

# Washington State Register

September 21, 2005

OLYMPIA, WASHINGTON

ISSUE 05-18



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This issue contains documents officially  
filed not later than September 7, 2005

## 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 in the basement of the Pritchard 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

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## 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 September 2005 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%) per annum.

The interest rate required by RCW 4.56.110(3) and 4.56.115 for the month of September 2005 is 5.718%.

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

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## WASHINGTON STATE REGISTER

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**POSTMASTER: SEND ADDRESS CHANGES TO:**

### WASHINGTON STATE REGISTER

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

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*Code Reviser*

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*Chief Assistant Code Reviser*

**Kerry S. Radcliff**  
*Editor*

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# 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].

2005 - 2006

**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 |                      |  |                                 |
| For Inclusion In - | File no later than 12:00 noon - |                         |  | Count 20 days from - | For hearing on or after                | First Agency Adoption Date      |
| 05-14              | Jun 8, 05                       | Jun 22, 05              | Jul 6, 05                              | Jul 20, 05           | Aug 9, 05                              | Sep 7, 05                       |
| 05-15              | Jun 22, 05                      | Jul 6, 05               | Jul 20, 05                             | Aug 3, 05            | Aug 23, 05                             | Sep 20, 05                      |
| 05-16              | Jul 6, 05                       | Jul 20, 05              | Aug 3, 05                              | Aug 17, 05           | Sep 6, 05                              | Oct 4, 05                       |
| 05-17              | Jul 27, 05                      | Aug 10, 05              | Aug 24, 05                             | Sep 7, 05            | Sep 27, 05                             | Oct 25, 05                      |
| 05-18              | Aug 10, 05                      | Aug 24, 05              | Sep 7, 05                              | Sep 21, 05           | Oct 11, 05                             | Nov 8, 05                       |
| 05-19              | Aug 24, 05                      | Sep 7, 05               | Sep 21, 05                             | Oct 5, 05            | Oct 25, 05                             | Nov 22, 05                      |
| 05-20              | Sep 7, 05                       | Sep 21, 05              | Oct 5, 05                              | Oct 19, 05           | Nov 8, 05                              | Dec 6, 05                       |
| 05-21              | Sep 21, 05                      | Oct 5, 05               | Oct 19, 05                             | Nov 2, 05            | Nov 22, 05                             | Dec 20, 05                      |
| 05-22              | Oct 5, 05                       | Oct 19, 05              | Nov 2, 05                              | Nov 16, 05           | Dec 6, 05                              | Jan 3, 06                       |
| 05-23              | Oct 26, 05                      | Nov 9, 05               | Nov 23, 05                             | Dec 7, 05            | Dec 27, 05                             | Jan 24, 06                      |
| 05-24              | Nov 9, 05                       | Nov 23, 05              | Dec 7, 05                              | Dec 21, 05           | Jan 10, 06                             | Feb 7, 06                       |
| 06-01              | Nov 23, 05                      | Dec 7, 05               | Dec 21, 05                             | Jan 4, 06            | Jan 24, 06                             | Feb 23, 06                      |
| 06-02              | Dec 7, 05                       | Dec 21, 05              | Jan 4, 06                              | Jan 18, 06           | Feb 7, 06                              | Mar 7, 06                       |
| 06-03              | Dec 21, 05                      | Jan 4, 06               | Jan 18, 06                             | Feb 1, 06            | Feb 21, 06                             | Mar 21, 06                      |
| 06-04              | Jan 4, 06                       | Jan 18, 06              | Feb 1, 06                              | Feb 15, 06           | Mar 7, 06                              | Apr 4, 06                       |
| 06-05              | Jan 18, 06                      | Feb 1, 06               | Feb 15, 06                             | Mar 1, 06            | Mar 21, 06                             | Apr 18, 06                      |
| 06-06              | Feb 1, 06                       | Feb 15, 06              | Mar 1, 06                              | Mar 15, 06           | Apr 4, 06                              | May 2, 06                       |
| 06-07              | Feb 22, 06                      | Mar 8, 06               | Mar 22, 06                             | Apr 5, 06            | Apr 25, 06                             | May 23, 06                      |
| 06-08              | Mar 8, 06                       | Mar 22, 06              | Apr 5, 06                              | Apr 19, 06           | May 9, 06                              | Jun 6, 06                       |
| 06-09              | Mar 22, 06                      | Apr 5, 06               | Apr 19, 06                             | May 3, 06            | May 23, 06                             | Jun 20, 06                      |
| 06-10              | Apr 5, 06                       | Apr 19, 06              | May 3, 06                              | May 17, 06           | Jun 6, 06                              | Jul 5, 06                       |
| 06-11              | Apr 26, 06                      | May 10, 06              | May 24, 06                             | Jun 7, 06            | Jun 27, 06                             | Jul 25, 06                      |
| 06-12              | May 10, 06                      | May 24, 06              | Jun 7, 06                              | Jun 21, 06           | Jul 11, 06                             | Aug 8, 06                       |
| 06-13              | May 24, 06                      | Jun 7, 06               | Jun 21, 06                             | Jul 5, 06            | Jul 25, 06                             | Aug 22, 06                      |
| 06-14              | Jun 7, 06                       | Jun 21, 06              | Jul 5, 06                              | Jul 19, 06           | Aug 8, 06                              | Sep 6, 06                       |
| 06-15              | Jun 21, 06                      | Jul 5, 06               | Jul 19, 06                             | Aug 2, 06            | Aug 22, 06                             | Sep 19, 06                      |
| 06-16              | Jul 5, 06                       | Jul 19, 06              | Aug 2, 06                              | Aug 16, 06           | Sep 5, 06                              | Oct 3, 06                       |
| 06-17              | Jul 26, 06                      | Aug 9, 06               | Aug 23, 06                             | Sep 6, 06            | Sep 26, 06                             | Oct 24, 06                      |
| 06-18              | Aug 9, 06                       | Aug 23, 06              | Sep 6, 06                              | Sep 20, 06           | Oct 10, 06                             | Nov 7, 06                       |
| 06-19              | Aug 23, 06                      | Sep 6, 06               | Sep 20, 06                             | Oct 4, 06            | Oct 24, 06                             | Nov 21, 06                      |
| 06-20              | Sep 6, 06                       | Sep 20, 06              | Oct 4, 06                              | Oct 18, 06           | Nov 7, 06                              | Dec 5, 06                       |
| 06-21              | Sep 20, 06                      | Oct 4, 06               | Oct 18, 06                             | Nov 1, 06            | Nov 21, 06                             | Dec 19, 06                      |
| 06-22              | Oct 4, 06                       | Oct 18, 06              | Nov 1, 06                              | Nov 15, 06           | Dec 5, 06                              | Jan 2, 07                       |
| 06-23              | Oct 25, 06                      | Nov 8, 06               | Nov 22, 06                             | Dec 6, 06            | Dec 26, 06                             | Jan 23, 07                      |
| 06-24              | Nov 8, 06                       | Nov 22, 06              | Dec 6, 06                              | Dec 20, 06           | Jan 9, 07                              | Feb 6, 07                       |

<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.



## **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.



**WSR 05-18-032**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Economic Services Administration)  
 [Filed August 30, 2005, 3:49 p.m.]

Subject of Possible Rule Making: WAC 388-452-0010  
 What does the family violence amendment mean for TANF recipients?

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.08.090, 74.08A.340.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is amending this rule to replace references to "family violence amendment" with the correct reference "family violence option."

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

Process for Developing New Rule: DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. Later, DSHS will file a proposal 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 Ian Horlor, Program Manager, Division of Employment and Assistance Programs, P.O. Box 45470, Olympia, WA 98504-5470, phone (360) 725-4634, fax (360) 493-3493, e-mail Horloit@dshs.wa.gov.

August 29, 2005

Andy Fernando, Manager  
 Rules and Policies Assistance Unit

**WSR 05-18-037**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**GAMBLING COMMISSION**  
 [Filed August 31, 2005, 9:16 a.m.]

Subject of Possible Rule Making: Charitable and non-profit licensees.

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

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposals would change rules relating what charitable and nonprofit organizations report to the commission on their activity reports.

Process for Developing New Rule: Rule change developed by agency staff. Interested parties can participate in the discussion of this proposed change by attending a commission meeting, or contacting the agency rules coordinator at the contact information below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Rick Day, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3446; Neal Nunamaker, Deputy Director, P.O. Box 42400, Olympia,

WA 98504-2400, (360) 486-3449; and Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 486-3466, e-mail Susana@wsgc.wa.gov.

[Meetings on] October 14, 2005, at the Clarion Hotel and Conference Center, 1507 North 1st Street, Yakima, WA 98901, (509) 248-7850; and on November 18, 2005, at the DoubleTree Guest Suites, 16500 Southcenter Parkway, Seattle, WA 98188, (206) 575-8220.

August 30, 2005

Susan Arland  
 Rules Coordinator

**WSR 05-18-044**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF ECOLOGY**  
 [Order 05-15—Filed September 1, 2005, 3:49 p.m.]

Subject of Possible Rule Making: Amendment of chapter 173-503 WAC, Instream resources protection program—Lower and Upper Skagit water resources inventory area (WRIA 3 and 4). The proposed rule amendment will set aside water for certain future uses and close impaired streams.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 90.54 RCW, Water Resources Act of 1971; chapter 90.22 RCW, Minimum water flows and levels; RCW 43.27A.090 Water resources; and chapter 173-500 WAC, Water resources management program.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Minimum instream flows established in chapter 173-503 WAC create a water right with a priority date as of the date the rule was established (April 14, 2001). Those flows are senior to any new water rights, including exempt withdrawals, which were established after the rule. After adoption of the rule, the rule was appealed and the litigation parties are attempting a settlement agreement that will include a rule amendment. The proposed rule amendment will close impaired streams and create a new administrative framework to allow limited water uses to be used without interruption from the senior instream flow right. The settlement discussions may impact the terms of the draft rule amendment submitted to the public for review and comment in the future.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Ecology has exclusive statutory authority under chapter 90.22 RCW to establish minimum instream water flows. Consultation will occur with the Washington Department of Fish and Wildlife.

Process for Developing New Rule: During the rule development settlement discussions, consultations will be held with the litigation parties and other key stakeholders including tribes, counties, cities, and water utilities. A press release and focus sheet will be written and distributed to mailing lists and e-mail lists. Public hearings will be held to solicit comments from other interested parties.

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

lication by contacting Jacqueline Klug, Department of Ecology, Northwest Regional Office, 3190 160th Avenue S.E., Bellevue, WA 98008, phone (425) 649-7124, e-mail jklu461@ecy.wa.gov, fax (425) 649-7098.

August 31, 2005  
Ken Slattery  
Water Resources  
Program Manager

meet with other interested parties regarding the proposed changes. Information will be provided on the ecology web site. There will be public hearings when the draft rules are issued.

For more information, contact Tom Clingman, Shorelands and Environmental Assistance Program, Washington State Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, e-mail tcli461@ecy.wa.gov, phone (360) 407-7448, fax (360) 407-6902.

August 30, 2005  
Gordon White  
Program Manager

**WSR 05-18-045**

**PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF ECOLOGY**

[Order 05-12—Filed September 1, 2005, 3:50 p.m.]

Subject of Possible Rule Making: Amend existing provisions in chapters 173-18, 173-20, 173-22, and 173-27 WAC pertaining to the Shoreline Management Act (SMA). Amendment to rules describing "jurisdiction" (coverage) of the Shoreline Management Act need revision, to accommodate the refined mapping to be included in updated shoreline master programs. In addition, several sections of the existing SMA rules are in conflict with decisions from the Shoreline Hearings Board and courts. Amendment is needed to conform the rules to these decisions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 90.58 RCW, Shoreline Management Act.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rules delineating "shorelines of the state" have not been systematically updated since adoption in the 1970's. Beginning in 2006, ecology will be reviewing and approving updated shoreline master programs, which will include updated maps and descriptions of shorelines of the state. Revision of the rules is necessary to preclude any apparent conflict between the updated maps contained in new ecology-approved shoreline master programs and the outdated rule lists of shoreline water bodies.

In addition, several sections of the existing SMA rules are in conflict with decisions from the Shoreline Hearings Board and courts. If these sections remain as currently adopted, procedures used by ecology staff and other parties may be out of compliance with relevant board and court decisions.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Department of Ecology is the state agency that regulates this subject area. The proposed amendments will not directly affect other state agencies.

Process for Developing New Rule: Consultation with counties, cities and other interested parties regarding the proposed revisions.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Ecology staff will solicit meetings with shoreline rule settlement parties, county and city associations, and legislative leadership on the proposed rule revisions. Cities and counties engaged in shoreline master program updates will be contacted directly for comments. Staff will be available to

**WSR 05-18-057**

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

[Filed September 6, 2005, 10:08 a.m.]

Subject of Possible Rule Making: Vocational rehabilitation, chapter 296-19A WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020, 51.04.030, 51.32.095, 51.36.100, and 51.36.110.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The purpose of this rule making is to consider input on amendments of WAC 296-19A-125, 296-19A-130 and 296-19A-210(3), which relate to eligibility requirements for vocational providers delivering forensic services.

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: Labor and industries will share the proposal with stakeholders and other interested parties, including the Workers' Compensation Advisory Committee members. Parties interested in receiving a copy [of] the proposal may contact the person listed below. The public may also participate by providing written comments during the comment period or giving oral testimony at public hearings.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Department of Labor and Industries, Robert Aieta, P.O. Box 44326, Olympia, WA 98504-4326, phone (360) 902-5447, fax (360) 902-6706, AIER235@lni.wa.gov.

September 6, 2005  
Gary Weeks  
Director

**WSR 05-18-059**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**SECRETARY OF STATE**  
 (Elections Division)  
 [Filed September 6, 2005, 10:36 a.m.]

Subject of Possible Rule Making: 2005 elections legislation.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 29A.04.611.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules implement chapters 241, 243, and 246, Laws of 2005.

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 Katie Blinn, P.O. Box 40220, Olympia, WA 98504-0220, (360) 902-4168, fax (360) 586-5629.

September 6, 2005

Steve Excell

Assistant Secretary of State

**WSR 05-18-062**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Health and Recovery Services Administration)  
 [Filed September 6, 2005, 4:18 p.m.]

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

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.057, 74.08.090, 74.09.500, and 74.09.530.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: DSHS is making this change in order to comply with federal regulations based on a clarification received from CMS. The eligibility criteria that allows clients who meet COPES/nursing facility level of care to automatically qualify an individual for the AEM program will be repealed. The change will clarify the long-term care services that will not be covered under AEM.

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 Joanie Scotson, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1330, fax (360) 664-0910, TTY 1-800-848-5429, e-mail scotsjk@dshs.wa.gov.

