-110	AMD	03-11-068
315- 04-065	NEW-C	03-07-067	316- 55-030	AMD	03-12-074	352- 40-120	AMD-P	03-08-101
315- 04-065	NEW	03-11-054	316- 55-070	AMD-X	03-08-070	352- 40-120	AMD	03-11-068
315- 34-040	PREP	03-15-109	316- 55-070	AMD	03-12-074	352- 40-125	REP-P	03-08-101
315- 34-040	AMD-E	03-15-110	316- 55-090	AMD-X	03-08-070	352- 40-125	REP	03-11-068
315- 34-040	AMD-P	03-20-001	316- 55-090	AMD	03-12-074	352- 40-127	REP-P	03-08-101
316- 45-001	AMD-X	03-08-070	316- 55-110	AMD-X	03-08-070	352- 40-127	REP	03-11-068
316- 45-001	AMD	03-12-074	316- 55-110	AMD	03-12-074	352- 40-130	AMD-P	03-08-101
316- 45-003	AMD-X	03-08-070	316- 55-120	AMD-X	03-08-070	352- 40-130	AMD	03-11-068
316- 45-003	AMD	03-12-074	316- 55-120	AMD	03-12-074	352- 40-140	REP-P	03-08-101
316- 45-010	AMD-X	03-08-070	316- 55-130	AMD-X	03-08-070	352- 40-140	REP	03-11-068
316- 45-010	AMD	03-12-074	316- 55-130	AMD	03-12-074	352- 40-150	AMD-P	03-08-101
316- 45-020	AMD-X	03-08-070	316- 55-150	AMD-X	03-08-070	352- 40-150	AMD	03-11-068
316- 45-020	AMD	03-12-074	316- 55-150	AMD	03-12-074	352- 40-900	REP-P	03-08-101
316- 45-030	AMD-X	03-08-070	316- 55-160	AMD-X	03-08-070	352- 40-900	REP	03-11-068
316- 45-030	AMD	03-12-074	316- 55-160	AMD	03-12-074	356- 06-065	AMD-X	03-12-092
316- 45-050	AMD-X	03-08-070	316- 55-170	AMD-X	03-08-070	356- 06-065	AMD	03-16-085
316- 45-050	AMD	03-12-074	316- 55-170	AMD	03-12-074	356- 18-112	AMD-P	03-16-108
316- 45-110	AMD-X	03-08-070	316- 55-500	AMD-X	03-08-070	356- 18-112	AMD	03-20-011
316- 45-110	AMD	03-12-074	316- 55-500	AMD	03-12-074	356- 22-220	AMD-P	03-16-107
316- 45-130	AMD-X	03-08-070	316- 55-505	AMD-X	03-08-070	356- 22-220	AMD	03-20-010
316- 45-130	AMD	03-12-074	316- 55-505	AMD	03-12-074	363-116-185	AMD-P	03-09-135
316- 45-150	AMD-X	03-08-070	316- 55-510	AMD-X	03-08-070	363-116-185	AMD	03-14-042
316- 45-150	AMD	03-12-074	316- 55-510	AMD	03-12-074	363-116-185	AMD-P	03-18-069
316- 45-170	AMD-X	03-08-070	316- 55-515	AMD-X	03-08-070	363-116-300	AMD-P	03-08-058
316- 45-170	AMD	03-12-074	316- 55-515	AMD	03-12-074	363-116-300	AMD	03-12-019
316- 45-190	AMD-X	03-08-070	316- 55-517	AMD-X	03-08-070	363-116-365	NEW-P	03-06-061
316- 45-190	AMD	03-12-074	316- 55-517	AMD	03-12-074	363-116-365	NEW	03-09-097
316- 45-210	AMD-X	03-08-070	316- 55-525	AMD-X	03-08-070	363-116-405	NEW-P	03-06-060
316- 45-210	AMD	03-12-074	316- 55-525	AMD	03-12-074	363-116-405	NEW	03-09-096
316- 45-230	AMD-X	03-08-070	316- 55-600	AMD-X	03-08-070	365-210-030	AMD	03-07-035
316- 45-230	AMD	03-12-074	316- 55-600	AMD	03-12-074	365-210-060	AMD	03-07-035
316- 45-250	AMD-X	03-08-070	316- 55-700	AMD-X	03-08-070	365-210-061	NEW	03-07-035
316- 45-250	AMD	03-12-074	316- 55-700	AMD	03-12-074	365-210-062	NEW	03-07-035
316- 45-270	AMD-X	03-08-070	316- 55-710	AMD-X	03-08-070	365-210-063	NEW	03-07-035
316- 45-270	AMD	03-12-074	316- 55-710	AMD	03-12-074	365-210-090	NEW	03-07-035
316- 45-290	AMD-X	03-08-070	316- 55-730	AMD-X	03-08-070	365-210-100	NEW	03-07-035
316- 45-290	AMD	03-12-074	316- 55-730	AMD	03-12-074	365-210-110	NEW	03-07-035
316- 45-310	AMD-X	03-08-070	352- 12	PREP	03-18-123	365-210-120	NEW	03-07-035
316- 45-310	AMD	03-12-074	352- 28	PREP	03-04-115	365-210-130	NEW	03-07-035
316- 45-330	AMD-X	03-08-070	352- 40	PREP	03-04-038	365-210-140	NEW	03-07-035
316- 45-330	AMD	03-12-074	352- 40-010	AMD-P	03-08-101	365-210-150	NEW	03-07-035
316- 45-350	AMD-X	03-08-070	352- 40-010	AMD	03-11-068	365-210-160	NEW	03-07-035
316- 45-350	AMD	03-12-074	352- 40-020	AMD-P	03-08-101	365-210-170	NEW	03-07-035
316- 45-370	AMD-X	03-08-070	352- 40-020	AMD	03-11-068	365-210-180	NEW	03-07-035
316- 45-370	AMD	03-12-074	352- 40-030	AMD-P	03-08-101	365-210-190	NEW	03-07-035
316- 45-390	AMD-X	03-08-070	352- 40-030	AMD	03-11-068	365-212-010	NEW	03-07-036



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
365-212-020	NEW	03-07-036	388- 14A-3135	AMD-P	03-16-094	388- 14A-6110	NEW-P	03-13-092
365-212-030	NEW	03-07-036	388- 14A-3135	AMD	03-20-072	388- 14A-6110	NEW-E	03-15-028
365-212-040	NEW	03-07-036	388- 14A-3140	AMD-P	03-16-094	388- 14A-6110	NEW	03-17-013
365-212-050	NEW	03-07-036	388- 14A-3140	AMD	03-20-072	388- 14A-6115	NEW-E	03-07-030
365-212-060	NEW	03-07-036	388- 14A-3205	AMD-P	03-16-094	388- 14A-6115	NEW-P	03-13-092
365-212-070	NEW	03-07-036	388- 14A-3205	AMD	03-20-072	388- 14A-6115	NEW-E	03-15-028
365-212-080	NEW	03-07-036	388- 14A-3300	AMD-P	03-16-094	388- 14A-6115	NEW	03-17-013
365-212-090	NEW	03-07-036	388- 14A-3300	AMD	03-20-072	388- 14A-6120	NEW-E	03-07-030
371- 08-306	NEW-E	03-17-077	388- 14A-3315	AMD-P	03-16-094	388- 14A-6120	NEW-P	03-13-092
371- 08-315	AMD-E	03-17-077	388- 14A-3315	AMD	03-20-072	388- 14A-6120	NEW-E	03-15-028
374- 80-010	AMD	03-06-015	388- 14A-3350	AMD-P	03-16-094	388- 14A-6120	NEW	03-17-013
374- 80-040	AMD	03-06-015	388- 14A-3350	AMD	03-20-072	388- 14A-6125	NEW-E	03-07-030
374- 80-050	AMD	03-06-015	388- 14A-3370	AMD-E	03-04-088	388- 14A-6125	NEW-P	03-13-092
388- 01-030	PREP	03-10-087	388- 14A-3370	AMD-E	03-12-064	388- 14A-6125	NEW-E	03-15-028
388- 01-030	AMD-P	03-14-063	388- 14A-3370	AMD-P	03-13-092	388- 14A-6125	NEW	03-17-013
388- 01-030	AMD	03-17-014	388- 14A-3370	AMD	03-17-013	388- 15-650	REP	03-06-024
388- 02-0005	AMD-W	03-06-070	388- 14A-3375	AMD-P	03-16-094	388- 15-651	REP	03-06-024
388- 02-0215	AMD-E	03-07-043	388- 14A-3375	AMD	03-20-072	388- 15-652	REP	03-06-024
388- 02-0215	AMD-P	03-09-116	388- 14A-3600	AMD-P	03-13-092	388- 15-653	REP	03-06-024
388- 02-0215	AMD	03-13-046	388- 14A-3600	AMD	03-17-013	388- 15-654	REP	03-06-024
388- 14A-1030	AMD-P	03-16-094	388- 14A-3600	AMD	03-17-013	388- 15-655	REP	03-06-024
388- 14A-1030	AMD	03-20-072	388- 14A-3800	AMD-P	03-16-094	388- 15-656	REP	03-06-024
388- 14A-2040	AMD-P	03-16-094	388- 14A-3800	AMD	03-20-072	388- 15-657	REP	03-06-024
388- 14A-2040	AMD	03-20-072	388- 14A-3810	AMD-E	03-04-088	388- 15-658	REP	03-06-024
388- 14A-2075	AMD-P	03-16-094	388- 14A-3810	AMD-E	03-12-064	388- 15-659	REP	03-06-024
388- 14A-2075	AMD	03-20-072	388- 14A-3810	AMD-P	03-13-092	388- 15-660	REP	03-06-024
388- 14A-2135	AMD-P	03-16-094	388- 14A-3810	AMD	03-17-013	388- 15-661	REP	03-06-024
388- 14A-2135	AMD	03-20-072	388- 14A-3865	AMD-P	03-16-094	388- 15-662	REP	03-06-024
388- 14A-2150	AMD-P	03-16-094	388- 14A-3865	AMD	03-20-072	388- 25-0018	NEW-X	03-08-087
388- 14A-2150	AMD	03-20-072	388- 14A-3875	AMD-P	03-16-094	388- 25-0018	NEW	03-14-062
388- 14A-2155	AMD-P	03-16-094	388- 14A-3875	AMD	03-20-072	388- 27-0120	AMD-E	03-11-067
388- 14A-2155	AMD	03-20-072	388- 14A-4500	PREP	03-09-090	388- 27-0120	PREP	03-11-090
388- 14A-3100	AMD-E	03-04-088	388- 14A-4500	AMD-P	03-15-027	388- 27-0120	AMD-E	03-19-097
388- 14A-3100	AMD-E	03-12-064	388- 14A-4500	AMD	03-18-114	388- 27-0130	AMD-E	03-11-067
388- 14A-3100	AMD-P	03-13-092	388- 14A-4505	PREP	03-09-090	388- 27-0130	PREP	03-11-090
388- 14A-3100	AMD	03-17-013	388- 14A-4505	AMD-P	03-15-027	388- 27-0130	AMD-E	03-19-097
388- 14A-3102	AMD-E	03-04-088	388- 14A-4505	AMD	03-18-114	388- 27-0130	AMD-E	03-11-067
388- 14A-3102	AMD-E	03-12-064	388- 14A-4510	PREP	03-09-090	388- 27-0135	AMD-E	03-11-067
388- 14A-3102	AMD-P	03-13-092	388- 14A-4510	PREP	03-15-027	388- 27-0135	PREP	03-11-090
388- 14A-3102	AMD	03-17-013	388- 14A-4510	AMD-P	03-15-027	388- 27-0135	AMD-E	03-19-097
388- 14A-3110	AMD-E	03-04-088	388- 14A-4510	AMD	03-18-114	388- 27-0155	AMD-E	03-11-067
388- 14A-3110	AMD-E	03-12-064	388- 14A-4515	PREP	03-09-090	388- 27-0155	PREP	03-11-090
388- 14A-3110	AMD-P	03-13-092	388- 14A-4515	AMD-P	03-15-027	388- 27-0155	AMD-E	03-19-097
388- 14A-3110	AMD	03-17-013	388- 14A-4515	AMD	03-18-114	388- 27-0160	AMD-E	03-11-067
388- 14A-3115	AMD-E	03-04-088	388- 14A-4520	PREP	03-09-090	388- 27-0160	AMD-E	03-11-090
388- 14A-3115	AMD-E	03-12-064	388- 14A-4520	AMD-P	03-15-027	388- 27-0160	PREP	03-11-090
388- 14A-3115	AMD-P	03-13-092	388- 14A-4520	AMD	03-18-114	388- 27-0160	AMD-E	03-19-097
388- 14A-3115	AMD	03-17-013	388- 14A-4525	PREP	03-09-090	388- 27-0165	AMD-E	03-11-067
388- 14A-3120	AMD-E	03-04-088	388- 14A-4525	AMD-P	03-15-027	388- 27-0165	PREP	03-11-090
388- 14A-3120	AMD-E	03-12-064	388- 14A-4525	AMD	03-18-114	388- 27-0165	AMD-E	03-19-097
388- 14A-3120	AMD-P	03-13-092	388- 14A-4530	PREP	03-09-090	388- 27-0175	AMD-E	03-11-067
388- 14A-3120	AMD	03-17-013	388- 14A-4530	AMD-P	03-15-027	388- 27-0175	PREP	03-11-090
388- 14A-3122	NEW-E	03-04-088	388- 14A-4530	AMD	03-18-114	388- 27-0175	AMD-E	03-19-097
388- 14A-3122	NEW-E	03-12-064	388- 14A-4605	AMD-P	03-16-094	388- 27-0190	AMD-E	03-11-067
388- 14A-3125	AMD-P	03-16-094	388- 14A-4605	AMD	03-20-072	388- 27-0190	PREP	03-11-090
388- 14A-3125	AMD	03-20-072	388- 14A-5000	AMD-P	03-16-094	388- 27-0190	AMD-E	03-19-097
388- 14A-3131	AMD-P	03-13-092	388- 14A-5000	AMD	03-20-072	388- 27-0195	AMD-E	03-11-067
388- 14A-3131	AMD	03-17-013	388- 14A-5008	AMD-P	03-16-094	388- 27-0195	PREP	03-11-090
388- 14A-3132	AMD-P	03-13-092	388- 14A-5008	AMD	03-20-072	388- 27-0195	AMD-E	03-19-097
388- 14A-3132	AMD	03-17-013	388- 14A-6105	NEW-E	03-07-030	388- 27-0200	AMD-E	03-11-067
388- 14A-3133	AMD-P	03-13-092	388- 14A-6105	NEW-P	03-13-092	388- 27-0200	PREP	03-11-090
388- 14A-3133	AMD-P	03-13-092	388- 14A-6105	NEW-E	03-15-028	388- 27-0200	AMD-E	03-19-097
388- 14A-3133	AMD	03-17-013	388- 14A-6105	NEW	03-17-013	388- 27-0210	AMD-E	03-11-067
			388- 14A-6110	NEW-E	03-07-030	388- 27-0210	PREP	03-11-090

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388- 27-0210	AMD-E	03-19-097	388- 71-0405	AMD-E	03-05-044	388- 71-0465	AMD	03-13-052
388- 27-0215	AMD-E	03-11-067	388- 71-0405	AMD-E	03-05-098	388- 71-0465	PREP	03-16-019
388- 27-0215	PREP	03-11-090	388- 71-0405	AMD-P	03-09-042	388- 71-0465	AMD-P	03-20-104
388- 27-0215	AMD-E	03-19-097	388- 71-0405	AMD-E	03-13-007	388- 71-0470	AMD-E	03-05-044
388- 27-0220	AMD-E	03-11-067	388- 71-0405	AMD	03-13-052	388- 71-0470	AMD-E	03-05-098
388- 27-0220	PREP	03-11-090	388- 71-0405	PREP	03-14-099	388- 71-0470	AMD-P	03-09-042
388- 27-0220	AMD-E	03-19-097	388- 71-0410	AMD-E	03-05-044	388- 71-0470	AMD-E	03-13-007
388- 27-0225	REP-E	03-11-067	388- 71-0410	AMD-E	03-05-098	388- 71-0470	AMD	03-13-052
388- 27-0225	PREP	03-11-090	388- 71-0410	AMD-P	03-09-042	388- 71-0475	REP-P	03-06-093
388- 27-0225	REP-E	03-19-097	388- 71-0410	AMD-E	03-13-007	388- 71-0475	REP	03-09-092
388- 27-0230	AMD-E	03-11-067	388- 71-0410	AMD	03-13-052	388- 71-0480	AMD-E	03-05-044
388- 27-0230	AMD-E	03-19-097	388- 71-0415	AMD-E	03-05-044	388- 71-0480	AMD-E	03-05-098
388- 27-0235	REP-E	03-11-067	388- 71-0415	AMD-E	03-05-098	388- 71-0480	AMD-P	03-09-042
388- 27-0235	PREP	03-11-090	388- 71-0415	AMD-P	03-09-042	388- 71-0480	AMD-E	03-13-007
388- 27-0235	REP-E	03-19-097	388- 71-0415	AMD-E	03-13-007	388- 71-0480	AMD	03-13-052
388- 27-0240	REP-E	03-11-067	388- 71-0415	AMD	03-13-052	388- 71-0500	PREP	03-17-065
388- 27-0240	PREP	03-11-090	388- 71-0415	PREP	03-14-099	388- 71-0505	PREP	03-17-065
388- 27-0240	REP-E	03-19-097	388- 71-0415	AMD-E	03-15-133	388- 71-0510	PREP	03-17-065
388- 27-0245	REP-E	03-11-067	388- 71-0415	AMD-P	03-19-073	388- 71-0513	PREP	03-17-065
388- 27-0245	PREP	03-11-090	388- 71-0420	AMD-E	03-05-044	388- 71-0515	PREP	03-17-065
388- 27-0245	REP-E	03-19-097	388- 71-0420	AMD-E	03-05-098	388- 71-0520	PREP	03-17-065
388- 27-0270	REP-E	03-11-067	388- 71-0420	AMD-P	03-09-042	388- 71-0520	PREP	03-19-117
388- 27-0270	PREP	03-11-090	388- 71-0420	AMD-E	03-13-007	388- 71-0520	AMD-E	03-20-105
388- 27-0270	REP-E	03-19-097	388- 71-0420	AMD	03-13-052	388- 71-0540	PREP	03-17-065
388- 32-0025	PREP	03-03-056	388- 71-0425	AMD-E	03-05-044	388- 71-0546	PREP	03-17-065
388- 32-0025	AMD-E	03-03-069	388- 71-0425	AMD-E	03-05-098	388- 71-0551	PREP	03-17-065
388- 32-0025	AMD-E	03-11-024	388- 71-0425	AMD-P	03-09-042	388- 71-0556	PREP	03-17-065
388- 32-0025	AMD-P	03-14-100	388- 71-0425	AMD-E	03-13-007	388- 71-0560	PREP	03-17-065
388- 32-0025	AMD	03-19-051	388- 71-0425	AMD	03-13-052	388- 71-0580	PREP	03-17-065
388- 32-0030	PREP	03-03-056	388- 71-0430	AMD-E	03-05-044	388- 71-05910	PREP	03-17-065
388- 32-0030	AMD-E	03-03-069	388- 71-0430	AMD-E	03-05-098	388- 71-05911	PREP	03-17-065
388- 32-0030	AMD-E	03-11-024	388- 71-0430	AMD-P	03-09-042	388- 71-05912	PREP	03-17-065
388- 32-0030	AMD-P	03-14-100	388- 71-0430	AMD-E	03-13-007	388- 71-05913	PREP	03-17-065
388- 32-0030	AMD	03-19-051	388- 71-0430	AMD	03-13-052	388- 71-05914	PREP	03-17-065
388- 71-0100	PREP	03-17-064	388- 71-0435	AMD-E	03-05-044	388- 71-05915	PREP	03-17-065
388- 71-0105	PREP	03-17-064	388- 71-0435	AMD-E	03-05-098	388- 71-05916	PREP	03-17-065
388- 71-0110	PREP	03-17-064	388- 71-0435	AMD-P	03-09-042	388- 71-05917	PREP	03-17-065
388- 71-0115	PREP	03-17-064	388- 71-0435	AMD-E	03-13-007	388- 71-05918	PREP	03-17-065
388- 71-0120	PREP	03-17-064	388- 71-0435	AMD	03-13-052	388- 71-05919	PREP	03-17-065
388- 71-0150	PREP	03-17-064	388- 71-0440	PREP	03-14-099	388- 71-05920	PREP	03-17-065
388- 71-0155	PREP	03-17-064	388- 71-0440	AMD-E	03-15-133	388- 71-05921	PREP	03-17-065
388- 71-0194	AMD-E	03-05-044	388- 71-0440	AMD-P	03-19-073	388- 71-05922	PREP	03-17-065
388- 71-0194	AMD-E	03-05-098	388- 71-0442	NEW-E	03-05-044	388- 71-05923	PREP	03-09-089
388- 71-0194	AMD-P	03-09-042	388- 71-0442	NEW-E	03-05-098	388- 71-05923	AMD-P	03-15-126
388- 71-0194	PREP	03-11-088	388- 71-0442	NEW-P	03-09-042	388- 71-05923	PREP	03-17-065
388- 71-0194	AMD-E	03-13-007	388- 71-0442	NEW-E	03-13-007	388- 71-05923	AMD	03-19-076
388- 71-0194	AMD	03-13-052	388- 71-0442	NEW	03-13-052	388- 71-05924	PREP	03-17-065
388- 71-0194	PREP-W	03-14-098	388- 71-0445	AMD-E	03-05-044	388- 71-05925	PREP	03-17-065
388- 71-0194	PREP	03-14-099	388- 71-0445	AMD-E	03-05-098	388- 71-05926	PREP	03-17-065
388- 71-0194	AMD-E	03-15-133	388- 71-0445	AMD-P	03-09-042	388- 71-05927	PREP	03-17-065
388- 71-0194	AMD-P	03-19-073	388- 71-0445	AMD-E	03-13-007	388- 71-05928	PREP	03-17-065
388- 71-0202	AMD-E	03-05-044	388- 71-0445	AMD	03-13-052	388- 71-05929	PREP	03-17-065
388- 71-0202	AMD-E	03-05-098	388- 71-0460	AMD-E	03-05-044	388- 71-05930	PREP	03-17-065
388- 71-0202	AMD-P	03-09-042	388- 71-0460	AMD-E	03-05-098	388- 71-05931	PREP	03-17-065
388- 71-0202	AMD-E	03-13-007	388- 71-0460	AMD-P	03-09-042	388- 71-05932	PREP	03-17-065
388- 71-0202	AMD	03-13-052	388- 71-0460	AMD-W	03-11-025	388- 71-05933	PREP	03-17-065
388- 71-0202	PREP	03-17-065	388- 71-0460	AMD-P	03-11-066	388- 71-05934	PREP	03-17-065
388- 71-0203	AMD-E	03-05-044	388- 71-0460	AMD	03-15-010	388- 71-05935	PREP	03-17-065
388- 71-0203	AMD-E	03-05-098	388- 71-0465	AMD-E	03-05-044	388- 71-05936	PREP	03-17-065
388- 71-0203	AMD-P	03-09-042	388- 71-0465	AMD-E	03-05-098	388- 71-05937	PREP	03-17-065
388- 71-0203	AMD-E	03-13-007	388- 71-0465	AMD-P	03-09-042	388- 71-05938	PREP	03-17-065
388- 71-0203	AMD	03-13-052	388- 71-0465	AMD-E	03-13-007	388- 71-05938	PREP	03-19-117

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-71-05939	PREP	03-17-065	388-71-0728	NEW	03-06-024	388-72A-0085	NEW	03-05-097
388-71-05939	PREP	03-19-117	388-71-0730	NEW	03-06-024	388-72A-0090	NEW	03-05-097
388-71-05940	PREP	03-17-065	388-71-0732	NEW	03-06-024	388-72A-0095	NEW	03-05-097
388-71-05940	PREP	03-19-117	388-71-0734	NEW	03-06-024	388-72A-0095	PREP	03-17-065
388-71-05941	PREP	03-17-065	388-71-0736	NEW	03-06-024	388-72A-0100	NEW	03-05-097
388-71-05941	PREP	03-19-117	388-71-0738	NEW	03-06-024	388-72A-0105	NEW	03-05-097
388-71-05942	PREP	03-17-065	388-71-0740	NEW	03-06-024	388-72A-0110	NEW	03-05-097
388-71-05942	PREP	03-19-117	388-71-0742	NEW	03-06-024	388-76-655	AMD-P	03-10-090
388-71-05943	PREP	03-17-065	388-71-0744	NEW	03-06-024	388-76-655	AMD	03-14-018
388-71-05943	PREP	03-19-117	388-71-0746	NEW	03-06-024	388-76-675	PREP	03-12-055
388-71-05944	PREP	03-17-065	388-71-0748	NEW	03-06-024	388-78A	AMD-P	03-03-018
388-71-05944	PREP	03-19-117	388-71-0750	NEW	03-06-024	388-78A	AMD-C	03-07-088
388-71-05945	PREP	03-17-065	388-71-0752	NEW	03-06-024	388-78A	AMD	03-16-047
388-71-05945	PREP	03-19-117	388-71-0754	NEW	03-06-024	388-78A-0010	NEW-P	03-03-018
388-71-05946	PREP	03-17-065	388-71-0756	NEW	03-06-024	388-78A-0010	NEW	03-16-047
388-71-05946	PREP	03-19-117	388-71-0758	NEW	03-06-024	388-78A-0020	NEW-P	03-03-018
388-71-05947	PREP	03-17-065	388-71-0760	NEW	03-06-024	388-78A-0020	NEW	03-16-047
388-71-05947	PREP	03-19-117	388-71-0762	NEW	03-06-024	388-78A-0020	NEW	03-16-047
388-71-05948	PREP	03-17-065	388-71-0764	NEW	03-06-024	388-78A-0030	NEW-P	03-03-018
388-71-05948	PREP	03-19-117	388-71-0766	NEW	03-06-024	388-78A-0030	NEW	03-16-047
388-71-05949	PREP	03-17-065	388-71-0768	NEW	03-06-024	388-78A-0040	NEW-P	03-03-018
388-71-05949	PREP	03-19-117	388-71-0770	NEW	03-06-024	388-78A-0040	NEW	03-16-047
388-71-05950	PREP	03-17-065	388-71-0772	NEW	03-06-024	388-78A-0050	NEW-P	03-03-018
388-71-05950	PREP	03-19-117	388-71-0774	NEW	03-06-024	388-78A-0050	NEW	03-16-047
388-71-05951	PREP	03-17-065	388-71-0776	NEW	03-06-024	388-78A-0060	NEW-P	03-03-018
388-71-05951	PREP	03-19-117	388-71-0800	AMD-P	03-09-091	388-78A-0060	NEW	03-16-047
388-71-05952	PREP	03-17-065	388-71-0800	AMD	03-13-091	388-78A-0070	NEW-P	03-03-018
388-71-05952	PREP	03-19-117	388-71-0805	AMD-P	03-09-091	388-78A-0070	NEW	03-16-047
388-71-05953	NEW-E	03-20-105	388-71-0805	AMD	03-13-091	388-78A-0080	NEW-P	03-03-018
388-71-05954	NEW-E	03-20-105	388-71-0810	AMD-P	03-09-091	388-78A-0080	NEW	03-16-047
388-71-05955	NEW-E	03-20-105	388-71-0810	AMD	03-13-091	388-78A-0090	NEW-P	03-03-018
388-71-05956	NEW-E	03-20-105	388-71-0815	AMD-P	03-09-091	388-78A-0090	NEW	03-16-047
388-71-05957	NEW-E	03-20-105	388-71-0815	AMD	03-13-091	388-78A-010	REP-P	03-03-018
388-71-05958	NEW-E	03-20-105	388-71-0820	AMD-P	03-09-091	388-78A-010	REP	03-16-047
388-71-0600	AMD-E	03-05-044	388-71-0820	AMD	03-09-091	388-78A-0100	NEW-P	03-03-018
388-71-0600	AMD-E	03-05-098	388-71-0820	AMD	03-13-091	388-78A-0100	NEW	03-16-047
388-71-0600	AMD-P	03-09-042	388-71-0825	AMD-P	03-09-091	388-78A-0100	NEW-P	03-03-018
388-71-0600	AMD-E	03-13-007	388-71-0825	AMD	03-13-091	388-78A-0110	NEW-P	03-03-018
388-71-0600	AMD	03-13-052	388-71-0835	AMD-P	03-09-091	388-78A-0110	NEW	03-16-047
388-71-0605	AMD-E	03-05-044	388-71-0835	AMD	03-13-091	388-78A-0120	NEW-P	03-03-018
388-71-0605	AMD-E	03-05-098	388-71-0840	AMD-P	03-09-091	388-78A-0120	NEW	03-16-047
388-71-0605	AMD-P	03-09-042	388-71-0840	AMD	03-13-091	388-78A-0130	NEW-P	03-03-018
388-71-0605	AMD-E	03-13-007	388-71-0845	AMD-P	03-09-091	388-78A-0130	NEW	03-16-047
388-71-0605	AMD	03-13-052	388-71-0845	AMD	03-13-091	388-78A-0140	NEW-P	03-03-018
388-71-0610	AMD-E	03-05-044	388-72A-0005	NEW	03-05-097	388-78A-0140	NEW	03-16-047
388-71-0610	AMD-E	03-05-098	388-72A-0010	NEW	03-05-097	388-78A-0150	NEW-P	03-03-018
388-71-0610	AMD-P	03-09-042	388-72A-0015	NEW	03-05-097	388-78A-0150	NEW	03-16-047
388-71-0610	AMD-E	03-13-007	388-72A-0020	NEW	03-05-097	388-78A-0160	NEW-P	03-03-018
388-71-0610	AMD	03-13-052	388-72A-0025	NEW	03-05-097	388-78A-0160	NEW	03-16-047
388-71-0702	NEW	03-06-024	388-72A-0030	NEW	03-05-097	388-78A-0170	NEW-P	03-03-018
388-71-0704	NEW	03-06-024	388-72A-0035	NEW	03-05-097	388-78A-0170	NEW	03-16-047
388-71-0706	NEW	03-06-024	388-72A-0040	NEW	03-05-097	388-78A-0180	NEW-P	03-03-018
388-71-0708	NEW	03-06-024	388-72A-0045	NEW	03-05-097	388-78A-0180	NEW	03-16-047
388-71-0710	NEW	03-06-024	388-72A-0050	NEW	03-05-097	388-78A-0190	NEW-P	03-03-018
388-71-0712	NEW	03-06-024	388-72A-0055	NEW	03-05-097	388-78A-0190	NEW	03-16-047
388-71-0714	NEW	03-06-024	388-72A-0060	NEW	03-05-097	388-78A-020	REP-P	03-03-018
388-71-0716	NEW	03-06-024	388-72A-0060	PREP	03-14-099	388-78A-020	REP	03-16-047
388-71-0718	NEW	03-06-024	388-72A-0060	AMD-E	03-15-133	388-78A-0200	NEW-P	03-03-018
388-71-0720	NEW	03-06-024	388-72A-0060	AMD-P	03-19-073	388-78A-0200	NEW	03-16-047
388-71-0722	NEW	03-06-024	388-72A-0065	NEW	03-05-097	388-78A-0210	NEW-P	03-03-018
388-71-0724	NEW	03-06-024	388-72A-0070	NEW	03-05-097	388-78A-0210	NEW	03-16-047
388-71-0726	NEW	03-06-024	388-72A-0075	NEW	03-05-097	388-78A-0220	NEW-P	03-03-018
			388-72A-0080	NEW	03-05-097	388-78A-0220	NEW	03-16-047
						388-78A-0230	NEW-P	03-03-018

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-78A-1040	NEW	03-16-047	388-78A-220	REP	03-16-047	388-140-0025	NEW-E	03-04-035
388-78A-1050	NEW-P	03-03-018	388-78A-230	REP-P	03-03-018	388-140-0025	NEW-E	03-12-004
388-78A-1050	NEW	03-16-047	388-78A-230	REP	03-16-047	388-140-0025	NEW-E	03-19-074
388-78A-1060	NEW-P	03-03-018	388-78A-240	REP-P	03-03-018	388-140-0030	NEW-E	03-04-035
388-78A-1060	NEW	03-16-047	388-78A-240	REP	03-16-047	388-140-0030	NEW-E	03-12-004
388-78A-1070	NEW-P	03-03-018	388-78A-250	REP-P	03-03-018	388-140-0030	NEW-E	03-19-074
388-78A-1070	NEW	03-16-047	388-78A-250	REP	03-16-047	388-140-0035	NEW-E	03-04-035
388-78A-1080	NEW-P	03-03-018	388-78A-260	REP-P	03-03-018	388-140-0035	NEW-E	03-12-004
388-78A-1080	NEW	03-16-047	388-78A-260	REP	03-16-047	388-140-0035	NEW-E	03-19-074
388-78A-1090	NEW-P	03-03-018	388-78A-265	REP-P	03-03-018	388-140-0040	NEW-E	03-04-035
388-78A-1090	NEW	03-16-047	388-78A-265	REP	03-16-047	388-140-0040	NEW-E	03-12-004
388-78A-110	REP-P	03-03-018	388-78A-268	REP-P	03-03-018	388-140-0040	NEW-E	03-19-074
388-78A-110	REP	03-16-047	388-78A-268	REP	03-16-047	388-140-0045	NEW-E	03-04-035
388-78A-1100	NEW-P	03-03-018	388-78A-280	REP-P	03-03-018	388-140-0045	NEW-E	03-12-004
388-78A-1100	NEW	03-16-047	388-78A-280	REP	03-16-047	388-140-0045	NEW-E	03-19-074
388-78A-1110	NEW-P	03-03-018	388-78A-290	REP-P	03-03-018	388-140-0050	NEW-E	03-04-035
388-78A-1110	NEW	03-16-047	388-78A-290	REP	03-16-047	388-140-0050	NEW-E	03-12-004
388-78A-1120	NEW-P	03-03-018	388-78A-300	REP-P	03-03-018	388-140-0050	NEW-E	03-19-074
388-78A-1120	NEW	03-16-047	388-78A-300	REP	03-16-047	388-140-0055	NEW-E	03-04-035
388-78A-1130	NEW-P	03-03-018	388-78A-310	REP-P	03-03-018	388-140-0055	NEW-E	03-12-004
388-78A-1130	NEW	03-16-047	388-78A-310	REP	03-16-047	388-140-0055	NEW-E	03-19-074
388-78A-1140	NEW-P	03-03-018	388-78A-320	REP-P	03-03-018	388-140-0060	NEW-E	03-04-035
388-78A-1140	NEW	03-16-047	388-78A-320	REP	03-16-047	388-140-0060	NEW-E	03-12-004
388-78A-1150	NEW-P	03-03-018	388-78A-330	REP-P	03-03-018	388-140-0060	NEW-E	03-19-074
388-78A-1150	NEW	03-16-047	388-78A-330	REP	03-16-047	388-140-0065	NEW-E	03-04-035
388-78A-1160	NEW-P	03-03-018	388-78A-335	REP-P	03-03-018	388-140-0065	NEW-E	03-12-004
388-78A-1160	NEW	03-16-047	388-78A-335	REP	03-16-047	388-140-0065	NEW-E	03-19-074
388-78A-1170	NEW-P	03-03-018	388-78A-340	REP-P	03-03-018	388-140-0070	NEW-E	03-04-035
388-78A-1170	NEW	03-16-047	388-78A-340	REP	03-16-047	388-140-0070	NEW-E	03-12-004
388-78A-1180	NEW-P	03-03-018	388-78A-990	REP-P	03-03-018	388-140-0070	NEW-E	03-19-074
388-78A-1180	NEW	03-16-047	388-78A-990	REP	03-16-047	388-140-0075	NEW-E	03-04-035
388-78A-1190	NEW-P	03-03-018	388-79-010	AMD-P	03-06-094	388-140-0075	NEW-E	03-12-004
388-78A-1190	NEW	03-16-047	388-79-010	AMD	03-16-022	388-140-0075	NEW-E	03-19-074
388-78A-120	REP-P	03-03-018	388-79-020	AMD-P	03-06-094	388-140-0080	NEW-E	03-04-035
388-78A-120	REP	03-16-047	388-79-020	AMD	03-16-022	388-140-0080	NEW-E	03-12-004
388-78A-1200	NEW-P	03-03-018	388-79-030	AMD-P	03-06-094	388-140-0080	NEW-E	03-19-074
388-78A-1200	NEW	03-16-047	388-79-030	AMD	03-16-022	388-140-0085	NEW-E	03-04-035
388-78A-1210	NEW-P	03-03-018	388-79-040	AMD-P	03-06-094	388-140-0085	NEW-E	03-12-004
388-78A-1210	NEW	03-16-047	388-79-040	AMD	03-16-022	388-140-0085	NEW-E	03-19-074
388-78A-1220	NEW-P	03-03-018	388-79-050	NEW-P	03-06-094	388-140-0090	NEW-E	03-04-035
388-78A-1220	NEW	03-16-047	388-79-050	NEW	03-16-022	388-140-0090	NEW-E	03-12-004
388-78A-1230	NEW-P	03-03-018	388-96	PREP	03-07-031	388-140-0090	NEW-E	03-19-074
388-78A-1230	NEW	03-16-047	388-97-027	PREP-W	03-16-018	388-140-0095	NEW-E	03-04-035
388-78A-130	REP-P	03-03-018	388-97-076	PREP	03-12-056	388-140-0095	NEW-E	03-12-004
388-78A-130	REP	03-16-047	388-97-076	AMD-P	03-20-040	388-140-0095	NEW-E	03-19-074
388-78A-140	REP-P	03-03-018	388-105	PREP	03-15-050	388-140-0100	NEW-E	03-04-035
388-78A-140	REP	03-16-047	388-105-0005	AMD-E	03-15-011	388-140-0100	NEW-E	03-12-004
388-78A-150	REP-P	03-03-018	388-105-0030	AMD-E	03-15-011	388-140-0100	NEW-E	03-19-074
388-78A-150	REP	03-16-047	388-105-0040	AMD-E	03-15-011	388-140-0105	NEW-E	03-04-035
388-78A-160	REP-P	03-03-018	388-105-0045	NEW-E	03-15-011	388-140-0105	NEW-E	03-12-004
388-78A-160	REP	03-16-047	388-140-0005	NEW-E	03-04-035	388-140-0105	NEW-E	03-19-074
388-78A-170	REP-P	03-03-018	388-140-0005	NEW-E	03-12-004	388-140-0110	NEW-E	03-04-035
388-78A-170	REP	03-16-047	388-140-0005	NEW-E	03-19-074	388-140-0110	NEW-E	03-12-004
388-78A-180	REP-P	03-03-018	388-140-0010	NEW-E	03-04-035	388-140-0110	NEW-E	03-19-074
388-78A-180	REP	03-16-047	388-140-0010	NEW-E	03-12-004	388-140-0115	NEW-E	03-04-035
388-78A-190	REP-P	03-03-018	388-140-0010	NEW-E	03-19-074	388-140-0115	NEW-E	03-12-004
388-78A-190	REP	03-16-047	388-140-0015	NEW-E	03-04-035	388-140-0115	NEW-E	03-19-074
388-78A-200	REP-P	03-03-018	388-140-0015	NEW-E	03-12-004	388-140-0120	NEW-E	03-04-035
388-78A-200	REP	03-16-047	388-140-0015	NEW-E	03-19-074	388-140-0120	NEW-E	03-12-004
388-78A-210	REP-P	03-03-018	388-140-0020	NEW-E	03-04-035	388-140-0120	NEW-E	03-19-074
388-78A-210	REP	03-16-047	388-140-0020	NEW-E	03-12-004	388-140-0125	NEW-E	03-04-035
388-78A-220	REP-P	03-03-018	388-140-0020	NEW-E	03-19-074	388-140-0125	NEW-E	03-12-004

TABLE





Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-145-0690	NEW	03-08-026	388-148-0058	NEW-E	03-14-012	388-148-1060	AMD-E	03-14-012
388-145-0700	NEW	03-08-026	388-148-0060	AMD-E	03-05-099	388-148-1070	AMD-E	03-05-099
388-145-0710	NEW	03-08-026	388-148-0060	AMD-E	03-14-012	388-148-1070	AMD-E	03-14-012
388-145-0720	NEW	03-08-026	388-148-0065	AMD-E	03-05-099	388-148-1076	NEW-E	03-05-099
388-145-0730	NEW	03-08-026	388-148-0065	AMD-E	03-14-012	388-148-1076	NEW-E	03-14-012
388-145-0740	NEW	03-08-026	388-148-0095	AMD-E	03-14-012	388-148-1077	NEW-E	03-05-099
388-145-0750	NEW	03-08-026	388-148-0120	AMD-E	03-05-099	388-148-1077	NEW-E	03-14-012
388-145-0760	NEW	03-08-026	388-148-0120	AMD-E	03-14-012	388-148-1078	NEW-E	03-05-099
388-145-0770	NEW	03-08-026	388-148-0125	AMD-E	03-05-099	388-148-1078	NEW-E	03-14-012
388-145-0780	NEW	03-08-026	388-148-0125	AMD-E	03-14-012	388-148-1079	NEW-E	03-05-099
388-145-0790	NEW	03-08-026	388-148-0140	AMD-E	03-05-099	388-148-1079	NEW-E	03-14-012
388-145-0800	NEW	03-08-026	388-148-0140	AMD-E	03-14-012	388-148-1115	AMD-E	03-05-099
388-145-0810	NEW	03-08-026	388-148-0170	AMD-E	03-14-012	388-148-1115	AMD-E	03-14-012
388-145-0820	NEW	03-08-026	388-148-0220	AMD-E	03-05-099	388-148-1120	AMD-E	03-05-099
388-145-0830	NEW	03-08-026	388-148-0220	AMD-E	03-14-012	388-148-1120	AMD-E	03-14-012
388-145-0840	NEW	03-08-026	388-148-0260	AMD-E	03-05-099	388-148-1140	NEW-E	03-05-099
388-145-0850	NEW	03-08-026	388-148-0260	AMD-E	03-14-012	388-148-1140	NEW-E	03-14-012
388-145-0860	NEW	03-08-026	388-148-0270	AMD-E	03-05-099	388-148-1145	NEW-E	03-05-099
388-145-0870	NEW	03-08-026	388-148-0270	AMD-E	03-14-012	388-148-1145	NEW-E	03-14-012
388-145-0880	NEW	03-08-026	388-148-0335	AMD-E	03-05-099	388-148-1150	NEW-E	03-05-099
388-145-0890	NEW	03-08-026	388-148-0335	AMD-E	03-14-012	388-148-1150	NEW-E	03-14-012
388-145-0900	NEW	03-08-026	388-148-0345	AMD-E	03-05-099	388-148-1155	NEW-E	03-05-099
388-145-0910	NEW	03-08-026	388-148-0345	AMD-E	03-14-012	388-148-1155	NEW-E	03-14-012
388-145-0920	NEW	03-08-026	388-148-0350	AMD-E	03-05-099	388-148-1160	NEW-E	03-05-099
388-145-0930	NEW	03-08-026	388-148-0350	AMD-E	03-14-012	388-148-1160	NEW-E	03-14-012
388-145-0940	NEW	03-08-026	388-148-0395	AMD-E	03-05-099	388-148-1165	NEW-E	03-05-099
388-145-0950	NEW	03-08-026	388-148-0395	AMD-E	03-14-012	388-148-1165	NEW-E	03-14-012
388-145-0960	NEW	03-08-026	388-148-0427	NEW-E	03-05-099	388-148-1170	NEW-E	03-05-099
388-145-0970	NEW	03-08-026	388-148-0427	NEW-E	03-14-012	388-148-1170	NEW-E	03-14-012
388-145-0980	NEW	03-08-026	388-148-0460	AMD-E	03-05-099	388-148-1175	NEW-E	03-05-099
388-145-0990	NEW	03-08-026	388-148-0460	AMD-E	03-14-012	388-148-1175	NEW-E	03-14-012
388-145-1000	NEW	03-08-026	388-148-0462	NEW-E	03-05-099	388-148-1180	NEW-E	03-05-099
388-145-1010	NEW	03-08-026	388-148-0462	NEW-E	03-14-012	388-148-1180	NEW-E	03-14-012
388-145-1020	NEW	03-08-026	388-148-0520	AMD-E	03-05-099	388-148-1185	NEW-E	03-05-099
388-145-1030	NEW	03-08-026	388-148-0520	AMD-E	03-14-012	388-148-1185	NEW-E	03-14-012
388-145-1040	NEW	03-08-026	388-148-0542	NEW-E	03-05-099	388-148-1190	NEW-E	03-05-099
388-145-1050	NEW	03-08-026	388-148-0542	NEW-E	03-14-012	388-148-1190	NEW-E	03-14-012
388-145-1060	NEW	03-08-026	388-148-0560	AMD-E	03-05-099	388-148-1205	NEW-E	03-06-091
388-145-1070	NEW	03-08-026	388-148-0560	AMD-E	03-14-012	388-148-1210	NEW-E	03-06-091
388-145-1080	NEW	03-08-026	388-148-0585	AMD-E	03-05-099	388-148-1215	NEW-E	03-06-091
388-145-1090	NEW	03-08-026	388-148-0585	AMD-E	03-14-012	388-148-1220	NEW-E	03-06-091
388-145-1100	NEW	03-08-026	388-148-0630	AMD-E	03-05-099	388-148-1225	NEW-E	03-06-091
388-145-1110	NEW	03-08-026	388-148-0630	AMD-E	03-14-012	388-148-1230	NEW-E	03-06-091
388-145-1120	NEW	03-08-026	388-148-0700	AMD-E	03-05-099	388-148-1235	NEW-E	03-06-091
388-145-1130	NEW	03-08-026	388-148-0700	AMD-E	03-14-012	388-148-1240	NEW-E	03-06-091
388-145-1140	NEW	03-08-026	388-148-0720	AMD-E	03-05-099	388-148-1245	NEW-E	03-06-091
388-145-1150	NEW	03-08-026	388-148-0720	AMD-E	03-14-012	388-148-1250	NEW-E	03-06-091
388-145-1160	NEW	03-08-026	388-148-0722	NEW-E	03-05-099	388-148-1255	NEW-E	03-06-091
388-145-1170	NEW	03-08-026	388-148-0722	NEW-E	03-14-012	388-148-1260	NEW-E	03-06-091
388-145-1180	NEW	03-08-026	388-148-0725	AMD-E	03-05-099	388-148-1265	NEW-E	03-06-091
388-145-1190	NEW	03-08-026	388-148-0725	AMD-E	03-14-012	388-148-1270	NEW-E	03-06-091
388-145-1200	NEW	03-08-026	388-148-0785	AMD-E	03-05-099	388-148-1275	NEW-E	03-06-091
388-145-1210	NEW	03-08-026	388-148-0785	AMD-E	03-14-012	388-148-1280	NEW-E	03-06-091
388-145-1220	NEW	03-08-026	388-148-0880	AMD-E	03-05-099	388-148-1285	NEW-E	03-06-091
388-148-0035	AMD-E	03-14-012	388-148-0880	AMD-E	03-14-012	388-148-1290	NEW-E	03-06-091
388-148-0040	AMD-E	03-05-099	388-148-0892	NEW-E	03-05-099	388-148-1295	NEW-E	03-06-091
388-148-0040	AMD-E	03-14-012	388-148-0892	NEW-E	03-14-012	388-148-1300	NEW-E	03-06-091
388-148-0045	AMD-E	03-05-099	388-148-0915	AMD-E	03-05-099	388-150-005	REP-P	03-09-005
388-148-0045	AMD-E	03-14-012	388-148-0915	AMD-E	03-14-012	388-150-005	REP	03-14-110
388-148-0050	AMD-E	03-05-099	388-148-0995	AMD-E	03-05-099	388-150-010	REP-P	03-09-005
388-148-0050	AMD-E	03-14-012	388-148-0995	AMD-E	03-14-012	388-150-010	REP	03-14-110
388-148-0058	NEW-E	03-05-099	388-148-1060	AMD-E	03-05-099	388-150-020	REP-P	03-09-005

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-150-020	REP	03-14-110	388-150-250	REP	03-14-110	388-155-090	AMD-P	03-06-092
388-150-040	REP-P	03-09-005	388-150-260	REP-P	03-09-005	388-155-090	AMD	03-09-074
388-150-040	REP	03-14-110	388-150-260	REP	03-14-110	388-165-130	REP-P	03-09-033
388-150-050	REP-P	03-09-005	388-150-270	REP-P	03-09-005	388-165-130	REP	03-14-109
388-150-050	REP	03-14-110	388-150-270	REP	03-14-110	388-180-0100	NEW	03-04-013
388-150-060	REP-P	03-09-005	388-150-280	REP-P	03-09-005	388-180-0110	NEW	03-04-013
388-150-060	REP	03-14-110	388-150-280	REP	03-14-110	388-180-0120	NEW	03-04-013
388-150-070	REP-P	03-09-005	388-150-290	REP-P	03-09-005	388-180-0130	NEW	03-04-013
388-150-070	REP	03-14-110	388-150-290	REP	03-14-110	388-180-0140	NEW	03-04-013
388-150-080	REP-P	03-09-005	388-150-295	REP-P	03-09-005	388-180-0150	NEW	03-04-013
388-150-080	REP	03-14-110	388-150-295	REP	03-14-110	388-180-0160	NEW	03-04-013
388-150-085	REP-P	03-09-005	388-150-310	REP-P	03-09-005	388-180-0170	NEW	03-04-013
388-150-085	REP	03-14-110	388-150-310	REP	03-14-110	388-180-0180	NEW	03-04-013
388-150-090	REP-P	03-09-005	388-150-320	REP-P	03-09-005	388-180-0190	NEW	03-04-013
388-150-090	REP	03-14-110	388-150-320	REP	03-14-110	388-180-0200	NEW	03-04-013
388-150-092	REP-P	03-09-005	388-150-330	REP-P	03-09-005	388-180-0210	NEW	03-04-013
388-150-092	REP	03-14-110	388-150-330	REP	03-14-110	388-180-0220	NEW	03-04-013
388-150-093	REP-P	03-09-005	388-150-340	REP-P	03-09-005	388-180-0230	NEW	03-04-013
388-150-093	REP	03-14-110	388-150-340	REP	03-14-110	388-273-0025	AMD-E	03-12-057
388-150-094	REP-P	03-09-005	388-150-350	REP-P	03-09-005	388-273-0025	PREP	03-13-044
388-150-094	REP	03-14-110	388-150-350	REP	03-14-110	388-273-0025	AMD-E	03-20-051
388-150-095	REP-P	03-09-005	388-150-360	REP-P	03-09-005	388-273-0030	AMD-E	03-12-057
388-150-095	REP	03-14-110	388-150-360	REP	03-14-110	388-273-0030	PREP	03-13-044
388-150-096	REP-P	03-09-005	388-150-370	REP-P	03-09-005	388-273-0030	AMD-E	03-20-051
388-150-096	REP	03-14-110	388-150-370	REP	03-14-110	388-273-0035	AMD-E	03-12-057
388-150-097	REP-P	03-09-005	388-150-380	REP-P	03-09-005	388-273-0035	PREP	03-13-044
388-150-097	REP	03-14-110	388-150-380	REP	03-14-110	388-273-0035	AMD-E	03-20-051
388-150-098	REP-P	03-09-005	388-150-390	REP-P	03-09-005	388-290-0075	AMD-E	03-06-045
388-150-098	REP	03-14-110	388-150-390	REP	03-14-110	388-290-0075	AMD-E	03-14-061
388-150-100	REP-P	03-09-005	388-150-400	REP-P	03-09-005	388-290-0085	AMD-E	03-06-045
388-150-100	REP	03-14-110	388-150-400	REP	03-14-110	388-290-0085	AMD-E	03-14-061
388-150-110	REP-P	03-09-005	388-150-410	REP-P	03-09-005	388-290-0130	AMD-E	03-12-026
388-150-110	REP	03-14-110	388-150-410	REP	03-14-110	388-290-0130	AMD-E	03-20-050
388-150-120	REP-P	03-09-005	388-150-420	REP-P	03-09-005	388-290-0190	AMD-E	03-06-045
388-150-120	REP	03-14-110	388-150-420	REP	03-14-110	388-290-0190	AMD-E	03-14-061
388-150-130	REP-P	03-09-005	388-150-430	REP-P	03-09-005	388-290-0210	REP-E	03-06-045
388-150-130	REP	03-14-110	388-150-430	REP	03-14-110	388-290-0210	REP-E	03-14-061
388-150-140	REP-P	03-09-005	388-150-440	REP-P	03-09-005	388-292-0001	NEW-P	03-09-033
388-150-140	REP	03-14-110	388-150-440	REP	03-14-110	388-292-0001	NEW	03-14-109
388-150-150	REP-P	03-09-005	388-150-450	REP-P	03-09-005	388-292-0003	NEW-P	03-09-033
388-150-150	REP	03-14-110	388-150-450	REP	03-14-110	388-292-0003	NEW	03-14-109
388-150-160	REP-P	03-09-005	388-150-460	REP-P	03-09-005	388-292-0005	NEW-P	03-09-033
388-150-160	REP	03-14-110	388-150-460	REP	03-14-110	388-292-0005	NEW	03-14-109
388-150-165	REP-P	03-09-005	388-150-470	REP-P	03-09-005	388-292-0010	NEW-P	03-09-033
388-150-165	REP	03-14-110	388-150-470	REP	03-14-110	388-292-0010	NEW	03-14-109
388-150-170	REP-P	03-09-005	388-150-480	REP-P	03-09-005	388-292-0015	NEW-P	03-09-033
388-150-170	REP	03-14-110	388-150-480	REP	03-14-110	388-292-0015	NEW	03-14-109
388-150-180	REP-P	03-09-005	388-150-490	REP-P	03-09-005	388-292-0020	NEW-P	03-09-033
388-150-180	REP	03-14-110	388-150-490	REP	03-14-110	388-292-0020	NEW	03-14-109
388-150-190	REP-P	03-09-005	388-150-500	REP-P	03-09-005	388-292-0025	NEW-P	03-09-033
388-150-190	REP	03-14-110	388-150-500	REP	03-14-110	388-292-0025	NEW	03-14-109
388-150-200	REP-P	03-09-005	388-150-990	REP-P	03-09-005	388-292-0030	NEW-P	03-09-033
388-150-200	REP	03-14-110	388-150-990	REP	03-14-110	388-292-0030	NEW	03-14-109
388-150-210	REP-P	03-09-005	388-150-991	REP-P	03-09-005	388-292-0035	NEW-P	03-09-033
388-150-210	REP	03-14-110	388-150-991	REP	03-14-110	388-292-0035	NEW	03-14-109
388-150-220	REP-P	03-09-005	388-150-992	REP-P	03-09-005	388-292-0040	NEW-P	03-09-033
388-150-220	REP	03-14-110	388-150-992	REP	03-14-110	388-292-0040	NEW	03-14-109
388-150-230	REP-P	03-09-005	388-150-993	REP-P	03-09-005	388-292-0045	NEW-P	03-09-033
388-150-230	REP	03-14-110	388-150-993	REP	03-14-110	388-292-0045	NEW	03-14-109
388-150-240	REP-P	03-09-005	388-151	PREP	03-20-025	388-292-0050	NEW-P	03-09-033
388-150-240	REP	03-14-110	388-155-070	AMD-P	03-06-092	388-292-0050	NEW	03-14-109
388-150-250	REP-P	03-09-005	388-155-070	AMD	03-09-074	388-292-0055	NEW-P	03-09-033

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-295-4060	NEW	03-14-110	388-295-7010	NEW	03-14-110	388-408-0050	AMD-P	03-16-045
388-295-4070	NEW-P	03-09-005	388-295-7020	NEW-P	03-09-005	388-408-0050	AMD	03-19-118
388-295-4070	NEW	03-14-110	388-295-7020	NEW	03-14-110	388-410-0030	PREP	03-07-040
388-295-4080	NEW-P	03-09-005	388-295-7030	NEW-P	03-09-005	388-410-0030	AMD-P	03-17-086
388-295-4080	NEW	03-14-110	388-295-7030	NEW	03-14-110	388-412-0015	PREP	03-15-023
388-295-4090	NEW-P	03-09-005	388-295-7040	NEW-P	03-09-005	388-412-0015	AMD-P	03-19-072
388-295-4090	NEW	03-14-110	388-295-7040	NEW	03-14-110	388-412-0020	PREP	03-15-023
388-295-4100	NEW-P	03-09-005	388-295-7050	NEW-P	03-09-005	388-412-0020	AMD-P	03-19-072
388-295-4100	NEW	03-14-110	388-295-7050	NEW	03-14-110	388-412-0025	PREP	03-15-023
388-295-4110	NEW-P	03-09-005	388-295-7060	NEW-P	03-09-005	388-412-0025	AMD-P	03-19-072
388-295-4110	NEW	03-14-110	388-295-7060	NEW	03-14-110	388-412-0040	PREP	03-15-023
388-295-4120	NEW-P	03-09-005	388-295-7070	NEW-P	03-09-005	388-412-0040	AMD-P	03-19-072
388-295-4120	NEW	03-14-110	388-295-7070	NEW	03-14-110	388-416	PREP	03-17-085
388-295-4130	NEW-P	03-09-005	388-295-7080	NEW-P	03-09-005	388-416-0005	PREP	03-15-024
388-295-4130	NEW	03-14-110	388-295-7080	NEW	03-14-110	388-416-0005	AMD-P	03-19-112
388-295-4140	NEW-P	03-09-005	388-297	PREP	03-20-025	388-416-0015	AMD-E	03-14-060
388-295-4140	NEW	03-14-110	388-310	PREP	03-17-063	388-416-0015	PREP	03-14-077
388-295-5010	NEW-P	03-09-005	388-310-0800	AMD-E	03-04-066	388-416-0015	AMD-P	03-19-068
388-295-5010	NEW	03-14-110	388-310-0800	PREP	03-11-087	388-416-0035	PREP-W	03-15-051
388-295-5020	NEW-P	03-09-005	388-310-0800	AMD-E	03-12-025	388-416-0035	PREP-W	03-16-080
388-295-5020	NEW	03-14-110	388-310-0800	AMD-E	03-14-105	388-418	PREP	03-13-035
388-295-5030	NEW-P	03-09-005	388-310-0800	AMD-P	03-18-104	388-418	PREP	03-17-085
388-295-5030	NEW	03-14-110	388-310-1800	AMD-E	03-14-105	388-418-0005	AMD-E	03-14-060
388-295-5040	NEW-P	03-09-005	388-310-1800	AMD-P	03-18-104	388-418-0005	PREP	03-14-077
388-295-5040	NEW	03-14-110	388-400-0040	AMD	03-05-028	388-418-0005	AMD-P	03-17-087
388-295-5050	NEW-P	03-09-005	388-400-0045	AMD	03-05-028	388-418-0005	AMD-P	03-19-068
388-295-5050	NEW	03-14-110	388-406-0005	PREP	03-15-024	388-418-0007	AMD-P	03-17-087
388-295-5060	NEW-P	03-09-005	388-406-0005	AMD-P	03-19-112	388-418-0020	AMD-P	03-17-087
388-295-5060	NEW	03-14-110	388-406-0010	PREP	03-15-024	388-418-0025	AMD-E	03-14-060
388-295-5070	NEW-P	03-09-005	388-406-0010	AMD-P	03-19-112	388-418-0025	PREP	03-14-077
388-295-5070	NEW	03-14-110	388-406-0012	AMD-P	03-19-112	388-418-0025	AMD-P	03-19-068
388-295-5080	NEW-P	03-09-005	388-406-0015	PREP-W	03-03-112	388-424-0005	PREP	03-03-007
388-295-5080	NEW	03-14-110	388-406-0015	PREP	03-15-024	388-424-0010	PREP	03-03-007
388-295-5090	NEW-P	03-09-005	388-406-0015	AMD-P	03-19-069	388-424-0015	PREP	03-03-007
388-295-5090	NEW	03-14-110	388-406-0021	PREP	03-15-024	388-424-0020	AMD	03-05-029
388-295-5100	NEW-P	03-09-005	388-406-0021	AMD-P	03-19-112	388-424-0025	AMD	03-05-029
388-295-5100	NEW	03-14-110	388-406-0035	PREP	03-15-024	388-426-0005	PREP	03-20-024
388-295-5110	NEW-P	03-09-005	388-406-0035	AMD-P	03-19-112	388-434-0005	AMD-E	03-14-060
388-295-5110	NEW	03-14-110	388-406-0040	PREP	03-15-024	388-434-0005	PREP	03-14-077
388-295-5120	NEW-P	03-09-005	388-406-0040	AMD-P	03-19-112	388-434-0005	PREP	03-19-031
388-295-5120	NEW	03-14-110	388-406-0055	PREP	03-15-024	388-434-0005	AMD-P	03-19-068
388-295-5140	NEW-P	03-09-005	388-406-0055	AMD-P	03-19-112	388-436-0002	AMD-E	03-04-067
388-295-5140	NEW	03-14-110	388-406-0060	PREP	03-15-024	388-436-0002	PREP	03-11-089
388-295-5150	NEW-P	03-09-005	388-406-0060	AMD-P	03-19-112	388-436-0002	AMD-E	03-12-027
388-295-5150	NEW	03-14-110	388-406-0065	PREP	03-15-024	388-436-0002	AMD-E	03-20-041
388-295-5160	NEW-P	03-09-005	388-406-0065	AMD-P	03-19-112	388-436-0015	PREP	03-20-021
388-295-5160	NEW	03-14-110	388-408-0005	AMD-P	03-13-090	388-438	PREP	03-12-054
388-295-5170	NEW-P	03-09-005	388-408-0005	AMD	03-17-066	388-438	PREP-W	03-15-051
388-295-5170	NEW	03-14-110	388-408-0025	PREP	03-19-032	388-438-0100	PREP-W	03-14-058
388-295-6010	NEW-P	03-09-005	388-408-0034	PREP	03-06-056	388-438-0100	REP-E	03-14-104
388-295-6010	NEW	03-14-110	388-408-0034	AMD-P	03-16-045	388-438-0110	PREP	03-10-088
388-295-6020	NEW-P	03-09-005	388-408-0034	AMD	03-19-118	388-438-0110	AMD-E	03-14-104
388-295-6020	NEW	03-14-110	388-408-0035	PREP	03-06-056	388-438-0110	AMD-P	03-20-074
388-295-6030	NEW-P	03-09-005	388-408-0035	AMD-P	03-16-045	388-440	PREP-W	03-15-051
388-295-6030	NEW	03-14-110	388-408-0035	AMD	03-19-118	388-444	PREP	03-13-035
388-295-6040	NEW-P	03-09-005	388-408-0040	PREP	03-06-056	388-444-0035	AMD	03-05-031
388-295-6040	NEW	03-14-110	388-408-0040	AMD-P	03-16-045	388-446-0005	PREP	03-20-022
388-295-6050	NEW-P	03-09-005	388-408-0040	AMD	03-19-118	388-446-0015	PREP	03-20-022
388-295-6050	NEW	03-14-110	388-408-0045	PREP	03-06-056	388-448	PREP	03-13-033
388-295-6060	NEW-P	03-09-005	388-408-0045	AMD-P	03-16-045	388-448-0130	AMD-P	03-08-079
388-295-6060	NEW	03-14-110	388-408-0045	AMD	03-19-118	388-448-0130	AMD-W	03-19-047
388-295-7010	NEW-P	03-09-005	388-408-0050	PREP	03-06-056	388-448-0140	AMD-P	03-08-079