August 30, 2005

Andy Fernando, Manager  
 Rules and Policies Assistance Unit

**WSR 05-18-084**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**  
 [Filed September 7, 2005, 9:37 a.m.]

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

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.33.096, 82.32.300, and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 84.33.091 requires the department to revise the stumpage value tables every six months. The department establishes stumpage value tables to apprise timber harvesters of the timber values on which the timber excise tax is calculated. In addition, the department is considering changes to combine the separate species codes for cedar shake and red cedar shingle into a single code, and to replace reporting in MBF with reporting in cords. These changes should simplify forest excise tax administration, minimize reporting errors, and allow better verification.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Although the United States Forest Service and Washington State Department of Natural Resources both regulate forest practices, neither is involved in valuation for taxation purposes. The nontax processes and definitions are coordinated with these agencies to avoid conflict, but there should be no need to involve them in the valuation revisions provided in this rule.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments may be submitted by mail, fax, or at the public meeting. Oral comments will be accepted at the public meeting. A preliminary draft of the proposed changes will be available upon request shortly before the public meeting. Written comments on and/or requests for copies of the rule may be directed to Gilbert Brewer, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-47453 [98504-7453], phone (360) 570-6133, fax (360) 586-5543.

Public Meeting Location: Capital Plaza Building, 4th Floor, L&P Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on October 20, 2005, at 10:00 a.m.

September 6, 2005

Alan R. Lynn

Rules Coordinator

**WSR 05-18-085**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF REVENUE**  
 [Filed September 7, 2005, 9:38 a.m.]

Subject of Possible Rule Making: WAC 458-40-610 Timber excise tax—Definitions and 458-40-680 Timber

excise tax—Volume harvested—Approved scaling and grading methods—Sample scaling—Conversions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 84.33.096, 82.32.300, and 82.01.060(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The taxation of timber harvested for firewood is currently not defined for reporting based on the standard stumpage value tables. Firewood consists mostly of utility grade timber and the reporting on sawlog values does not appear to be appropriate. The department is considering rule changes to define firewood as scaled utility log grade, converted at a rate of three tons per cord.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Although the United States Forest Service and Washington State Department of Natural Resources both regulate forest practices, neither is involved in valuation for taxation purposes. The nontax processes and definitions are coordinated with these agencies to avoid conflict, but there should be no need to involve them in the valuation revisions provided in this rule.

Process for Developing New Rule: Parties interested in this rule making may contact the individual listed below. The public may also participate by providing written comments throughout this rule making or giving oral testimony at the public meeting or public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments may be submitted by mail, fax, or at the public meeting. Oral comments will be accepted at the public meeting. A preliminary draft of the proposed changes will be available upon request shortly before the public meeting. Written comments on and/or requests for copies of the rule may be directed to Gilbert Brewer, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-47453 [98504-7453], phone (360) 570-6133, fax (360) 586-5543.

Public Meeting Location: Capital Plaza Building, 4th Floor, L&P Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on October 20, 2005, at 10:00 a.m.

September 6, 2005

Alan R. Lynn

Rules Coordinator

## WSR 05-18-087

### PREPROPOSAL STATEMENT OF INQUIRY UTILITIES AND TRANSPORTATION COMMISSION

[Filed September 7, 2005, 10:06 a.m.]

Subject of Possible Rule Making: To consider eliminating the requirement that large telecommunications companies and water companies file annual budgets with the Washington Utilities and Transportation Commission according to WAC 480-140-020, UT-051261 and UW-051287.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040, 80.04.160, 80.04.320.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Utilities and Transportation Commission is committed to the elimination of regulatory requirements that become unnecessary due to changes in regulatory methods or market conditions. The requirement that telecommunications companies and water companies file budget reports may be obsolete, and the agency may fulfill its responsibility to ensure fair, just and reasonable rates without this reporting requirement.

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; and the commission will ask for initial written comments, and will provide the opportunity for additional comments. The commission will conduct a workshop if there is stakeholder interest or disagreement.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting the Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, phone (360) 664-1174, fax (360) 586-1150. Interested persons may file written comments on the CR-101 by **October 20, 2005**.

**WRITTEN COMMENTS:** Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than **October 20, 2005**. Please submit comments in Word format to facilitate creation by commission staff of summaries.

Electronic copies. The commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Please provide electronic files in .pdf (Adobe Acrobat) and in .doc (MS Word 97 or later) to make them most useful to the commission. Comments may be submitted by electronic mail to the commission's records center at records@wutc.wa.gov. Please include:

- The docket numbers of this proceeding (UT-051261 and UW-051287).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting electronic comments is by mailing/delivering an electronic copy on a 3 1/2 inch, IBM-formatted, high-density disk. Include all of the information requested above. The commission will post on the commission's web site all comments that are provided in electronic format. The web site is located at <http://www.wutc.wa.gov/051261> and <http://www.wutc.wa.gov/051287>.

If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's web site as it becomes available. If you wish to receive further information on this rule making you may (1) call the commission's records center at (360) 664-1234, (2) e-mail the commission at <records@wutc.wa.gov>, or (3) mail writ-

ten comments to the address above to the attention of Carole Washburn, Executive Secretary. When contacting the commission, please refer to Docket No. UT-051261 and UW-051287 to ensure that you are placed on the appropriate service list. Questions may be addressed to Betty Erdahl by phone at (360) 664-1283 or e-mail at [berdahl@wutc.wa.gov](mailto:berdahl@wutc.wa.gov).

#### NOTICE

**TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING** — The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. **ANY PERSON WHO COMMENTS** will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the records center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mailing label), and telephone and fax numbers referencing Docket No. UT-051261 and UW-051287, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket No. UT-051261 and UW-051287, and the words "Please keep me on the mailing list" to [records@wutc.wa.gov](mailto:records@wutc.wa.gov). Please note that all information in the mailings will be accessible through the commission's internet web site at <http://www.wutc.wa.gov/051261> and <http://www.wutc.wa.gov/051287>. **THOSE PARTIES WHO DO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.**

September 7, 2005  
Carole J. Washburn  
Executive Secretary





**WSR 05-17-055**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Aging and Disability Services Administration)  
[Filed August 9, 2005, 4:18 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-20-103.

Title of Rule and Other Identifying Information: New chapter 388-845 WAC, DDD home and community based services waiver, WAC 388-845-0001 through 388-845-4015.

Hearing Location(s): Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA 98503 (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097, on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: Not earlier than October 12, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA 98503, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

Assistance for Persons with Disabilities: Contact Stephanie Schiller, DSHS Rules Consultant by October 7, 2005, TTY (360) 664-6178 or (360) 664-6097, or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The Division of Developmental Disabilities has received initial approval from the federal Centers for Medicare and Medicaid Services (CMS) to implement four home and community based service (HCBS) waivers, which replaced the community alternatives program (CAP) waiver.

These rules will clarify eligibility, service array, utilization, provider qualifications, client appeal rights and access to services.

This filing includes a new chapter 388-845 WAC.

Reasons Supporting Proposal: See above.

Statutory Authority for Adoption: RCW 71A.12.030, 71A.12.120.

Statute Being Implemented: Chapter 71A.12 RCW.

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

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

Name of Agency Personnel Responsible for Drafting: Steve Brink, P.O. Box 5310, Olympia, WA 98507-5310, (360) 725-3416; Implementation: Shannon Manion, P.O. Box 5310, Olympia, WA 98507-5310, (360) 725-3445; and Enforcement: Sue Poltl, P.O. Box 5310, Olympia, WA 98507-5310, (360) 725-3454.

No small business economic impact statement has been prepared under chapter 19.85 RCW. DDD has analyzed these proposed rules and concludes that the costs to small businesses would be minor. The preparation of a comprehensive small business economic impact statement is not required.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Steve Brink, P.O. Box 5310, Olympia, WA 98507-5310, phone (360) 725-3416, fax (360) 407-0955, e-mail [brinksc@dshs.wa.gov](mailto:brinksc@dshs.wa.gov).

August 9, 2005

Andy Fernando, Manager  
Rules and Policies Assistance Unit

### Chapter 388-845 WAC

### DDD HOME AND COMMUNITY BASED SERVICES WAIVERS

#### NEW SECTION

#### **WAC 388-845-0001 Definitions.**

"ADSA" means the aging and disability services administration, an administration within the department of social and health services.

"Aggregate Services" means a combination of services subject to the dollar limitations in the Basic and Basic Plus waivers.

"CAP waiver" means the Community Alternatives Program waiver.

"CARE" means the Comprehensive Assessment and Reporting Evaluation.

"DDD" means the division of developmental disabilities, a division within the aging and disability services administration of the department of social and health services.

"Department" means the department of social and health services.

"Employment/Day Program Services" means community access, person-to-person, prevocational services or supported employment services subject to the dollar limitations in the Basic and Basic Plus waivers.

"HCBS Waivers" means home and community based services waivers.

"ICF/MR" means an Intermediate Care Facility for the Mentally Retarded.

"Plan of Care (POC)" means the primary tool DDD uses to determine and document your needs and to identify services to meet those needs.

"Providers" means an individual or agency who is licensed, certified and/or contracted to provide services to you.

"Respite Assessment" means a series of questions about you and your caregiver used to determine the amount of respite care available to you.

"SSI" means Supplemental Security Income, an assistance program administered by the federal Social Security Administration for blind, disabled and aged individuals.

"SSP" means State Supplementary Payment, a benefit administered by the department intended to augment an individual's SSI.

"State Funded Services" means services that are funded entirely with state dollars.

PROPOSED

NEW SECTION

**WAC 388-845-0005 What are home and community based services (HCBS) waivers?** (1) Home and community based services (HCBS) waivers are services approved by the Centers For Medicare and Medicaid Services (CMS) under section 1915(c) of the Social Security Act as an alternative to intermediate care facility for the mentally retarded (ICF/MR) care.

(2) Certain federal regulations are "waived" enabling the provision of services in the home and community to individuals who would otherwise require the services provided in an ICF/MR as defined in chapters 388-835 and 388-837 WAC.

NEW SECTION

**WAC 388-845-0010 What is the purpose of HCBS waivers?** The purpose of HCBS waivers is to provide services in the community to individuals with ICF/MR level of need to prevent their placement in an ICF/MR.

NEW SECTION

**WAC 388-845-0015 What HCBS waivers are provided by the division of developmental disabilities (DDD)?** DDD has replaced its community alternatives program (CAP) waiver with four HCBS waivers:

- (1) Basic waiver;
- (2) Basic Plus waiver;
- (3) CORE waiver; and
- (4) Community Protection waiver.

NEW SECTION

**WAC 388-845-0020 When were these four HCBS waivers effective?** The four DDD HCBS waivers were effective April 1, 2004.

NEW SECTION

**WAC 388-845-0025 Does this change in waivers affect the waiver services I am currently receiving?** Your services will not be disrupted with this transfer to new waivers.

NEW SECTION

**WAC 388-845-0030 Do I meet criteria for HCBS waiver-funded services?** You meet criteria for DDD HCBS waiver-funded services if you meet all of the following:

- (1) You have been determined eligible for DDD services per RCW 71A.10.020(3).
- (2) You have been determined to meet ICF/MR level of care per WAC 388-845-0070 through 388-845-0090.
- (3) You meet disability criteria established in the Social Security Act.
- (4) You meet financial eligibility requirements as defined in WAC 388-515-1510.
- (5) You choose to receive services in the community rather than in an ICF/MR facility.
- (6) You have a need for waiver services as identified in your plan of care.

(7) You are not residing in hospital, jail, prison, nursing facility, ICF/MR, or other institution.

NEW SECTION

**WAC 388-845-0035 Am I guaranteed placement on a waiver if I meet waiver criteria?** If you are not currently on a waiver, meeting criteria for the waiver does not guarantee access to or receipt of waiver services.

NEW SECTION

**WAC 388-845-0040 Is there a limit to the number of people who can be on each HCBS waiver?** Each waiver has a limit on the number of people who can be served in a waiver year. In addition, DDD has the authority to limit access to the waivers based on availability of funding for new waiver participants.

NEW SECTION

**WAC 388-845-0041 What is DDD's responsibility to provide my services under the waivers administered by DDD?** If you are enrolled in an HCBS waiver administered by DDD, DDD must meet your assessed needs for health and welfare.

(1) DDD must address your assessed health and welfare needs in your plan of care, as specified in WAC 388-845-3055.

(2) You have access to DDD paid services that are provided within the scope of your waiver, subject to the limitations in WAC 388-845-0110 and WAC 388-845-0115.

(3) DDD will provide waiver services you need and qualify for within your waiver.

(4) DDD will not deny or limit your waiver services based on a lack of funding.

NEW SECTION

**WAC 388-845-0045 When there is capacity to add people to a waiver, how does DDD determine who will be added?** When there is capacity on a waiver and available funding for new waiver participants, DDD may add people to a waiver based on the following priority considerations:

(1) First priority will be given to current waiver participants assessed to require a different waiver because their needs have increased and these needs cannot be met within the scope of their current waiver.

(2) DDD may also consider any of the following populations in any order:

(a) Priority populations as identified and funded by the legislature.

(b) Persons DDD has determined to be in immediate risk of ICF/MR admission due to unmet health and safety needs.

(c) Persons identified as a risk to the safety of the community.

(d) Persons currently receiving services through state-only funds.

(e) Persons on an HCBS waiver that provides services in excess of what is needed to meet their identified health and welfare needs.

(f) Persons who were previously on an HCBS waiver since April 2004 and lost waiver eligibility per WAC 388-845-0060(9).

(3) For the Basic waiver only, DDD may consider persons who need the waiver services available in the Basic waiver to maintain them in their family's home.

#### NEW SECTION

**WAC 388-845-0050 How do I request to be enrolled in a waiver?** You can contact DDD and request to be enrolled in a waiver at any time.

(1) Your request for waiver enrollment will be documented by DDD in a statewide database if DDD determines that you:

(a) Meet the criteria for a priority population in WAC 388-845-0045; and

(b) Have ICF/MR level of care needs per WAC 388-845-0070 through 388-845-0090.

(2) When there is capacity available to enroll additional people in a waiver, WAC 388-845-0045 describes how DDD will determine who will be added.

#### NEW SECTION

**WAC 388-845-0051 How will I be notified of the decision by DDD to enroll me in a waiver?** DDD will notify you in writing of its decision to enroll you in a waiver.

#### NEW SECTION

**WAC 388-845-0055 How do I remain eligible for the waiver?** If you are already on a HCBS waiver, you must continue to meet eligibility criteria.

(1) DDD completes a reassessment at least every twelve months to determine if you continue to meet all of the eligibility requirements in WAC 388-845-0030.

(2) You must receive a waiver service at least once in every thirty consecutive days, as specified in WAC 388-513-1320 (3)(b).

(3) Your plan of care, CARE assessment/reassessment and respite assessment/reassessment must be done in person.

#### NEW SECTION

**WAC 388-845-0060 Can my waiver eligibility be terminated?** DDD may terminate your waiver eligibility if DDD determines that your health and safety needs cannot be met in your current waiver or for one of the following reasons:

(1) You no longer meet one of the requirements listed in WAC 388-845-0030;

(2) You no longer need waiver services;

(3) You do not use a waiver service at least once in every thirty consecutive days;

(4) You are on the Community Protection waiver and choose not to be served by a certified residential community protection provider-intensive supported living services (CP-ISLS);

(5) You choose to disenroll from the waiver;

(6) You reside out of state;

(7) You cannot be located or do not make yourself available for the annual waiver reassessment of eligibility;

(8) You refuse to participate with DDD in:

(a) Service planning;

(b) Required quality assurance and program monitoring activities; or

(c) Accepting services agreed to in your plan of care as necessary to meet your health and safety needs.

(9) You are residing in a hospital, jail, prison, nursing facility, ICF/MR, or other institution and remain in residence at least one full calendar month, and are still in residence:

(a) At the end of the twelfth month following the effective date of your current plan of care, as described in WAC 388-845-3060; or

(b) On March 31st, the end of the waiver fiscal year, whichever date occurs first.

(10) Your needs exceed the maximum funding level or scope of services under the Basic or Basic Plus waiver as specified in WAC 388-845-3080; or

(11) Your needs exceed what can be provided under the CORE or Community Protection waiver as specified in WAC 388-845-3085.

#### NEW SECTION

**WAC 388-845-0065 What happens if I am terminated or choose to disenroll from a waiver?** If you are terminated from a waiver or choose to disenroll from a waiver, DDD will notify you.

(1) DDD cannot guarantee continuation of your current services, including Medicaid eligibility.

(2) Your eligibility for nonwaiver DDD services is based upon availability of funding and program eligibility for a particular service.

#### NEW SECTION

**WAC 388-845-0070 What determines if I need ICF/MR level of care?** DDD determines if you need ICF/MR level of care based on your need for waiver services. To reach this decision, DDD uses its department-approved assessment and/or other information specified in WAC 388-845-0085.

#### NEW SECTION

**WAC 388-845-0075 How is a child age twelve or younger assessed for ICF/MR level of care?** If you are age twelve or younger, DDD assesses you for ICF/MR level of care using the "child's assessment of ICF/MR level of care—current support needs" form. You must have support needs exceeding what is expected of others of the same age.

#### NEW SECTION

**WAC 388-845-0080 What score indicates ICF/MR level of care if I am age twelve or younger?** (1) If you are age five or younger you need major or moderate support in five of nine tasks.

(2) If you are age six through twelve, you need major or moderate support in seven of nine of the tasks in (3) below.

(3) The form indicates certain tasks that require major support and which require moderate or major support.

(a) Major support for:

(i) Dressing and grooming self;

(ii) Toileting self.

(b) Major or moderate support for:

(i) Eating;

(ii) Mobility;

(iii) Communication;

(iv) Making choices and taking responsibility;

(v) Exploring one's environment;

(vi) Supports needed to meet therapy and health needs;

or

(vii) Family/caregiver support required to maintain the child at home.

#### NEW SECTION

**WAC 388-845-0085 If I am age twelve or younger, what if my score on the current needs assessment does not indicate ICF/MR level of care?** For children age twelve or younger:

(1) If you do not have a qualifying score for determining ICF/MR level of care using the department approved assessment, you may provide DDD other current information that provides evidence of your need for waiver services.

(2) This additional information may include occupational therapy (OT), physical therapy (PT), psychological, nursing, social work, speech and hearing, or other professional evaluations that reflect current needs.

#### NEW SECTION

**WAC 388-845-0090 How is a person age thirteen or older assessed for ICF/MR level of care?** If you are age thirteen or older, DDD assesses you for ICF/MR level of care using the "assessment of ICF/MR level of care—current support needs" form.

#### NEW SECTION

**WAC 388-845-0095 What score indicates ICF/MR level of care if I am age thirteen or older?** If you are age thirteen or older, you must have a qualifying score of at least forty in responses to twenty questions assessing your residential, school or employment, and social support needs.

#### NEW SECTION

**WAC 388-845-0096 If I am age thirteen or older, what if my score on the current needs assessment does not indicate the need for ICF/MR level of care?** If you are age thirteen or older and your current needs assessment does not indicate the need for ICF/MR level of care, you are not eligible for an HCBS waiver.

#### NEW SECTION

**WAC 388-845-0100 What determines which waiver I am assigned to?** DDD will assign you to a waiver based on the following criteria:

(1) If you were on the CAP waiver as of March 2004, your initial assignment to the Basic, Basic Plus, CORE, or Community Protection waiver was based on:

(a) Services you received from DDD in October 2002 through September 2003; and

(b) Services you were authorized to receive in October, November and December 2003.

(2) If you are new to a waiver since April 1, 2004, assignment is based on your assessment and service plan.

(3) Additional criteria apply to the assignment to the Community Protection waiver.

#### NEW SECTION

**WAC 388-845-0105 What criteria determine assignment to the Community Protection waiver?** DDD may assign you to the Community Protection waiver only if you are at least eighteen years of age, not currently residing in a hospital, jail or other institution, and meet the following criteria:

(1) You have been identified by DDD as a person who meets one or more of the following:

(a) You have been convicted of or charged with a crime of sexual violence as defined in chapter 71.09 RCW;

(b) You have been convicted of or charged with acts directed towards strangers or individuals with whom a relationship has been established or promoted for the primary purpose of victimization, or persons of casual acquaintance with whom no substantial personal relationship exists;

(c) You have been convicted of or charged with a sexually violent offense and/or predatory act, and may constitute a future danger as determined by a qualified professional;

(d) You have not been convicted and/or charged, but you have a history of stalking, sexually violent, predatory and/or opportunistic behavior which demonstrates a likelihood to commit a sexually violent and/or predatory act based on current behaviors that may escalate to violence, as determined by a qualified professional; or

(e) You have committed one or more violent crimes.

(2) You receive or agree to receive residential services from certified residential community protection provider-intensive supported living services (CP-ISLS); and

(3) You comply with the specialized supports and restrictions in your:

(a) Plan of care (POC);

(b) Individual instruction and support plan (IISP); and/or

(c) Treatment plan provided by DDD approved certified individuals and agencies.

#### NEW SECTION

**WAC 388-845-0110 Are there limitations to the waiver services I can receive?** There are limitations to waiver services. In addition to the limitations to your access to nonwaiver services cited for specific services in WAC 388-845-0115, the following limitations apply:

(1) A service must be offered in your waiver and authorized in your plan of care.

(2) Mental health stabilization services may be added to your plan of care after the services are provided.

(3) Waiver services are limited to services required to prevent ICF/MR placement.

(4) The cost of your waiver services cannot exceed the average daily cost of care in an ICF/MR.

(5) Waiver services cannot replace or duplicate other available paid or unpaid supports or services.

(6) Waiver funding cannot be authorized for treatments determined by DSHS to be experimental.

(7) The Basic and Basic Plus waivers have yearly limits on some services and combinations of services. The combination of services is referred to as aggregate services or employment/day program services.

(8) Your choice of qualified providers and services is limited to the most cost effective option that meets your assessed needs.

(9) Services provided out-of-state, other than in recognized bordering cities, are limited to respite care and personal care during vacations.

(a) You may receive services in a recognized out-of-state bordering city on the same basis as in-state services.

(b) The only recognized bordering cities are:

(i) Coeur d'Alene, Moscow, Sandpoint, Priest River and Lewiston, Idaho; and

(ii) Portland, The Dalles, Hermiston, Hood River, Rainier, Milton-Freewater and Astoria, Oregon.

(10) Other out-of-state waiver services require an approved exception to rule before DDD can authorize payment.

**NEW SECTION**

**WAC 388-845-0115 Does my waiver eligibility limit my access to DDD nonwaiver services?** If you are enrolled in a DDD HCBS waiver:

(1) You are not eligible for state-only funding for DDD services; and

(2) You are not eligible for Medicaid personal care.

**NEW SECTION**

**WAC 388-845-0120 Will I continue to receive state supplementary payments (SSP) if I am on the waiver?** Your participation in the new waivers does not affect your continued receipt of State Supplemental Payment from DDD.

**NEW SECTION**

**WAC 388-845-0200 What waiver services are available to me?** Each of the four HCBS waivers has a different scope of service and your service plan defines the waiver services available to you.

**NEW SECTION**

**WAC 388-845-0205 Basic waiver services.**

| BASIC WAIVER | SERVICES  | YEARLY LIMIT  |
|--------------|---|---|
|              | <b>AGGREGATE SERVICES:</b><br>Behavior management and consultation<br>Community guide<br>Environmental accessibility adaptations<br>Occupational therapy<br>Physical therapy<br>Specialized medical equipment/supplies<br>Specialized psychiatric services<br>Speech, hearing and language services<br>Staff/family consultation and training<br>Transportation | May not exceed \$1425 per year on any combination of these services |
|              | <b>EMPLOYMENT/DAY PROGRAM SERVICES:</b><br>Community access<br>Person-to-person<br>Prevocational services<br>Supported employment   | May not exceed \$6500 per year                                      |
|              | Sexual Deviancy Evaluation  | Limits are determined by DDD  |
|              | Respite care  | Limits are determined respite assessment                            |
|              | Personal care   | Limits are determined by CARE assessment                            |
|              | <b>MENTAL HEALTH STABILIZATION SERVICES:</b><br>Behavior management and consultation<br>Mental health crisis diversion bed services<br>Skilled nursing<br>Specialized psychiatric services  | Limits are determined by a mental health professional or DDD        |
|              | Emergency assistance is only for services contained in the Basic waiver   | \$6000 per year; Preauthorization required                          |

PROPOSED

**NEW SECTION**

**WAC 388-845-0210 Basic Plus waiver services.**

PROPOSED

| BASIC PLUS WAIVER | SERVICES   | YEARLY LIMIT  |
|-------------------|--|---|
|                   | <b>AGGREGATE SERVICES:</b><br>Behavior management and consultation<br>Community guide<br>Environmental accessibility adaptations<br>Occupational therapy<br>Physical therapy<br>Skilled nursing<br>Specialized medical equipment/supplies<br>Specialized psychiatric services<br>Speech, hearing and language services<br>Staff/family consultation and training<br>Transportation | May not exceed \$6070 per year on any combination of these services |
|                   | <b>EMPLOYMENT/DAY PROGRAM SERVICES:</b><br>Community access<br>Person-to-person<br>Prevocational services<br>Supported employment  | May not exceed \$9500 per year                                      |
|                   | Adult foster care (adult family home)<br>Adult residential care (boarding home)  | Determined per department rate structure                            |
|                   | <b>MENTAL HEALTH STABILIZATION SERVICES:</b><br>Behavior management and consultation<br>Mental health crisis diversion bed services<br>Skilled nursing<br>Specialized psychiatric services   | Limits determined by a mental health professional or DDD            |
|                   | Personal care  | Limits determined by the CARE assessment                            |
|                   | Respite care   | Limits are determined by respite assessment                         |
|                   | Sexual Deviancy Evaluation   | Limits are determined by DDD  |
|                   | Emergency assistance in only for services contained in the Basic Plus waiver   | \$6000 per year; Preauthorization required                          |

**NEW SECTION**

**WAC 388-845-0215 CORE waiver services.**

| CORE WAIVER | SERVICES   | YEARLY LIMIT  |
|-------------|--|---|
|             | Behavior management and consultation<br>Community guide<br>Community transition<br>Environmental accessibility adaptations<br>Occupational therapy<br>Respite care<br>Sexual deviancy evaluation<br>Skilled nursing<br>Specialized medical equipment/supplies<br>Specialized psychiatric services<br>Speech, hearing and language services<br>Staff/family consultation and training<br>Transportation | Determined by the Plan of Care, not to exceed the average cost of an ICF/MR for any combination of services |

| CORE WAIVER | SERVICES  | YEARLY LIMIT   |
|-------------|---|--|
|             | Residential habilitation  |  |
|             | Community access  |  |
|             | Person-to-person  |  |
|             | Prevocational services<br>Supported employment  |  |
|             | MENTAL HEALTH STABILIZATION SERVICES:<br>Behavior management and consultation<br>Mental health crisis diversion bed services<br>Skilled nursing<br>Specialized psychiatric services | Limits determined by a mental health professional or DDD |
|             | Personal care   | Limited by CARE assessment                               |

PROPOSED

**NEW SECTION**

**WAC 388-845-0220 Community protection waiver services.**

| COMMUNITY PROTECTION WAIVER | SERVICES  | YEARLY LIMIT  |
|-----------------------------|---|---|
|                             | Behavior management and consultation<br>Community transition<br>Environmental accessibility adaptations<br>Occupational therapy<br>Physical therapy<br>Sexual deviancy evaluation<br>Skilled nursing<br>Specialized medical equipment and supplies<br>Specialized psychiatric services<br>Speech, hearing and language services<br>Staff/family consultation and training<br>Transportation | Determined by the Plan of Care, not to exceed the average cost of an ICF/MR for any combination of services |
|                             | Residential habilitation  |   |
|                             | Person-to-person<br>Prevocational services<br>Supported employment  |   |
|                             | MENTAL HEALTH STABILIZATION SERVICES:<br>Behavioral management and consultation<br>Mental health crisis diversion bed services<br>Skilled nursing<br>Specialized psychiatric services   |   |

**WAIVER SERVICES DEFINITIONS**

**NEW SECTION**

**WAC 388-845-0300 What are adult family home (AFH) services?** Per RCW 70.128.010 an adult family home (AFH) is a regular family abode in which a person or persons provide personal care, special care, room, and board to more than one but not more than six adults who are not related by blood or marriage to the person or persons providing the service. Adult family homes (AFH) may provide residential care to adults in the Basic Plus waiver.

**NEW SECTION**

**WAC 388-845-0305 Who is a qualified provider of AFH services?** The provider of AFH services must be licensed and contracted with ADSA as an AFH who has successfully completed the DDD specialty training provided by the department.

**NEW SECTION**

**WAC 388-845-0310 Are there limits to the AFH services I can receive?** Adult family homes services are limited by the following:

- (1) AFH services are defined and limited per chapter 388-106 WAC and chapter 388-71 WAC governing Medicaid personal care and the comprehensive assessment and reporting evaluation (CARE).

(2) Rates are determined by and limited to department published rates for the level of care generated by CARE.

(3) AFH reimbursement cannot be supplemented by other department funding.

#### NEW SECTION

**WAC 388-845-0400 What are adult residential care (ARC) services?** Adult residential care (ARC) facilities may provide residential care to adults. This service is available in the Basic Plus waiver.

(1) An ARC is a licensed boarding home for seven or more unrelated adults.