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-448-0140	AMD-W	03-19-047	388-472-0005	PREP	03-19-035	388-501	PREP	03-08-086
388-448-0160	AMD-E	03-19-030	388-474	PREP	03-15-048	388-501-0135	AMD-P	03-20-073
388-448-0170	REP-E	03-19-030	388-474-0012	NEW	03-03-114	388-502	PREP	03-08-086
388-448-0190	REP-E	03-19-030	388-474-0012	AMD-P	03-18-105	388-502-0010	PREP	03-03-017
388-450	PREP	03-13-035	388-475	PREP	03-12-054	388-502-0010	AMD-E	03-03-027
388-450-0015	PREP	03-18-098	388-475-0050	NEW-P	03-20-076	388-502-0010	AMD-P	03-10-091
388-450-0020	PREP	03-08-083	388-475-0100	NEW-P	03-20-076	388-502-0010	AMD-E	03-10-092
388-450-0020	REP-P	03-20-079	388-475-0150	NEW-P	03-20-076	388-502-0010	AMD	03-14-106
388-450-0045	AMD	03-03-071	388-475-0200	NEW-P	03-20-076	388-503	PREP	03-08-086
388-450-0050	AMD-P	03-03-008	388-475-0250	NEW-P	03-20-076	388-503-0505	AMD-E	03-14-104
388-450-0050	AMD	03-06-095	388-475-0300	NEW-P	03-20-076	388-505	PREP	03-08-086
388-450-0080	PREP	03-06-057	388-475-0350	NEW-P	03-20-077	388-505	PREP	03-14-079
388-450-0080	AMD-P	03-09-073	388-475-0400	NEW-P	03-20-077	388-505-0110	PREP	03-12-054
388-450-0080	AMD	03-13-045	388-475-0450	NEW-P	03-20-077	388-505-0210	PREP	03-06-055
388-450-0085	AMD-P	03-09-073	388-475-0500	NEW-P	03-20-077	388-505-0210	AMD-P	03-10-048
388-450-0085	AMD	03-13-045	388-475-0550	NEW-P	03-20-078	388-505-0210	AMD	03-14-107
388-450-0150	REP-P	03-20-079	388-475-0600	NEW-P	03-20-078	388-506	PREP	03-08-086
388-450-0156	AMD	03-05-030	388-475-0650	NEW-P	03-20-078	388-510	PREP	03-08-086
388-450-0170	PREP	03-18-100	388-475-0700	NEW-P	03-20-078	388-510-1005	REP-X	03-10-093
388-450-0185	PREP	03-13-034	388-475-0750	NEW-P	03-20-078	388-511	PREP	03-08-086
388-450-0185	AMD-P	03-17-089	388-475-0800	NEW-P	03-20-079	388-511-1130	REP-P	03-20-078
388-450-0185	AMD-E	03-20-071	388-475-0820	NEW-P	03-20-079	388-512	PREP	03-08-086
388-450-0190	PREP	03-13-034	388-475-0840	NEW-P	03-20-079	388-513	PREP	03-08-086
388-450-0190	AMD-P	03-17-089	388-475-0860	NEW-P	03-20-079	388-513-1301	PREP	03-20-103
388-450-0190	AMD-E	03-20-071	388-475-0880	NEW-P	03-20-079	388-513-1315	PREP	03-20-103
388-450-0195	PREP	03-13-034	388-475-0900	NEW-P	03-20-079	388-513-1340	PREP	03-08-083
388-450-0195	AMD-P	03-17-089	388-475-1250	PREP-W	03-15-051	388-513-1350	AMD-E	03-08-064
388-450-0195	AMD-E	03-20-071	388-476-0005	PREP	03-04-086	388-513-1350	PREP	03-08-082
388-450-0200	PREP	03-19-033	388-476-0005	AMD-P	03-16-082	388-513-1350	PREP-W	03-15-022
388-450-0215	AMD-P	03-17-088	388-476-0005	AMD	03-20-061	388-513-1350	PREP	03-15-049
388-450-0225	AMD-P	03-17-088	388-478-0015	PREP	03-15-125	388-513-1350	AMD-E	03-15-087
388-450-0230	AMD-P	03-17-088	388-478-0015	AMD-P	03-19-070	388-513-1350	AMD-E	03-15-134
388-450-0245	AMD-P	03-17-088	388-478-0055	AMD	03-03-114	388-513-1364	NEW	03-06-048
388-452-0005	PREP	03-07-042	388-478-0055	PREP	03-18-101	388-513-1364	AMD-X	03-13-112
388-452-0005	AMD-P	03-15-026	388-478-0060	PREP	03-13-034	388-513-1364	AMD	03-20-059
388-452-0005	AMD	03-18-113	388-478-0060	AMD-P	03-17-089	388-513-1365	AMD-P	03-09-117
388-460-0001	PREP	03-15-023	388-478-0060	AMD-E	03-20-071	388-513-1365	AMD	03-14-038
388-460-0001	AMD-P	03-19-072	388-478-0075	PREP	03-06-058	388-513-1365	PREP-W	03-15-051
388-460-0005	AMD	03-03-072	388-478-0075	AMD-E	03-08-066	388-513-1380	AMD-E	03-08-064
388-460-0005	PREP	03-15-023	388-478-0075	AMD-P	03-12-068	388-513-1380	PREP	03-08-082
388-460-0005	AMD-P	03-19-072	388-478-0075	AMD	03-15-088	388-513-1380	PREP-W	03-15-022
388-460-0010	PREP	03-15-023	388-478-0080	PREP	03-08-085	388-513-1380	PREP	03-15-049
388-460-0010	AMD-P	03-19-072	388-478-0085	AMD-E	03-08-065	388-513-1380	AMD-E	03-15-087
388-460-0015	PREP	03-15-023	388-478-0085	PREP	03-08-081	388-513-1380	AMD-E	03-15-134
388-460-0015	AMD-P	03-19-072	388-478-0085	PREP-W	03-10-051	388-515	PREP	03-08-086
388-468-0005	PREP	03-14-080	388-478-0085	PREP-W	03-15-051	388-515-1510	PREP	03-20-103
388-468-0005	AMD-P	03-16-081	388-478-0085	AMD-E	03-16-021	388-515-1530	REP	03-08-067
388-468-0005	AMD	03-20-060	388-480-0001	PREP	03-15-025	388-515-1540	NEW-E	03-05-044
388-470-0005	AMD	03-05-015	388-480-0001	AMD-P	03-19-071	388-515-1540	NEW-E	03-05-098
388-470-0010	REP	03-05-015	388-482-0005	PREP	03-15-025	388-515-1540	NEW-P	03-09-042
388-470-0012	AMD	03-05-015	388-482-0005	AMD-P	03-19-071	388-515-1540	NEW-E	03-13-007
388-470-0015	REP	03-05-015	388-484-0005	AMD	03-06-046	388-515-1540	NEW	03-13-052
388-470-0020	REP	03-05-015	388-490-0005	AMD-P	03-17-088	388-517	PREP	03-08-086
388-470-0025	REP	03-05-015	388-492	PREP	03-07-087	388-517-0300	PREP-W	03-15-051
388-470-0030	REP	03-05-015	388-492-0040	PREP	03-13-034	388-519	PREP	03-08-086
388-470-0035	REP	03-05-015	388-492-0040	AMD-P	03-17-089	388-519-0120	PREP-W	03-14-058
388-470-0040	PREP	03-20-023	388-492-0040	AMD-E	03-20-071	388-523	PREP	03-08-086
388-470-0040	REP-P	03-20-077	388-492-0070	PREP	03-13-034	388-523-0120	PREP	03-04-085
388-470-0045	AMD	03-05-015	388-492-0070	AMD-P	03-17-089	388-523-0120	AMD-P	03-10-089
388-470-0050	REP	03-05-015	388-492-0070	AMD-E	03-20-071	388-523-0120	AMD	03-14-108
388-470-0055	AMD	03-05-015	388-500	PREP	03-08-086	388-526	PREP	03-08-086
388-470-0065	REP	03-05-015	388-500-0005	AMD-W	03-13-095	388-527	PREP	03-08-086

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-529	PREP	03-08-086	388-535-1065	NEW	03-19-077	388-538-050	AMD	03-18-109
388-529	PREP-W	03-15-051	388-535-1070	AMD-P	03-15-127	388-538-060	AMD-P	03-14-064
388-530	PREP	03-08-086	388-535-1070	AMD-E	03-16-046	388-538-060	PREP	03-16-020
388-530-1270	NEW	03-05-043	388-535-1070	PREP-W	03-16-090	388-538-060	AMD	03-18-109
388-530-1300	PREP	03-11-086	388-535-1070	AMD	03-19-077	388-538-067	AMD-P	03-14-067
388-530-1300	AMD-P	03-20-075	388-535-1080	AMD-P	03-15-128	388-538-067	AMD	03-18-112
388-530-1850	PREP	03-14-078	388-535-1080	AMD-E	03-16-046	388-538-070	AMD-P	03-14-064
388-531	PREP	03-04-087	388-535-1080	PREP-W	03-16-090	388-538-070	AMD	03-18-109
388-531	PREP	03-08-084	388-535-1080	AMD	03-19-078	388-538-080	REP-P	03-14-064
388-531	PREP	03-08-086	388-535-1100	AMD-P	03-15-128	388-538-080	REP	03-18-109
388-531	PREP-W	03-16-018	388-535-1100	AMD-E	03-16-046	388-538-095	AMD-P	03-14-064
388-531-0050	AMD	03-06-049	388-535-1100	PREP-W	03-16-090	388-538-095	AMD	03-18-109
388-531-0050	AMD-P	03-16-091	388-535-1100	AMD	03-19-078	388-538-100	AMD-P	03-14-065
388-531-0050	AMD	03-19-081	388-535-1120	REP-P	03-15-138	388-538-100	AMD	03-18-110
388-531-1650	AMD-P	03-16-091	388-535-1120	REP-E	03-16-046	388-538-110	AMD-P	03-14-065
388-531-1650	AMD	03-19-081	388-535-1120	REP	03-19-080	388-538-110	AMD	03-18-110
388-532	PREP	03-08-086	388-535-1200	AMD-P	03-15-128	388-538-111	NEW-P	03-14-065
388-532-001	NEW-P	03-12-067	388-535-1200	AMD-E	03-16-046	388-538-111	NEW	03-18-110
388-532-001	NEW-S	03-18-108	388-535-1200	PREP-W	03-16-090	388-538-112	NEW-P	03-14-065
388-532-050	AMD-P	03-12-067	388-535-1200	AMD	03-19-078	388-538-112	NEW	03-18-110
388-532-050	AMD-S	03-18-108	388-535-1220	AMD-P	03-15-128	388-538-130	AMD-P	03-14-066
388-532-100	AMD-P	03-12-067	388-535-1220	AMD-E	03-16-046	388-538-130	AMD	03-18-111
388-532-100	AMD-S	03-18-108	388-535-1220	AMD	03-19-078	388-538-140	AMD-P	03-14-066
388-532-110	NEW-P	03-12-067	388-535-1230	AMD-P	03-15-128	388-538-140	AMD	03-18-111
388-532-110	NEW-S	03-18-108	388-535-1230	AMD-E	03-16-046	388-539	PREP	03-08-086
388-532-120	NEW-P	03-12-067	388-535-1230	PREP-W	03-16-090	388-540	PREP	03-08-086
388-532-120	NEW-S	03-18-108	388-535-1230	AMD	03-19-078	388-540	AMD-P	03-14-103
388-532-130	NEW-P	03-12-067	388-535-1240	AMD-P	03-15-129	388-540-001	AMD-P	03-14-103
388-532-130	NEW-S	03-18-108	388-535-1240	AMD-E	03-16-046	388-540-005	AMD-P	03-14-103
388-532-140	NEW-P	03-12-067	388-535-1240	PREP-W	03-16-090	388-540-010	REP-P	03-14-103
388-532-140	NEW-S	03-18-108	388-535-1240	AMD	03-19-079	388-540-015	NEW-P	03-14-103
388-532-500	NEW-P	03-12-067	388-535-1255	NEW-P	03-15-129	388-540-020	REP-P	03-14-103
388-532-500	NEW-S	03-18-108	388-535-1255	NEW-E	03-16-046	388-540-025	NEW-P	03-14-103
388-532-510	NEW-P	03-12-067	388-535-1255	NEW	03-19-079	388-540-030	REP-P	03-14-103
388-532-510	NEW-S	03-18-108	388-535-1265	NEW-P	03-15-129	388-540-035	NEW-P	03-14-103
388-532-520	NEW-P	03-12-067	388-535-1265	NEW-E	03-16-046	388-540-040	REP-P	03-14-103
388-532-520	NEW-S	03-18-108	388-535-1265	NEW	03-19-079	388-540-045	NEW-P	03-14-103
388-532-530	NEW-P	03-12-067	388-535-1270	NEW-P	03-15-138	388-540-050	REP-P	03-14-103
388-532-530	NEW-S	03-18-108	388-535-1270	NEW-E	03-16-046	388-540-055	NEW-P	03-14-103
388-532-540	NEW-P	03-12-067	388-535-1270	NEW	03-19-080	388-540-060	REP-P	03-14-103
388-532-540	NEW-S	03-18-108	388-535-1280	NEW-P	03-15-138	388-540-065	NEW-P	03-14-103
388-532-550	NEW-P	03-12-067	388-535-1280	NEW-E	03-16-046	388-540-101	NEW-P	03-14-103
388-532-550	NEW-S	03-18-108	388-535-1280	NEW	03-19-080	388-540-105	NEW-P	03-14-103
388-533	PREP	03-08-086	388-535-1290	NEW-P	03-15-138	388-540-110	NEW-P	03-14-103
388-533	PREP	03-11-085	388-535-1290	NEW-E	03-16-046	388-540-120	NEW-P	03-14-103
388-533	PREP	03-15-124	388-535-1290	NEW	03-19-080	388-540-130	NEW-P	03-14-103
388-533-1000	AMD-P	03-14-101	388-535-1350	AMD-P	03-15-138	388-540-140	NEW-P	03-14-103
388-533-1000	AMD	03-19-010	388-535-1350	AMD-E	03-16-046	388-540-150	NEW-P	03-14-103
388-534	PREP	03-08-086	388-535-1350	AMD	03-19-080	388-540-160	NEW-P	03-14-103
388-535	PREP	03-08-086	388-535-1400	AMD-P	03-15-138	388-540-170	NEW-P	03-14-103
388-535	PREP	03-12-054	388-535-1400	AMD-E	03-16-046	388-540-180	NEW-P	03-14-103
388-535	PREP-W	03-15-051	388-535-1400	AMD	03-19-080	388-540-190	NEW-P	03-14-103
388-535	PREP-W	03-16-090	388-535-1450	AMD-P	03-15-138	388-540-200	NEW-P	03-14-103
388-535-1050	AMD-P	03-15-127	388-535-1450	AMD-E	03-16-046	388-540-210	NEW-P	03-14-103
388-535-1050	AMD-E	03-16-046	388-535-1450	PREP-W	03-16-090	388-542	PREP	03-08-086
388-535-1050	PREP-W	03-16-090	388-535A	AMD	03-19-080	388-542-0100	AMD-X	03-19-067
388-535-1050	AMD	03-19-077	388-535A	PREP	03-08-086	388-542-0125	AMD-X	03-19-067
388-535-1060	AMD-P	03-15-127	388-537	PREP	03-20-102	388-542-0500	AMD-X	03-19-067
388-535-1060	AMD-E	03-16-046	388-538	PREP	03-08-086	388-543	PREP	03-08-086
388-535-1060	AMD	03-19-077	388-538	PREP	03-08-086	388-543-1100	AMD-X	03-05-054
388-535-1065	NEW-P	03-15-127	388-538	PREP	03-10-086	388-543-1100	AMD	03-12-005
388-535-1065	NEW-E	03-16-046	388-538-050	AMD-P	03-14-064	388-543-1150	AMD-P	03-16-092

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-543-1150	AMD	03-19-082	388-550-6000	PREP	03-10-050	388-805-040	NEW-P	03-12-066
388-543-1225	NEW	03-05-051	388-550-6000	AMD-P	03-15-130	388-805-040	NEW-E	03-14-076
388-543-2100	AMD-P	03-16-093	388-550-6000	PREP-W	03-16-018	388-805-040	NEW	03-20-020
388-543-2100	AMD	03-19-083	388-550-6000	AMD	03-19-044	388-805-065	AMD-E	03-06-059
388-543-2500	AMD-P	03-16-093	388-550-6100	AMD-P	03-14-102	388-805-065	AMD-P	03-12-066
388-543-2500	AMD	03-19-083	388-550-6100	AMD	03-19-043	388-805-065	AMD-E	03-14-076
388-543-2900	AMD-P	03-16-093	388-550-6150	AMD-P	03-14-102	388-805-065	AMD	03-20-020
388-543-2900	AMD	03-19-083	388-550-6150	AMD	03-19-043	388-805-075	AMD-P	03-12-066
388-544	PREP	03-08-086	388-550-6200	AMD-P	03-14-102	388-805-075	AMD	03-20-020
388-544	PREP	03-12-054	388-550-6200	AMD	03-19-043	388-805-085	AMD-P	03-12-066
388-544	PREP-W	03-15-051	388-550-6400	AMD-P	03-14-102	388-805-085	AMD	03-20-020
388-545	PREP	03-08-086	388-550-6400	AMD	03-19-043	388-805-090	AMD-P	03-12-066
388-546	PREP	03-04-087	388-550-6800	NEW-P	03-06-111	388-805-090	AMD	03-20-020
388-546	PREP	03-08-023	388-550-6800	NEW	03-13-055	388-805-100	AMD-P	03-12-066
388-546	PREP	03-08-086	388-550-6900	NEW-P	03-06-111	388-805-100	AMD	03-20-020
388-550	PREP	03-08-086	388-550-6900	NEW	03-13-055	388-805-120	AMD-P	03-12-066
388-550	PREP	03-10-050	388-551	PREP	03-08-086	388-805-120	AMD	03-20-020
388-550-1050	AMD-P	03-14-102	388-552	PREP	03-08-086	388-805-130	AMD-P	03-12-066
388-550-1050	AMD	03-19-043	388-555	PREP	03-08-086	388-805-130	AMD	03-20-020
388-550-1300	PREP	03-10-050	388-556	PREP	03-08-086	388-805-140	AMD-P	03-12-066
388-550-1300	AMD-P	03-15-130	388-557-5000	NEW-P	03-09-119	388-805-140	AMD	03-20-020
388-550-1300	AMD	03-19-044	388-557-5000	NEW	03-13-054	388-805-145	AMD-E	03-06-059
388-550-1350	NEW-P	03-15-130	388-557-5050	NEW-P	03-09-119	388-805-145	AMD-P	03-12-066
388-550-1350	NEW	03-19-044	388-557-5050	NEW	03-13-054	388-805-145	AMD-E	03-14-076
388-550-1400	PREP	03-10-050	388-557-5100	NEW-P	03-09-119	388-805-145	AMD	03-20-020
388-550-1400	AMD-P	03-15-131	388-557-5100	NEW	03-13-054	388-805-150	AMD-P	03-12-066
388-550-1400	AMD	03-19-045	388-557-5150	NEW-P	03-09-119	388-805-150	AMD	03-20-020
388-550-1500	PREP	03-10-050	388-557-5150	NEW	03-13-054	388-805-205	AMD-E	03-06-059
388-550-1500	AMD-P	03-15-132	388-557-5200	NEW-P	03-09-119	388-805-205	AMD-P	03-12-066
388-550-1500	AMD	03-19-046	388-557-5200	NEW	03-13-054	388-805-205	AMD-E	03-14-076
388-550-2501	AMD	03-06-047	388-557-5250	NEW-P	03-09-119	388-805-205	AMD	03-20-020
388-550-2511	AMD	03-06-047	388-557-5250	NEW	03-13-054	388-805-210	AMD-P	03-12-066
388-550-2521	AMD	03-06-047	388-557-5300	NEW-P	03-09-119	388-805-210	AMD	03-20-020
388-550-2531	AMD	03-06-047	388-557-5300	NEW	03-13-054	388-805-220	AMD-P	03-12-066
388-550-2541	AMD	03-06-047	388-561	PREP	03-08-086	388-805-220	AMD	03-20-020
388-550-2551	AMD	03-06-047	388-561-0001	AMD	03-06-048	388-805-250	AMD-P	03-12-066
388-550-2561	AMD	03-06-047	388-561-0100	AMD-P	03-09-117	388-805-250	AMD	03-20-020
388-550-2800	PREP	03-04-087	388-561-0100	AMD	03-13-113	388-805-300	AMD-E	03-06-059
388-550-3381	AMD	03-06-047	388-561-0100	AMD-W	03-15-066	388-805-300	AMD-P	03-12-066
388-550-3401	REP	03-06-047	388-720-0020	PREP	03-18-099	388-805-300	AMD-E	03-14-076
388-550-3700	AMD-P	03-09-118	388-730-0010	AMD	03-03-070	388-805-300	AMD	03-20-020
388-550-3700	AMD	03-13-053	388-730-0060	AMD	03-03-070	388-805-305	AMD-P	03-12-066
388-550-4500	AMD-P	03-06-111	388-730-0065	AMD	03-03-070	388-805-305	AMD	03-20-020
388-550-4500	AMD	03-13-055	388-730-0070	AMD	03-03-070	388-805-310	AMD-P	03-12-066
388-550-4800	PREP	03-04-087	388-730-0090	AMD	03-03-070	388-805-310	AMD	03-20-020
388-550-4800	PREP	03-13-089	388-805-005	AMD-E	03-06-059	388-805-315	AMD-P	03-12-066
388-550-4900	AMD-P	03-06-111	388-805-005	AMD-P	03-12-066	388-805-315	AMD	03-20-020
388-550-4900	AMD	03-13-055	388-805-005	AMD-E	03-14-076	388-805-320	AMD-P	03-12-066
388-550-5000	AMD-P	03-06-111	388-805-010	AMD	03-20-020	388-805-320	AMD	03-20-020
388-550-5000	AMD	03-13-055	388-805-010	AMD-P	03-12-066	388-805-325	AMD-P	03-12-066
388-550-5100	AMD-P	03-06-111	388-805-010	AMD	03-20-020	388-805-325	AMD	03-20-020
388-550-5100	AMD	03-13-055	388-805-015	AMD-P	03-12-066	388-805-350	AMD-P	03-12-066
388-550-5150	AMD-P	03-06-111	388-805-015	AMD	03-20-020	388-805-350	AMD	03-20-020
388-550-5150	AMD	03-13-055	388-805-030	AMD-E	03-06-059	388-805-400	AMD-P	03-12-066
388-550-5200	AMD-P	03-06-111	388-805-030	AMD-P	03-12-066	388-805-400	AMD	03-20-020
388-550-5200	AMD	03-13-055	388-805-030	AMD-E	03-14-076	388-805-410	AMD-P	03-12-066
388-550-5400	AMD-P	03-06-111	388-805-035	NEW-E	03-06-059	388-805-410	AMD	03-20-020
388-550-5400	AMD	03-13-055	388-805-035	NEW-P	03-12-066	388-805-500	AMD-P	03-12-066
388-550-5450	PREP	03-04-087	388-805-035	NEW-E	03-14-076	388-805-500	AMD	03-20-020
388-550-5600	AMD-P	03-06-111	388-805-035	NEW-E	03-14-076	388-805-520	AMD-P	03-12-066
388-550-5600	AMD	03-13-055	388-805-035	NEW	03-20-020	388-805-520	AMD	03-20-020
388-550-6000	PREP	03-04-087	388-805-040	NEW-E	03-06-059	388-805-530	AMD-P	03-12-066

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-805-530	AMD	03-20-020	388-818-0020	NEW	03-05-100	388-825	PREP	03-18-028
388-805-540	AMD-P	03-12-066	388-818-003	REP	03-05-100	388-825	PREP	03-20-103
388-805-540	AMD	03-20-020	388-818-0030	NEW	03-05-100	388-825-020	AMD-E	03-03-115
388-805-550	AMD-P	03-12-066	388-818-0040	NEW	03-05-100	388-825-020	AMD-E	03-10-027
388-805-550	AMD	03-20-020	388-818-005	REP	03-05-100	388-825-020	AMD-E	03-18-029
388-805-600	AMD-P	03-12-066	388-818-0050	NEW	03-05-100	388-825-055	AMD-E	03-03-115
388-805-600	AMD	03-20-020	388-818-0060	NEW	03-05-100	388-825-055	AMD-E	03-10-027
388-805-610	AMD-P	03-12-066	388-818-0070	NEW	03-05-100	388-825-055	AMD-E	03-18-029
388-805-610	AMD	03-20-020	388-818-0080	NEW	03-05-100	388-825-060	NEW-E	03-18-029
388-805-625	NEW-P	03-12-066	388-818-0090	NEW	03-05-100	388-825-064	NEW-E	03-18-029
388-805-625	NEW	03-20-020	388-818-010	REP	03-05-100	388-825-070	NEW-E	03-18-029
388-805-700	AMD-P	03-12-066	388-818-0100	NEW	03-05-100	388-825-075	NEW-E	03-18-029
388-805-700	AMD	03-20-020	388-818-0110	NEW	03-05-100	388-825-100	AMD-E	03-03-115
388-805-710	AMD-E	03-06-059	388-818-0120	NEW	03-05-100	388-825-100	AMD-E	03-10-027
388-805-710	AMD-P	03-12-066	388-818-0130	NEW	03-05-100	388-825-100	AMD-E	03-18-029
388-805-710	AMD-E	03-14-076	388-818-0140	NEW	03-05-100	388-825-120	AMD-E	03-03-115
388-805-710	AMD	03-20-020	388-818-0150	NEW	03-05-100	388-825-120	AMD-E	03-10-027
388-805-715	NEW-P	03-12-066	388-818-0160	NEW	03-05-100	388-825-120	AMD-E	03-18-029
388-805-715	NEW	03-20-020	388-818-0170	NEW	03-05-100	388-825-180	AMD-E	03-03-115
388-805-720	AMD-E	03-06-059	388-818-0180	NEW	03-05-100	388-825-180	AMD-E	03-10-027
388-805-720	AMD-P	03-12-066	388-818-0190	NEW	03-05-100	388-825-180	AMD-E	03-18-029
388-805-720	AMD-E	03-14-076	388-818-020	REP	03-05-100	388-825-205	AMD-E	03-03-115
388-805-720	AMD	03-20-020	388-818-0200	NEW	03-05-100	388-825-205	AMD-E	03-10-027
388-805-730	AMD-E	03-06-059	388-818-0210	NEW	03-05-100	388-825-205	AMD-E	03-18-029
388-805-730	AMD-P	03-12-066	388-818-0220	NEW	03-05-100	388-825-252	AMD-E	03-03-115
388-805-730	AMD-E	03-14-076	388-818-0230	NEW	03-05-100	388-825-252	AMD-E	03-10-027
388-805-730	AMD	03-20-020	388-818-0240	NEW	03-05-100	388-825-252	AMD-E	03-18-029
388-805-740	AMD-E	03-06-059	388-818-0250	NEW	03-05-100	388-825-254	AMD-E	03-03-115
388-805-740	AMD-P	03-12-066	388-818-0260	NEW	03-05-100	388-825-254	AMD-E	03-10-027
388-805-740	AMD-E	03-14-076	388-818-0270	NEW	03-05-100	388-825-254	AMD-E	03-18-029
388-805-740	AMD	03-20-020	388-818-0280	NEW	03-05-100	388-825-500	NEW-E	03-03-115
388-805-750	AMD-E	03-06-059	388-818-0290	NEW	03-05-100	388-825-500	NEW-E	03-10-027
388-805-750	AMD-P	03-12-066	388-818-030	REP	03-05-100	388-825-505	NEW-E	03-03-115
388-805-750	AMD-E	03-14-076	388-818-0300	NEW	03-05-100	388-825-505	NEW-E	03-10-027
388-805-750	AMD	03-20-020	388-818-0310	NEW	03-05-100	388-825-510	NEW-E	03-03-115
388-805-800	AMD-P	03-12-066	388-818-0320	NEW	03-05-100	388-825-510	NEW-E	03-10-027
388-805-800	AMD	03-20-020	388-818-0330	NEW	03-05-100	388-825-515	NEW-E	03-03-115
388-805-810	AMD-P	03-12-066	388-818-0340	NEW	03-05-100	388-825-515	NEW-E	03-10-027
388-805-810	AMD	03-20-020	388-818-0350	NEW	03-05-100	388-825-520	NEW-E	03-03-115
388-805-820	AMD-P	03-12-066	388-818-0360	NEW	03-05-100	388-825-520	NEW-E	03-10-027
388-805-820	AMD	03-20-020	388-818-0370	NEW	03-05-100	388-825-525	NEW-E	03-03-115
388-805-850	AMD-P	03-12-066	388-818-0380	NEW	03-05-100	388-825-525	NEW-E	03-10-027
388-805-850	AMD	03-20-020	388-818-0390	NEW	03-05-100	388-825-530	NEW-E	03-03-115
388-805-900	REP-P	03-12-066	388-818-040	REP	03-05-100	388-825-530	NEW-E	03-10-027
388-805-900	REP	03-20-020	388-818-0400	NEW	03-05-100	388-825-535	NEW-E	03-03-115
388-805-905	REP-P	03-12-066	388-818-050	REP	03-05-100	388-825-535	NEW-E	03-10-027
388-805-905	REP	03-20-020	388-818-060	REP	03-05-100	388-825-540	NEW-E	03-03-115
388-805-910	REP-P	03-12-066	388-818-070	REP	03-05-100	388-825-540	NEW-E	03-10-027
388-805-910	REP	03-20-020	388-818-080	REP	03-05-100	388-825-545	NEW-E	03-03-115
388-805-915	REP-P	03-12-066	388-818-090	REP	03-05-100	388-825-545	NEW-E	03-10-027
388-805-915	REP	03-20-020	388-818-110	REP	03-05-100	388-825-546	NEW-E	03-03-115
388-805-920	REP-P	03-12-066	388-818-130	REP	03-05-100	388-825-546	NEW-E	03-10-027
388-805-920	REP	03-20-020	388-820	PREP	03-20-103	388-825-550	NEW-E	03-03-115
388-805-925	REP-P	03-12-066	388-820-020	AMD-E	03-03-115	388-825-550	NEW-E	03-10-027
388-805-925	REP	03-20-020	388-820-020	AMD-E	03-10-026	388-825-555	NEW-E	03-03-115
388-805-930	REP-P	03-12-066	388-820-020	AMD-E	03-18-030	388-825-555	NEW-E	03-10-027
388-805-930	REP	03-20-020	388-820-060	AMD-E	03-03-115	388-825-560	NEW-E	03-03-115
388-805-935	REP-P	03-12-066	388-820-060	AMD-E	03-10-026	388-825-560	NEW-E	03-10-027
388-805-935	REP	03-20-020	388-820-060	AMD-E	03-18-030	388-825-565	NEW-E	03-03-115
388-818-001	REP	03-05-100	388-820-120	AMD-E	03-03-115	388-825-570	NEW-E	03-03-115
388-818-0010	NEW	03-05-100	388-820-120	AMD-E	03-10-026	388-825-570	NEW-E	03-10-027
388-818-002	REP	03-05-100	388-820-120	AMD-E	03-18-030	388-825-571	NEW-E	03-03-115

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-825-571	NEW-E	03-10-027	388-865-0215	PREP	03-08-077	388-865-0472	PREP	03-08-077
388-825-575	NEW-E	03-03-115	388-865-0217	NEW-E	03-14-081	388-865-0474	PREP	03-08-077
388-825-575	NEW-E	03-10-027	388-865-0217	NEW-E	03-19-009	388-865-0476	PREP	03-08-077
388-825-576	NEW-E	03-03-115	388-865-0217	NEW-P	03-19-096	388-865-0478	PREP	03-08-077
388-825-576	NEW-E	03-10-027	388-865-0220	PREP	03-08-077	388-865-0480	PREP	03-08-077
388-825-580	NEW-E	03-03-115	388-865-0221	PREP	03-08-077	388-865-0482	PREP	03-08-077
388-825-580	NEW-E	03-10-027	388-865-0222	PREP	03-08-077	388-865-0484	PREP	03-08-077
388-825-585	NEW-E	03-03-115	388-865-0225	PREP	03-08-077	388-865-0500	PREP	03-07-041
388-825-585	NEW-E	03-10-027	388-865-0229	PREP	03-08-077	388-865-0500	AMD-P	03-18-103
388-825-590	NEW-E	03-03-115	388-865-0230	PREP	03-08-077	388-865-0501	PREP	03-07-041
388-825-590	NEW-E	03-10-027	388-865-0235	PREP	03-08-077	388-865-0501	REP-P	03-18-103
388-825-591	NEW-E	03-03-115	388-865-0240	PREP	03-08-077	388-865-0502	PREP	03-07-041
388-825-591	NEW-E	03-10-027	388-865-0245	PREP	03-08-077	388-865-0502	REP-P	03-18-103
388-825-592	NEW-E	03-03-115	388-865-0250	PREP	03-08-077	388-865-0504	PREP	03-07-041
388-825-592	NEW-E	03-10-027	388-865-0255	PREP	03-08-077	388-865-0504	REP-P	03-18-103
388-825-600	NEW-E	03-03-115	388-865-0260	PREP	03-08-077	388-865-0505	PREP	03-07-041
388-825-600	NEW-E	03-10-027	388-865-0265	PREP	03-08-077	388-865-0505	REP-P	03-18-103
388-827	PREP	03-18-026	388-865-0270	PREP	03-08-077	388-865-0510	PREP	03-07-041
388-827-0100	NEW-E	03-18-027	388-865-0275	PREP	03-08-077	388-865-0510	REP-P	03-18-103
388-827-0105	NEW-E	03-18-027	388-865-0280	PREP	03-08-077	388-865-0511	NEW-P	03-18-103
388-827-0110	NEW-E	03-18-027	388-865-0282	PREP	03-08-077	388-865-0515	PREP	03-07-041
388-827-0115	NEW-E	03-18-027	388-865-0284	PREP	03-08-077	388-865-0515	REP-P	03-18-103
388-827-0120	NEW-E	03-18-027	388-865-0286	PREP	03-08-077	388-865-0516	NEW-P	03-18-103
388-827-0125	NEW-E	03-18-027	388-865-0288	PREP	03-08-077	388-865-0520	NEW-P	03-18-103
388-827-0130	NEW-E	03-18-027	388-865-0300	PREP	03-08-077	388-865-0525	PREP	03-07-041
388-827-0131	NEW-E	03-18-027	388-865-0305	PREP	03-08-077	388-865-0526	NEW-P	03-18-103
388-827-0135	NEW-E	03-18-027	388-865-0310	PREP	03-08-077	388-865-0530	PREP	03-07-041
388-827-0140	NEW-E	03-18-027	388-865-0315	PREP	03-08-077	388-865-0530	REP-P	03-18-103
388-827-0145	NEW-E	03-18-027	388-865-0320	PREP	03-08-077	388-865-0531	NEW-P	03-18-103
388-827-0146	NEW-E	03-18-027	388-865-0325	PREP	03-08-077	388-865-0535	PREP	03-07-041
388-827-0150	NEW-E	03-18-027	388-865-0330	PREP	03-08-077	388-865-0535	REP-P	03-18-103
388-827-0155	NEW-E	03-18-027	388-865-0335	PREP	03-08-077	388-865-0536	NEW-P	03-18-103
388-827-0160	NEW-E	03-18-027	388-865-0340	PREP	03-08-077	388-865-0540	PREP	03-07-041
388-827-0170	NEW-E	03-18-027	388-865-0345	PREP	03-08-077	388-865-0540	REP-P	03-18-103
388-827-0175	NEW-E	03-18-027	388-865-0350	PREP	03-08-077	388-865-0541	NEW-P	03-18-103
388-827-0180	NEW-E	03-18-027	388-865-0355	PREP	03-08-077	388-865-0545	PREP	03-07-041
388-827-0185	NEW-E	03-18-027	388-865-0360	PREP	03-08-077	388-865-0545	REP-P	03-18-103
388-827-0200	NEW-E	03-18-027	388-865-0363	PREP	03-08-077	388-865-0546	PREP	03-07-041
388-827-0210	NEW-E	03-18-027	388-865-0365	PREP	03-08-077	388-865-0546	REP-P	03-18-103
388-827-0215	NEW-E	03-18-027	388-865-0400	PREP	03-08-077	388-865-0547	NEW-P	03-18-103
388-827-0300	NEW-E	03-18-027	388-865-0400	PREP	03-17-062	388-865-0550	PREP	03-07-041
388-827-0400	NEW-E	03-18-027	388-865-0405	PREP	03-08-077	388-865-0550	REP-P	03-18-103
388-827-0410	NEW-E	03-18-027	388-865-0410	PREP	03-08-077	388-865-0551	NEW-P	03-18-103
388-827-0420	NEW-E	03-18-027	388-865-0415	PREP	03-08-077	388-865-0555	PREP	03-07-041
388-850-035	AMD-E	03-03-115	388-865-0420	PREP	03-08-077	388-865-0555	REP-P	03-18-103
388-850-035	AMD-E	03-10-027	388-865-0425	PREP	03-08-077	388-865-0557	PREP	03-07-041
388-850-035	AMD-E	03-18-029	388-865-0430	PREP	03-08-077	388-865-0557	REP-P	03-18-103
388-850-045	AMD-E	03-03-115	388-865-0435	PREP	03-08-077	388-865-0560	PREP	03-07-041
388-850-045	AMD-E	03-10-027	388-865-0436	PREP	03-08-077	388-865-0560	REP-P	03-18-103
388-850-045	AMD-E	03-18-029	388-865-0440	PREP	03-08-077	388-865-0561	NEW-P	03-18-103
388-865-0100	PREP	03-08-077	388-865-0445	PREP	03-08-077	388-865-0565	PREP	03-07-041
388-865-0105	PREP	03-08-077	388-865-0450	PREP	03-08-077	388-865-0565	REP-P	03-18-103
388-865-0110	PREP	03-08-077	388-865-0452	PREP	03-08-077	388-865-0566	NEW-P	03-18-103
388-865-0115	PREP	03-08-077	388-865-0454	PREP	03-08-077	388-865-0570	NEW-P	03-18-103
388-865-0120	PREP	03-08-077	388-865-0456	PREP	03-08-077	388-865-0575	NEW-P	03-18-103
388-865-0150	PREP	03-08-077	388-865-0458	PREP	03-08-077	388-865-0580	NEW-P	03-18-103
388-865-0150	AMD-P	03-19-096	388-865-0460	PREP	03-08-077	388-865-0585	NEW-P	03-18-103
388-865-0200	PREP	03-08-077	388-865-0462	PREP	03-08-077	388-880	PREP	03-08-078
388-865-0201	PREP	03-08-077	388-865-0464	PREP	03-08-077	388-880	AMD-E	03-12-003
388-865-0203	PREP	03-08-077	388-865-0466	PREP	03-08-077	388-880	AMD-P	03-18-106
388-865-0205	PREP	03-08-077	388-865-0468	PREP	03-08-077	388-880	AMD-E	03-19-119
388-865-0210	PREP	03-08-077	388-865-0470	PREP	03-08-077	388-880-005	AMD-E	03-12-003

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-880-005	AMD-P	03-18-106	388-892-0310	NEW-P	03-15-035	391-08-001	AMD	03-03-064
388-880-005	AMD-E	03-19-119	388-892-0310	NEW	03-19-075	391-08-630	AMD	03-03-064
388-880-007	AMD-E	03-12-003	388-892-0320	NEW-P	03-15-035	391-08-670	AMD	03-03-064
388-880-007	AMD-P	03-18-106	388-892-0320	NEW	03-19-075	391-08-670	PREP	03-03-066
388-880-007	AMD-E	03-19-119	388-892-0400	NEW-P	03-15-035	391-08-670	AMD-P	03-07-093
388-880-010	AMD-E	03-12-003	388-892-0400	NEW	03-19-075	391-08-670	AMD	03-11-029
388-880-010	AMD-P	03-18-106	388-892-0410	NEW-P	03-15-035	391-25-001	AMD	03-03-064
388-880-010	AMD-E	03-19-119	388-892-0410	NEW	03-19-075	391-25-002	AMD	03-03-064
388-880-020	AMD-E	03-12-003	388-892-0420	NEW-P	03-15-035	391-25-011	AMD	03-03-064
388-880-020	AMD-P	03-18-106	388-892-0420	NEW	03-19-075	391-25-011	REP-P	03-07-093
388-880-020	AMD-E	03-19-119	388-892-0430	NEW-P	03-15-035	391-25-011	AMD-E	03-11-028
388-880-030	AMD-E	03-12-003	388-892-0430	NEW	03-19-075	391-25-011	REP	03-11-029
388-880-030	AMD-P	03-18-106	388-892-0440	NEW-P	03-15-035	391-25-032	NEW	03-03-064
388-880-030	AMD-E	03-19-119	388-892-0440	NEW	03-19-075	391-25-036	NEW	03-03-064
388-880-031	AMD-E	03-12-003	388-892-0450	NEW-P	03-15-035	391-25-037	NEW	03-03-064
388-880-031	AMD-P	03-18-106	388-892-0450	NEW	03-19-075	391-25-051	NEW	03-03-064
388-880-031	AMD-E	03-19-119	388-892-0500	NEW-P	03-15-035	391-25-076	NEW	03-03-064
388-880-032	REP-E	03-12-003	388-892-0500	NEW	03-19-075	391-25-096	NEW	03-03-064
388-880-032	REP-P	03-18-106	388-892-0510	NEW-P	03-15-035	391-25-136	NEW	03-03-064
388-880-032	REP-E	03-19-119	388-892-0510	NEW	03-19-075	391-25-137	NEW	03-03-064
388-880-033	NEW-E	03-12-003	388-892-0520	NEW-P	03-15-035	391-25-197	NEW	03-03-064
388-880-033	NEW-P	03-18-106	388-892-0520	NEW	03-19-075	391-25-210	AMD-P	03-07-093
388-880-033	NEW-E	03-19-119	390	PREP	03-04-095	391-25-210	AMD	03-11-029
388-880-034	NEW-E	03-12-003	390	PREP	03-13-104	391-25-216	NEW	03-03-064
388-880-034	NEW-P	03-18-106	390-05-400	AMD-P	03-19-052	391-25-216	PREP	03-03-066
388-880-034	NEW-E	03-19-119	390-16-245	AMD-P	03-08-051	391-25-216	REP-P	03-07-093
388-880-035	NEW-E	03-12-003	390-16-245	AMD	03-12-033	391-25-216	REP	03-11-029
388-880-035	NEW-P	03-18-106	390-17-100	AMD	03-08-052	391-25-217	NEW	03-03-064
388-880-035	NEW-E	03-19-119	390-17-110	NEW-S	03-04-094	391-25-396	NEW	03-03-064
388-880-036	NEW-E	03-12-003	390-17-110	NEW	03-08-050	391-25-416	NEW	03-03-064
388-880-036	NEW-P	03-18-106	390-18-010	AMD-P	03-08-051	391-25-426	NEW-E	03-03-065
388-880-036	NEW-E	03-19-119	390-18-010	AMD	03-12-034	391-25-426	PREP	03-03-066
388-880-040	AMD-P	03-18-106	390-37	AMD-P	03-19-053	391-25-426	NEW-P	03-07-093
388-880-042	AMD-P	03-18-106	390-37-001	NEW-P	03-19-053	391-25-426	NEW-E	03-11-028
388-880-044	AMD-E	03-12-003	390-37-010	AMD-P	03-19-053	391-25-426	NEW	03-11-029
388-880-044	AMD-P	03-18-106	390-37-030	AMD-P	03-19-053	391-25-427	NEW	03-03-064
388-880-044	AMD-E	03-19-119	390-37-040	AMD-P	03-19-053	391-25-476	NEW	03-03-064
388-880-045	AMD-E	03-12-003	390-37-041	NEW-P	03-19-053	391-25-496	NEW	03-03-064
388-880-045	AMD-P	03-18-106	390-37-050	AMD-P	03-19-053	391-35-001	AMD	03-03-064
388-880-045	AMD-E	03-19-119	390-37-060	AMD-P	03-19-053	391-35-002	AMD	03-03-064
388-880-050	AMD-P	03-18-106	390-37-063	AMD-X	03-13-105	391-35-026	NEW	03-03-064
388-880-055	NEW-E	03-12-003	390-37-063	AMD	03-18-003	391-35-326	NEW	03-03-064
388-880-055	NEW-P	03-18-106	390-37-070	AMD-P	03-19-053	391-35-327	NEW	03-03-064
388-880-055	NEW-E	03-19-119	390-37-090	AMD-P	03-19-053	391-35-346	NEW	03-03-064
388-880-060	AMD-P	03-18-106	390-37-100	AMD-P	03-19-053	391-35-347	NEW	03-03-064
388-891	PREP-W	03-14-057	390-37-103	NEW-P	03-19-053	391-35-356	NEW	03-03-064
388-892-0100	NEW-P	03-15-035	390-37-105	AMD-P	03-19-053	391-45-001	AMD	03-03-064
388-892-0100	NEW	03-19-075	390-37-120	AMD-P	03-19-053	391-45-002	AMD	03-03-064
388-892-0110	NEW-P	03-15-035	390-37-130	AMD-P	03-19-053	391-45-056	NEW	03-03-064
388-892-0110	NEW	03-19-075	390-37-132	AMD-P	03-19-053	391-55-001	AMD	03-03-064
388-892-0120	NEW-P	03-15-035	390-37-134	AMD-X	03-13-105	391-55-002	AMD	03-03-064
388-892-0120	NEW	03-19-075	390-37-134	AMD	03-18-003	391-55-200	AMD	03-03-064
388-892-0130	NEW-P	03-15-035	390-37-136	AMD-P	03-19-053	391-65-001	AMD	03-03-064
388-892-0130	NEW	03-19-075	390-37-140	AMD-P	03-19-053	391-65-002	AMD	03-03-064
388-892-0140	NEW-P	03-15-035	390-37-142	AMD-P	03-19-053	391-65-110	AMD	03-03-064
388-892-0140	NEW	03-19-075	390-37-144	AMD-P	03-19-053	391-95-001	AMD	03-03-064
388-892-0200	NEW-P	03-15-035	390-37-150	AMD-P	03-19-053	391-95-010	AMD	03-03-064
388-892-0200	NEW	03-19-075	390-37-155	NEW-P	03-19-053	392-121-124	PREP	03-13-009
388-892-0210	NEW-P	03-15-035	390-37-160	NEW-P	03-19-053	392-139	PREP	03-05-093
388-892-0210	NEW	03-19-075	390-37-165	NEW-P	03-19-053	392-139-008	AMD-P	03-13-103
388-892-0300	NEW-P	03-15-035	390-37-170	NEW-P	03-19-053	392-139-310	AMD-P	03-13-103
388-892-0300	NEW	03-19-075	390-37-175	NEW-P	03-19-053	392-139-345	NEW-P	03-13-103

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
392-139-350	NEW-P	03-13-103	392-142-212	AMD	03-13-049	415- 10-040	AMD-P	03-11-043
392-140-600	PREP	03-19-006	392-142-213	AMD-P	03-09-050	415- 10-040	AMD	03-15-006
392-140-601	PREP	03-19-006	392-142-213	AMD	03-13-049	415-103	PREP	03-07-063
392-140-602	PREP	03-19-006	392-142-225	AMD-P	03-09-050	415-104	PREP	03-07-063
392-140-605	PREP	03-19-006	392-142-225	AMD	03-13-049	415-104-202	NEW-P	03-05-042
392-140-608	PREP	03-19-006	392-142-230	REP-P	03-09-050	415-104-202	NEW	03-12-014
392-140-609	PREP	03-19-006	392-142-230	REP	03-13-049	415-104-202	PREP	03-13-026
392-140-616	PREP	03-19-006	392-142-235	REP-P	03-09-050	415-104-211	AMD-P	03-05-042
392-140-626	PREP	03-19-006	392-142-235	REP	03-13-049	415-104-211	AMD	03-12-014
392-140-630	PREP	03-19-006	392-142-240	AMD-P	03-09-050	415-104-211	PREP	03-13-026
392-140-640	PREP	03-19-006	392-142-240	AMD	03-13-049	415-104-215	AMD-P	03-05-042
392-140-643	PREP	03-19-006	392-142-245	AMD-P	03-09-050	415-104-215	AMD	03-12-014
392-140-646	PREP	03-19-006	392-142-245	AMD	03-13-049	415-104-215	PREP	03-13-026
392-140-650	PREP	03-19-006	392-142-250	AMD-P	03-09-050	415-104-299	AMD	03-06-042
392-140-653	PREP	03-19-006	392-142-250	AMD	03-13-049	415-104-3402	AMD	03-06-042
392-140-656	PREP	03-19-006	392-142-255	AMD-P	03-09-050	415-104-385	AMD	03-06-042
392-140-660	PREP	03-19-006	392-142-255	AMD	03-13-049	415-108	PREP	03-07-063
392-140-675	PREP	03-19-006	392-142-260	AMD-P	03-09-050	415-108	PREP	03-18-012
392-140-685	PREP	03-19-006	392-142-260	AMD	03-13-049	415-108-425	AMD-P	03-11-044
392-140-908	AMD	03-03-001	392-142-260	AMD	03-13-049	415-108-425	AMD	03-15-007
392-140-908	AMD-W	03-07-070	392-142-270	AMD-P	03-09-050	415-108-425	AMD	03-06-042
392-140-912	AMD	03-03-001	392-142-270	AMD	03-13-049	415-108-443	AMD	03-06-042
392-140-912	AMD-W	03-07-070	392-143	PREP	03-03-034	415-108-475	AMD	03-06-042
392-140-970	PREP	03-14-039	415- 02	PREP	03-04-017	415-108-550	AMD-P	03-05-041
392-140-971	PREP	03-14-039	415- 02-140	NEW	03-06-043	415-108-550	AMD	03-08-090
392-140-972	PREP	03-14-039	415- 02-140	PREP	03-16-050	415-108-560	AMD-P	03-05-041
392-140-973	PREP	03-14-039	415- 02-150	PREP	03-16-086	415-108-560	AMD	03-08-090
392-140-974	PREP	03-14-039	415- 02-310	NEW	03-06-044	415-108-575	NEW-P	03-05-041
392-140-974	AMD-P	03-17-059	415- 02-350	NEW	03-06-044	415-108-575	NEW	03-08-090
392-142	PREP	03-03-033	415- 02-370	NEW-E	03-10-007	415-110-443	AMD	03-06-042
392-142	PREP	03-18-094	415- 02-370	NEW-P	03-11-043	415-110-475	AMD	03-06-042
392-142-010	AMD-P	03-09-050	415- 02-370	NEW	03-15-006	415-110-575	NEW-P	03-05-041
392-142-010	AMD	03-13-049	415- 02-380	AMD-P	03-05-042	415-110-575	NEW	03-08-090
392-142-090	REP-P	03-09-050	415- 02-380	AMD	03-12-014	415-111-310	AMD-P	03-16-095
392-142-090	REP	03-13-049	415- 02-380	PREP	03-13-026	415-111-310	AMD	03-19-120
392-142-120	REP-P	03-09-050	415- 02-500	NEW-P	03-05-042	415-111-450	REP-P	03-05-042
392-142-120	REP	03-13-049	415- 02-500	NEW	03-12-014	415-111-450	REP	03-12-014
392-142-125	AMD-P	03-09-050	415- 02-500	PREP	03-13-026	415-112	PREP	03-18-013
392-142-125	AMD	03-13-049	415- 02-510	NEW-P	03-05-042	415-112-445	AMD	03-06-042
392-142-140	REP-P	03-09-050	415- 02-510	NEW	03-12-014	415-112-480	AMD	03-06-042
392-142-140	REP	03-13-049	415- 02-510	PREP	03-13-026	415-501-430	PREP	03-15-059
392-142-145	AMD-P	03-09-050	415- 02-520	NEW-P	03-05-042	415-501-510	PREP	03-15-059
392-142-145	AMD	03-13-049	415- 02-520	NEW	03-12-014	415-600-210	AMD-P	03-16-096
392-142-150	REP-P	03-09-050	415- 02-520	PREP	03-13-026	415-600-210	AMD	03-19-121
392-142-150	REP	03-13-049	415- 02-530	NEW-P	03-05-042	415-600-260	AMD-P	03-16-096
392-142-155	AMD-P	03-09-050	415- 02-530	NEW	03-12-014	415-600-260	AMD	03-19-121
392-142-155	AMD	03-13-049	415- 02-530	PREP	03-13-026	415-600-310	AMD-P	03-16-096
392-142-165	AMD-P	03-09-050	415- 02-540	NEW-P	03-05-042	415-600-310	AMD	03-19-121
392-142-165	AMD	03-13-049	415- 02-540	NEW	03-12-014	415-600-410	AMD-P	03-16-096
392-142-170	REP-P	03-09-050	415- 02-540	PREP	03-13-026	415-600-410	AMD	03-19-121
392-142-170	REP	03-13-049	415- 02-550	NEW-P	03-05-042	434- 12-010	REP-E	03-15-084
392-142-180	AMD-P	03-09-050	415- 02-550	NEW	03-12-014	434- 12-015	NEW-E	03-15-084
392-142-180	AMD	03-13-049	415- 02-550	PREP	03-13-026	434- 12-020	REP-E	03-15-084
392-142-185	AMD-P	03-09-050	415- 02-700	NEW-P	03-13-101	434- 12-030	REP-E	03-15-084
392-142-185	AMD	03-13-049	415- 02-700	NEW	03-18-031	434- 12-040	REP-E	03-15-084
392-142-190	AMD-P	03-09-050	415- 10	PREP	03-04-017	434- 12-050	REP-E	03-15-084
392-142-190	AMD	03-13-049	415- 10-020	AMD-E	03-10-007	434- 12-060	REP-E	03-15-084
392-142-195	AMD-P	03-09-050	415- 10-020	AMD-P	03-11-043	434- 12-070	REP-E	03-15-084
392-142-195	AMD	03-13-049	415- 10-020	AMD	03-15-006	434- 12-080	REP-E	03-15-084
392-142-200	REP-P	03-09-050	415- 10-030	AMD-E	03-10-007	434- 12-090	REP-E	03-15-084
392-142-200	REP	03-13-049	415- 10-030	AMD-P	03-11-043	434- 12-100	REP-E	03-15-084
392-142-212	AMD-P	03-09-050	415- 10-030	AMD	03-15-006	434- 12-110	REP-E	03-15-084
			415- 10-040	AMD-E	03-10-007	434- 12-120	REP-E	03-15-084