(2) Services include, but are not limited to, individual and group activities; assistance with arranging transportation; assistance with obtaining and maintaining functional aids and equipment; housework; laundry; self-administration of medications and treatments; therapeutic diets; cuing and providing physical assistance with bathing, eating, dressing, locomotion and toileting; stand-by one person assistance for transferring.

#### NEW SECTION

**WAC 388-845-0405 Who is a qualified provider of ARC services?** The provider of ARC services must:

(1) Be a licensed boarding home;

(2) Be contracted with ADSA to provide ARC services; and

(3) Have completed the required and approved DDD specialty training.

#### NEW SECTION

**WAC 388-845-0410 Are there limits to the ARC services I can receive?** ARC services are limited by the following:

(1) ARC services are defined and limited by boarding home licensure and rules in chapter 388-78A WAC, and chapter 388-106 WAC and chapter 388-71 WAC governing Medicaid personal care and the comprehensive assessment and reporting evaluation (CARE).

(2) Rates are determined and limited to department published rates for the level of care generated by CARE.

(3) ARC reimbursement cannot be supplemented by other department funding.

#### NEW SECTION

**WAC 388-845-0500 What is behavior management and consultation?** (1) Behavior management and consultation may be provided to persons on any of the four HCBS waivers and include the development and implementation of programs designed to support waiver participants using:

(a) Strategies for effectively relating to caregivers and other people in the waiver participant's life; and

(b) Direct interventions with the person to decrease aggressive, destructive, and sexually inappropriate or other behaviors that compromise their ability to remain in the community (i.e., training, specialized cognitive counseling).

(2) Behavior management and consultation may also be provided as a mental health stabilization service in accordance with WAC 388-845-1150 through 388-845-1160.

#### NEW SECTION

**WAC 388-845-0505 Who is a qualified provider of behavior management and consultation?** The provider of behavior management and consultation must be one of the following professionals contracted with DDD and duly licensed, registered or certified to provide this service:

(1) Marriage and family therapist;

(2) Mental health counselor;

(3) Psychologist;

(4) Sex offender treatment provider;

(5) Social worker;

(6) Registered nurse (RN) or licensed practical nurse (LPN);

(7) Psychiatrist;

(8) Psychiatric advanced registered nurse practitioner (ARNP);

(9) Physician assistant working under the supervision of a psychiatrist;

(10) Registered counselor; or

(11) Polygrapher.

#### NEW SECTION

**WAC 388-845-0510 Are there limits to the behavior management and consultation I can receive?** The following limits apply to your receipt of behavior management and consultation:

(1) DDD and the treating professional will determine the need and amount of service you will receive, subject to the limitations in subsection (2) below.

(2) The dollar limitations for aggregate services in your Basic and Basic Plus waiver limit the amount of service unless provided as a mental health stabilization service.

(3) DDD reserves the right to require a second opinion from a department-selected provider.

(4) Behavior management and consultation not provided as a mental health stabilization service requires prior approval by DDD.

#### NEW SECTION

**WAC 388-845-0600 What is community access?** Community access is a service provided in the community to enhance or maintain the person's competence, integration, physical or mental skills.

(1) If you are age sixty-two or older, this service is available to assist you to participate in activities, events and organizations in the community in ways similar to others of retirement age.

(2) This service is available to adults in the Basic, Basic Plus, and CORE waiver.

#### NEW SECTION

**WAC 388-845-0605 Who is a qualified provider of community access?** The provider of community access must



be a county or an individual or agency contracted with a county or DDD.

#### NEW SECTION

**WAC 388-845-0610 Are there limits to community access I can receive?** The following limits apply to your receipt of community access:

- (1) You must be age sixty-two or older.
- (2) You cannot be authorized to receive community access services if you receive pre-vocational services or supported employment services.
- (3) The dollar limitations for employment/day program services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-0700 What is a community guide service?** Community guide service increases access to informal community supports. Services are short-term and designed to develop creative, flexible and supportive community resources for individuals with developmental disabilities. This service is available in Basic, Basic Plus and CORE waivers.

#### NEW SECTION

**WAC 388-845-0705 Who is a qualified community guide?** Any individual or agency contracted with DDD as a "community guide" is qualified to provide this service.

#### NEW SECTION

**WAC 388-845-0710 Are there limitations to the community guide services I can receive?** (1) You may not receive community guide services if you are receiving residential habilitation services because your residential provider can meet this need.

(2) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-0750 What are community transition services?** (1) Community transition services are reasonable costs (necessary expenses in the judgment of the state for an individual to establish his or her basic living arrangement) associated with moving from an institutional setting to a community setting and receiving services from a DDD certified residential habilitation services provider.

- (2) Community transition services include:
- (a) Security deposits (not to exceed the equivalent of two month's rent) that are required to obtain a lease on an apartment or home;
  - (b) Essential furnishings such as a bed, a table, chairs, window blinds, eating utensils and food preparation items;
  - (c) Moving expenses required to occupy and use a community domicile;

(d) Set-up fees or deposits for utility or service access (e.g., telephone, electricity, heating); and

(e) Health and safety assurances, such as pest eradication, allergen control or one-time cleaning prior to occupancy.

(3) Community transition services are available in the CORE and Community Protection waivers.

#### NEW SECTION

**WAC 388-845-0755 Who are qualified providers of community transition services?** (1) Providers of community transition services for individuals in the CORE waiver must meet the requirements as a provider of residential habilitation services contained in WAC 388-845-1505.

(2) Providers of community transition services for individuals in the Community Protection waiver must meet the requirements as a provider of residential habilitation services contained in WAC 388-845-1510.

#### NEW SECTION

**WAC 388-845-0760 Are there limitations to community transition services I can receive?** (1) Community transition services do not include:

- (a) Diversional or recreational items such as televisions, cable TV access, VCRs, MP3, CD or DVD players; and
- (b) Computers whose use is primarily diversional or recreational.

(2) Community transition services are available only to individuals that are moving from an institution to a community setting and are enrolled in either the CORE or Community Protection waiver.

#### NEW SECTION

**WAC 388-845-0800 What is emergency assistance?** Emergency assistance is a temporary increase to the yearly dollar limit specified in the Basic and Basic Plus waiver when additional waiver services are required to prevent ICF/MR placement. These additional services are limited to the services provided in your waiver.

#### NEW SECTION

**WAC 388-845-0805 Who is a qualified provider of emergency assistance?** The provider of the service you need to meet your emergency must meet the provider qualifications for that service.

#### NEW SECTION

**WAC 388-845-0810 How do I qualify for emergency assistance?** You qualify for emergency assistance only if you have used all of your waiver funding and your current situation meets one of the following criteria:

- (1) You involuntarily lose your present residence for any reason either temporary or permanent;
- (2) You lose your present caregiver for any reason, including death;

(3) There are changes in your caregiver's mental or physical status resulting in the caregiver's inability to perform effectively for the individual; or

(4) There are significant changes in your emotional or physical condition that requires a temporary increase in the amount of a waiver service.

#### NEW SECTION

**WAC 388-845-0820 Are there limits to my use of emergency assistance?** All of the following limitations apply to your use of emergency assistance:

(1) Prior authorization is required based on a reassessment of your plan of care to determine the need for emergency services;

(2) Payment authorizations are reviewed every thirty days and cannot exceed six thousand dollars per twelve months based on the effective date of your current plan of care (POC);

(3) Emergency services are limited to the scope of services in your waiver;

(4) Emergency Assistance may be used for interim services until:

(a) The emergency situation has been resolved; or

(b) You are transferred to alternative supports that meet your assessed needs; or

(c) You are transferred to an alternate waiver that provides the service you need.

#### NEW SECTION

**WAC 388-845-0900 What are environmental accessibility adaptations?** (1) Environmental accessibility adaptations are available in all of the HCBS waivers and provide the physical adaptations to the home required by the individual's plan of care needed to:

(a) Ensure the health, welfare and safety of the individual; or

(b) Enable the individual who would otherwise require institutionalization to function with greater independence in the home.

(2) Environmental accessibility adaptations may include the installation of ramps and grab bars, widening of doorways, modification of bathroom facilities, or installing specialized electrical and/or plumbing systems necessary to accommodate the medical equipment and supplies that are necessary for the welfare of the individual.

#### NEW SECTION

**WAC 388-845-0905 Who is a qualified provider for building these environmental accessibility adaptations?** The provider making these environmental accessibility adaptations must be a registered contractor per chapter 18.27 RCW and contracted with DDD.

#### NEW SECTION

**WAC 388-845-0910 What limitations apply to environmental accessibility adaptations?** The following service limitations apply to environmental accessibility adaptations:

(1) Prior approval by DDD is required.

(2) Environmental accessibility adaptations or improvements to the home are excluded if they are of general utility without direct medical or remedial benefit to the individual, such as carpeting, roof repair, central air conditioning, etc.

(3) Environmental accessibility adaptations cannot add to the total square footage of the home.

(4) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-1000 What are extended state plan services?** Extended state plan services refer to physical therapy; occupational therapy; and speech, hearing and language services available to you under Medicaid without regard to your waiver status. They are "extended" services when the waiver pays for more services than is provided under the state Medicaid plan. These services are available under all four HCBS waivers.

#### NEW SECTION

**WAC 388-845-1010 Who is a qualified provider of extended state plan services?** Providers of extended state plan services must be certified, registered or licensed therapists as required by law and contracted with DDD for the therapy they are providing.

#### NEW SECTION

**WAC 388-845-1015 Are there limits to the extended state plan services I can receive?** (1) Additional therapy may be authorized as a waiver service only after you have accessed what is available to you under Medicaid and any other private health insurance plan;

(2) The department does not pay for treatment determined by DSHS to be experimental;

(3) The department and the treating professional determine the need for and amount of service you can receive:

(a) The department reserves the right to require a second opinion from a department-selected provider.

(b) The department will require evidence that you have accessed your full benefits through Medicaid and private insurance before authorizing this waiver service.

(4) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-1100 What are mental health crisis diversion bed services?** Mental health crisis diversion bed services are temporary residential and behavioral services that may be provided in a client's home or licensed or certified setting. These services are available to eligible clients who are at risk of serious decline of mental functioning and who have been determined to be at risk of psychiatric hospitalization. These services are available in all four HCBS waivers administered by DDD as mental health stabilization

services in accordance with WAC 388-845-1150 through 388-845-1160

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

#### NEW SECTION

**WAC 388-845-1105 Who is a qualified provider of mental health crisis diversion bed services?** Providers of mental health crisis diversion bed services must be:

- (1) DDD certified residential agencies per Chapter 388-101 WAC; or
- (2) Other department licensed or certified agencies.

#### NEW SECTION

**WAC 388-845-1110 What are the limits of mental health crisis diversion bed services?** (1) Mental health crisis diversion bed services are intermittent and temporary. The duration and amount of services you need to stabilize your crisis is determined by a mental health professional and/or DDD.

(2) These services are available in all four HCBS waivers administered by DDD as mental health stabilization services in accordance with WAC 388-845-1150 through 388-845-1160.

(3) The costs of mental health crisis diversion bed services do not count toward the dollar limits for aggregate services in the Basic and Basic Plus waivers.

#### NEW SECTION

**WAC 388-845-1150 What are mental health stabilization services?** Mental health stabilization services assist persons who are experiencing a mental health crisis. These services are available in all four waivers to adults determined by mental health professionals or DDD to be at risk of institutionalization in a psychiatric hospital without one of more of the following services:

- (1) Behavior management and consultation;
- (2) Skilled nursing services;
- (3) Specialized psychiatric services; or
- (4) Mental health crisis diversion bed services.

#### NEW SECTION

**WAC 388-845-1155 Who are qualified providers of mental health stabilization services?** Providers of these mental health stabilization services are listed in the rules in this chapter governing the specific services listed in WAC 388-845-1150.

#### NEW SECTION

**WAC 388-845-1160 Are there limitations to the mental health stabilization services that I can receive?** (1) Mental health stabilization services are intermittent and temporary. The duration and amount of services you need to stabilize your crisis is determined by a mental health professional and/or DDD.

(2) The costs of mental health stabilization services do not count toward the dollar limitations for aggregate services in the Basic and Basic Plus waiver.

(3) Mental health stabilization services require prior approval by DDD or its designee.

#### NEW SECTION

**WAC 388-845-1200 What is a "person-to-person" service?** "Person-to-person" is a day program service intended to assist participants to progress toward employment goals through individualized planning, skill instruction, information and referral, and one to one relationship building. This service may be provided in addition to community access, prevocational services, or supported employment. This service is available to adults in all four HCBS waivers.

#### NEW SECTION

**WAC 388-845-1205 Who is a qualified provider of person-to-person services?** The provider of "person-to-person" services must be a county or an individual or agency contracted with a county or DDD.

#### NEW SECTION

**WAC 388-845-1210 Are there limits to the person-to-person service I can receive?** (1) You must be age twenty-one and graduated from high school or age twenty-two or older to receive person-to-person services.

(2) The dollar limitations for employment/day program services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-1300 What are personal care services?** Personal care services are the provision of assistance with personal care tasks as defined in WAC 388-106-0010, personal care services. These services are available in the Basic, Basic Plus, and CORE waivers.

#### NEW SECTION

**WAC 388-845-1305 Who are the qualified providers of personal care services?** (1) Qualified providers of personal care services may be individuals or licensed homecare agencies contracted with DDD.

(2) All individual providers and homecare agency providers must meet provider qualifications for in-home caregivers in WAC 388-71-0500 through 388-71-0556.

(3) Providers of personal care services for adults must comply with the training requirements in these rules governing Medicaid personal care providers in WAC 388-71-05670 through 388-71-05799.

(4) Natural, step, or adoptive parents can be the personal care provider of their adult child age eighteen or older.

NEW SECTION

**WAC 388-845-1310 Are there limits to the personal care services I can receive?** (1) You must meet the programmatic eligibility for Medicaid personal care in chapter 388-106 WAC and chapter 388-71 WAC governing Medicaid personal care (MPC) using the current department approved assessment form: Comprehensive assessment reporting evaluation (CARE) or children's comprehensive assessment.

(2) The maximum hours of personal care you may receive are determined by the approved department assessment for Medicaid personal care services.

(a) Provider rates are limited to the department established hourly rates for in-home Medicaid personal care.

(b) Homecare agencies must be licensed through the department of health and contracted with DDD.

NEW SECTION

**WAC 388-845-1400 What are prevocational services?** Prevocational services prepare an adult for paid or unpaid employment through the teaching of such concepts as compliance, attendance, task completion, problem solving and safety. These services are available in all four HCBS waivers.

NEW SECTION

**WAC 388-845-1405 Who are the qualified providers of prevocational services?** Providers of prevocational services must be a county or an individual or agency contracted with a county or DDD.