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
434- 12-130	REP-E	03-15-084	446- 75-010	AMD-P	03-04-070	458- 16A-115	NEW	03-09-002
434- 12-140	REP-E	03-15-084	446- 75-010	AMD	03-08-053	458- 16A-120	NEW-P	03-03-099
434- 12-150	REP-E	03-15-084	446- 75-020	AMD-P	03-04-070	458- 16A-120	NEW*	03-09-002
434- 12-160	REP-E	03-15-084	446- 75-020	AMD	03-08-053	458- 16A-130	NEW-P	03-03-099
434- 12-170	REP-E	03-15-084	446- 75-030	AMD-P	03-04-070	458- 16A-130	NEW	03-09-002
434- 12-180	REP-E	03-15-084	446- 75-030	AMD	03-08-053	458- 16A-135	NEW-P	03-03-099
434- 12-200	REP-E	03-15-084	446- 75-060	AMD-P	03-04-070	458- 16A-135	NEW	03-09-002
434- 12-210	REP-E	03-15-084	446- 75-060	AMD	03-08-053	458- 16A-140	NEW-P	03-03-099
434- 12-220	REP-E	03-15-084	446- 75-070	AMD-P	03-04-070	458- 16A-140	NEW	03-09-002
434- 12-230	REP-E	03-15-084	446- 75-070	AMD	03-08-053	458- 16A-150	NEW-P	03-03-099
434-208-010	PREP	03-07-086	446- 75-080	AMD-P	03-04-070	458- 16A-150	NEW	03-09-002
434-208-100	NEW-P	03-10-055	446- 75-080	AMD	03-08-053	458- 16A-150	AMD-X	03-11-095
434-208-100	NEW	03-15-054	458- 07-020	AMD-X	03-17-096	458- 16A-150	AMD	03-16-029
434-209-040	REP-P	03-16-058	458- 07-035	AMD-X	03-17-097	458- 17	AMD	03-16-028
434-209-050	AMD-P	03-16-058	458- 10-050	PREP	03-19-022	458- 17-101	NEW-P	03-09-147
434-209-060	AMD-P	03-16-058	458- 12-050	PREP	03-19-060	458- 17-101	NEW	03-16-028
434-209-080	AMD-P	03-16-058	458- 12-060	PREP	03-03-100	458- 17-105	REP-P	03-09-147
434-219-010	REP-P	03-16-041	458- 12-060	AMD-P	03-17-005	458- 17-105	REP	03-16-028
434-219-020	AMD-P	03-16-041	458- 12-065	PREP	03-03-100	458- 17-110	REP-P	03-09-147
434-219-030	REP-P	03-16-041	458- 12-065	REP-P	03-17-005	458- 17-110	REP	03-16-028
434-219-040	REP-P	03-16-041	458- 12-070	PREP	03-03-100	458- 17-115	REP-P	03-09-147
434-219-080	AMD-P	03-16-041	458- 12-070	REP-P	03-17-005	458- 17-115	REP	03-16-028
434-219-100	AMD-P	03-16-041	458- 12-075	PREP	03-03-100	458- 17-120	REP-P	03-09-147
434-219-130	REP-P	03-16-041	458- 12-075	REP-P	03-17-005	458- 17-120	REP	03-16-028
434-219-150	AMD-P	03-16-041	458- 12-080	PREP	03-03-100	458- 18-220	AMD-X	03-19-061
434-219-160	AMD-P	03-16-041	458- 12-080	REP-P	03-17-005	458- 20-122	REP-P	03-09-146
434-219-170	AMD-P	03-16-041	458- 12-095	PREP	03-19-060	458- 20-122	REP	03-18-024
434-219-180	AMD-P	03-16-041	458- 12-100	PREP	03-19-060	458- 20-135	AMD-P	03-04-032
434-219-185	AMD-P	03-16-041	458- 12-105	PREP	03-19-060	458- 20-135	AMD-W	03-17-068
434-219-210	AMD-P	03-16-041	458- 12-110	PREP	03-19-060	458- 20-148	PREP	03-15-065
434-219-220	AMD-P	03-16-041	458- 12-360	PREP	03-03-100	458- 20-177	PREP	03-11-048
434-219-230	AMD-P	03-16-041	458- 12-360	AMD-P	03-09-098	458- 20-17803	NEW-E	03-04-031
434-219-250	AMD-P	03-16-041	458- 12-360	AMD	03-18-037	458- 20-185	AMD-E	03-06-016
434-219-255	REP-P	03-16-041	458- 16-010	REP-P	03-03-099	458- 20-185	AMD-S	03-08-042
434-219-270	REP-P	03-16-041	458- 16-010	REP	03-09-002	458- 20-185	AMD	03-12-058
434-219-280	AMD-P	03-16-041	458- 16-011	REP-P	03-03-099	458- 20-18801	PREP	03-18-120
434-219-285	REP-P	03-16-041	458- 16-011	REP	03-09-002	458- 20-208	AMD	03-07-066
434-219-290	AMD-P	03-16-041	458- 16-012	REP-P	03-03-099	458- 20-209	AMD-P	03-09-146
434-219-300	REP-P	03-16-041	458- 16-012	REP	03-09-002	458- 20-210	AMD-P	03-09-146
434-219-340	AMD-P	03-16-041	458- 16-013	REP-P	03-03-099	458- 20-210	AMD	03-18-024
434-219-350	REP-P	03-16-041	458- 16-013	REP	03-09-002	458- 20-211	PREP	03-16-044
434-238-057	NEW-E	03-18-025	458- 16-020	REP-P	03-03-099	458- 20-231	REP-X	03-04-030
434-240-010	AMD-P	03-10-055	458- 16-020	REP	03-09-002	458- 20-231	REP	03-09-062
434-240-010	AMD	03-15-054	458- 16-022	REP-P	03-03-099	458- 20-24001	PREP	03-15-039
434-240-210	NEW-E	03-18-025	458- 16-022	REP	03-09-002	458- 20-24001A	PREP	03-15-039
434-240-245	NEW-P	03-18-022	458- 16-030	REP-P	03-03-099	458- 20-24003	PREP	03-03-101
434-262-010	PREP	03-07-086	458- 16-030	REP	03-09-002	458- 20-24003	NEW-P	03-08-069
434-262-010	AMD-P	03-10-055	458- 16-040	REP-P	03-03-099	458- 20-24003	NEW	03-12-053
434-262-010	AMD	03-15-054	458- 16-040	REP	03-09-002	458- 20-244	PREP	03-15-038
434-262-020	PREP	03-07-086	458- 16-060	REP-P	03-03-099	458- 20-244	AMD-P	03-20-042
434-262-020	AMD-P	03-10-055	458- 16-060	REP	03-09-002	458- 20-251	AMD-P	03-13-022
434-262-020	AMD	03-15-054	458- 16-070	REP-P	03-03-099	458- 20-251	AMD	03-19-059
434-670-010	NEW	03-06-069	458- 16-070	REP	03-09-002	458- 20-266	PREP	03-16-044
434-670-020	NEW	03-06-069	458- 16-079	REP-P	03-03-099	458- 30-262	AMD-X	03-19-062
434-670-030	NEW	03-06-069	458- 16-079	REP	03-09-002	458- 30-590	AMD-X	03-20-087
434-670-040	NEW	03-06-069	458- 16A	AMD-P	03-03-099	458- 40-660	PREP	03-05-084
434-670-050	NEW	03-06-069	458- 16A	AMD	03-09-002	458- 40-660	AMD-P	03-10-079
434-670-060	NEW	03-06-069	458- 16A-100	NEW-P	03-03-099	458- 40-660	AMD	03-14-072
434-670-070	NEW	03-06-069	458- 16A-100	NEW	03-09-002	458- 40-660	PREP	03-17-098
434-670-080	NEW	03-06-069	458- 16A-110	NEW-P	03-03-099	458- 40-680	PREP	03-09-100
434-670-090	NEW	03-06-069	458- 16A-110	NEW	03-09-002	458- 40-680	AMD-P	03-16-009
446- 20-285	AMD	03-05-007	458- 16A-115	NEW-P	03-03-099	458- 61-100	PREP	03-07-065

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
458-61-100	AMD-P	03-11-079	468-95-055	REP-P	03-03-029	468-95-260	NEW-E	03-03-028
458-61-100	AMD	03-18-023	468-95-055	REP	03-06-053	468-95-260	NEW-P	03-03-029
468-06-040	AMD-X	03-04-062	468-95-060	REP-E	03-03-028	468-95-260	NEW	03-06-053
468-06-040	AMD	03-09-103	468-95-060	REP-P	03-03-029	468-95-270	NEW-E	03-03-028
468-15-010	NEW	03-03-012	468-95-060	REP	03-06-053	468-95-270	NEW-P	03-03-029
468-15-020	NEW	03-03-012	468-95-070	REP-E	03-03-028	468-95-270	NEW	03-06-053
468-15-030	NEW	03-03-012	468-95-070	REP-P	03-03-029	468-95-280	NEW-E	03-03-028
468-15-040	NEW	03-03-012	468-95-070	REP	03-06-053	468-95-280	NEW-P	03-03-029
468-15-050	NEW	03-03-012	468-95-080	REP-E	03-03-028	468-95-280	NEW	03-06-053
468-15-060	NEW	03-03-012	468-95-080	REP-P	03-03-029	468-95-290	NEW-E	03-03-028
468-38-110	PREP	03-14-027	468-95-080	REP	03-06-053	468-95-290	NEW-P	03-03-029
468-38-110	AMD-P	03-17-045	468-95-090	REP-E	03-03-028	468-95-290	NEW	03-06-053
468-38-110	AMD	03-20-070	468-95-090	REP-P	03-03-029	468-95-300	NEW-E	03-03-028
468-38-265	PREP	03-11-075	468-95-090	REP	03-06-053	468-95-300	NEW-P	03-03-029
468-38-265	AMD-E	03-14-026	468-95-100	REP-E	03-03-028	468-95-300	NEW	03-06-053
468-38-265	AMD-P	03-15-041	468-95-100	REP-P	03-03-029	468-95-310	NEW-E	03-03-028
468-38-265	AMD	03-19-026	468-95-100	REP	03-06-053	468-95-310	NEW-P	03-03-029
468-38-340	AMD	03-03-035	468-95-110	NEW-E	03-03-028	468-95-310	NEW	03-06-053
468-58-010	AMD-E	03-16-026	468-95-110	NEW-P	03-03-029	468-95-320	NEW-E	03-03-028
468-58-010	PREP	03-16-059	468-95-110	NEW	03-06-053	468-95-320	NEW-P	03-03-029
468-58-010	AMD-P	03-20-012	468-95-120	NEW-E	03-03-028	468-95-320	NEW	03-06-053
468-58-080	AMD-E	03-04-040	468-95-120	NEW-P	03-03-029	468-95-330	NEW-E	03-03-028
468-58-080	AMD-E	03-08-008	468-95-120	NEW	03-06-053	468-95-330	NEW-P	03-03-029
468-58-080	AMD-P	03-08-061	468-95-130	NEW-E	03-03-028	468-95-330	NEW	03-06-053
468-58-080	AMD	03-11-076	468-95-130	NEW-P	03-03-029	468-95-340	NEW-E	03-03-028
468-70	PREP	03-13-040	468-95-130	NEW	03-06-053	468-95-340	NEW-P	03-03-029
468-70-050	AMD-E	03-11-071	468-95-140	NEW-E	03-03-028	468-95-340	NEW	03-06-053
468-70-050	AMD-P	03-16-104	468-95-140	NEW-P	03-03-029	468-95-350	NEW-E	03-03-028
468-70-050	AMD	03-20-084	468-95-140	NEW	03-06-053	468-95-350	NEW-P	03-03-029
468-70-070	AMD-E	03-06-052	468-95-150	NEW-E	03-03-028	468-95-350	NEW	03-06-053
468-70-070	AMD-E	03-14-051	468-95-150	NEW-P	03-03-029	468-95-360	NEW-E	03-03-028
468-70-070	AMD-P	03-16-105	468-95-150	NEW	03-06-053	468-95-360	NEW-P	03-03-029
468-70-070	AMD	03-20-082	468-95-160	NEW-E	03-03-028	468-95-360	NEW	03-06-053
468-70-080	REP-E	03-06-052	468-95-160	NEW-P	03-03-029	468-95-370	NEW-E	03-03-028
468-70-080	REP-E	03-14-051	468-95-160	NEW	03-06-053	468-95-370	NEW-P	03-03-029
468-70-080	REP-P	03-16-105	468-95-170	NEW-E	03-03-028	468-95-370	NEW	03-06-053
468-70-080	REP	03-20-082	468-95-170	NEW-P	03-03-029	468-95-400	NEW-E	03-03-028
468-95-010	AMD-E	03-03-028	468-95-170	NEW	03-06-053	468-95-400	NEW-P	03-03-029
468-95-010	AMD-P	03-03-029	468-95-180	NEW-E	03-03-028	468-95-400	NEW	03-06-053
468-95-010	AMD	03-06-053	468-95-180	NEW-P	03-03-029	468-300-010	AMD-P	03-04-102
468-95-020	REP-E	03-03-028	468-95-180	NEW	03-06-053	468-300-010	AMD	03-08-072
468-95-020	REP-P	03-03-029	468-95-190	NEW-E	03-03-028	468-300-020	AMD-P	03-04-102
468-95-020	REP	03-06-053	468-95-190	NEW-P	03-03-029	468-300-020	AMD	03-08-072
468-95-025	REP-E	03-03-028	468-95-190	NEW	03-06-053	468-300-040	AMD-P	03-04-102
468-95-025	REP-P	03-03-029	468-95-200	NEW-E	03-03-028	468-300-040	AMD	03-08-072
468-95-025	REP	03-06-053	468-95-200	NEW-P	03-03-029	468-300-220	AMD-P	03-04-102
468-95-030	REP-E	03-03-028	468-95-200	NEW	03-06-053	468-300-220	AMD	03-08-072
468-95-030	REP-P	03-03-029	468-95-210	NEW-E	03-03-028	468-300-700	AMD-P	03-04-102
468-95-030	REP	03-06-053	468-95-210	NEW-P	03-03-029	468-300-700	AMD	03-08-072
468-95-035	REP-E	03-03-028	468-95-210	NEW	03-06-053	468-510-010	AMD-E	03-06-014
468-95-035	REP-P	03-03-029	468-95-220	NEW-E	03-03-028	468-510-010	AMD-E	03-14-050
468-95-035	REP	03-06-053	468-95-220	NEW-P	03-03-029	468-510-010	AMD-P	03-16-106
468-95-037	REP-E	03-03-028	468-95-220	NEW	03-06-053	468-510-010	AMD	03-20-083
468-95-037	REP-P	03-03-029	468-95-230	NEW-E	03-03-028	478-04	PREP	03-09-040
468-95-037	REP	03-06-053	468-95-230	NEW-P	03-03-029	478-04-020	AMD-P	03-19-101
468-95-040	REP-E	03-03-028	468-95-230	NEW	03-06-053	478-04-030	AMD-P	03-19-101
468-95-040	REP-P	03-03-029	468-95-240	NEW-E	03-03-028	478-04-040	NEW-P	03-19-101
468-95-040	REP	03-06-053	468-95-240	NEW-P	03-03-029	478-132-030	AMD	03-08-040
468-95-050	REP-E	03-03-028	468-95-240	NEW	03-06-053	478-136	PREP	03-15-099
468-95-050	REP-P	03-03-029	468-95-250	NEW-E	03-03-028	478-136-030	AMD-E	03-16-024
468-95-050	REP	03-06-053	468-95-250	NEW-P	03-03-029	478-136-030	AMD-P	03-19-102
468-95-055	REP-E	03-03-028	468-95-250	NEW	03-06-053	478-136-060	AMD-E	03-16-024

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
478-136-060	AMD-P	03-19-102	480-07-200	NEW-P	03-17-100	480-07-835	NEW-P	03-17-100
478-138-060	AMD-X	03-05-019	480-07-210	NEW-P	03-17-100	480-07-840	NEW-P	03-17-100
478-138-060	AMD	03-12-007	480-07-220	NEW-P	03-17-100	480-07-850	NEW-P	03-17-100
478-140-018	AMD-X	03-05-019	480-07-230	NEW-P	03-17-100	480-07-860	NEW-P	03-17-100
478-140-018	AMD	03-12-007	480-07-240	NEW-P	03-17-100	480-07-870	NEW-P	03-17-100
478-160-085	AMD-X	03-05-019	480-07-300	NEW-P	03-17-100	480-07-875	NEW-P	03-17-100
478-160-085	AMD	03-12-007	480-07-305	NEW-P	03-17-100	480-07-880	NEW-P	03-17-100
478-168-170	AMD-X	03-05-019	480-07-310	NEW-P	03-17-100	480-07-883	NEW-P	03-17-100
478-168-170	AMD	03-12-007	480-07-320	NEW-P	03-17-100	480-07-885	NEW-P	03-17-100
478-276-140	AMD-X	03-05-019	480-07-330	NEW-P	03-17-100	480-07-900	NEW-P	03-17-100
478-276-140	AMD	03-12-007	480-07-340	NEW-P	03-17-100	480-07-910	NEW-P	03-17-100
478-324-020	AMD-X	03-05-019	480-07-345	NEW-P	03-17-100	480-07-920	NEW-P	03-17-100
478-324-020	AMD	03-12-007	480-07-350	NEW-P	03-17-100	480-07-930	NEW-P	03-17-100
478-324-045	AMD-X	03-05-019	480-07-355	NEW-P	03-17-100	480-07-940	NEW-P	03-17-100
478-324-045	AMD	03-12-007	480-07-360	NEW-P	03-17-100	480-07-950	NEW-P	03-17-100
478-324-140	AMD-X	03-05-019	480-07-370	NEW-P	03-17-100	480-09-005	REP-P	03-17-100
478-324-140	AMD	03-12-007	480-07-375	NEW-P	03-17-100	480-09-010	REP-P	03-17-100
478-324-145	NEW-X	03-05-019	480-07-380	NEW-P	03-17-100	480-09-012	REP-P	03-17-100
478-324-145	NEW	03-12-007	480-07-385	NEW-P	03-17-100	480-09-015	REP-P	03-17-100
478-324-180	AMD-X	03-05-019	480-07-390	NEW-P	03-17-100	480-09-100	REP-P	03-17-100
478-324-180	AMD	03-12-007	480-07-395	NEW-P	03-17-100	480-09-101	REP-P	03-17-100
479-01-010	AMD-P	03-12-009	480-07-400	NEW-P	03-17-100	480-09-110	REP-P	03-17-100
479-01-010	AMD	03-16-077	480-07-405	NEW-P	03-17-100	480-09-115	REP-P	03-17-100
479-01-050	AMD-P	03-12-009	480-07-410	NEW-P	03-17-100	480-09-120	REP-P	03-17-100
479-01-050	AMD	03-16-077	480-07-415	NEW-P	03-17-100	480-09-125	REP-P	03-17-100
479-05-010	AMD-P	03-12-009	480-07-420	NEW-P	03-17-100	480-09-130	REP-P	03-17-100
479-05-010	AMD	03-16-077	480-07-423	NEW-P	03-17-100	480-09-135	REP-P	03-17-100
479-05-050	AMD-P	03-12-009	480-07-425	NEW-P	03-17-100	480-09-140	REP-P	03-17-100
479-05-050	AMD	03-16-077	480-07-430	NEW-P	03-17-100	480-09-150	REP-P	03-17-100
479-05-240	AMD-P	03-12-009	480-07-440	NEW-P	03-17-100	480-09-200	REP-P	03-17-100
479-05-240	AMD	03-16-077	480-07-450	NEW-P	03-17-100	480-09-210	REP-P	03-17-100
479-12-260	REP-P	03-12-009	480-07-460	NEW-P	03-17-100	480-09-220	REP-P	03-17-100
479-12-260	REP	03-16-077	480-07-470	NEW-P	03-17-100	480-09-230	REP-P	03-17-100
479-12-430	AMD-P	03-12-009	480-07-480	NEW-P	03-17-100	480-09-300	REP-P	03-17-100
479-12-430	AMD	03-16-077	480-07-490	NEW-P	03-17-100	480-09-310	REP-P	03-17-100
480-04-020	AMD-P	03-17-100	480-07-495	NEW-P	03-17-100	480-09-320	REP-P	03-17-100
480-04-030	AMD-P	03-17-100	480-07-498	NEW-P	03-17-100	480-09-330	REP-P	03-17-100
480-04-035	NEW-P	03-17-100	480-07-500	NEW-P	03-17-100	480-09-335	REP-P	03-17-100
480-04-050	AMD-P	03-17-100	480-07-505	NEW-P	03-17-100	480-09-337	REP-P	03-17-100
480-04-060	AMD-P	03-17-100	480-07-510	NEW-P	03-17-100	480-09-340	REP-P	03-17-100
480-04-065	AMD-P	03-17-100	480-07-520	NEW-P	03-17-100	480-09-390	REP-P	03-17-100
480-04-070	REP-P	03-17-100	480-07-530	NEW-P	03-17-100	480-09-400	REP-P	03-17-100
480-04-090	AMD-P	03-17-100	480-07-540	NEW-P	03-17-100	480-09-410	REP-P	03-17-100
480-04-095	AMD-P	03-17-100	480-07-550	NEW-P	03-17-100	480-09-420	REP-P	03-17-100
480-04-100	AMD-P	03-17-100	480-07-600	NEW-P	03-17-100	480-09-425	REP-P	03-17-100
480-04-110	REP-P	03-17-100	480-07-610	NEW-P	03-17-100	480-09-426	REP-P	03-17-100
480-04-120	AMD-P	03-17-100	480-07-620	NEW-P	03-17-100	480-09-430	REP-P	03-17-100
480-04-130	AMD-P	03-17-100	480-07-630	NEW-P	03-17-100	480-09-440	REP-P	03-17-100
480-07-010	NEW-P	03-17-100	480-07-640	NEW-P	03-17-100	480-09-450	REP-P	03-17-100
480-07-100	NEW-P	03-17-100	480-07-650	NEW-P	03-17-100	480-09-460	REP-P	03-17-100
480-07-110	NEW-P	03-17-100	480-07-660	NEW-P	03-17-100	480-09-465	REP-P	03-17-100
480-07-120	NEW-P	03-17-100	480-07-700	NEW-P	03-17-100	480-09-466	REP-P	03-17-100
480-07-125	NEW-P	03-17-100	480-07-710	NEW-P	03-17-100	480-09-467	REP-P	03-17-100
480-07-130	NEW-P	03-17-100	480-07-720	NEW-P	03-17-100	480-09-470	REP-P	03-17-100
480-07-140	NEW-P	03-17-100	480-07-730	NEW-P	03-17-100	480-09-475	REP-P	03-17-100
480-07-140	NEW-S	03-20-117	480-07-740	NEW-P	03-17-100	480-09-480	REP-P	03-17-100
480-07-143	NEW-P	03-17-100	480-07-750	NEW-P	03-17-100	480-09-500	REP-P	03-17-100
480-07-145	NEW-P	03-17-100	480-07-800	NEW-P	03-17-100	480-09-510	REP-P	03-17-100
480-07-150	NEW-P	03-17-100	480-07-810	NEW-P	03-17-100	480-09-520	REP-P	03-17-100
480-07-160	NEW-P	03-17-100	480-07-820	NEW-P	03-17-100	480-09-530	REP-P	03-17-100
480-07-170	NEW-P	03-17-100	480-07-825	NEW-P	03-17-100	480-09-600	REP-P	03-17-100
480-07-180	NEW-P	03-17-100	480-07-830	NEW-P	03-17-100	480-09-610	REP-P	03-17-100

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-09-620	REP-P	03-17-100	480-75-999	AMD-X	03-19-130	495D-135-040	AMD	03-13-080
480-09-700	REP-P	03-17-100	480-80-010	AMD-S	03-20-117	504-14-810	AMD-P	03-10-057
480-09-705	REP-P	03-17-100	480-80-015	AMD-S	03-20-117	504-14-810	AMD	03-15-060
480-09-710	REP-P	03-17-100	480-80-105	AMD-S	03-20-117	504-14-830	AMD-P	03-10-057
480-09-720	REP-P	03-17-100	480-80-121	AMD-X	03-15-142	504-14-830	AMD	03-15-060
480-09-730	REP-P	03-17-100	480-80-122	AMD-X	03-15-142	504-18-170	AMD-P	03-10-058
480-09-735	REP-P	03-17-100	480-80-126	NEW-X	03-15-142	504-18-170	AMD	03-15-061
480-09-736	REP-P	03-17-100	480-80-142	AMD-S	03-20-117	504-19-810	AMD-P	03-10-059
480-09-740	REP-P	03-17-100	480-80-143	AMD-S	03-20-117	504-19-810	AMD	03-15-062
480-09-745	REP-P	03-17-100	480-80-205	AMD-X	03-15-142	504-19-830	AMD-P	03-10-059
480-09-750	REP-P	03-17-100	480-80-241	AMD-S	03-20-117	504-19-830	AMD	03-15-062
480-09-751	REP-P	03-17-100	480-90-003	AMD-S	03-20-117	504-25-001	AMD-P	03-10-060
480-09-760	REP-P	03-17-100	480-90-008	AMD-S	03-20-117	504-25-001	AMD	03-16-035
480-09-770	REP-P	03-17-100	480-90-123	AMD-S	03-20-117	504-25-004	REP-P	03-10-060
480-09-780	REP-P	03-17-100	480-90-153	AMD-X	03-15-142	504-25-004	REP	03-16-035
480-09-800	REP-P	03-17-100	480-90-173	AMD-S	03-20-117	504-25-012	REP-P	03-10-060
480-09-810	REP-P	03-17-100	480-90-238	PREP	03-09-069	504-25-012	REP	03-16-035
480-09-815	REP-P	03-17-100	480-90-999	AMD-X	03-19-130	504-25-025	AMD-P	03-10-060
480-09-820	REP-P	03-17-100	480-92-060	AMD-S	03-20-117	504-25-025	AMD	03-16-035
480-14-050	AMD-S	03-20-117	480-92-090	AMD-S	03-20-117	504-25-030	AMD-P	03-10-060
480-14-190	AMD-S	03-20-117	480-100-003	AMD-S	03-20-117	504-25-030	AMD	03-16-035
480-14-999	AMD-X	03-19-130	480-100-008	AMD-S	03-20-117	504-25-035	AMD-P	03-10-060
480-15-035	AMD-S	03-20-117	480-100-123	AMD-S	03-20-117	504-25-035	AMD	03-16-035
480-15-080	AMD-S	03-20-117	480-100-153	AMD-X	03-15-142	504-25-040	AMD-P	03-10-060
480-15-090	AMD-S	03-20-117	480-100-173	AMD-S	03-20-117	504-25-040	AMD	03-16-035
480-15-120	AMD-S	03-20-117	480-100-238	PREP	03-09-068	504-25-043	NEW-P	03-10-060
480-15-310	AMD-S	03-20-117	480-100-999	AMD-X	03-19-130	504-25-043	NEW	03-16-035
480-15-350	AMD-S	03-20-117	480-107	PREP	03-09-070	504-25-050	AMD-P	03-10-060
480-15-440	AMD-S	03-20-117	480-107-001	AMD-X	03-15-142	504-25-050	AMD	03-16-035
480-15-460	AMD-S	03-20-117	480-107-005	AMD-X	03-15-142	504-25-051	NEW-P	03-10-060
480-15-510	AMD-S	03-20-117	480-110-215	AMD-S	03-20-117	504-25-051	NEW	03-16-035
480-15-520	AMD-S	03-20-117	480-110-295	AMD-S	03-20-117	504-25-085	AMD-P	03-10-060
480-15-999	AMD-X	03-19-130	480-110-385	AMD-S	03-20-117	504-25-085	AMD	03-16-035
480-30-032	AMD-S	03-20-117	480-110-435	AMD-X	03-15-142	504-25-137	AMD-P	03-10-060
480-30-999	AMD-X	03-19-130	480-120-011	AMD-S	03-20-117	504-25-137	AMD	03-16-035
480-31-090	AMD-S	03-20-117	480-120-015	AMD-S	03-20-117	504-25-138	AMD-P	03-10-060
480-31-999	AMD-X	03-19-130	480-120-017	NEW	03-03-090	504-25-138	AMD	03-16-035
480-40-999	NEW-X	03-19-130	480-120-019	NEW	03-03-090	504-25-200	AMD-P	03-10-060
480-51-040	AMD-S	03-20-117	480-120-083	AMD-X	03-15-142	504-25-200	AMD	03-16-035
480-51-050	AMD-S	03-20-117	480-120-146	AMD-P	03-16-063	504-25-201	AMD-P	03-10-060
480-51-060	AMD-S	03-20-117	480-120-147	AMD-X	03-15-142	504-25-201	AMD	03-16-035
480-51-120	AMD-S	03-20-117	480-120-166	AMD-S	03-20-117	504-25-205	AMD-P	03-10-060
480-60-012	AMD-S	03-20-117	480-120-173	NEW	03-03-090	504-25-205	AMD	03-16-035
480-60-014	AMD-S	03-20-117	480-120-264	AMD-X	03-15-142	504-25-215	AMD-P	03-10-060
480-60-020	AMD-S	03-20-117	480-120-305	AMD-S	03-20-117	504-25-215	AMD	03-16-035
480-62-140	AMD-S	03-20-117	480-120-439	AMD-X	03-15-142	504-25-222	AMD-P	03-10-060
480-62-145	AMD-S	03-20-117	480-120-560	AMD-S	03-20-117	504-25-222	AMD	03-16-035
480-62-999	AMD-X	03-19-130	480-121-011	AMD-S	03-20-117	504-25-224	AMD-P	03-10-060
480-66-120	AMD-S	03-20-117	480-121-015	AMD-S	03-20-117	504-25-224	AMD	03-16-035
480-66-140	AMD-S	03-20-117	480-121-061	AMD-S	03-20-117	504-25-226	AMD-P	03-10-060
480-66-150	AMD-S	03-20-117	480-121-063	AMD-X	03-15-142	504-25-226	AMD	03-16-035
480-66-160	AMD-S	03-20-117	480-140-015	AMD-S	03-20-117	504-25-227	AMD-P	03-10-060
480-70-036	AMD-S	03-20-117	480-140-080	AMD-S	03-20-117	504-25-227	AMD	03-16-035
480-70-051	AMD-S	03-20-117	490-500-520	REP-P	03-15-035	504-25-228	AMD-P	03-10-060
480-70-106	AMD-S	03-20-117	490-500-520	REP	03-19-075	504-25-228	AMD	03-16-035
480-70-131	AMD-S	03-20-117	491-02	PREP	03-15-085	504-25-229	AMD-P	03-10-060
480-70-231	AMD-S	03-20-117	491-02-095	AMD-P	03-19-095	504-25-229	AMD	03-16-035
480-70-256	AMD-S	03-20-117	495A-121-011	PREP	03-09-041	504-25-230	AMD-P	03-10-060
480-70-339	AMD-S	03-20-117	495A-121-041	PREP	03-09-041	504-25-230	AMD	03-16-035
480-70-386	AMD-S	03-20-117	495A-121-044	PREP	03-09-041	504-25-231	REP-P	03-10-060
480-70-999	AMD-X	03-19-130	495D-135-040	PREP	03-07-085	504-25-231	REP	03-16-035
480-75-260	AMD-S	03-20-117	495D-135-040	AMD-P	03-10-063	504-25-245	AMD-P	03-10-060

TABLE

**Table of WAC Sections Affected**

<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>	<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>	<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>
504- 25-245	AMD	03-16-035						
504- 25-310	AMD-P	03-10-060						
504- 25-310	AMD	03-16-035						
504- 25-315	AMD-P	03-10-060						
504- 25-315	AMD	03-16-035						
504- 25-320	AMD-P	03-10-060						
504- 25-320	AMD	03-16-035						
504- 25-325	AMD-P	03-10-060						
504- 25-325	AMD	03-16-035						
504- 25-330	AMD-P	03-10-060						
504- 25-330	AMD	03-16-035						
504- 25-335	AMD-P	03-10-060						
504- 25-335	AMD	03-16-035						
504- 25-340	AMD-P	03-10-060						
504- 25-340	AMD	03-16-035						
504- 25-350	AMD-P	03-10-060						
504- 25-350	AMD	03-16-035						
504- 25-355	AMD-P	03-10-060						
504- 25-355	AMD	03-16-035						
504- 25-360	AMD-P	03-10-060						
504- 25-360	AMD	03-16-035						
516- 60	PREP	03-14-041						

**TABLE**





## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

### ACADEMIC ACHIEVEMENT AND ACCOUNTABILITY COMMISSION

Meetings MISC 03-02-027  
 Performance and improvement goals PREP 03-02-013  
 PROP 03-05-101  
 PERM 03-09-144

### ACCOUNTANCY, BOARD OF

Continuing professional education PREP 03-17-040  
 Ethics and prohibited acts independence PREP 03-12-083  
 PROP 03-17-060  
 Examinations application procedure PREP 03-01-101  
 PROP 03-09-051  
 PROP 03-10-036  
 PERM 03-17-041  
 cheating PREP 03-05-012  
 PROP 03-09-052  
 PERM 03-17-042  
 fees PREP 03-01-102  
 PROP 03-18-083  
 General provisions PREP 03-12-052  
 PROP 03-17-061  
 Meetings MISC 03-01-100

### ADVANCED TUITION PAYMENT, COMMITTEE ON

Meetings MISC 03-03-050  
 MISC 03-15-055

### AGING AND ADULT SERVICES

(See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)

### AGRICULTURE, DEPARTMENT OF

Animal waste PROP 03-19-127  
 Apple commission EMER 03-20-036  
 Apples standards PREP 03-15-120  
**PROP 03-20-094**  
 Apricots, standards PREP 03-15-118  
**PROP 03-20-093**  
 Aquaculture identification requirements EXPE 03-08-088  
 PERM 03-13-005  
 Asparagus commission MISC 03-03-005  
 MISC 03-06-082  
 MISC 03-19-014  
 Barley commission MISC 03-04-034  
 Beef commission MISC 03-03-073  
 MISC 03-05-013  
 MISC 03-08-014  
 MISC 03-10-031  
 MISC 03-19-065  
 Caneberry certification fees PREP 03-03-120  
 PROP 03-07-089  
 PERM 03-10-081  
 EXPE 03-17-075  
 Canola/rapeseed commission MISC 03-01-120  
 Commercial feed PROP 03-19-128  
 Dairy products commission MISC 03-04-015  
 Dry pea and lentil marketing order PROP 03-06-101  
 Fertilizer bulk storage and operational area containment PREP 03-16-102  
**PROP 03-20-118**  
 label information PREP 03-13-114  
 PROP 03-19-125  
 PERM 03-02-100  
 violations PROP 03-02-094  
 PERM 03-06-006  
 Forest reproductive material  
 Fruit and vegetable inspection fees PREP 03-03-131  
 PROP 03-07-081  
 PREP 03-10-102  
 requirements PREP 03-15-119  
 Fryers, broilers, and roasters PROP 03-19-098  
 Grain inspection fees PREP 03-03-086  
 PROP 03-07-082  
 PERM 03-12-040  
 PERM 03-09-112  
 Grapevines, inspection fees EXPE 03-03-124  
 PERM 03-08-018  
 Grass sod EXPE 03-13-129  
 Honey MISC 03-01-074  
 Hop commodity board

Horticulture bacterial ring rot in seed potatoes EXPE 03-01-126  
 PERM 03-05-079  
 nursery inspection fees PROP 03-07-091  
 PERM 03-10-083  
 PREP 03-01-125  
 plant tagging requirements winter pears, controlled atmosphere storage requirements PREP 03-14-142  
 Liquefied petroleum gas, motor and heating fuel PREP 03-03-122  
 Livestock inspection and identification PREP 03-13-128  
 livestock nutrient management program (LNMP) appeals EMER 03-17-080  
**PREP 03-20-121**  
 Noxious weed control board meetings MISC 03-04-037  
 MISC 03-08-059  
 MISC 03-10-013  
 MISC 03-12-015  
 PREP 03-10-012  
**PROP 03-20-034**  
 PERM 03-04-001  
 EXPE 03-11-098  
 PROP 03-06-102  
 PREP 03-14-135  
 EXPE 03-17-075  
 PROP 03-18-124  
 Organic foods certification of processors standards and certification PERM 03-03-044  
 PERM 03-03-045  
 Pesticides commission on pesticide registration MISC 03-15-058  
 Franklin County, restricted use EXPE 03-07-037  
 PERM 03-11-097  
 general pesticide rules, updates and clarifications PROP 03-17-095  
 EXPE 03-09-088  
 PERM 03-14-044  
 mevinphos (phosdrin) PROP 03-02-099  
 PERM 03-05-034  
 mosquito larvae control secondary and operational area containment of bulk pesticides PROP 03-05-075  
 PERM 03-09-034  
 PROP 03-02-098  
 PERM 03-05-033  
 PROP 03-19-126  
 thiamethoxam  
 Pet food  
 Poultry chicken slaughter PREP 03-12-093  
 Exotic Newcastle Disease quarantine EMER 03-03-085  
 Public notice spartina treatment MISC 03-09-067  
 MISC 03-11-049  
 MISC 03-13-102  
 MISC 03-15-070  
 MISC 03-18-017  
**MISC 03-20-037**  
 Quarantine apple maggot PREP 03-20-119  
 Exotic Newcastle Disease (END) PREP 03-12-020  
 EMER 03-12-021  
 PROP 03-15-139  
 PERM 03-19-029  
 PROP 03-07-092  
 PERM 03-10-082  
 EXPE 03-17-075  
 EXPE 03-11-098  
 PERM 03-16-038  
 EXPE 03-13-130  
**PERM 03-20-063**  
 plant pathology fees  
 yellow nutsedge  
 Refrigerator locker establishments  
 Rules agenda MISC 03-04-068  
 MISC 03-06-025  
 MISC 03-16-001  
 PROP 03-09-035  
 PROP 03-10-062  
 PROP 03-12-042  
**EXPE 03-20-062**  
 PROP 03-02-095  
 PROP 03-03-130  
 PERM 03-06-005  
 withdrawal  
 Seed certification and fees

**INDEX**



## Subject/Agency Index

(Citation in bold type refer to material in this issue)

county ordinances	PROP 03-09-078		
	PERM 03-14-052		
Gorge commission ordinances	PROP 03-09-079		
	PERM 03-14-053		
Rules coordinator	MISC 03-09-011		
<b>COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD FOR</b>			
Certification requirements for professional-technical faculty	PREP 03-14-124		
Excess credits, tuition and fees	PREP 03-14-123		
	PROP 03-18-002		
Meetings	MISC 03-20-049		
Tuition charges for ungraded courses	PREP 03-09-043		
	EMER 03-15-020		
	PROP 03-15-021		
	PERM 03-19-050		
<b>COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT, DEPARTMENT OF</b>			
Community development, office of low-income home energy assistance program abbreviated model plan public hearings	MISC 03-11-038		
	MISC 03-08-063		
Community economic revitalization board meetings	MISC 03-08-015		
Manufactured housing installer training and certification program application fees	PERM 03-07-035		
Office of manufactured housing	PERM 03-07-036		
Public works board meetings	MISC 03-03-036		
	MISC 03-05-032		
	MISC 03-20-007		
<b>CONSERVATION COMMISSION</b>			
Meetings	MISC 03-01-066		
<b>CONVENTION AND TRADE CENTER</b>			
Meetings	MISC 03-01-067		
	MISC 03-01-068		
	MISC 03-01-098		
	MISC 03-03-092		
	MISC 03-05-055		
	MISC 03-05-056		
	MISC 03-07-060		
	MISC 03-09-045		
	MISC 03-09-046		
	MISC 03-11-036		
	MISC 03-12-010		
	MISC 03-13-057		
	MISC 03-13-058		
	MISC 03-14-125		
	MISC 03-15-040		
	MISC 03-16-070		
	MISC 03-19-011		
	MISC 03-19-012		
	MISC 03-19-028		
<b>CORRECTIONS, DEPARTMENT OF</b>			
Facility siting	PREP 03-16-071		
Meetings	MISC 03-03-030		
	MISC 03-10-025		
Rules agenda	MISC 03-02-075		
	MISC 03-15-005		
updates and corrections	MISC 03-16-072		
	EXPE 03-16-073		
<b>COUNTY ROAD ADMINISTRATION BOARD</b>			
County road log	PERM 03-05-009		
Due dates, ascertaining expenditures	PROP 03-17-046		
Meetings	MISC 03-04-106		
	MISC 03-10-056		
	MISC 03-15-100		
Rules coordinator	MISC 03-01-091		
	MISC 03-07-017		
Rural arterial trust account (RATA) eligibility	PERM 03-05-010		
emergency projects	PERM 03-05-011		
limitations on allocations	PROP 03-05-008		
	PERM 03-11-046		
<b>CRIMINAL JUSTICE TRAINING COMMISSION</b>			
Basic certification	PROP 03-01-038		
	PREP 03-05-090		
	PERM 03-07-099		
	PROP 03-09-010		
	PERM 03-13-098		
Corrections training	PERM 03-02-009		
Firearms certification	PERM 03-02-007		
	PERM 03-02-008		
Fully commissioned part-time officers, training	PREP 03-11-055		
	PROP 03-15-029		
	PERM 03-19-123		
Meetings	MISC 03-19-124		
Peace officer certification	PERM 03-02-010		
Police dog handlers	PROP 03-03-091		
	PERM 03-07-100		
Private investigators	PERM 03-07-098		
Railroad police officers	PREP 03-11-056		
	PROP 03-15-030		
	PERM 03-19-122		
Rules withdrawal	PROP 03-01-092		
<b>DEAF, WASHINGTON STATE SCHOOL FOR THE</b>			
Disclosure of educational records	PROP 03-15-015		
	PROP 03-16-068		
	PERM 03-20-014		
Meetings	MISC 03-01-105		
	MISC 03-03-087		
	MISC 03-05-004		
	MISC 03-11-022		
	MISC 03-14-055		
	MISC 03-15-046		
	MISC 03-16-075		
	MISC 03-17-012		
	MISC 03-20-048		
	MISC 03-20-111		
<b>EASTERN WASHINGTON UNIVERSITY</b>			
Alcoholic beverages on campus, policies	PREP 03-08-013		
	PROP 03-11-099		
	PERM 03-18-070		
Meetings	MISC 03-01-073		
	MISC 03-03-125		
	MISC 03-04-016		
	MISC 03-06-017		
	MISC 03-06-077		
	MISC 03-07-021		
	MISC 03-07-069		
	MISC 03-10-052		
	MISC 03-11-064		
	MISC 03-12-008		
	MISC 03-14-029		
	MISC 03-14-094		
	MISC 03-14-139		
	MISC 03-17-055		
	MISC 03-20-016		
<b>ECOLOGY, DEPARTMENT OF</b>			
Agricultural water supply facilities	PROP 03-02-033		
	PERM 03-07-104		
Controlled substances, disposal of dangerous waste	EMER 03-03-047		
	PERM 03-07-049		
Delegation, employees	EXPE 03-04-081		
	PERM 03-10-019		
Implementation plan revision, state	MISC 03-05-091		
Meetings	MISC 03-01-057		
	MISC 03-05-049		
New resource review	PREP 03-17-049		
Oil spill compensation	EXPE 03-06-036		
	PERM 03-11-010		
Public hearings	MISC 03-10-061		
	MISC 03-12-097		
Rules agenda	MISC 03-02-089		
	MISC 03-14-128		
	PREP 03-06-034		
	PREP 03-06-035		
withdrawal	MISC 03-20-116		
Sand and gravel general permit	PREP 03-03-019		
Shorelines management	PROP 03-13-108		

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Skagit River instream flow rule	PREP 03-10-011	Endorsements	PREP 03-02-073
	PREP 03-14-023		PREP 03-04-021
Solid waste			PERM 03-04-023
financial assurance requirements	PERM 03-04-103		PROP 03-09-024
handling standards	PERM 03-03-043		EMER 03-09-025
	EXPE 03-05-095		PROP 03-09-026
incinerator facilities	PERM 03-10-020		EMER 03-09-027
	PROP 03-13-077		PERM 03-14-114
	PROP 03-16-027		PERM 03-14-122
State Environmental Policy Act (SEPA)	PROP 03-03-082		EMER 03-18-066
	PERM 03-16-067		PERM 03-19-019
Total maximum daily load (TMDL)	MISC 03-05-050	First people's language certification	PERM 03-04-026
	MISC 03-13-109	GED	PREP 03-10-073
Wastewater		High school	
stormwater management manual	MISC 03-11-096	credit, definition	PREP 03-18-057
	MISC 03-15-091	graduation requirements	PREP 03-04-110
Water			EMER 03-09-018
surface water quality standards	PROP 03-01-124		PROP 03-09-028
	PROP 03-04-082		PERM 03-14-118
	PERM 03-14-129		PREP 03-18-049
underground artificial storage	PERM 03-03-081	transcripts	PERM 03-04-055
water treatment plant general permit	MISC 03-15-081	Library media centers	PREP 03-01-075
Water rights			PREP 03-10-074
policy statement	MISC 03-16-088		PROP 03-18-061
water conservancy boards	PERM 03-01-039	Meetings	MISC 03-01-046
			MISC 03-06-041
<b>ECONOMIC DEVELOPMENT FINANCE AUTHORITY</b>			MISC 03-11-065
Meetings	MISC 03-04-071		MISC 03-15-123
	MISC 03-09-077	National certification	PREP 03-04-020
	MISC 03-13-021		EMER 03-04-027
<b>EDMONDS COMMUNITY COLLEGE</b>			EMER 03-04-028
Meetings	MISC 03-02-028	Preparation programs	EMER 03-09-025
	MISC 03-15-013		PREP 03-09-019
			PREP 03-09-021
<b>EDUCATION, STATE BOARD OF</b>			PREP 03-09-085
Adult education	PREP 03-10-075		PREP 03-09-086
Assignment of classroom teachers	PREP 03-09-022		EMER 03-12-038
	PREP 03-09-084		EMER 03-12-039
	EMER 03-14-121		PREP 03-18-051
	PROP 03-16-013		PREP 03-18-052
	PREP 03-18-050		PREP 03-18-054
	PROP 03-18-067		EMER 03-18-064
Buses			PERM 03-19-020
drivers, qualifications	PREP 03-18-053	Private schools	PERM 03-19-021
Certification			PERM 03-04-053
investigative proceedings	PREP 03-09-082		PROP 03-14-111
	PREP 03-09-083		PROP 03-14-112
	PREP 03-10-028		PROP 03-14-113
	PREP 03-10-029		PERM 03-14-114
renewal	EXPE 03-10-071	Pupils	
	PERM 03-15-121	immunization	PERM 03-13-079
standards	PREP 03-01-081	Rules	
	PROP 03-04-019	withdrawal	PROP 03-03-060
	PERM 03-04-022		PROP 03-03-061
	PERM 03-04-024		PROP 03-03-062
	PERM 03-04-025	School accreditation	PREP 03-04-111
	PREP 03-04-109		PREP 03-04-112
	PREP 03-09-019		PREP 03-18-058
	PROP 03-09-023	School construction	PREP 03-10-077
	PROP 03-10-070	State assistance in providing school plant	
	PREP 03-10-076	facilities modernization	EMER 03-14-116
	PERM 03-12-035	State support	PREP 03-18-055
	PREP 03-12-036	Superintendent of public instruction, annual report	PROP 03-18-062
	PERM 03-14-115	Waivers for restructuring	PREP 03-18-056
	PERM 03-14-119		
	PROP 03-18-059	<b>EDUCATOR STANDARDS BOARD, PROFESSIONAL</b>	
teacher professional certificate	PREP 03-09-020	Meetings	MISC 03-02-061
	PROP 03-18-060		
uniform expiration date	PREP 03-07-004	<b>EMPLOYMENT SECURITY, DEPARTMENT OF</b>	
	EMER 03-08-060	Contributions	
	PROP 03-09-029	delinquent payment	PROP 03-16-111
	PERM 03-14-120	Extended benefits	PROP 03-01-103
	PERM 03-04-054		PERM 03-06-038
Courses of study		Rules	
District organization	PREP 03-12-037	agenda	MISC 03-04-064
clarifications, rules	PREP 03-19-018		MISC 03-16-060
	EMER 03-14-117	coordinator	MISC 03-06-037
regional committee decision-making criteria	PROP 03-18-063	Shared work program	PREP 03-11-072
	EMER 03-18-065	Unemployment compensation system revisions	PREP 03-14-140
small schools	PREP 03-02-074		PREP 03-14-141
Education centers	PREP 03-10-072		

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

### ENERGY FACILITY SITE EVALUATION COUNCIL

Rules  
coordinator MISC 03-12-031

### ENVIRONMENTAL HEARINGS OFFICE

Livestock nutrient management program EMER 03-17-077  
PREP 03-20-122

### EVERETT COMMUNITY COLLEGE

Meetings MISC 03-14-040  
MISC 03-14-088  
MISC 03-17-024

### EVERGREEN STATE COLLEGE, THE

Meetings MISC 03-02-085

### EXECUTIVE ETHICS BOARD

Meetings MISC 03-07-026  
MISC 03-11-013

### FINANCIAL INSTITUTIONS, DEPARTMENT OF

Escrow trust account PREP 03-17-058  
Money transmission and currency exchange  
businesses PREP 03-15-044  
EMER 03-16-074  
Mortgage lending prosecution account PREP 03-17-043  
Rules  
agenda MISC 03-04-039

### FINANCIAL MANAGEMENT, OFFICE OF

Pay dates EXPE 03-07-083  
PERM 03-11-073  
Rules  
agenda MISC 03-16-048  
Wage overpayments EXPE 03-16-039

### FISH AND WILDLIFE, DEPARTMENT OF

Enforcement officers, disability payments PREP 03-06-031  
PROP 03-12-076  
PERM 03-03-016  
MISC 03-03-048  
Falcons  
Fish and wildlife commission MISC 03-03-048  
Fishing, commercial  
area boundary definitions PREP 03-08-046  
PROP 03-02-105  
EMER 03-04-058  
PERM 03-05-078  
EMER 03-07-002  
EMER 03-07-024  
EMER 03-13-008  
EMER 03-15-064  
EMER 03-16-016  
EMER 03-19-088  
EMER 03-19-088  
PREP 03-07-013  
PROP 03-13-087  
PROP 03-08-100  
EMER 03-13-025  
EMER 03-19-049  
EMER 03-01-033  
EMER 03-01-063  
EMER 03-02-019  
EMER 03-04-007  
EMER 03-04-046  
EMER 03-05-006  
EMER 03-05-047  
EMER 03-06-020  
EMER 03-07-014  
EMER 03-08-048  
EMER 03-09-081  
EMER 03-10-021  
EMER 03-10-022  
EMER 03-13-067  
PROP 03-13-087  
PREP 03-14-068  
EMER 03-14-085  
PREP 03-15-112  
PREP 03-16-054  
PERM 03-17-008  
EMER 03-17-052  
EMER 03-18-035  
EMER 03-19-048  
**EMER 03-20-044**  
PROP 03-02-044

Deep River

Denman Island disease  
direct retail endorsement

dogfish

herring

mackerel  
pilchard

pollock  
prawns  
sales, notice of  
salmon

salmon eggs

sardines

sea cucumbers

PERM 03-05-061  
EMER 03-01-078  
PERM 03-05-059  
EMER 03-16-031  
EMER 03-17-090  
EXPE 03-19-109  
PROP 03-02-036  
PERM 03-05-063  
EMER 03-13-078  
PROP 03-02-077  
EMER 03-05-002  
PERM 03-05-062  
EMER 03-15-137  
EMER 03-11-027  
EMER 03-13-036  
EMER 03-05-027  
PREP 03-09-087  
PREP 03-15-111  
EMER 03-01-032  
PROP 03-02-031  
EMER 03-02-091  
EMER 03-02-092  
EMER 03-04-033  
EMER 03-04-078  
EMER 03-05-036  
PERM 03-05-076  
EMER 03-07-044  
EMER 03-08-004  
EMER 03-09-080  
PREP 03-09-121  
EMER 03-10-003  
EMER 03-10-005  
EMER 03-10-006  
EMER 03-10-042  
EMER 03-12-002  
EMER 03-12-023  
EMER 03-13-014  
EXPE 03-13-106  
EXPE 03-13-145  
PROP 03-13-146  
EMER 03-14-049  
EMER 03-14-084  
EMER 03-14-086  
EMER 03-15-004  
EMER 03-15-042  
EMER 03-15-093  
EMER 03-16-056  
EMER 03-16-064  
PERM 03-16-101  
EMER 03-17-019  
EMER 03-17-020  
EMER 03-17-025  
EMER 03-17-053  
PERM 03-18-004  
PERM 03-18-005  
EMER 03-18-018  
EMER 03-18-019  
EMER 03-18-034  
EMER 03-18-043  
EMER 03-18-045  
PREP 03-18-047A  
EMER 03-18-095  
EMER 03-19-024  
EMER 03-19-037  
EMER 03-19-038  
EMER 03-19-084  
EMER 03-19-085  
EMER 03-19-086  
**EMER 03-20-002**  
**EMER 03-20-005**  
**EMER 03-20-018**  
**EMER 03-20-019**  
**EMER 03-20-098**  
PROP 03-02-032  
PERM 03-10-010  
PREP 03-03-053  
PROP 03-08-100  
PERM 03-13-002  
PROP 03-13-085  
EMER 03-14-031  
EMER 03-15-052  
PERM 03-16-098

## Subject/Agency Index

(Citation in bold type refer to material in this issue)

	EMER 03-17-003		EMER 03-06-030
	EMER 03-18-048		EMER 03-07-003
sea urchins	EMER 03-01-054		EMER 03-08-049
	EMER 03-02-046		EMER 03-09-060
	EMER 03-03-002		EMER 03-11-023
	EMER 03-03-068		EMER 03-11-039
shad	EMER 03-11-080		EMER 03-11-051
shellfish	EMER 03-11-002		EMER 03-11-082
clam sales from oyster reserve lands	PREP 03-09-036		EMER 03-12-032
	PROP 03-13-032		EMER 03-12-060
	PERM 03-16-099		EMER 03-13-039
clams other than razor clams	EMER 03-10-002		EMER 03-13-066
embedded shellfish that are not private sector			EMER 03-15-003
cultured aquatic products	PREP 03-07-033		EMER 03-16-010
	PROP 03-13-140	gamefish	EMER 03-17-032
geoduck	PREP 03-01-053		EMER 03-06-028
	PROP 03-06-065		EMER 03-07-023
	EMER 03-09-072		EMER 03-08-054
	PERM 03-10-008	halibut	EMER 03-13-013
horse clams	PREP 03-01-053		EMER 03-09-061
razor clams	EMER 03-17-001		EMER 03-11-026
	EMER 03-17-018		EMER 03-11-081
	<b>EMER 03-20-038</b>		EMER 03-13-019
	<b>EMER 03-20-039</b>		EMER 03-13-070
shrimp	PROP 03-02-030	hatchery fish identification	EMER 03-15-082
	PROP 03-02-037	herring	EXPE 03-16-084
	PERM 03-05-060	licenses	EMER 03-19-087
	PERM 03-05-064	permanent annual	PREP 03-13-031
	EMER 03-09-013	lingcod	EMER 03-07-032
	EMER 03-09-081	point-of-sale transaction fee for recreational	
	PREP 03-09-122	documents	EXPE 03-18-038
	EMER 03-09-122		EMER 03-18-042
	EMER 03-11-008	rules, areas and seasons	PERM 03-05-057
	EMER 03-12-016		EXPE 03-12-094
	PROP 03-13-030		PERM 03-16-110
	EMER 03-13-084		PREP 03-18-008
	PROP 03-13-147	salmon	EMER 03-05-037
	EMER 03-14-048		EMER 03-06-007
	EMER 03-14-149		EMER 03-07-001
	EMER 03-15-053		EMER 03-09-001
	EMER 03-15-083		EMER 03-10-001
	EMER 03-15-136		EMER 03-10-015
	EMER 03-16-011		EMER 03-10-032
	EMER 03-16-023		EMER 03-10-033
	EMER 03-16-042		EMER 03-10-039
	PERM 03-16-097		EMER 03-10-053
	EMER 03-17-002		EMER 03-11-001
	PERM 03-17-007		EMER 03-11-037
	PERM 03-17-008		EMER 03-12-022
	EMER 03-17-011		EMER 03-12-041
	EMER 03-17-017		EXPE 03-12-095
	EMER 03-17-050		EMER 03-13-001
	EMER 03-17-051		EMER 03-13-068
	EMER 03-17-067		EMER 03-13-094
	EMER 03-19-002		EXPE 03-14-069
	EMER 03-19-041		EMER 03-14-073
	EMER 03-19-042		EMER 03-15-095
	<b>EMER 03-20-006</b>		EMER 03-16-043
smelt	EMER 03-02-017		EMER 03-16-055
	EMER 03-07-015		PERM 03-16-109
	EMER 03-19-088		EMER 03-18-011
squid	PREP 03-01-076		EMER 03-18-033
	PROP 03-06-064		EMER 03-18-081
	EMER 03-19-088		EMER 03-18-082
sturgeon	EMER 03-13-017		EMER 03-19-023
	EMER 03-15-043		EMER 03-19-039
	EMER 03-15-094		<b>EMER 03-20-004</b>
transportation ticket, imprinter	EMER 03-19-040	sea urchins	EMER 03-06-001
Fishing, recreational	EMER 03-12-024		<b>EMER 03-20-100</b>
bottomfish		seasons and limits	EMER 03-19-036
	EMER 03-07-032	shellfish	
	PREP 03-09-071	clams other than razor clams	EMER 03-02-093
	EMER 03-09-123		EMER 03-07-025
	PROP 03-13-083	oysters	EMER 03-02-093
	PERM 03-16-100	razor clams	<b>EMER 03-20-054</b>
	EMER 03-19-087	shrimp	EMER 03-09-014
catch record cards	PREP 03-15-146		EMER 03-10-034
crab	EMER 03-01-108		EMER 03-11-003
	EMER 03-05-005		EMER 03-12-079
	EMER 03-05-026		EMER 03-13-038
	EMER 03-06-020		EMER 03-13-107

## Subject/Agency Index

(Citation in bold type refer to material in this issue)

	EMER 03-14-150		PROP 03-06-114
	EMER 03-16-005		PERM 03-13-047
smelt	EMER 03-02-018	special hunting season permits	PERM 03-02-005
	EMER 03-05-025		PREP 03-06-032
	EMER 03-19-087		PROP 03-06-105
squid, octopus	EMER 03-19-087		PROP 03-12-077
stationary gear	EXPE 03-13-144		PERM 03-13-047
	PERM 03-18-007	trapping seasons and regulations	PROP 03-06-107
steelhead	EMER 03-03-004		PERM 03-13-047
	EMER 03-03-098	waterfowl	EMER 03-02-006
	EMER 03-04-047		EMER 03-03-102
	EMER 03-05-003		PROP 03-13-115
	EMER 03-05-038		PERM 03-16-087
	EMER 03-06-008	Livestock grazing	PERM 03-03-016
	EMER 03-06-009	Marine fin fish aquaculture	PERM 03-02-047
	EMER 03-07-016	Nuisance wildlife control operator permits	PREP 03-13-139
	EMER 03-07-064		PROP 03-18-001
	EMER 03-07-068	Oiled wildlife rescue and rehabilitation	PREP 03-15-147
	EMER 03-10-053	Oyster diseases and shellfish pests	PREP 03-02-035
	EMER 03-16-012		PROP 03-06-109
	EMER 03-16-057		PERM 03-10-041
	EMER 03-18-041	Pet stores, aquatic invasive species	PERM 03-18-036
sturgeon	EMER 03-03-135	Raptors	PERM 03-02-005
	EMER 03-07-075	Rules	
	PREP 03-08-099	agenda	MISC 03-02-107
	EXPE 03-13-011		MISC 03-14-148
	EMER 03-13-069	withdrawals	PROP 03-02-082
	PROP 03-13-086		PROP 03-02-084
	EMER 03-14-028		PROP 03-10-095
	EMER 03-14-093		PROP 03-19-103
	EMER 03-15-092		PROP 03-19-104
	PERM 03-18-006	SEPA procedures	PREP 03-02-076
	<b>EMER 03-20-099</b>		PROP 03-06-080
	EMER 03-09-016	Volunteer cooperative rules	PERM 03-10-038
trout	EMER 03-10-053	Watchable wildlife rules	PREP 03-18-032
	EMER 03-13-003	Wildlife	PREP 03-18-097
Fishing, subsistence		dogs, custody for harassing deer or elk	EMER 03-08-075
sturgeon	EMER 03-08-047	possession	PREP 03-06-033
Hatchery genetic management plans	MISC 03-12-080		PROP 03-12-078
Hunting		<b>FORENSIC INVESTIGATION COUNCIL</b>	
advanced hunter education	PERM 03-01-077	Investigations of multiple deaths, funding	
big game and wild turkey auction	PERM 03-03-016	assistance to local jurisdictions	PROP 03-19-099
	PROP 03-13-141		
black bear	PERM 03-02-005	<b>FOREST PRACTICES BOARD</b>	
cougar removal	PREP 03-13-111	(See <b>NATURAL RESOURCES, DEPARTMENT OF</b> )	
	PROP 03-13-142		
	PERM 03-17-037	<b>GAMBLING COMMISSION</b>	
	<b>EMER 03-20-045</b>	Bingo	PREP 03-02-042
deer	EMER 03-17-038		PREP 03-03-084
depredation permits	PREP 03-01-052		PROP 03-05-088
	PROP 03-06-066		PREP 03-06-021
	PERM 03-10-009		PREP 03-09-101
designated hunter companion rules	PREP 03-02-045		PREP 03-09-102
	PROP 03-06-079		PERM 03-11-040
	PERM 03-10-040		PREP 03-15-086
elk, antlerless hunts	EMER 03-17-039		PROP 03-17-103
	EMER 03-18-016	Card rooms	PREP 03-05-086
equipment restrictions	PROP 03-06-104		PROP 03-05-087
	PERM 03-13-047		PERM 03-09-076
game management units	PROP 03-02-103		PROP 03-13-135
	PERM 03-06-110		PREP 03-15-080
	PROP 03-06-112		PROP 03-17-104
	PERM 03-13-047		PREP 03-18-009
	PROP 03-13-117		<b>PERM 03-20-009</b>
	PROP 03-13-118	Control of gambling equipment	PERM 03-02-043
	PROP 03-13-119	Equipment	PREP 03-04-065
	PROP 03-13-120		PERM 03-05-089
	PROP 03-13-121		PROP 03-08-002
	PERM 03-16-087		PERM 03-11-042
nontoxic shot requirements	PREP 03-18-096	House-banked card rooms	PREP 03-05-085
	PROP 03-13-088		PROP 03-13-137
	PERM 03-16-030		PREP 03-16-034
private lands wildlife management	PERM 03-03-016		PERM 03-17-044
season and limits	PROP 03-06-106		PROP 03-17-102
	PREP 03-09-120		<b>PROP 03-20-008</b>
	PERM 03-13-047		
small game seasons	PROP 03-13-116	Licenses	
	PERM 03-16-087	fees	PERM 03-01-031
special closures	PREP 03-02-102	financial reporting requirements	PREP 03-05-035
	PROP 03-06-108		PROP 03-08-001
	PROP 03-06-113		PERM 03-11-041