NEW SECTION

**WAC 388-845-1410 Are there limits to the prevocational services I can receive?** The following limitations apply to your receipt of prevocational services:

(1) You must be age twenty-one and graduated from high school or age twenty-two or older.

(2) You are not expected to be competitively employed within one year (excluding supported employment programs).

(3) You cannot be authorized to receive prevocational services if you receive community access services or supported employment services.

(4) The dollar limitations for employment/day program services in your Basic or Basic Plus waiver limit the amount of service you may receive.

NEW SECTION

**WAC 388-845-1500 What are residential habilitation services?** Residential habilitation services (RHS) are available in the CORE and Community Protection waivers.

(1) Residential habilitation services include assistance:

(a) With personal care and supervision; and

(b) To learn, improve or retain social and adaptive skills necessary for living in the community.

(2) Residential habilitation services may provide instruction and support addressing one or more of the following outcomes:

(a) Health and safety;

(b) Personal power and choice;

(c) Competence and self-reliance;

(d) Positive recognition by self and others;

(e) Positive relationships; and

(f) Integration into the physical and social life of the community.

NEW SECTION

**WAC 388-845-1505 Who are qualified providers of residential habilitation services for the CORE waiver?** Providers of residential habilitation services for participants in the CORE waiver must be one of the following:

(1) Individuals contracted with DDD to provide residential support as a "companion home" provider;

(2) Individuals contracted with DDD to provide training as an "alternative living provider";

(3) Agencies contracted with DDD and certified per chapter 388-101 WAC;

(4) State-operated living alternatives (SOLA);

(5) Licensed and contracted group care homes, group training homes, foster homes, child placing agencies, staffed residential homes or adult residential rehabilitation centers per WAC 246-325-0012.

NEW SECTION

**WAC 388-845-1510 Who are qualified providers of residential habilitation services for the community protection waiver?** Providers of residential habilitation services for participants of the Community Protection waiver are limited to state-operated living alternatives (SOLA) and supported living providers who are contracted with DDD and certified under chapter 388-101 WAC as a residential community protection provider-intensive supported living services (CP-ISLS).

NEW SECTION

**WAC 388-845-1515 Are there limits to the residential habilitation services I can receive?** (1) You may only receive one type of residential habilitation service at a time.

(2) None of the following can be paid for under the CORE or Community Protection waiver:

(a) Room and board;

(b) The cost of building maintenance, upkeep, improvement, modifications or adaptations required to assure the health and safety of residents, or to meet the requirements of the applicable life safety code;

(c) Activities or supervision already being paid for by another source;

(d) Services provided in your parent's home unless you are receiving alternative living services for a maximum of six months to transition you from your parent's home into your own home.

(3) The following persons cannot be paid providers for your service:

- (a) Your spouse;
- (b) Your natural, step, or adoptive parents if you are a child age seventeen or younger;
- (c) Your natural, step, or adoptive parent unless your parent is certified as a residential agency per chapter 388-101 WAC or is employed by a certified or licensed agency qualified to provide residential habilitation services.

**NEW SECTION**

**WAC 388-845-1600 What is respite care?** Respite care is intended to provide short-term intermittent relief for persons normally providing care for waiver individuals. This service is available in the Basic, Basic Plus, and CORE waivers.

**NEW SECTION**

**WAC 388-845-1605 Who is eligible to receive respite care?** The person providing your care is eligible to receive respite care if you are in the Basic, Basic Plus or CORE waiver and:

- (1) You live in a private home with an unpaid caregiver;
- or
- (2) You live with a paid caregiver who is:
  - (a) A natural, step or adoptive parent;
  - (b) A contracted companion home provider; or
  - (c) A licensed children's foster home provider.

**NEW SECTION**

**WAC 388-845-1606 Can DDD approve an exception to the requirements in WAC 388-845-1605?** DDD may approve an exception to WAC 388-845-1605 above only through June 30, 2006 if all of the following conditions exist:

- (1) Your live-in caregiver is a relative as defined in WAC 388-825-345(2);
- (2) You were living with this caregiver in January 2005;
- (3) Your relative caregiver was receiving payment from the department as your caregiver in January 2005; and
- (4) You were enrolled in the Basic, Basic Plus, or CORE Waiver in January 2005.

**NEW SECTION**

**WAC 388-845-1610 Where can respite care be provided?** Respite care can be provided in the following location(s):

- (1) Individual's home or place of residence;
- (2) Relative's home;
- (3) Licensed children's foster home;
- (4) Licensed, contracted and DDD certified group home;
- (5) State operated living alternative (SOLA) and other DDD certified supported living settings;
- (6) Licensed boarding home contracted as an adult residential center;
- (7) Adult residential rehabilitation center;
- (8) Licensed and contracted adult family home;
- (9) Children's licensed group home, licensed staffed residential home, or licensed childcare center;

- (10) Other community settings such as camp, senior center, or adult day care center.

**NEW SECTION**

**WAC 388-845-1615 Who are qualified providers of respite care?** Providers of respite care can be any of the following individuals or agencies contracted with DDD for respite care:

- (1) Individuals meeting the provider qualifications under chapter 388-825 WAC;
- (2) Homecare/home health agencies, licensed under chapter 246-335 WAC, Part 1;
- (3) Licensed and contracted group homes, foster homes, child placing agencies, staffed residential homes and foster group care homes;
- (4) Licensed and contracted adult family home;
- (5) Licensed and contracted adult residential care facility;
- (6) Licensed and contracted adult residential rehabilitation center under WAC 246-325-012;
- (7) Licensed childcare center under chapter 388-295 WAC;
- (8) Licensed child daycare center under chapter 388-295 WAC;
- (9) Adult daycare centers contracted with DDD;
- (10) Certified provider per chapter 388-101 WAC when respite is provided within the DDD contract for certified residential services; or
- (11) Other DDD contracted providers such as community center, senior center, parks and recreation, summer programs, adult day care.

**NEW SECTION**

**WAC 388-845-1620 Are there limits to the respite care I can receive?** The following limitations apply to the respite care you can receive:

- (1) If you are in the Basic or Basic Plus waiver, a respite care assessment will determine how much respite you can receive per WAC 388-845-3005 through WAC 388-845-3050.
- (2) If you are in the CORE waiver, the plan of care (POC), not the respite assessment, will determine the amount of respite care you can receive.
- (3) Prior approval by DDD is required to exceed fourteen days per month.
- (4) Respite cannot replace:
  - (a) Daycare while a parent or guardian is at work; and/or
  - (b) Personal care hours available to you. When determining your unmet need, DDD will first consider the personal care hours available to you.
- (5) Respite providers have the following limitations and requirements:
  - (a) If respite is provided in a private home, the home must be licensed unless it is the client's home or the home of a relative of specified degree per WAC 388-825-345;
  - (b) The respite provider cannot be the spouse of the caregiver receiving respite if the spouse and the caregiver reside in the same residence; and

(c) If you receive respite from a provider who requires licensure, the respite services are limited to those age-specific services contained in the provider's license.

(6) Your caregiver cannot provide paid respite services for you or other persons during your respite care hours.

(7) If you require respite from a licensed practical nurse (LPN) or a registered nurse (RN), services may be authorized as skilled nursing services per WAC 388-845-1700 using an LPN or RN. If you are in the Basic Plus waiver, skilled nursing services are limited to the dollar limits of your aggregate services per WAC 388-845-0210. The dollar limit governing aggregate services does not apply to skilled nursing services provided as part of mental health stabilization services per WAC 388-845-1100(2).

#### NEW SECTION

**WAC 388-845-1650 What are sexual deviation evaluations?** Sexual deviation evaluations are professional evaluations of sexual deviancy to determine the need for psychological, medical or therapeutic services. Sexual deviancy evaluations are available in all four waivers.

#### NEW SECTION

**WAC 388-845-1655 Who is a qualified provider of sexual deviation evaluations?** The provider of sexual deviancy evaluations must:

(1) Be a certified sexual offender treatment provider (SOTP); and

(2) Meet the standards contained in WAC 246-930-030 (education required prior to examination) and WAC 246-930-040 (professional experience required prior to examination).

#### NEW SECTION

**WAC 388-845-1660 Are there limitations to the sexual deviation evaluations I can receive?** (1) The evaluations must meet the standards contained in WAC 246-930-320.

(2) The costs of sexual deviation evaluations do not count toward the dollar limits for aggregate services in the Basic or Basic Plus waivers.

#### NEW SECTION

**WAC 388-845-1700 What is skilled nursing?** (1) Skilled nursing is continuous, intermittent, or part time nursing services. These services are available in the Basic Plus, CORE, and Community Protection waivers.

(2) Services include nurse delegation services provided by a registered nurse, including the initial visit, follow-up instruction, and/or supervisory visits.

(3) These services are available in all four HCBS waivers administered by DDD as mental health stabilization services in accordance with WAC 388-845-1150 through 388-845-1160.

#### NEW SECTION

**WAC 388-845-1705 Who is a qualified provider of skilled nursing services?** The provider of skilled nursing services must be a licensed practical nurse (LPN) or registered nurse (RN) acting within the scope of the Nurse Practice Act chapter 246-845 WAC and contracted with DDD to provide this service.

#### NEW SECTION

**WAC 388-845-1710 Are there limitations to the skilled nursing services I can receive?** The following limitations apply to your receipt of skilled nursing services:

(1) Skilled nursing services require prior approval by DDD.

(2) The department and the treating professional determine the need for and amount of service.

(3) The department reserves the right to require a second opinion by a department-selected provider.

(4) Skilled nursing services provided as a mental health stabilization service require prior approval by DDD or its designee.

(5) The dollar limitation for aggregate services in your Basic Plus waiver limit the amount of skilled nursing services unless provided as a mental health stabilization service.

#### NEW SECTION

**WAC 388-845-1800 What are specialized medical equipment and supplies?** (1) Specialized medical equipment and supplies are services to help individuals with their activities of daily living or to better participate in their environment. These services are available in all four HCBS waivers.

(2) Included are devices, controls, appliances, and items necessary for life support; ancillary supplies and equipment necessary to the proper functioning of such items; and durable and nondurable medical equipment not available through Medicaid under the Medicaid state plan.

#### NEW SECTION

**WAC 388-845-1805 Who are the qualified providers of specialized medical equipment and supplies?** The provider of specialized medical equipment and supplies must be a medical equipment supplier contracted with DDD.

#### NEW SECTION

**WAC 388-845-1810 Are there limitations to my receipt of specialized medical equipment and supplies?** The following limitations apply to your receipt of specialized medical equipment and supplies:

(1) Prior approval by the department is required for each authorization.

(2) The department reserves the right to require a second opinion by a department-selected provider.

(3) Items reimbursed with waiver funds shall be in addition to any medical equipment and supplies furnished under the Medicaid state plan.

(4) Items must be of direct medical or remedial benefit to the individual and necessary as a result of the individual's disability.

(5) Medications, prescribed or nonprescribed, and vitamins are excluded.

(6) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-1900 What are specialized psychiatric services?** (1) Specialized psychiatric services are specific to the individual needs of persons with developmental disabilities who are experiencing mental health symptoms. These services are available in all four HCBS waivers.

(2) Service may be any of the following:

- (a) Psychiatric evaluation,
- (b) Medication evaluation and monitoring,
- (c) Psychiatric consultation.

(3) These services are also available as a mental health stabilization service in accordance with WAC 388-845-1150 through 388-845-1160.

#### NEW SECTION

**WAC 388-845-1905 Who are qualified providers of specialized psychiatric services?** Providers of specialized psychiatric services must be one of the following licensed or registered, and contracted healthcare professionals:

- (1) Psychiatrist;
- (2) Psychiatric advanced registered nurse practitioner (ARNP); or
- (3) Physician assistant working under the supervision of a psychiatrist.

#### NEW SECTION

**WAC 388-845-1910 Are there limitations to the specialized psychiatric services I can receive?** (1) Specialized psychiatric services are excluded if they are available through other Medicaid programs.

(2) The dollar limitations for aggregate service in your Basic and Basic Plus waiver limit the amount of specialized psychiatric services unless provided as a mental health stabilization service.

(3) Specialized psychiatric services provided as a mental health stabilization service require prior approval by DDD or its designee.

#### NEW SECTION

**WAC 388-845-2000 What is staff/family consultation and training?** (1) Staff/family consultation and training is professional assistance to families or direct service providers to help them better meet the needs of the waiver person. This service is available in all four HCBS waivers.

(2) Consultation and training is provided to families, direct staff, or personal care providers to meet the specific needs of the waiver participant as outlined in the individual's plan of care, including:

- (a) Health and medication monitoring;
- (b) Positioning and transfer;
- (c) Basic and advanced instructional techniques;
- (d) Positive behavior support; and
- (e) Augmentative communication systems.

#### NEW SECTION

**WAC 388-845-2005 Who is a qualified provider of staff/family consultation and training?** To provide staff/family consultation and training, a provider must be one of the following licensed, registered or certified professionals and be contracted with DDD:

- (1) Audiologist;
- (2) Licensed practical nurse;
- (3) Marriage and family therapist;
- (4) Mental health counselor;
- (5) Occupational therapist;
- (6) Physical therapist;
- (7) Registered nurse;
- (8) Sex offender treatment provider;
- (9) Speech/language pathologist;
- (10) Social worker;
- (11) Psychologist;
- (12) Certified American Sign Language instructor;
- (13) Nutritionist;
- (14) Registered counselor; or
- (15) Certified dietician.

#### NEW SECTION

**WAC 388-845-2010 Are there limitations to the staff/family consultation and training I can receive?** (1) Expenses to the family or provider for room and board or attendance, including registration, at conferences are excluded as a service under staff/family consultation and training.

(2) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

#### NEW SECTION

**WAC 388-845-2100 What is supported employment?** Supported employment provides intensive ongoing individual or group support in a work setting to adults with developmental disabilities. This service is available in all four HCBS waivers.

(1) Supported employment includes activities needed to sustain paid work by individuals receiving waiver services, including supervision and training.

(2) Supported employment is conducted in a variety of settings; particularly work sites in which persons without disabilities are employed.

#### NEW SECTION

**WAC 388-845-2105 Who is a qualified provider of supported employment?** A supported employment provider must be a county, or agencies or individuals contracted with a county or DDD.

**NEW SECTION**

**WAC 388-845-2110 Are there limits to the supported employment I can receive?** The following limitations apply to your receipt of supported employment:

- (1) You must be age twenty-one and graduated from high school or age twenty-two or older.
- (2) Payment will be made only for the adaptations, supervision, training, and support with the activities of daily living you require as a result of your disabilities.
- (3) Payment is excluded for the supervisory activities rendered as a normal part of the business setting.
- (4) You cannot be authorized to receive supported employment services if you receive community access services or prevocational services.
- (5) The dollar limitations for employment/day program services in your Basic or Basic Plus waiver limit the amount of service you may receive.