## Subject/Agency Index

(Citation in bold type refer to material in this issue)

Punch boards and pull tabs	PREP 03-13-136 PROP 03-16-061	Credentialed health care providers expired credential, return to active status	PROP 03-15-105 PERM 03-19-136
<b>GENERAL ADMINISTRATION, DEPARTMENT OF</b>		Decontamination of illegal drug operations	PERM 03-02-022 PROP 03-08-033 PERM 03-13-123
Capitol grounds camping	EMER 03-08-006 PREP 03-08-098 <b>PROP 03-20-112</b> MISC 03-19-110	Denture technology licensure	EXPE 03-01-113 PERM 03-12-061
capitol campus design advisory committee	PREP 03-16-103	Department description and organization	EXPE 03-04-105 PERM 03-11-032
parking fees, permits, and enforcement	MISC 03-19-111	EMS and trauma training course requirements	PREP 03-09-125 PROP 03-15-069 <b>PERM 03-20-107</b>
state capitol committee	PREP 03-12-096	Fees	
Competitive contracting procedures	MISC 03-01-042	facility licensing and certificate of need review	PROP 03-18-092
Meetings	MISC 03-03-021 MISC 03-03-126 MISC 03-04-048 MISC 03-05-039 MISC 03-07-028	health care assistants	<b>PROP 03-20-110</b>
<b>GOVERNOR, OFFICE OF THE</b>		humane society and animal care control agency	PROP 03-05-023 PERM 03-10-044
Agency service delivery standards	MISC 03-10-046	medical records, searching and duplicating	PROP 03-10-098 PERM 03-14-036
Capitol grounds, camping	EMER 03-09-030 EMER 03-09-136	residential treatment facilities for psychiatrically impaired children and youth	PROP 03-10-099 PERM 03-14-147
Clemency and pardons board meetings	MISC 03-04-018 MISC 03-04-036 MISC 03-13-015	shellfish, sanitary control	PROP 03-10-043 PERM 03-14-037 PROP 03-14-145 PERM 03-18-093
Notice of appeal	MISC 03-07-022 MISC 03-09-136 MISC 03-13-037 MISC 03-15-018 MISC 03-15-056	Health care credential fees	PROP 03-03-077 PERM 03-07-095
Special session	MISC 03-10-035	Hearing and speech	MISC 03-12-082 PROP 03-14-033
State of emergency	MISC 03-05-092 MISC 03-17-034	Heart surgery and cardiac programs	PROP 03-01-112
<b>GRAYS HARBOR COLLEGE</b>		Hospice services	PROP 03-03-097 PERM 03-07-096
Meetings	MISC 03-01-086	Hospital licensing definitions, emergency contraception	PROP 03-12-090
Student conduct code	PREP 03-15-140 PROP 03-19-063	Hospital patient discharge information reporting	PROP 03-05-024 PROP 03-09-127 PERM 03-13-029
<b>GREEN RIVER COMMUNITY COLLEGE</b>		Immunization of child care and school children	PREP 03-09-126
Meetings	MISC 03-02-026	In-home service agencies	EXPE 03-19-135
<b>GROWTH MANAGEMENT HEARINGS BOARD</b>		Interpretive or policy statements	MISC 03-04-041 MISC 03-09-128 MISC 03-09-129 MISC 03-09-130 MISC 03-10-017 MISC 03-10-018 MISC 03-13-127 MISC 03-14-017 EXPE 03-09-066 PERM 03-17-022
Administrative updates	EXPE 03-10-069 PERM 03-15-047	Local health officers	
<b>GUARANTEED EDUCATION TUITION PROGRAM</b> (See <b>ADVANCED TUITION PAYMENT, COMMITTEE ON</b> )		Massage	
<b>HEALTH CARE AUTHORITY</b>		animal massage training	PROP 03-01-111 PERM 03-11-033
Basic health plan	PREP 03-18-121	Medical quality assurance commission	
disenrollment	PROP 03-14-097	office-based surgery	PREP 03-08-032
eligibility	PERM 03-18-039	rules, clarifications	EXPE 03-12-091 EXPE 03-15-068 <b>PERM 03-20-109</b>
enrollment limits	PREP 03-02-096 PROP 03-05-094	Mental health counselors, marriage and family therapists, and social workers	PROP 03-19-132 PROP 03-19-134
recoupment of subsidy overpayment	PREP 03-18-122	continuing education	
transition coverage	EXPE 03-19-016	information disclosure	
Nonprofit community clinics	PREP 03-16-032	Midwifery	
Pharmacy and therapeutics committee meetings	MISC 03-17-076	licensing fees	PREP 03-13-126
Prescription drug projects	PREP 03-14-096	Newborn screening	PROP 03-17-092
Public employees benefits board		Nursing care quality commission	
eligibility	PROP 03-13-138 PROP 03-16-033 PERM 03-17-031	nursing assistant delegation	EMER 03-15-033 EMER 03-15-034 EMER 03-12-063
meetings	MISC 03-06-013 MISC 03-14-054 MISC 03-17-009 PROP 03-13-138	nursing technicians	PREP 03-12-087 EMER 03-13-143 <b>EMER 03-20-108</b>
procedures		Occupational therapy	PREP 03-08-029 PREP 03-08-030 PREP 03-08-031 PREP 03-08-092
Rules		Optometry	
agenda	MISC 03-16-007	continuing education credit	PREP 03-04-043
withdrawals	PROP 03-18-086		
<b>HEALTH, DEPARTMENT OF</b>			
Audiologists and speech-language pathologists	PROP 03-15-106		
Biological specimens	PREP 03-02-101		
Communicable diseases	PERM 03-05-048 PERM 03-06-003 <b>PREP 03-20-043</b>		



## Subject/Agency Index

(Citation in bold type refer to material in this issue)

controlled substances, prescription and administration	PREP 03-13-124	fees	PROP 03-08-036
	PREP 03-13-125	group A public water systems	PERM 03-13-028
practice under trade name	PERM 03-05-021		PREP 03-07-103
Orthotists and prosthetists	PROP 03-12-088	<b>HIGHER EDUCATION CONSORTIUM</b>	
	PROP 03-17-091	Meetings	MISC 03-01-059
	PERM 03-17-093		MISC 03-02-029
Osteopathic medicine and surgery			MISC 03-05-065
physician assistants	PREP 03-17-056		MISC 03-08-045
Pharmacy		<b>HIGHER EDUCATION COORDINATING BOARD</b>	
automated drug distribution devices	PREP 03-18-117	Branch campuses	PREP 03-13-075
chemical capture programs	PREP 03-15-103	Community scholarship matching grant program	PERM 03-04-101
electronic transmission of prescription information	PROP 03-11-092	Degree-granting Institutions Act	PREP 03-04-079
	PROP 03-17-004	Educational opportunity grant, branch campuses	PROP 03-16-065
	<b>PROP 03-20-106</b>		<b>PERM 03-20-047</b>
patient counseling	PREP 03-15-067	Meetings	MISC 03-03-046
schedule II nonnarcotic stimulants	PERM 03-04-045		<b>MISC 03-20-101</b>
schedule III controlled substances	PERM 03-02-021	Promise scholarship	PREP 03-15-096
	PERM 03-09-064		PROP 03-19-108
schedule IV controlled substances	PREP 03-09-124	State need grant	PREP 03-15-097
suspicious transactions	PROP 03-06-002	Student residency	PREP 03-06-081
	PERM 03-13-027		PROP 03-09-145
Physicians			PERM 03-13-056
visa waivers	EMER 03-06-050		PREP 03-13-110
	PREP 03-09-017		PROP 03-16-089
	PROP 03-15-141		<b>PERM 03-20-053</b>
	PERM 03-19-054		
	PERM 03-11-031	<b>HIGHLINE COMMUNITY COLLEGE</b>	
Prenatal tests		Meetings	MISC 03-01-084
Radiation	PREP 03-03-076		
dosimetry and well-loggers	PROP 03-07-094	<b>HISPANIC AFFAIRS, COMMISSION ON</b>	
	PERM 03-12-062	Meetings	MISC 03-05-077
protection, air emissions	PREP 03-10-016		MISC 03-09-048
	PROP 03-15-104		MISC 03-16-014
protection, fees	PROP 03-08-034		
	PROP 03-08-035	<b>HORSE RACING COMMISSION</b>	
	PERM 03-13-122	Association officials and employees	PREP 03-05-067
	PERM 03-14-034		PROP 03-09-132
	PREP 03-17-021	Claiming process and procedure	PERM 03-13-074
radioactive devices, registration		Closing of wager	PREP 03-07-050
Radiologic technologists	PROP 03-01-110		PREP 03-01-016
alternative training	PERM 03-10-100	Communications systems	PROP 03-04-089
	PREP 03-14-144		PERM 03-07-057
updates to reflect changes/advances in technology	PREP 03-14-032		PROP 03-02-015
Recreational therapists			PROP 03-05-070
AIDS education and training	PREP 03-02-020	Executive secretary, duties	PROP 03-09-134
	PROP 03-17-057	Financial responsibility	PERM 03-13-073
registration and renewal fees	PROP 03-05-022		PERM 03-03-041
	PERM 03-09-065	Furosemide	PROP 03-03-040
Rules			PERM 03-07-056
agenda	MISC 03-03-075	Head to head wagering	PROP 03-01-019
	MISC 03-04-050		PERM 03-06-004
	MISC 03-15-107	Jockeys, communications devices in quarters	PREP 03-03-039
withdrawal	PREP 03-04-042	Licenses	PERM 03-11-017
	PREP 03-06-051		PROP 03-07-074
	PREP 03-07-101	Marijuana testing	PREP 03-03-067
	PREP 03-07-102		PROP 03-07-054
	PROP 03-14-016		PERM 03-11-015
	PROP 03-14-137	Medication	PROP 03-02-016
	PROP 03-18-084		PERM 03-05-071
Sewer systems		Meetings	PREP 03-03-108
large on-site sewage systems	PREP 03-08-028	Mutuels	PROP 03-07-055
	PROP 03-12-089		EMER 03-09-057
	PROP 03-18-091	Nonparimutuel wagering	PERM 03-11-019
	PROP 03-19-133		PREP 03-13-071
Trauma care services		Policy and interpretive statements	MISC 03-07-071
Uniform controlled substances	EXPE 03-03-096	Rules	PREP 03-05-068
xyrem		reviews	PROP 03-09-133
Veterinary board of governors	PROP 03-04-104	withdrawals	PREP 03-03-025
animal technician	PERM 03-11-034		PROP 03-07-051
	PROP 03-06-100		PERM 03-11-016
services for low-income persons	PERM 03-14-035		MISC 03-09-095
	PROP 03-11-030		
Water recreation facilities	PERM 03-14-146		
Water systems			
drinking water	PROP 03-03-078		PREP 03-09-131
	PROP 03-03-079		PROP 03-05-069
	PREP 03-04-044		PROP 03-11-014
	PREP 03-05-020		PROP 03-13-072
	PERM 03-08-037		PROP 03-18-085



## Subject/Agency Index

(Citation in bold type refer to material in this issue)

cholinesterase monitoring	PROP 03-18-046	rules, technical corrections	PREP 03-13-012
electrical	PROP 03-20-113	Firearms, aliens	PERM 03-03-024
	PROP 03-05-074	Funeral directors and embalmers, board of	PREP 03-04-076
	PERM 03-09-111		PROP 03-08-010
	PREP 03-15-116		PERM 03-11-021
electrical workers	PERM 03-18-089	Geologists	PREP 03-04-080
	PREP 03-07-072	Landscape architects	PREP 03-04-056
	PROP 03-10-067		PROP 03-08-062
	PERM 03-17-071		PERM 03-11-074
	PERM 03-18-090	Meetings	<b>PREP 03-20-033</b>
explosives	EXPE 03-05-073		MISC 03-07-073
	PERM 03-06-073	Motor vehicles	<b>MISC 03-20-015</b>
	PERM 03-10-037	certificates of title	
hearing loss prevention	PERM 03-11-060		PROP 03-01-014
manual on uniform traffic control devices	PERM 03-06-075		PROP 03-03-095
respirators	PROP 03-08-044		PROP 03-05-001
	<b>PERM 03-20-114</b>		PERM 03-05-081
respiratory hazards	PREP 03-08-073		PROP 03-06-040
	PROP 03-11-059		PROP 03-07-080
	<b>PERM 03-20-115</b>		PERM 03-08-055
sawmills and woodworking operations	PERM 03-06-076		PROP 03-08-093
scaffold	PREP 03-03-110		PROP 03-09-031
shipbuilding and shipbreaking	PERM 03-04-099		PERM 03-10-097
showers, change rooms, and consumption of food	EXPE 03-12-072		PERM 03-11-069
	PERM 03-18-090		PERM 03-12-006
Vocational rehabilitation	PERM 03-11-009		PERM 03-12-071
	PREP 03-16-083		PREP 03-14-022
	PREP 03-17-070		<b>PREP 03-20-068</b>
	EXPE 03-17-072	excise tax licenses	PREP 03-12-018
Workers' compensation			PREP 03-01-006
monthly wage calculation	PERM 03-11-035		PROP 03-01-013
premium rates	PREP 03-13-099		PROP 03-01-015
	PROP 03-19-107		PERM 03-05-080
reporting rules	PREP 03-03-026		PERM 03-05-082
	PREP 03-05-072		PREP 03-13-018
	PROP 03-14-126		PREP 03-14-021
	PROP 03-17-016		PREP 03-17-107
	<b>PERM 03-20-081</b>	motorcycle dealers	PROP 03-19-007
retrospective rating	PREP 03-18-088	registration	PREP 03-17-036
		rental car taxation and licensing	PERM 03-04-092
<b>LAKE WASHINGTON TECHNICAL COLLEGE</b>			<b>PREP 03-11-069A</b>
Meetings	MISC 03-01-034		<b>PROP 03-20-069</b>
	MISC 03-07-061	Notaries public	PREP 03-15-108
Refund of tuition and fees	PREP 03-07-085	Private investigators	<b>PREP 03-20-066</b>
	PROP 03-10-063	Private security guards	<b>PREP 03-20-064</b>
	PERM 03-13-080	Real estate	PERM 03-02-001
Rules			PREP 03-02-002
corrections	PERM 03-01-070		PERM 03-02-040
<b>LAW BOARD, PRACTICE OF</b>			PREP 03-03-080
Meetings	MISC 03-01-118		PREP 03-08-011
	MISC 03-18-068		PREP 03-09-049
<b>LICENSING, DEPARTMENT OF</b>			PROP 03-09-058
Aircraft fuel tax	PREP 03-17-035		PROP 03-09-059
Auctioneers	PREP 03-17-028		PROP 03-11-050
Bail bond agents	PREP 03-15-002		PROP 03-13-024
	<b>PREP 03-20-065</b>		PERM 03-14-019
	<b>PROP 03-20-067</b>	Real estate commission	PERM 03-14-020
Camping resorts	PERM 03-03-054	meetings	PERM 03-14-091
Cemetery board	PREP 03-17-029	Rules	
	PREP 03-04-077	agenda	MISC 03-02-003
	PROP 03-08-009		MISC 03-13-023
	PERM 03-11-020	clarifications	MISC 03-09-032
Collection agencies		withdrawals	PREP 03-01-012
program, fees	PREP 03-16-006		PROP 03-06-072
Commercial motor vehicle instruction permit	PROP 03-07-097		PREP 03-07-077
	PERM 03-10-024		PREP 03-07-078
Cosmetology, barber, manicurist, and estheticians	PROP 03-03-119		PREP 03-07-079
	PROP 03-05-058		PROP 03-09-075
	PERM 03-06-054		PREP 03-10-004
	PERM 03-08-043	Sellers of travel	PERM 03-03-055
	PREP 03-10-084		PREP 03-14-047
	PROP 03-10-085		PREP 03-17-030
	PERM 03-14-046	Timeshare	
	PREP 03-17-026	Uniform commercial code (UCC)	
	PREP 03-17-027	search options and fees	PREP 03-17-069
Court reporters		Vessels	
Engineers and land surveyors, board of		registration and certification	PROP 03-01-104
application procedures	PROP 03-16-113		PERM 03-07-076
board, practices and procedures	PROP 03-16-112		PROP 03-10-045
professional conduct and practice, rules	PREP 03-14-024		PREP 03-14-095

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Wastewater treatment system, on-site	PERM 03-15-019 PROP 03-17-094 PREP 03-03-111	<b>OLYMPIC COLLEGE</b> Meetings	MISC 03-01-122 MISC 03-02-049 MISC 03-15-012
<b>LIQUOR CONTROL BOARD</b>			
Beer	PREP 03-17-101 PROP 03-02-097 PERM 03-09-015	<b>OLYMPIC REGION CLEAN AIR AGENCY</b> Conformity with state and federal air quality laws Open fires	PROP 03-11-045 PERM 03-19-025 PROP 03-06-029 PERM 03-09-053
<b>LOTTERY COMMISSION</b>			
Licensing procedure promotional license	PROP 03-01-047 PROP 03-07-067 PERM 03-11-054	<b>OUTDOOR RECREATION, INTERAGENCY COMMITTEE FOR</b> (See <b>INTERAGENCY COMMITTEE, OFFICE OF THE</b> )	
Meetings	MISC 03-03-059 MISC 03-04-107	<b>PARKS AND RECREATION COMMISSION</b> Meetings	MISC 03-02-039 MISC 03-02-104
Policy statements	MISC 03-04-063	Moorage and use of marine and inland water facilities	PREP 03-18-123 PREP 03-04-038
Prizes for Lotto	PREP 03-15-109 EMER 03-15-110 <b>PROP 03-20-001</b>	Public records	PROP 03-08-101 PERM 03-11-068 PERM 03-01-079 PREP 03-01-129
<b>LOWER COLUMBIA COLLEGE</b>			
Meetings	MISC 03-01-035 MISC 03-09-006 MISC 03-16-052	Public use of state parks Tree, plant and fungi cutting, removal and/or disposal	PREP 03-04-115
<b>MARINE EMPLOYEES' COMMISSION</b>			
Meetings	MISC 03-01-049 MISC 03-06-078 MISC 03-09-138 MISC 03-12-075	<b>PENINSULA COLLEGE</b> Meetings	MISC 03-16-053 MISC 03-19-090 PROP 03-04-056 PREP 03-04-091 PROP 03-08-056 PERM 03-13-133
Policy statement	MISC 03-12-028 MISC 03-15-037	Policies, practices, and procedures	
Rules clarifications	EXPE 03-08-070 PERM 03-12-074	<b>PENSION POLICY, SELECT COMMITTEE ON</b> Meetings	MISC 03-17-079 MISC 03-20-003
<b>MEDICAL ASSISTANCE</b> (See <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b> )			
<b>MILITARY, DEPARTMENT</b>			
Enhanced 9-1-1 funding	PROP 03-04-108 PERM 03-10-014	<b>PERMIT ASSISTANCE, OFFICE OF</b> (See <b>REGULATORY ASSISTANCE, OFFICE OF</b> )	
Meetings	MISC 03-03-032	<b>PERSONNEL RESOURCES BOARD</b> (See <b>PERSONNEL, DEPARTMENT OF</b> )	
<b>MONORAIL</b> (See <b>SEATTLE MONORAIL PROJECT</b> )			
<b>NATURAL RESOURCES, DEPARTMENT OF</b>			
Board of natural resources meetings	MISC 03-09-063 MISC 03-10-030 MISC 03-19-091 MISC 03-19-092 MISC 03-19-093	<b>PERSONNEL, DEPARTMENT OF</b> Collective bargaining temporary employees	PROP 03-19-129
Forest practices board administrative procedures marbled murrelet meetings	PREP 03-09-114 PREP 03-18-040 MISC 03-01-128 MISC 03-03-011 MISC 03-06-019 MISC 03-16-008	Community and technical colleges, state board for definitions Exemptions	EMER 03-03-042 PROP 03-07-059 PROP 03-19-129
rules agenda rules coordinator small forest landowners riparian easement program road maintenance and abandonment	MISC 03-16-008A MISC 03-01-127	Higher education exemptions	PROP 03-10-101 EMER 03-11-004 PERM 03-13-051
watershed analysis Natural heritage advisory council	PERM 03-06-039 PREP 03-11-061 PROP 03-17-078 <b>PREP 03-20-046</b> MISC 03-04-093 MISC 03-09-104	Incumbent status for converted positions	EXPE 03-12-092 PERM 03-16-085 MISC 03-01-001
Rules agenda	MISC 03-02-108 MISC 03-04-061 MISC 03-14-130 MISC 03-13-132	Meetings Rules withdrawals Shared leave program	PROP 03-11-005 PROP 03-16-108 <b>PERM 03-20-011</b>
coordinator		Veterans scoring in examinations	PROP 03-16-107 <b>PERM 03-20-010</b>
<b>NORTHWEST AIR POLLUTION AUTHORITY (NWAPA)</b>			
Regulation amendments	PROP 03-11-091 PERM 03-15-072	<b>PESTICIDE REGISTRATION, COMMISSION ON</b> (See <b>AGRICULTURE, DEPARTMENT OF</b> )	
<b>PIERCE COLLEGE</b>			
		Meetings	MISC 03-01-119 MISC 03-08-003 MISC 03-11-093 MISC 03-11-094
<b>PILOTAGE COMMISSIONERS, BOARD OF</b>			
		Docking and undocking of certain vessels Grays Harbor pilotage district annual tariff	PROP 03-06-061 PERM 03-09-097 PROP 03-09-135 PERM 03-14-042 PROP 03-18-069

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Puget Sound pilotage district tariff and rates	PROP 03-08-058	registration	PROP 03-08-096
	PERM 03-12-019		PERM 03-12-047
Relieving pilots for cause	PROP 03-06-060	Gasoline marketing	PERM 03-02-024
	PERM 03-09-096	Mitigation of greenhouse gas emissions	PROP 03-01-107
<b>POLLUTION LIABILITY INSURANCE AGENCY</b>		Motor vehicle refinishing, EPA compliance	PROP 03-13-134
Technical assistance reference	PROP 03-01-007		PERM 03-16-025
	PERM 03-06-015	New source review (NSR) program	PROP 03-17-073
<b>PROFESSIONAL EDUCATOR STANDARDS BOARD</b>			<b>PROP 03-20-086</b>
(See <b>EDUCATOR STANDARDS BOARD, PROFESSIONAL</b> )		Rules withdrawal	PROP 03-04-049
<b>PUBLIC DISCLOSURE COMMISSION</b>		<b>QUARTERLY REPORTS</b>	
Contribution limitations		(See <b>CODE REVISER'S OFFICE</b> )	
voluntary payroll deductions	PROP 03-01-089	<b>REGULATORY ASSISTANCE, OFFICE OF</b>	
	PROP 03-04-094	Qualifying project	MISC 03-15-089
	PERM 03-08-050		MISC 03-16-051
withholding authorizations	PROP 03-01-088	<b>RENTON TECHNICAL COLLEGE</b>	
	PERM 03-08-052	Meetings	MISC 03-02-012
Enforcement procedures	EXPE 03-13-105		MISC 03-05-017
	PERM 03-18-003	Rules coordinator	MISC <b>03-20-057</b>
Meetings	MISC 03-01-020	<b>RETIREMENT SYSTEMS, DEPARTMENT OF</b>	
Primary election pledges	PREP 03-04-095	Actuarial factors	PROP 03-02-041
	PROP 03-08-051		PERM 03-06-044
	PERM 03-12-033	Annuities	PREP 03-09-137
Reporting requirements	PERM 03-12-034	Compensation, excess	PREP 03-16-050
	PREP 03-13-104	Computation of interest	PREP 03-16-086
	PROP 03-19-052	Deferred compensation program	PREP 03-15-059
	PROP 03-19-053	Dependent care salary reduction assistance program	PROP 03-16-096
Rules agenda	MISC 03-04-069		PERM 03-19-121
	MISC 03-16-049	Disability benefits	<b>PREP 03-20-058</b>
<b>PUBLIC EMPLOYMENT RELATIONS COMMISSION</b>		Emergency payments for terminally ill members	PREP 03-06-099
Personnel System Reform Act of 2002	PERM 03-03-064		PROP 03-16-095
	EMER 03-03-065	General provisions	PERM 03-19-120
Practice and procedure	PREP 03-03-066	excess compensation	PROP 03-01-050
	PROP 03-07-093		PERM 03-06-043
Representation case rules	PREP 03-03-066	property division in dissolution orders	PROP 03-05-042
	PROP 03-07-093	Law enforcement officers' and fire fighters' retirement system	
	EMER 03-11-028	earnable compensation	PROP 03-01-051
	PERM 03-11-029	survivor benefit options	PROP 03-05-042
Rules agenda	MISC 03-01-058		PERM 03-12-014
	MISC 03-15-008	transfer of service credit	PREP 03-17-010
<b>PUBLIC INSTRUCTION, SUPERINTENDENT OF</b>		Legal orders, processing fees	PREP 03-08-012
Allocations, special	PERM 03-03-001	Military service credit	PREP 03-09-054
	PREP 03-14-039	Pension-related bills	PREP 03-07-062
	PROP 03-17-059	Public employees' retirement system	
Buses	PREP 03-03-033	choice rights or transfer rights to Plan 3	PROP 03-11-044
	PREP 03-03-034		PERM 03-15-007
	PROP 03-09-050	earnable compensation	PROP 03-01-051
	PERM 03-13-049		PERM 03-06-042
Enrollment	PREP 03-13-009	elected and appointed officials	PROP 03-05-041
Finance			PERM 03-08-090
maintenance and operation levies	PREP 03-05-093	Public safety officers	PREP 03-07-063
	PROP 03-13-103		PROP 03-13-101
Rules withdrawal	PROP 03-07-070		PERM 03-18-031
Special education		Purchasing service credit, lump sum costs	PREP 03-04-017
safety net	PERM 03-02-053		EMER 03-10-007
	PREP 03-19-006	Rules clarifications	PROP 03-11-043
Transportation			PERM 03-15-006
replacement and depreciation allocation	PREP 03-18-094		PREP 03-02-086
<b>PUGET SOUND CLEAN AIR AGENCY</b>			PERM 03-02-087
Asbestos-containing waste material	PROP 03-03-128	School employees' retirement system	PREP 03-18-012
	PERM 03-06-062	earnable compensation	PREP 03-18-013
	PROP 03-17-074	elected and appointed officials	PROP 03-01-051
Civil penalties	PERM <b>03-20-085</b>	Survivor benefits	PROP 03-05-041
	PROP 03-17-074	Teachers' retirement system	PREP 03-13-026
Federal regulation reference date	PERM <b>03-20-085</b>	earnable compensation	PROP 03-01-051
		plan 1 option 1 annuity factors	PREP 03-15-045
Fees		time limit	PREP 03-09-093
asbestos program	PROP 03-08-095	<b>REVENUE, DEPARTMENT OF</b>	
	PERM 03-12-050	Business and occupation tax	
construction, notice of	PROP 03-08-094	motor vehicles, sales to nonresidents	PREP 03-11-048
general regulatory orders	PROP 03-08-094		
	PERM 03-12-048		
operating permit	PROP 03-08-097		
	PERM 03-12-049		

## Subject/Agency Index

(Citation in bold type refer to material in this issue)

new motor vehicles, exemption for wholesale sales  
 PERM 03-07-066  
 tangible personal property  
 PERM 03-09-062  
 lease or rentals  
 PREP 03-16-044

Excise tax  
 barber and beauty shops  
 PROP 03-15-065  
 extracting natural products  
 PROP 03-04-032  
 farmers, tax-reporting responsibilities  
 PROP 03-09-146  
 PERM 03-18-024  
 food and food ingredients  
 PREP 03-15-038  
**PROP 03-20-042**  
 high technology business tax incentives  
 PREP 03-03-101  
 PROP 03-08-069  
 PERM 03-12-053

manufacturing and research/development activities in distressed areas  
 PERM 03-15-039  
 medical substance or item, sale or use of  
 PERM 03-18-120  
 sewage collection businesses  
 PROP 03-13-022  
 PERM 03-19-059  
 tax on internal distribution  
 EXPE 03-04-030  
 tobacco distributors  
 EMER 03-06-016  
 PROP 03-08-042  
 PERM 03-12-058  
 PERM 03-02-004  
 PREP 03-05-084  
 PREP 03-09-100  
 PROP 03-10-079  
 PERM 03-14-072  
 PROP 03-16-009  
 PREP 03-17-098

Forest land and timber  
 MISC 03-02-054  
 MISC 03-03-116  
 MISC 03-03-117  
 MISC 03-03-118  
 MISC 03-04-029  
 MISC 03-05-083  
 MISC 03-08-068  
 MISC 03-09-099  
 MISC 03-11-047  
 MISC 03-11-077  
 MISC 03-11-078  
 MISC 03-14-045  
 MISC 03-14-070  
 MISC 03-14-071  
 MISC 03-14-089  
 MISC 03-15-135  
 MISC 03-17-099  
**MISC 03-20-035**  
**MISC 03-20-088**  
**MISC 03-20-089**

Interpretive or policy statements  
 MISC 03-02-054  
 MISC 03-03-116  
 MISC 03-03-117  
 MISC 03-03-118  
 MISC 03-04-029  
 MISC 03-05-083  
 MISC 03-08-068  
 MISC 03-09-099  
 MISC 03-11-047  
 MISC 03-11-077  
 MISC 03-11-078  
 MISC 03-14-045  
 MISC 03-14-070  
 MISC 03-14-071  
 MISC 03-14-089  
 MISC 03-15-135  
 MISC 03-17-099  
**MISC 03-20-035**  
**MISC 03-20-088**  
**MISC 03-20-089**

Open space taxation  
 agricultural land valuation  
 EXPE 03-19-062  
 rate of inflation  
 EXPE 03-20-087

Property tax  
 listing personal property  
 PREP 03-03-100  
 PROP 03-09-098  
 PROP 03-17-005  
 PREP 03-19-060  
 EXPE 03-17-097  
 EXPE 03-19-061  
 EXPE 03-17-096  
 PERM 03-18-037  
 PROP 03-03-099  
 PERM 03-09-002  
 EXPE 03-11-095  
 PERM 03-16-029  
 PREP 03-19-022

listing real property  
 rate of interest  
 EXPE 03-17-097  
 EXPE 03-19-061  
 EXPE 03-17-096  
 PERM 03-18-037  
 PROP 03-03-099  
 PERM 03-09-002  
 EXPE 03-11-095  
 PERM 03-16-029  
 PREP 03-19-022

Real estate appraisers, accreditation  
 Real estate excise tax  
 refunds of tax paid  
 PREP 03-07-065  
 PROP 03-11-079  
 PERM 03-18-023

Rules  
 agenda  
 MISC 03-02-106  
 MISC 03-14-090  
 PROP 03-17-068

withdrawals  
 Sales tax  
 motor vehicles, sales to nonresidents  
 PREP 03-11-048  
 PREP 03-01-109  
 PROP 03-09-147  
 PERM 03-16-028

Ships and vessels  
 PERM 03-16-028

Use tax  
 promotional material  
 EMER 03-04-031

### RULES COORDINATORS

(See Issue 03-01 for complete list designated as of 12/19/02)

Bates Technical College  
 MISC 03-03-013  
 Clark College  
 MISC 03-02-034  
 Columbia River Gorge Commission  
 MISC 03-09-011  
 County road administration board  
 MISC 03-01-091  
 MISC 03-07-017  
 MISC 03-06-037  
 Employment security department  
 MISC 03-12-031  
 Energy facility site evaluation council  
 MISC 03-01-127  
 Forest practices board  
 MISC 03-19-064  
 Human rights commission  
 MISC 03-09-113  
 Investment board, state  
 MISC 03-13-132  
 Natural resources, department of  
**MISC 03-20-057**  
 Rental Technical College  
 MISC 03-19-001  
 Sentencing guidelines commission  
 MISC 03-08-039  
 Washington state patrol  
 MISC 03-07-008  
 Washington State University

### SALARIES FOR ELECTED OFFICIALS, WASHINGTON CITIZENS' COMMISSION ON

Meetings  
 MISC 03-01-087  
 MISC 03-08-074

### SEATTLE COMMUNITY COLLEGES

Administration  
 PROP 03-06-067  
 PROP 03-10-078  
 PERM 03-16-015  
 MISC 03-06-027

Meetings

### SEATTLE MONORAIL PROJECT

Corridor and design public hearings  
 PROP 03-08-041  
 PERM 03-11-007

### SECRETARY OF STATE

Archives grant program  
 PERM 03-06-069

Elections  
 absentee ballots  
 PREP 03-11-062  
 PROP 03-18-022  
 EMER 03-18-025

Help America Vote Act  
 complaint procedure  
 PREP 03-09-141  
 preliminary plan  
 MISC 03-11-063  
 mailing of ballots  
 PREP 03-16-040  
 presidential primary  
 PREP 03-09-140  
 PROP 03-16-041  
 registering voters with nontraditional addresses  
 PREP 03-07-086  
 PROP 03-10-055  
 PERM 03-15-054  
 PREP 03-13-004  
 PROP 03-16-058  
 EMER 03-15-084

Salaries for elected officials  
 Trademarks

### SENTENCING GUIDELINES COMMISSION

Rules coordinator  
 MISC 03-19-001

### SHORELINE COMMUNITY COLLEGE

Meetings  
 MISC 03-05-040  
 MISC 03-07-027  
 MISC 03-12-011  
 MISC 03-17-048

### SKAGIT VALLEY COLLEGE

Meetings  
 MISC 03-03-015  
 MISC 03-04-059  
 MISC 03-04-060  
 MISC 03-05-018  
 MISC 03-06-010  
 MISC 03-06-011  
 MISC 03-06-012  
 MISC 03-09-105  
 MISC 03-13-050  
 MISC 03-14-087  
 MISC 03-15-014  
 MISC 03-18-044  
 MISC 03-19-066

### SOCIAL AND HEALTH SERVICES, DEPARTMENT OF

Aging and adult services  
 abuse, reporting of incidents  
 PREP 03-12-056  
**PROP 03-20-040**

## Subject/Agency Index

(Citation in bold type refer to material in this issue)

adult day services	PROP 03-01-010		PREP 03-14-080
	PERM 03-06-024		PREP 03-15-023
adult family homes	PROP 03-10-090		PREP 03-15-024
	PREP 03-12-055		PREP 03-15-025
	PERM 03-14-018		PROP 03-16-045
boarding home licensing	PROP 03-03-018		PROP 03-17-086
	PROP 03-07-088		PROP 03-17-087
	PERM 03-16-047		PROP 03-17-088
comprehensive assessment reporting evaluation (CARE)			PROP 03-17-089
	PROP 03-01-116		PROP 03-19-069
	PERM 03-05-097		PROP 03-19-071
	PREP 03-17-065		PROP 03-19-072
contracted residential care services	PREP 03-02-078		PERM 03-19-118
	EMER 03-15-011	incapacity	<b>EMER 03-20-071</b>
	PREP 03-15-050		PROP 03-08-079
COPEs care payment rate	PROP 03-06-093		PREP 03-13-033
	PERM 03-09-092		EMER 03-19-030
guardianship fees	PROP 03-06-094	income	PROP 03-03-008
	PERM 03-16-022		PERM 03-03-071
home and community services and programs	PREP 03-09-089		PERM 03-06-095
	PROP 03-09-091		PREP 03-18-098
	PROP 03-11-066		PREP 03-18-100
	PREP 03-11-088		PREP 03-19-033
	PERM 03-13-091	interview requirements	PREP 03-07-042
	PREP 03-14-099		PROP 03-15-026
	PERM 03-15-010		PERM 03-18-113
	PROP 03-15-126	limited English proficient services (LEP)	PERM 03-01-115
	EMER 03-15-133	medically indigent program	EMER 03-14-104
	PREP 03-16-019	pharmacy and therapeutics committee	PREP 03-14-078
	PREP 03-17-064	premiums-children's medical	PREP 03-14-079
	PREP 03-17-065	reporting requirements	PREP 03-17-085
	PROP 03-19-073	resource eligibility and limits	EMER 03-02-080
	PERM 03-19-076		PERM 03-05-015
	PREP 03-19-117	rights and responsibilities	PREP 03-19-035
	<b>PROP 03-20-104</b>	self-employment income	PREP 03-06-057
	<b>EMER 03-20-105</b>		PROP 03-09-073
Medicaid nursing facility payment system	PREP 03-07-031		PERM 03-13-045
medically needy residential waiver program	PROP 03-09-042	standards for payment	PERM 03-03-114
	EMER 03-13-007		PREP 03-18-101
	PERM 03-13-052	supplemental security income	PREP 03-15-048
Alcohol and substance abuse		telephone assistance program	PROP 03-18-105
chemical dependency assistance programs	PERM 03-02-079		EMER 03-12-057
grant application	MISC 03-16-078	Washington combined application project (WASHCAP)	PREP 03-13-044
Assistance programs			<b>EMER 03-20-051</b>
additional requirements for emergent needs program	EMER 03-04-067		PREP 03-07-087
alien emergency medical	PREP 03-10-088	working connections child care	PREP 03-13-034
	<b>PROP 03-20-074</b>		EMER 03-06-045
applications	PROP 03-19-112		EMER 03-12-026
assistance units	PROP 03-13-090	Child care agencies/licensing requirements	EMER 03-14-061
	PREP 03-19-032	child care centers for school-age children	<b>EMER 03-20-050</b>
benefit error	PREP 03-07-040	child day care centers	
benefit issuance	PROP 03-19-072	child foster homes, group care programs/facilities, and agencies	<b>PREP 03-20-025</b>
cash assistance	PERM 03-06-046		PROP 03-09-005
	PREP 03-15-125	emergency respite centers	PERM 03-14-110
	PERM 03-17-066	seasonal child care program	
	PROP 03-19-070		EMER 03-05-099
citizenship/alien status	PREP 03-03-007	Child support, division of	EMER 03-14-012
eligibility reviews and recertification	PREP 03-19-031	administrative orders and procedures	PROP 03-01-117
eligibility reviews for family and children's programs		hearings and conference boards	PERM 03-08-026
	EMER 03-14-060	license suspension program	PREP 03-01-060
	PREP 03-14-077		PROP 03-09-033
	PROP 03-19-068	rules	PERM 03-14-109
emergency cash assistance	PREP 03-11-089	corrections	
	EMER 03-12-027	Uniform Parentage Act	PROP 03-16-094
	<b>EMER 03-20-041</b>		<b>PERM 03-20-072</b>
family child care homes	PROP 03-06-092	Children's administration	EMER 03-04-088
	PERM 03-09-074	adoption	EMER 03-12-064
food assistance	PERM 03-01-005		
	PREP 03-01-061	Deaf, Washington State School for the	PERM 03-02-059
	PROP 03-01-062		EMER 03-11-067
	PROP 03-02-064		PREP 03-11-090
	PROP 03-02-065		EMER 03-19-097
	PROP 03-02-066		PERM 03-04-013
	PERM 03-03-072		
	PERM 03-05-028		
	PERM 03-05-029		
	PERM 03-05-030		
	PERM 03-05-031		
	PREP 03-06-056		
	PREP 03-13-034		
	PREP 03-13-035		

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

emergency respite centers	EMER	03-06-091	family planning services	PROP	03-12-067
family reconciliation services	PREP	03-03-056		PROP	03-18-108
	EMER	03-03-069	first steps childcare program	PROP	03-14-101
	EMER	03-11-024		PERM	03-19-010
	PROP	03-14-100	home infusion therapy	PREP	03-10-049
	PERM	03-19-051	hospital payment methods	PREP	03-13-089
foster care	EXPE	03-08-087	hospital services	PROP	03-09-118
	PERM	03-14-062		PREP	03-10-050
group receiving centers	EMER	03-04-035		PERM	03-13-053
	EMER	03-12-004		PROP	03-14-102
Deaf and hard of hearing services	EMER	03-19-074		PROP	03-15-130
Developmental disabilities services	PERM	03-05-100		PROP	03-15-131
community residential services and supports	PREP	03-02-063		PROP	03-15-132
state supplemental payment (SSP)	EMER	03-03-115		PERM	03-19-043
	EMER	03-10-026		PERM	03-19-044
	EMER	03-10-027		PERM	03-19-045
	PREP	03-18-026	income standards	PERM	03-19-046
	EMER	03-18-027	interpretive or policy statements	EMER	03-08-065
	PREP	03-18-028		MISC	03-01-002
	EMER	03-18-029		MISC	03-01-003
	EMER	03-18-030		MISC	03-01-004
waivers	PREP	03-20-103		MISC	03-02-067
Health and rehabilitative services				MISC	03-02-068
chemical dependency service providers	PROP	03-12-066		MISC	03-02-069
	PERM	03-20-020		MISC	03-02-070
emergent psychiatric inpatient care	PREP	03-14-059		MISC	03-02-071
	PROP	03-19-096		MISC	03-02-072
opiate substitution program	EMER	03-06-059		MISC	03-04-008
	EMER	03-14-076		MISC	03-04-009
psychiatric indigent inpatient program	EMER	03-14-081		MISC	03-04-010
	EMER	03-19-009		MISC	03-04-011
special commitment--sexually violent predators	EMER	03-12-003		MISC	03-04-012
	EMER	03-19-119		MISC	03-04-083
vocational rehabilitation services	PROP	03-15-035		MISC	03-04-084
	PERM	03-19-075		MISC	03-05-053
Hearing rules	EMER	03-07-043		MISC	03-05-096
	PROP	03-09-116		MISC	03-06-083
	PERM	03-13-046		MISC	03-06-084
Juvenile rehabilitation				MISC	03-06-085
cost reimbursement schedule	PREP	03-18-099		MISC	03-06-086
placement	PERM	03-03-070		MISC	03-06-087
powers of administrative law judge	PERM	03-01-044		MISC	03-06-088
Medical assistance				MISC	03-06-089
acute physical medicine and rehabilitation program	PERM	03-06-047		MISC	03-06-090
administration of programs	PREP	03-02-058		MISC	03-06-096
	PREP	03-03-017		MISC	03-06-097
	EMER	03-03-027		MISC	03-06-098
	PROP	03-10-091		MISC	03-07-039
	EMER	03-10-092		MISC	03-08-022
	PERM	03-14-106		MISC	03-08-024
	PROP	03-20-073		MISC	03-08-025
AIDS, CASA services	EXPE	03-02-060		MISC	03-08-080
	PERM	03-08-067		MISC	03-09-003
aliens	EXPE	03-10-093		MISC	03-09-004
children's health insurance plan (CHIP)	EXPE	03-19-067		MISC	03-09-115
children's health program	PREP	03-04-086		MISC	03-11-083
	PROP	03-16-082		MISC	03-11-084
children's medical eligibility	PREP	03-06-055		MISC	03-12-065
	PROP	03-10-048		MISC	03-13-006
	PERM	03-14-107		MISC	03-13-042
dental benefits	EMER	03-16-046		MISC	03-13-043
dental services	PROP	03-15-127		MISC	03-14-002
	PROP	03-15-128		MISC	03-14-003
	PROP	03-15-129		MISC	03-14-004
	PROP	03-15-138		MISC	03-14-005
	PERM	03-19-077		MISC	03-14-006
	PERM	03-19-078		MISC	03-14-007
	PERM	03-19-079		MISC	03-14-008
	PERM	03-19-080		MISC	03-14-009
disease management program	PROP	03-09-119		MISC	03-14-010
	PERM	03-13-054		MISC	03-14-011
durable medical equipment	PERM	03-05-051		MISC	03-14-056
	EXPE	03-05-054		MISC	03-14-082
	PERM	03-12-005		MISC	03-14-083
	PROP	03-16-092		MISC	03-14-132
	PROP	03-16-093		MISC	03-14-133
	PERM	03-19-082		MISC	03-14-134
	PERM	03-19-083		MISC	03-16-002
electronic health information transactions	PREP	03-08-086		MISC	03-16-003
				MISC	03-16-004
				MISC	03-16-017
				MISC	03-16-079



## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

	MISC 03-17-081	unearned income	PREP 03-04-085
	MISC 03-17-082		PROP 03-10-089
	MISC 03-17-083		PERM 03-14-108
	MISC 03-17-084	<b>Mental health</b>	
	MISC 03-19-008	adult residential treatment facility certification	PREP 03-17-062
	MISC 03-19-034	community mental health and involuntary	
	MISC 03-19-113	treatment programs	PREP 03-07-041
	MISC 03-19-114	community support service providers	PREP 03-08-077
	MISC 03-19-115	inpatient evaluation and treatment	PROP 03-18-103
	MISC 03-19-116	Public meetings	MISC 03-02-109
	<b>MISC 03-20-026</b>		MISC 03-06-115
	<b>MISC 03-20-027</b>	Public records	PREP 03-10-087
	<b>MISC 03-20-028</b>		PROP 03-14-063
	<b>MISC 03-20-029</b>		PERM 03-17-014
	<b>MISC 03-20-030</b>	Rules	
	<b>MISC 03-20-031</b>	agenda	MISC 03-05-016
	<b>MISC 03-20-032</b>		MISC 03-16-066
	<b>MISC 03-20-052</b>	corrections	<b>PREP 03-20-021</b>
			<b>PREP 03-20-022</b>
			<b>PREP 03-20-023</b>
			<b>PREP 03-20-024</b>
		withdrawals	PROP 03-01-093
			PREP 03-03-112
			PREP 03-03-113
			PREP 03-05-052
			PROP 03-06-070
			PREP 03-07-038
			PREP 03-10-051
			PROP 03-11-025
			PROP 03-13-095
			PREP 03-14-057
			PREP 03-14-058
			PREP 03-14-098
			PREP 03-15-022
			PREP 03-15-051
			PROP 03-15-066
			PREP 03-16-018
			PREP 03-16-080
			PREP 03-16-090
			PROP 03-19-047
		Special commitment center	
		sexual predator program	PREP 03-08-078
			PROP 03-18-106
		Vocational rehabilitation services	
		federal compliance	PERM 03-02-014
		Washington combined application project	
		(WASHCAP)	PERM 03-01-045
		WorkFirst	
		sanctions, child safety net, and time limit	
		extension policies	PREP 03-17-063
		support services	PREP 03-11-087
			PROP 03-18-104
		transitional work expense	EMER 03-04-066
			EMER 03-12-025
			EMER 03-14-105
		<b>SOUTH PUGET SOUND COMMUNITY COLLEGE</b>	
		Distribution and posting of materials	PERM 03-03-089
		Meetings	MISC 03-03-051
			MISC 03-09-047
			MISC 03-12-030
		<b>SOUTHWEST CLEAN AIR AGENCY</b>	
		General regulations	PROP 03-15-098
		<b>SPOKANE, COMMUNITY COLLEGES OF</b>	
		Meetings	MISC 03-15-102
		Rules	
		review	PREP 03-09-094
			PROP 03-13-081
			PROP 03-13-082
			PERM 03-18-021
		<b>SPORTS, PROFESSIONAL</b>	
		(See <b>HORSE RACING COMMISSION</b> )	
		<b>STATE PATROL</b>	
		(See <b>WASHINGTON STATE PATROL</b> )	
		<b>SUPREME COURT, STATE</b>	
		Admission to practice rules	MISC 03-07-046
			MISC 03-07-048
kidney disease program and kidney center services	PROP 03-14-103		
legislative amendments	PREP 03-12-054		
long-term care	PERM 03-02-056		
	PERM 03-06-048		
	EMER 03-08-064		
	PREP 03-08-082		
	PROP 03-09-117		
	EXPE 03-13-112		
	PERM 03-13-113		
	PERM 03-14-038		
	PREP 03-15-049		
	EMER 03-15-087		
	<b>PERM 03-20-059</b>		
managed care	PREP 03-10-086		
	PROP 03-14-064		
	PROP 03-14-065		
	PROP 03-14-066		
	PROP 03-14-067		
	PREP 03-16-020		
	PERM 03-18-109		
	PERM 03-18-110		
	PERM 03-18-111		
	PERM 03-18-112		
maternity-related services	PREP 03-11-085		
	PREP 03-15-124		
medical nutrition program	PREP 03-18-102		
medically indigent program	PROP 03-16-081		
	PROP 03-16-082		
	<b>PERM 03-20-060</b>		
	<b>PERM 03-20-061</b>		
medically needy residential waiver program (MNRW)	EMER 03-05-044		
	EMER 03-05-098		
nonemergency medical transportation	PREP 03-08-023		
orthodontic services	<b>PREP 03-20-102</b>		
payment method - inpatient and outpatient	PROP 03-06-111		
	PERM 03-13-055		
pharmacy services	PROP 03-01-011		
	PERM 03-05-043		
	PREP 03-11-086		
	<b>PROP 03-20-075</b>		
physician-related services	PERM 03-06-049		
	PREP 03-08-084		
	PROP 03-16-091		
	PERM 03-19-081		
SSI-related medical	<b>PROP 03-20-076</b>		
	<b>PROP 03-20-077</b>		
	<b>PROP 03-20-078</b>		
	<b>PROP 03-20-079</b>		
standards for payment	PREP 03-06-058		
	EMER 03-08-066		
	PREP 03-08-081		
	PREP 03-08-083		
	PREP 03-08-085		
	PROP 03-12-068		
	PERM 03-15-088		
	EMER 03-15-134		
	EMER 03-16-021		
trauma services	PREP 03-04-087		
trusts, annuities, and life estates	PROP 03-02-055		
	<b>PERM 03-20-059</b>		

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

Appeal, rules on	MISC	03-13-063	EMER	03-14-026
	MISC	03-15-075	PROP	03-15-041
	MISC	03-01-023	PERM	03-19-026
	MISC	03-01-027	EMER	03-03-028
	MISC	03-13-060	PROP	03-03-029
	MISC	03-13-061		
Commission on supreme court meetings General application, rules of	MISC	03-15-077	PERM	03-03-035
	MISC	03-11-052	EMER	03-04-040
	MISC	03-01-025	PREP	03-04-113
	MISC	03-01-026	EMER	03-08-008
	MISC	03-01-027	PROP	03-08-061
	MISC	03-07-018	PERM	03-11-076
Limited jurisdiction, courts of	MISC	03-07-020	EMER	03-16-026
	MISC	03-07-045	PREP	03-16-059
	MISC	03-13-060	PROP	03-20-012
	MISC	03-13-062		
	MISC	03-15-073		
	MISC	03-15-074		
	MISC	03-15-076		
	MISC	03-15-079		
	MISC	03-01-024		
	MISC	03-01-027		
	MISC	03-07-019		
	MISC	03-07-047		
Superior court	MISC	03-01-027		
	MISC	03-07-019		
	MISC	03-13-059		
	MISC	03-13-061		
MISC	03-15-076			
<b>TACOMA COMMUNITY COLLEGE</b>				
Meetings	MISC	03-01-030		
	MISC	03-09-139		
	MISC	03-18-015		
<b>TAX APPEALS, BOARD OF</b>				
Meetings	MISC	03-01-029		
<b>TRANSPORTATION COMMISSION</b>				
Meetings	MISC	03-01-069		
	MISC	03-02-050		
	MISC	03-19-015		
<b>TRANSPORTATION IMPROVEMENT BOARD</b>				
Project funding and development	PREP	03-08-038		
	PROP	03-12-009		
	PERM	03-16-077		
<b>TRANSPORTATION, DEPARTMENT OF</b>				
Central field office descriptions	EXPE	03-04-062		
	PERM	03-09-103		
Escort vehicles	PREP	03-14-027		
	PROP	03-17-045		
	<b>PERM</b>	<b>03-20-070</b>		
Ferries fares	PREP	03-01-114		
	PROP	03-04-102		
Manual on uniform traffic control devices Motorist information signs	PERM	03-08-072		
	PERM	03-06-053		
	EMER	03-06-052		
	PREP	03-11-070		
	EMER	03-11-071		
	PREP	03-13-040		
	EMER	03-14-051		
	PROP	03-16-104		
	PROP	03-16-105		
	<b>PERM</b>	<b>03-20-082</b>		
	<b>PERM</b>	<b>03-20-084</b>		
Roads and highways HOV lanes	EMER	03-06-014		
	PREP	03-13-041		
	EMER	03-14-050		
	PROP	03-16-106		
	<b>PERM</b>	<b>03-20-083</b>		
Rules agenda Small works roster Special motor vehicles permit issuance Tow trucks emergency operations	MISC	03-02-062		
	PERM	03-03-012		
	PERM	03-02-057		
	PREP	03-11-075		
<b>UNIFORM TRAFFIC CONTROL DEVICES, MANUAL</b>				
Vehicles oversize/overweight vehicles, speed limits Wireless communication access to highways				
<b>TREASURER'S OFFICE</b> Usury rate (See inside cover)				
<b>UNEMPLOYMENT COMPENSATION</b> (See <b>EMPLOYMENT SECURITY DEPARTMENT</b> )				
<b>UNIFORM LEGISLATION COMMISSION</b>				
Meetings	MISC	03-08-057		
<b>UNIVERSITY OF WASHINGTON</b>				
Academic calendar	PROP	03-02-023		
	PERM	03-08-040		
Alcohol, sale and consumption on campuses	PREP	03-15-099		
	EMER	03-16-024		
	PROP	03-19-102		
Board of regents, meetings	PREP	03-09-040		
	PROP	03-19-101		
	MISC	03-03-127		
	MISC	03-03-023		
Meetings Policy statement	MISC	03-09-012		
	MISC	03-15-016		
	MISC	03-03-022		
	MISC	03-15-017		
Rules agenda corrections	EXPE	03-05-019		
	PERM	03-12-007		
<b>USURY RATE</b> (See inside cover)				
<b>UTILITIES AND TRANSPORTATION COMMISSION</b>				
Adoption-by-reference dates	EXPE	03-19-130		
Electric companies - purchases of electricity	PREP	03-09-070		
Hazardous liquid pipeline safety	PERM	03-01-064		
	PREP	03-07-034		
Interpretive or policy statements	MISC	03-04-051		
	MISC	03-04-052		
Leased-cost planning	MISC	03-14-001		
	PREP	03-09-068		
	PREP	03-09-069		
Meetings	MISC	03-04-005		
	MISC	03-19-131		
Minimum regulatory fees Public access to information Remote control locomotive operations	PREP	03-18-116		
	PROP	03-17-100		
	PREP	03-04-004		
Rules agenda	MISC	03-04-006		
	MISC	03-14-143		
corrections	PERM	03-01-022		
	EXPE	03-15-142		
	<b>PROP</b>	<b>03-20-117</b>		
reference updates withdrawals	PROP	03-02-081		
Telephone companies local exchange companies, changing providers rules, clarifications and revisions	PROP	03-16-063		
	PERM	03-01-065		
	PERM	03-03-090		
<b>VOLUNTEER FIREFIGHTERS AND RESERVE OFFICERS, BOARD FOR</b>				
Public hearings	MISC	03-19-094		
Survivor benefits, actuarial tables	PREP	03-15-085		
	PROP	03-19-095		
<b>WALLA WALLA COMMUNITY COLLEGE</b>				
Appointing authority, designation	EXPE	03-16-114		
Meetings	MISC	03-15-057		

## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

### WASHINGTON STATE PATROL

Criminal history record information	PERM	03-05-007
DNA identification	PROP	03-04-070
	PERM	03-08-053
Fire protection standards		
licensed care facilities	PERM	03-06-063
Motor vehicles		
impounds	PREP	03-19-017
Motorcycle helmets	EXPE	03-18-010
Rules		
coordinator	MISC	03-08-039
withdrawals	PROP	03-06-071
Transit city buses, sunscreening devices	PROP	03-08-089
	PERM	03-12-013

### WASHINGTON STATE UNIVERSITY

Meetings	MISC	03-03-031
	MISC	03-10-094
	MISC	<b>03-20-056</b>
	MISC	03-01-040
Public records officer	MISC	03-07-008
Rules coordinator	PREP	03-07-012
Student conduct	PROP	03-10-060
	PERM	03-16-035
Traffic and parking		
Intercollegiate college of nursing	PREP	03-07-011
	PROP	03-10-058
	PERM	03-15-061
Spokane campus	PREP	03-07-010
	PROP	03-10-057
	PERM	03-15-060
Vancouver campus	PREP	03-07-009
	PROP	03-10-059
	PERM	03-15-062

### WATER

(See **ECOLOGY, DEPARTMENT OF**)

### WENATCHEE VALLEY COLLEGE

Meetings	MISC	03-02-051
	MISC	03-03-103

### WESTERN WASHINGTON GROWTH MANAGEMENT HEARINGS BOARD

Meetings	MISC	03-19-100
----------	------	-----------

### WESTERN WASHINGTON UNIVERSITY

Admission and registration procedures	PREP	03-14-041
Meetings	MISC	03-03-105
	MISC	03-14-025
	MISC	03-17-054
Student rights and responsibilities	PERM	03-01-123

### WHATCOM COMMUNITY COLLEGE

Control of dogs	PERM	03-01-071
Grievance procedure	PREP	03-19-057
Meetings	MISC	03-02-011
Rules		
agenda	MISC	03-03-074
	MISC	03-03-106
	MISC	03-19-055
Student rights and responsibilities	PERM	03-01-072
	PREP	03-19-056

### WORKFORCE TRAINING AND EDUCATION COORDINATING BOARD

Meetings	MISC	03-01-082
	MISC	03-09-055
	MISC	03-11-053
	MISC	03-12-012
	MISC	03-12-029
	MISC	03-13-065
	MISC	03-15-071





# WASHINGTON STATE REGISTER Subscriptions

---

To: Subscription Clerk  
WASHINGTON STATE REGISTER  
Code Reviser's Office  
PO Box 40552  
Olympia, WA 98504-0552  
(360) 786-6369

I would like to order \_\_\_\_\_ subscription(s) to the WASHINGTON STATE REGISTER, at an annual rate of \$211.38, sales tax included (\$195 for state agencies). Enclosed is my check or money order for \$\_\_\_\_\_. All subscriptions run from January through December. Please start my subscription with the January issue of 2003.

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

THE WASHINGTON STATE REGISTER, published under RCW 34.08.020, is distributed on the first and third Wednesdays of each month. The Register contains the full text of proposed, emergency, and permanently adopted rules of state agencies, executive orders of the governor, notices of public meetings of state agencies, rules of the state supreme court, summaries of attorney general opinions, and juvenile disposition standards that have been filed in the code reviser's office before the closing date for that issue of the Register. A cumulative table of existing sections of the Washington Administrative Code (WAC) affected by a particular agency action guides the user to the proper issue of the Register.

The code reviser's office has established an annual subscription price of \$195 for a Register subscription, and single copies cost \$8.25. Sales tax of 8.4% applies to all sales other than to state agencies. State law requires payment in advance. To subscribe to the Register, please complete the order form above and forward it to the address indicated, accompanied by your check or money order in the amount of \$211.38 (\$195 for state agencies) payable to the code reviser's office.

---

*Send Address Changes to:*

**WASHINGTON STATE REGISTER**  
**(ISSN 0164-6389)**  
**Code Reviser's Office**  
**PO Box 40552**  
**OLYMPIA, WA 98504-0552**

**P E R I O D I C A L S**