**NEW SECTION**

**WAC 388-845-2200 What are transportation services?** Transportation services provide reimbursement to a provider when the transportation is required and specified in the waiver plan of care. This service is available in all four HCBS waivers.

- (1) Transportation provides the person access to waiver services, specified by the plan of care.
- (2) Whenever possible, the person must use family, neighbors, friends, or community agencies that can provide this service without charge.

**NEW SECTION**

**WAC 388-845-2205 Who is qualified to provide transportation services?** The provider of transportation services can be an individual or agency contracted with DDD.

**NEW SECTION**

**WAC 388-845-2210 Are there limitations to the transportation services I can receive?** The following limitations apply to transportation services:

- (1) Transportation to/from medical or medically related appointments is a Medicaid transportation service and is to be considered and used first.
- (2) Transportation is offered in addition to medical transportation but cannot replace Medicaid transportation services.
- (3) Transportation is limited to travel to and from a waiver service.
- (4) Transportation does not include the purchase of a bus pass.
- (5) Reimbursement for provider mileage requires prior approval by DDD and is paid according to contract.
- (6) This service does not cover the purchase or lease of vehicles.
- (7) Reimbursement for provider travel time is not included in this service.
- (8) Reimbursement to the provider is limited to transportation that occurs when you are with the provider.

(9) You are not eligible for transportation services if the cost and responsibility for transportation is already included in your waiver provider's contract and payment.

(10) The dollar limitations for aggregate services in your Basic or Basic Plus waiver limit the amount of service you may receive.

**ASSESSMENT AND PLAN OF CARE****NEW SECTION**

**WAC 388-845-3000 What is the process for determining the services I need?** Your service needs are determined through the ICF-MR level of care assessment and the service planning process.

- (1) You receive an initial and annual assessment of your needs using a department-approved form.
  - (a) The ICF-MR level of care assessment identifies your need for waiver services.
  - (b) The "comprehensive assessment reporting evaluation (CARE)" will determine your eligibility and amount of personal care services.
  - (c) If you are in the Basic or Basic Plus waiver, a DDD respite assessment will determine the amount of respite care available to you.
    - (2) From the assessment, DDD develops your waiver plan of care (POC) with you and/or your legal representative and others who are involved in your life such as your parent or guardian, advocate and service providers.

**NEW SECTION**

**WAC 388-845-3005 What is the waiver respite assessment?** The waiver respite assessment is a series of questions about you and your primary caregiver that will determine the amount of respite care available to you.

**NEW SECTION**

**WAC 388-845-3010 Who must have a waiver respite assessment?** (1) If you are in the Basic or Basic Plus waiver and are interested in receiving respite care, and are eligible for respite care per WAC 388-845-1605, your personal care needs must first be assessed by CARE.

(2) A respite assessment will then determine the amount of respite care available to you.

**NEW SECTION**

**WAC 388-845-3015 How is the waiver respite assessment administered?** The waiver respite assessment is administered by department staff during an in-person interview with you if you choose to be present, and at least one other person with knowledge of you, such as your primary caregiver.

**NEW SECTION**

**WAC 388-845-3020 Who can be the respondent for the waiver respite assessment?** The respondent for your waiver respite assessment must be an adult who is well



acquainted with you and can provide the information needed to complete the assessment, such as your primary caregiver.

(1) You cannot be the respondent for your own respite assessment.

(2) The department may select and interview additional respondents as needed to get complete and accurate information.

#### NEW SECTION

**WAC 388-845-3025 How often is this waiver respite assessment completed?** Your waiver respite assessment must be completed at the time of your CARE assessment/reassessment.

#### NEW SECTION

**WAC 388-845-3030 What items are assessed to determine my respite allocation?** The waiver respite assessment documents information about you and your caregiver. Information must reflect what is currently happening, not what may occur in the future or what has occurred more than thirty days ago. The information documented includes:

(1) The level of monitoring you require, above and beyond what is typically required for persons of similar age;

(2) Circumstances in your primary caregiver's life that may impact his/her care giving ability;

(3) The effect of your disability on other household members;

(4) Your primary caregiver's care giving responsibilities for others;

(5) How many parents, legal representatives and/or primary caregivers live in the same household as you;

(6) Availability of others to provide your care; and

(7) Your disability related emotional or behavior issues and how that affects your caregiver; the frequency and severity of these issues; and what a caregiver does to help you manage these behaviors.

#### NEW SECTION

**WAC 388-845-3035 How is the waiver respite assessment scored?** The responses to the waiver respite assessment are converted to a respite lid.

(1) The respite lid represents the maximum number of respite hours you are authorized to receive in a twelve-month period.

(2) You may use as many respite hours as you need, up to your assessed respite lid.

#### NEW SECTION

**WAC 388-845-3040 When will the new respite assessment go into effect?** The new respite assessment will be effective at the time of your next CARE assessment/reassessment.

#### NEW SECTION

**WAC 388-845-3045 How will I know the results of my respite assessment?** Your respite care allocation will be

written into your plan of care as a separate, authorized service.

#### NEW SECTION

**WAC 388-845-3050 What is the effective date of my respite allocation?** Your respite care allocation is effective when your respite assessment is completed and authorized in your annual or amended POC.

#### NEW SECTION

**WAC 388-845-3055 What is a waiver plan of care (POC)?** (1) The plan of care is the primary tool DDD uses to determine and document your needs and to identify the services to meet those needs.

(2) Your plan must include:

(a) The services that you and DDD have agreed are necessary for you to receive in order to address your health and welfare needs as specified in WAC 388-845-3000;

(b) Both paid and unpaid services you receive or need;

(c) How often you will receive each waiver service; how long you will need it; and who will provide it; and

(d) Your signature on the plan indicating your agreement.

(3) You may choose any qualified provider for the service, who meets all of the following:

(a) Is able to meet your needs within the scope of their contract, licensure and certification;

(b) Is reasonably available;

(c) Meets provider qualifications in chapters 388-845 and 388-825 WAC for contracting; and

(d) Agrees to provide the service at department rates.

#### NEW SECTION

**WAC 388-845-3060 When is my plan of care effective?** Your plan of care is effective the date DDD signs and approves it.

#### NEW SECTION

**WAC 388-845-3065 How long is my plan effective?** Your plan of care is effective through the last day of the twelfth month following the effective date.

#### NEW SECTION

**WAC 388-845-3070 What happens if I do not sign my plan of care?** If DDD is unable to obtain the necessary signature on the plan of care from you or your legal representative, DDD will take one or more of the following actions:

(1) DDD will continue providing services as identified in your most current POC for up to thirty days from the date you were notified of the plan to implement your most current POC.

(2) After thirty days, unless you file an appeal, DDD will assume consent and implement the new POC without your signature or the signature of your legal representative.

(3) You will be provided written notification and appeal rights to this action to implement the new POC.

(4) Your appeal rights are in WAC 388-825-120 through 388-825-165.

#### NEW SECTION

**WAC 388-845-3075 What if my needs change?** You may request a review of your plan of care at any time by calling your case manager. If there is a significant change in your condition or circumstances, DDD must reassess your plan of care with you and amend the plan to reflect any significant changes. This reassessment does not affect the end date of your annual plan of care.

#### NEW SECTION

**WAC 388-845-3080 What if my needs exceed the maximum yearly funding limit or the scope of services under the Basic or Basic Plus waiver?** (1) If you are on the Basic or Basic Plus waiver and your assessed need for services exceeds the maximum permitted, DDD will make the following efforts to meet your health and welfare needs:

- (a) Add more available natural supports;
  - (b) Initiate an exception to rule to access available non-waiver services not included in the Basic or Basic Plus waiver other than natural supports;
  - (c) Authorize emergency services up to six thousand dollars per year if your needs meet the definition of emergency services in WAC 388-845-0800.
- (2) If emergency services and other efforts are not sufficient to meet your needs, you will be offered:
- (a) An opportunity to apply for an alternate waiver that has the services you need;
  - (b) Priority for placement on the alternative waiver when there is capacity to add people to that waiver;
  - (c) Placement in an ICF/MR.
- (3) If none of the options in subsections (1) and (2) above is successful in meeting your health and welfare needs, DDD may terminate your waiver eligibility.
- (4) If you are terminated from a waiver, you will remain eligible for nonwaiver DDD services but access is limited by availability of funding.

#### NEW SECTION

**WAC 388-845-3085 What if my needs exceed what can be provided under the CORE or community protection waiver?** (1) If you are on the CORE or Community Protection waiver and your assessed need for services exceeds the scope of services provided under your waiver, DDD will make the following efforts to meet your health and welfare needs:

- (a) Add more available natural supports;
- (b) Initiate an exception to rule to access available non-waiver services not included in the CORE or Community Protection waiver other than natural supports;
- (c) Offer you the opportunity to apply for an alternate waiver that has the services you need, subject to WAC 388-845-0045;
- (d) Offer you placement in an ICF/MR.

(2) If none of the above options is successful in meeting your health and welfare needs, DDD may terminate your waiver eligibility.

(3) If you are terminated from a waiver, you will remain eligible for nonwaiver DDD services but access is limited by availability of funding.

#### NEW SECTION

**WAC 388-845-3090 What if my identified health and welfare needs are less than what is provided in my current waiver?** If your identified health and welfare needs are less than what is provided in your current waiver, DDD may terminate you from your current waiver and enroll you in a waiver that meets but does not exceed your assessed need for waiver services.

#### NEW SECTION

**WAC 388-845-3095 Will I have to pay toward the cost of waiver services?** (1) Depending on your SSI status, Medicaid status, income and resources, you may be required to participate towards the cost of your care. DDD determines what amount, if any, you pay.

(2) If you live in a licensed facility, you participate from your earned and unearned income per rules in WAC 388-515-1510:

- (a) If you have nonexempt income that exceeds the cost of your waiver services, you may keep the difference.
- (b) If you are eligible for SSI, you pay only for room and board.
- (c) If you are not eligible for SSI, you may be required to participate towards the cost of your waiver services in addition to your facility room and board rate.

#### NEW SECTION

**WAC 388-845-4000 What are my appeal rights under the waiver?** You have appeal rights under WAC 388-825-120 to the following decisions:

- (1) Any denial, reductions, or termination of a service.
- (2) A denial or termination of your choice of a qualified provider.
- (3) Your termination from waiver eligibility.
- (4) Denial of your request to receive ICF/MR services instead of waiver services.

#### NEW SECTION

**WAC 388-845-4005 Can I appeal a denial of my request to be enrolled in a waiver?** You do not have an appeal right to a denial to be enrolled in a waiver.

#### NEW SECTION

**WAC 388-845-4010 How do I appeal a department action?** (1) Your rights to appeal a department decision are in RCW 71A.10.050 and WAC 388-825-120 and are limited to an applicant, recipient, or former recipient of services from the division of developmental disabilities.

(2) If you want to appeal a department action, you must request an appeal within ninety days from receipt of the department notice of the action you are disputing.

### NEW SECTION

**WAC 388-845-4015 Will my services continue during an appeal?** Services may continue according to the provisions contained in WAC 388-825-145.

**WSR 05-17-131  
PROPOSED RULES  
SOUTHWEST  
CLEAN AIR AGENCY**  
[Filed August 19, 2005, 11:30 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 05-16-122.

**Title of Rule and Other Identifying Information:** SWCAA 400-045 Permit Application for Nonroad Engines, this is an existing section that identifies requirements for the submittal of permit applications for nonroad engine projects.

SWCAA 400-075 Emission Standards for Stationary Sources Emitting Hazardous Air Pollutants, this is an existing section that adopts by reference the federal standards relating to hazardous air pollutant standards contained in 40 C.F.R. Parts 63 and 65.

SWCAA 400-099 Per Capita Fees, this is an existing section that provides supplemental income to Southwest Clean Air Agency (SWCAA) by establishing and implementing a general "per capita" fee based on the proportional population of each component city, town, and county.

SWCAA 400-100 Registration Requirements, this is an existing section that identifies requirements for registration and inspection of air contaminant sources.

SWCAA 400-109 Air Discharge Permit Applications, this is an existing section that identifies requirements for submittal and a description of the process for submitting a notice of construction application.

SWCAA 400-115 Standards of Performance for New Sources, this is an existing section that adopts by reference the new source performance standards (NSPS) contained in 40 C.F.R. Part 60.

**Hearing Location(s):** Office of SWCAA, 11815 N.E. 99th Street, Suite 1294, Vancouver, WA 98682, on November 3, 2005, at 3:00 p.m.

**Date of Intended Adoption:** November 3, 2005.

**Submit Written Comments to:** Wess Safford, 11815 N.E. 99th Street, Suite 1294, Vancouver, WA 98682-2452, e-mail wess@swcleanair.org, fax (360) 576-0925, by October 24, 2005.

**Assistance for Persons with Disabilities:** Contact Mary Allen by October 26, 2005, TTY (360) 574-3058.

**Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:** SWCAA 400-045 Permit Application for Nonroad Engines, the proposed changes adjust permit application fees to provide more fund-

ing in support of agency work to process the affected applications.

SWCAA 400-075 Emission Standards for Sources Emitting Hazardous Air Pollutants, the proposed changes update adoption reference dates and incorporate new federal regulations contained in 40 C.F.R. Parts 63 and 65.

SWCAA 400-099 Per Capita Fees, the proposed changes adjust the "per capita" assessment rate to provide additional funding for the agency.

SWCAA 400-100 Registration Requirements, the proposed changes adjust annual registration fees for air pollution sources to provide additional funding for the agency.

SWCAA 400-109 Air Discharge Permit Applications, the proposed changes adjust permit application fees to provide more funding in support of agency work to process the affected applications.

SWCAA 400-115 Standards of Performance for New Sources, the proposed changes update adoption reference dates and incorporate new federal regulations contained in 40 C.F.R. Part 60.

**Reasons Supporting Proposal:** SWCAA 400-045 Permit Application for Nonroad Engines, application fees are being adjusted in order to fund a budget shortfall associated with processing the affected permit applications and insure that permits continue to be processed in a timely fashion.

SWCAA 400-075 Emission Standards for Sources Emitting Hazardous Air Pollutants, in order to maintain proper enforcement authority for the affected regulations, this section must occasionally be updated to reflect new and revised federal standards found in 40 C.F.R. Parts 61 and 63. United States EPA expects regular updates of this section to support federal delegation of these programs.

SWCAA 400-099 Per Capita Fees, the "per capita" assessment rate is being adjusted to provide funding for a general budget shortfall at the agency and insure that the agency can continue to respond to air pollution complaints.

SWCAA 400-100 Registration Requirements, annual registration fees are being adjusted to provide funding for a general budget shortfall at the agency and insure that the agency can continue to conduct compliance inspections of registered air pollution sources.

SWCAA 400-109 Air Discharge Permit Applications, application fees are being adjusted in order to fund a budget shortfall associated with processing the affected permit applications and insure that permits continue to be processed in a timely fashion.

SWCAA 400-115 Standards of Performance for New Sources, in order to maintain proper enforcement authority for the affected regulations, this section must occasionally be updated to reflect new and revised federal standards found in 40 C.F.R. Part 60. United States EPA expects regular updates of this section to support federal delegation of this program.

**Statutory Authority for Adoption:** RCW 70.94.141.

**Statute Being Implemented:** RCW 70.94.141.

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

**Name of Proponent:** Southwest Clean Air Agency (SWCAA), governmental.

PROPOSED

Name of Agency Personnel Responsible for Drafting: Wess Safford, 11815 N.E. 99th Street, Suite 1294, Vancouver, WA 98682, (360) 574-3058; Implementation: Paul Mairose, 11815 N.E. 99th Street, Suite 1294, Vancouver, WA 98682, (360) 574-3058; and Enforcement: Robert Elliott, 11815 N.E. 99th Street, Suite 1294, Vancouver, WA 98682, (360) 574-3058.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Changes proposed by SWCAA are consistent with federal or state rules already in effect. This agency is not subject to the small business economic impact provision of chapter 19.85 RCW. A fiscal analysis has been performed to establish the basis for any proposed fee increases. Copies of this analysis are available from SWCAA.

A cost-benefit analysis is not required under RCW 34.05.328. Pursuant to RCW 70.94.141(1), section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. SWCAA is not voluntarily invoking section 201, chapter 403, Laws of 1995 for this action.

Robert D. Elliott  
Executive Director

**AMENDATORY SECTION** (Amending WSR 03-21-045, filed 10/9/03, effective 11/9/03)

**SWCAA 400-045 Permit Application for Nonroad Engines**

[Statutory Authority: Chapter 70.94.040 RCW, 70.94.141 RCW, Original adoption WSR 03-21-045 filed 10/9/03, effective 11/9/03]

(1) **Purpose.** A nonroad engine permit application is the document used by the Agency to record and track requests to approve the installation, replacement, or other alteration of a nonroad engine.

(2) **Applicability.** The requirements of this section apply to all nonroad engines as defined in SWCAA 400-030(74) except for the following:

- (a) Nonroad engine projects with an aggregate power rating less than 200 horsepower;
- (b) Well drilling rigs;
- (c) Portable firefighting equipment;
- (d) Mobile cranes and pile drivers;
- (e) Engines used for emergency flood control; or
- (f) Engines used to power carnival or amusement rides.

(3) **Application Submittal.** A complete nonroad engine permit application shall be submitted for each new installation, replacement, or other alteration of a nonroad engine.

(4) **Application Fees.** A filing fee of ~~\$(300.00)~~ 600.00 and a review fee, as shown in Table A, shall be submitted with the applicant prior to Agency review. If ~~((other))~~ additional types of review, as identified in Table B, are required by the Agency as a result of the proposed installation, replacement or alteration, an additional review fee shall be paid as described in Table B. (Total Application Fee = Filing Fee + Application Review Fee [Table A] + Additional Review Fee [Table B]).

**TABLE A**  
**Nonroad Engine Permit Application Review Fees**

|      | <u>Equipment/Activity</u>                     | <u>Associated Work Hours</u>                         | <u>Review Fee</u>                        |
|------|---|--|--|
| i.   | Nonroad Engine (Aggregate horsepower rating): |  |  |
|      | Less than 500                                 | <u>10</u>  | <del>\$(400.00)</del><br><u>700.00</u>   |
|      | 500 or more but less than 2,000               | <u>14</u>  | <del>((700.00))</del><br><u>1,000.00</u> |
|      | 2,000 or more but less than 5,000             | <u>21</u>  | 1,500.00                                 |
|      | 5,000 or more but less than 10,000            | <u>42</u>  | 3,000.00                                 |
|      | 10,000 or more                                | <u>85</u>  | 6,000.00                                 |
| ii.  | Minor Change to Existing Permit Conditions:   | <u>8</u>   | <del>\$(300.00)</del><br><u>600.00</u>   |
| iii. | Other (Not classified above):                 | \$200.00 <del>((/))</del> <u>per ton of emission</u> |  |
| iv.  | Emergency Applications                        | Double the normal application and review fee         |  |

**TABLE B**  
**~~((Other))~~ Additional Review Fees**

|       | <u>Equipment/Activity</u>                           | <u>Associated Work Hours</u> | <u>Review Fee</u>                       |
|-------|---|------------------------------|---|
| v.    | State Environmental Policy Act (SEPA) - Lead Agency |                              |   |
|       | <u>Minor</u>  | <u>14</u>                    | \$1,000.00                              |
|       | <u>Major</u>  | <u>35</u>                    | <u>2,500.00</u>                         |
| vi.   | Environmental Impact Statement (EIS) Review         |                              | <del>((500.00))</del>                   |
|       | <u>Minor</u>  | <u>11</u>                    | <u>\$ 800.00</u>                        |
|       | <u>Major</u>  | <u>28</u>                    | <u>2,000.00</u>                         |
| vii.  | Variance request                                    | <u>11</u>                    | <del>\$(500.00)</del><br><u>800.00</u>  |
| viii. | Review of ambient impact analysis                   |                              | <del>\$(50.00)</del><br><u>70.00/hr</u> |

(5) **Agency actions.** Each acceptable and complete nonroad engine permit application shall result in the issuance of a nonroad engine permit or other regulatory order by the Agency in accordance with SWCAA 400-046. The requirements of SEPA (State Environmental Policy Act) shall be complied with for each application.

(6) **Withdrawn or exempt applications.**

(a) An applicant may withdraw an application at any time prior to issuance of a final nonroad engine permit. The applicant must provide a written and signed request to the Agency indicating their desire to withdraw the application and certification that the proposed equipment or alteration

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will not be installed or operated without prior review and approval from the Agency. The Agency shall provide written response to acknowledge withdrawal of the application.

(b) After review by the Agency, an application may be determined to be exempt from the requirements of SWCAA 400-046 and 400-100. The Agency shall provide written notification to the applicant for all applications that are determined to be exempt. Exemption status shall not take effect until confirmed in writing.

(c) For withdrawn or exempt applications, filing fees will not be refunded to the applicant. Review fees may be refunded upon request, provided that substantial time has not been expended by the Agency for review of the application.

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

**AMENDATORY SECTION** (Amending WSR 03-21-045, filed 10/9/03, effective 11/9/03)

**SWCAA 400-075 Emission Standards for Stationary Sources Emitting Hazardous Air Pollutants**

[Statutory Authority: Chapter 70.94.141 RCW. Original Board adoption 12/18/79; Amended by Board 12/16/86; 93-21-003 filed 10/7/93, effective 11/8/93; 95-17-084 filed 8/21/95, effective 9/21/95; 96-21-098 filed 10/21/96, effective 11/21/96; 99-07-027 filed 3/10/99, effective 4/11/99; 01-05-055 filed 2/15/01, effective 3/18/01; 03-21-045 filed 10/9/03, effective 11/9/03]

(1) The national emission standards for hazardous air pollutants promulgated by EPA as in effect July 1, ~~((2002))~~ **2005**, as contained in 40 CFR Part 61, are adopted by reference. The term "Administrator" in 40 CFR Part 61 shall mean the Administrator of EPA and the Executive Director of the Agency.

(2) The Agency may require that emission tests be conducted and require access to records, books, files, and other information specific to the control, recovery, or release of those pollutants regulated under 40 CFR Part 61, Part 63, or Part 65 in order to determine the status of compliance of sources of these contaminants and to carry out its enforcement responsibilities.

(3) Emission testing, monitoring, and analytical methods for sources of hazardous air pollutants shall conform with the requirements of 40 CFR Part 61, Part 63 and/or Part 65, as in effect on July 1, 2002.

(4) This section shall not apply to any "stationary source" operating pursuant to a waiver granted by EPA or an exemption granted by the President of the United States during the effective life of such waiver or exemption.

(5) Specific standards of performance referred to as Maximum Achievable Control Technology (MACT) have been promulgated by EPA.

(a) As of July 1, ~~((2002))~~ **2005**, 40 CFR Part 63 and appendices are hereby adopted by reference. The following list is provided for informational purposes:

- Subpart A National Emission Standards for Hazardous Air Pollutants for Source Categories: General Provisions (ref. 40 CFR 63.1 et seq.)
- Subpart B National Emission Standards for Hazardous Air Pollutants for Source Categories: Equivalent Emission Limitation By Permit (ref. 40 CFR 63.50 et seq.)
- Subpart D National Emission Standards for Hazardous Air Pollutants for Source Categories: Early Reduction Program (ref. 40 CFR 63.70 et seq.)
- Subpart F National Emission Standards for Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry (ref. 40 CFR 63.100 et seq.)
- Subpart G National Emission Standards for Organic Hazardous Air Pollutants from the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater (ref. 40 CFR 63.110 et seq.)
- Subpart H National Emission Standards for Organic Hazardous Air Pollutants for Equipment Leaks (ref. 40 CFR 63.160 et seq.)
- Subpart I National Emission Standards for Organic Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks (ref. 40 CFR 60.190 et seq.)
- Subpart J National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production (ref. 40 CFR 60.210 et seq.)
- Subpart L National Emission Standards for Hazardous Air Pollutants for Coke Oven Operations (ref. 40 CFR 63.300 et seq.)
- Subpart M National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities - as it applies to major sources (ref. 40 CFR 63.320 et seq.)

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| Subpart N  | National Emission Standards for Hazardous Air Pollutants from Hard and Decorative Electroplating and Anodizing Operations (ref. 40 CFR 63.340 et seq.)       | Subpart CC | National Emission Standards for Hazardous Air Pollutants from Petroleum Refineries (ref. 40 CFR 63.640 et seq.)   |
| Subpart O  | National Ethylene Oxide Air Emission Standards for Commercial Sterilizers (ref. 40 CFR 63.360 et seq.)   | Subpart DD | National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations (ref. 40 CFR 63.680 et seq.)   |
| Subpart Q  | National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers (ref. 40 CFR 63.400 et seq.)                                  | Subpart EE | National Emission Standards for Hazardous Air Pollutants for Magnetic Tape Manufacturing Operations (ref. 40 CFR 63.710 et seq.)  |
| Subpart R  | National Emission Standards for Hazardous Air Pollutants for Gasoline Distribution Operations (Stage I) (ref. 40 CFR 63.420 et seq.)                         | Subpart GG | National Emission Standards for Hazardous Air Pollutants for Aerospace Manufacturing Operations (ref. 40 CFR 63.740 et seq.)  |
| Subpart S  | National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry (ref. 40 CFR 63.440 et seq.)                                       | Subpart HH | National Emission Standards for Hazardous Air Pollutants for Oil and Natural Gas Production Facilities (ref. 40 CFR 63.760 et seq.)   |
| Subpart T  | National Emission Standards for Hazardous Air Pollutants for Halogenated Solvents Cleaning Operations (ref. 40 CFR 63.460 et seq.)                           | Subpart II | National Emission Standards for Hazardous Air Pollutants for Shipbuilding and Ship Repair (Surface Coating) (ref. 40 CFR 63.780 et seq.)  |
| Subpart U  | National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins and Group IV Polymers and Resins (ref. 40 CFR 63.480 et seq.) | Subpart JJ | National Emission Standards for Hazardous Air Pollutants for Wood Furniture Manufacturing Operations (ref. 40 CFR 63.800 et seq.)   |
| Subpart W  | National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production (ref. 40 CFR 63.520 et seq.)        | Subpart KK | National Emission Standards for Hazardous Air Pollutants for the Printing and Publishing Industry (ref. 40 CFR 63.820 et seq.)  |
| Subpart X  | National Emission Standards for Hazardous Air Pollutants for Secondary Lead Smelting Manufacturing Operations (ref. 40 CFR 63.541 et seq.)                   | Subpart LL | National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants (ref. 40 CFR 63.840 et seq.)   |
| Subpart Y  | National Emission Standards for Hazardous Air Pollutants for Marine Vessel Loading Operations (ref. 40 CFR 63.560 et seq.)                                   | Subpart MM | <u>National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfit, and Stand-alone Semichemical Pulp Mills (ref. 40 CFR 63.860 et seq.)</u> |
| Subpart AA | National Emission Standards for Hazardous Air Pollutants for Phosphoric Acid Manufacturing Plants (ref. 40 CFR 63.600 et seq.)                               | Subpart OO | National Emission Standards for Tanks - Level 1 (ref. 40 CFR 63.900 et seq.)  |
| Subpart BB | National Emission Standards for Hazardous Air Pollutants for Phosphate Fertilizers Production Plants (ref. 40 CFR 63.620 et seq.)                            | Subpart PP | National Emission Standards for Containers (ref. 40 CFR 63.920 et seq.)   |
|            |  | Subpart QQ | National Emission Standards for Surface Impoundments (ref. 40 CFR 63.940 et seq.)   |

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| Subpart RR        | National Emission Standards for Individual Drain Systems (ref. 40 CFR 63.960 et seq.)  | Subpart GGG        | National Emission Standards for Hazardous Air Pollutants for Pharmaceuticals Production (ref. 40 CFR 63.1250 et seq.)                      |
| Subpart SS        | National Emission Standards for Hazardous Air Pollutants for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process (ref. 40 CFR 63.980 et seq.) | Subpart HHH        | National Emission Standards for Hazardous Air Pollutants for Natural Gas Transmission and Storage Facilities (ref. 40 CFR 63.1270 et seq.) |
| Subpart TT        | National Emission Standards for Hazardous Air Pollutants for Equipment Leaks - Control Level 1 (ref. 40 CFR 63.1000 et seq.)   | Subpart III        | National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production (ref. 40 CFR 63.1290 et seq.)           |
| Subpart UU        | National Emission Standards for Hazardous Air Pollutants for Equipment Leaks - Control Level 2 (ref. 40 CFR 63.1019 et seq.)   | Subpart JJJ        | National Emission Standards for Hazardous Air Pollutants Emissions: Group IV Polymers and Resins (ref. 40 CFR 63.1310 et seq.)             |
| Subpart VV        | National Emission Standards for Oil-Water Separators and Organic-Water Separators (ref. 40 CFR 63.1040 et seq.)  | Subpart LLL        | National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry (ref. 40 CFR 63.1340 et seq.)     |
| Subpart WW        | National Emission Standards for Hazardous Air Pollutants for Storage Vessels (Tanks) - Control Level 2 (ref. 40 CFR 63.1060 et seq.)   | Subpart MMM        | National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production (ref. 40 CFR 63.1360 et seq.)          |
| <u>Subpart XX</u> | <u>National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations (ref. 40 CFR 63.1080 et seq.)</u>  | Subpart NNN        | National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing (ref. 40 CFR 63.1380 et seq.)                   |
| Subpart YY        | National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic MACT (ref. 40 CFR 63.1100 et seq.)   | Subpart OOO        | National Emission Standards for Hazardous Air Pollutants for Manufacture of Amino/Phenolic Resins (ref. 40 CFR 63.1400 et seq.)            |
| Subpart CCC       | National Emission Standards for Hazardous Air Pollutants for Steel Pickling - HCL Process Facilities and Hydrochloric Acid Regeneration Plants (ref. 40 CFR 63.1155 et seq.)                   | Subpart PPP        | National Emission Standards for Hazardous Air Pollutants for Polyether Polyols Production (ref. 40 CFR 63.1420 et seq.)                    |
| Subpart DDD       | National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production (ref. 40 CFR 63.1175 et seq.)   | <u>Subpart QQQ</u> | <u>National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting (ref. 40 CFR 63.1440 et seq.)</u>                  |
| Subpart EEE       | National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors (ref. 40 CFR 63.1211 et seq.)   | Subpart RRR        | National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production (ref. 40 CFR 63.1500 et seq.)                   |
|                   |  | Subpart TTT        | National Emission Standards for Hazardous Air Pollutants for Primary Smelting (ref. 40 CFR 63.1541 et seq.)                                |

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| <u>Subpart UUU</u>  | National Emission Standards for Hazardous Air Pollutants for <u>Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units</u> (ref. 40 CFR 63.1560 et seq.) | <u>Subpart JJJJ</u> | <u>National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating</u> (ref. 40 CFR 63.3280 et seq.)                                  |
| <u>Subpart VVV</u>  | National Emission Standards for Hazardous Air Pollutants for Publicly Owned Treatment Works (ref. 40 CFR 63.1580 et seq.)  | <u>Subpart KKKK</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans</u> (ref. 40 CFR 63.3480 et seq.)                                |
| <u>Subpart XXX</u>  | National Emission Standards for Hazardous Air Pollutants for Ferrous Alloys Production: Ferromanganese and Silicomanganese (ref. 40 CFR 63.1650 et seq.)   | <u>Subpart MMMM</u> | <u>National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products</u> (ref. 40 CFR 63.3880 et seq.) |
| <u>Subpart AAAA</u> | <u>National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills</u> (ref. 40 CFR 63.1930 et seq.)   | <u>Subpart NNNN</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances</u> (ref. 40 CFR 63.4080 et seq.)                          |
| <u>Subpart CCCC</u> | National Emission Standards for Hazardous Air Pollutants for Manufacturing of Nutritional Yeast (ref. 40 CFR 63.2130 et seq.)  | <u>Subpart OOOO</u> | <u>National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles</u> (ref. 40 CFR 63.4280 et seq.)  |
| <u>Subpart DDDD</u> | <u>National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products</u> (ref. 40 CFR 63.2230 et seq.)   | <u>Subpart PPPP</u> | <u>National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products</u> (ref. 40 CFR 63.4480 et seq.)             |
| <u>Subpart EEEE</u> | <u>National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline)</u> (ref. 40 CFR 63.2330 et seq.)   | <u>Subpart QQQQ</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products</u> (ref. 40 CFR 63.4680 et seq.)                    |
| <u>Subpart FFFF</u> | <u>National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing</u> (ref. 40 CFR 63.2430 et seq.)  | <u>Subpart RRRR</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture</u> (ref. 40 CFR 63.4880 et seq.)                           |
| <u>Subpart GGGG</u> | National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production (ref. 40 CFR 63.2830 et seq.)  | <u>Subpart SSSS</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil</u> (ref. 40 CFR 63.5080 et seq.)                                |
| <u>Subpart HHHH</u> | National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production (ref. 40 CFR 63.2980 et seq.)  | <u>Subpart TTTT</u> | National Emission Standards for Hazardous Air Pollutants for Leather Tanning and Finishing Operations (ref. 40 CFR 63.5280 et seq.)                         |
| <u>Subpart IIII</u> | <u>National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks</u> (ref. 40 CFR 63.3080 et seq.)  | <u>Subpart UUUU</u> | <u>National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing</u> (ref. 40 CFR 63.5480 et seq.)                          |
|                     |  | <u>Subpart VVVV</u> | National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing (ref. 40 CFR 63.5680 et seq.)   |



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| <u>Subpart WWWW</u>  | <u>National Emission Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production (ref. 40 CFR 63.5780 et seq.)</u>                                 | <u>Subpart IIIII</u> | <u>National Emission Standards for Hazardous Air Pollutants: Mercury Emissions from Mercury Cell Chlor-Alkali Plants (ref. 40 CFR 63.8180 et seq.)</u> |
| <u>Subpart XXXX</u>  | <u>National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing (ref. 40 CFR 63.5980 et seq.)</u>  | <u>Subpart JJJJJ</u> | <u>National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing (ref. 40 CFR 63.8380 et seq.)</u>     |
| <u>Subpart YYYY</u>  | <u>National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines (ref. 40 CFR 63.6080 et seq.)</u>  | <u>Subpart KKKKK</u> | <u>National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing (ref. 40 CFR 63.8530 et seq.)</u>                          |
| <u>Subpart ZZZZ</u>  | <u>National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines (ref. 40 CFR 63.6580 et seq.)</u>                  | <u>Subpart LLLLL</u> | <u>National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing (ref. 40 CFR 63.8680 et seq.)</u>    |
| <u>Subpart AAAAA</u> | <u>National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants (ref. 40 CFR 63.7080 et seq.)</u>   | <u>Subpart MMMMM</u> | <u>National Emission Standards for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations (ref. 40 CFR 63.8780 et seq.)</u>       |
| <u>Subpart BBBBB</u> | <u>National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing (ref. 40 CFR 63.7180 et seq.)</u>   | <u>Subpart NNNNN</u> | <u>National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production (ref. 40 CFR 63.8980 et seq.)</u>                            |
| <u>Subpart CCCCC</u> | <u>National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks (ref. 40 CFR 63.7280 et seq.)</u>                    | <u>Subpart PPPPP</u> | <u>National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards (ref. 40 CFR 63.9280 et seq.)</u>                          |
| <u>Subpart DDDDD</u> | <u>National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters (ref. 40 CFR 63.7480 et seq.)</u> | <u>Subpart QQQQQ</u> | <u>National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities (ref. 40 CFR 63.9480 et seq.)</u>          |
| <u>Subpart EEEEE</u> | <u>National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries (ref. 40 CFR 63.7680 et seq.)</u>  | <u>Subpart RRRRR</u> | <u>National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing (ref. 40 CFR 63.9580 et seq.)</u>                            |
| <u>Subpart FFFFF</u> | <u>National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities (ref. 40 CFR 63.7780 et seq.)</u>                    | <u>Subpart SSSSS</u> | <u>National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing (ref. 40 CFR 63.9780 et seq.)</u>                    |
| <u>Subpart GGGGG</u> | <u>National Emission Standards for Hazardous Air Pollutants: Site Remediation (ref. 40 CFR 63.7880 et seq.)</u>   | <u>Subpart TTTTT</u> | <u>National Emission Standards for Hazardous Air Pollutants for Primary Magnesium Refining (ref. 40 CFR 63.9880 et seq.)</u>                           |
| <u>Subpart HHHHH</u> | <u>National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing (ref. 40 CFR 63.7980 et seq.)</u>                                      | Appendix A           | Test Methods (ref. 40 CFR 63, Appendix A)  |

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- Appendix B Sources Defined for Early Reduction Provisions (ref. 40 CFR 63, Appendix B)
- Appendix C Determination of the Fraction Biodegraded in a Biological Treatment Unit (ref. 40 CFR 63, Appendix C)
- Appendix D Alternative Validation procedure for EPA Waste and Wastewater Methods (ref. 40 CFR 63, Appendix D)
- Appendix E Monitoring Procedures for Non-thoroughly Mixed Open Biological Treatment Systems at Kraft Pulp Mills Under Unsafe Sampling Conditions (ref. 40 CFR 63, Appendix E)

~~ita" assessment has been established at 30 cents per person-))~~  
 The population shall be determined by the most recent (~~cen-~~  
~~sus, estimate or survey by the federal bureau of census or any~~  
~~state board or commission authorized to make such a census,~~  
~~estimate or survey)) State of Washington Office of Financial  
Management (OFM) population estimate. The "per capita"  
assessment has been established at the following rates:~~

| <u>Assessment Rate</u>    | <u>Effective Date</u>  |
|---------------------------|------------------------|
| <u>\$0.30 per citizen</u> | <u>April 11, 1999</u>  |
| <u>\$0.31 per citizen</u> | <u>January 1, 2006</u> |
| <u>\$0.32 per citizen</u> | <u>January 1, 2007</u> |
| <u>\$0.33 per citizen</u> | <u>January 1, 2008</u> |

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

**AMENDATORY SECTION** (Amending WSR 03-21-045, filed 10/9/03, effective 11/9/03)

**SWCAA 400-100 Registration Requirements**

[Statutory Authority: Chapter 70.94.141 RCW, 70.94.151 RCW, 70.94.200 RCW, and 70.94.395 RCW. Original Board adoption 10/29/69 (Regulation 2 Sec 3); Amended by Board 12/18/79; Amended by Board 8/18/81; Amended by Board 3/20/84; 92-04-030 filed 1/28/92, effective 2/28/92; 93-21-004 filed 10/7/93, effective 11/8/93; 95-17-084 filed 8/21/95, effective 9/21/95; 99-07-032 filed 3/10/99, effective 4/11/99; 01-05-055 filed 2/15/01, effective 3/18/01; 03-21-045 filed 10/9/03, effective 11/9/03]

The registration program is intended to develop and maintain a current and accurate record of air contaminant sources. Information collected through the registration program is used to evaluate the effectiveness of air pollution control strategies and to verify "source" compliance with applicable air pollution requirements.

(1) **Applicability.** All "sources" or emission units shall be registered with the Agency in accordance with this section as set forth in RCW 70.94.151 except the following:

(a) Emission units or activities exempted under SWCAA 400-101; and

(b) "Stationary sources" required to apply for, or to maintain, an operating permit under Chapter 173-401 WAC.

(2) **General requirements.**

(a) The owner or operator of a "source" for which registration is required shall initially register the "source" with the Agency. A unique identification number shall be assigned to each "source" and a separate registration fee shall be provided for each emission unit; provided that, an owner has the option to register a process with a detailed inventory of air contaminant sources and emissions related to the process. A registration fee shall not be collected for exempt emission units identified in SWCAA 400-101.

(b) The owner or operator of a registered "source" shall submit annual reports to the Agency. Each report shall contain information as may be required by the Agency concerning location, size and height of contaminant outlets, processes employed, nature and quantity of the air contaminant emission and such other information as is relevant to air pollution and available or reasonably capable of being assembled. Relevant information may include air pollution require-

(b) Exceptions to 40 CFR Part 63 adoption by reference.  
 (i) The term "administrator" in 40 CFR Part 63 includes the Executive Director of the Agency.

(ii) The following subparts of 40 CFR Part 63 are not adopted by reference:

(A) Subpart C, List of Hazardous Air Pollutants, Petition Process, Lesser Quantity Designations, Source Category List;

(B) Subpart E, Approval of State Programs and Delegation of Federal Authorities; and

(C) Subpart M, National Perchloroethylene Emission Standards for Dry Cleaning Facilities - as it applies to nonmajor sources.

(6) **Consolidated requirements for the synthetic organic chemical manufacturing industry.** (SOCMI) 40 CFR Part 65, as in effect on July 1, 2002, is adopted by reference.

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

**AMENDATORY SECTION** (Amending WSR 01-05-055, filed 2/15/01, effective 3/18/01)

**SWCAA 400-099 Per Capita Fees**

[Statutory Authority: Chapter 70.94.093 RCW. Original Board adoption - 99-07-030 filed 3/10/99, effective 4/11/99; 01-05-055 filed 2/15/01, effective 3/18/01]

Each component city or town and county shall pay such proportion of the supplemental income to the Agency as determined by either one of two methods as provided under RCW 70.94.093. The first method is based on the assessed valuation of property within such city or town and county limits bears to the total assessed valuation of taxable property within the jurisdiction of SWCAA. The second method is based on the total population of such city or town and county bears to the total population of the jurisdiction of SWCAA. In addition, a combination of the two methods is allowable provided that such combination is shared at 50 percent each. The SWCAA Board of Directors has elected to use the second method based on population (per capita). (~~The "per cap-~~

ments established by rule, regulatory order or ordinance pursuant to Chapter 70.94 RCW. The owner, operator, or their designated representative shall sign the annual report for each "source," and be responsible for the accuracy, completeness, and timely submittal of all required information.

(3) **Registration fees.** An annual registration fee shall be paid before the Control Officer may register any emission unit~~(, an annual registration fee of \$75.00 for each emission unit, plus \$39 per ton of each criteria air pollutant and VOC (combined), plus \$10 per ton of total toxic air pollutants greater than 1.0 tons, shall be paid)~~. Annual registration fees cover the period from July 1 through June 30. "Sources" or emission units that permanently shutdown prior to January 1 of the current registration period shall not be liable for registration fees. This provision does not apply to "temporary sources." Operation of equipment subject to registration without payment of applicable registration fees shall be considered a violation of this section. Annual registration fees shall be paid according to the following schedule:

| <u>Emission Unit Fee</u>      | <u>Pollution Emission Fee</u>  | <u>Effective Date</u>  |
|-------------------------------|--|------------------------|
| <u>\$75 per emission unit</u> | <u>\$39/ton of criteria pollutant emission.</u><br><u>\$10/ton of toxic air pollutant emission</u> | <u>July 1, 1999</u>    |
| <u>\$80 per emission unit</u> | <u>\$41/ton of criteria pollutant emission.</u><br><u>\$15/ton of toxic air pollutant emission</u> | <u>January 1, 2006</u> |
| <u>\$85 per emission unit</u> | <u>\$43/ton of criteria pollutant emission.</u><br><u>\$20/ton of toxic air pollutant emission</u> | <u>January 1, 2007</u> |
| <u>\$90 per emission unit</u> | <u>\$45/ton of criteria pollutant emission.</u><br><u>\$25/ton of toxic air pollutant emission</u> | <u>January 1, 2008</u> |

**Exceptions:**

(a) An annual registration fee of \$50.00 shall be charged to each gasoline transport tank.

(b) The registration fee for a small operation may be waived or reduced by the Control Officer provided sufficient demonstration of circumstances is presented, subject to the discretion of the Control Officer.

(c) "Stationary sources" subject to the Operating Permit Program, as defined in RCW 70.94.030(17), shall pay an operating permit fee in accordance with SWCAA 400-103.

(4) **Delinquent registration fees.** Annual registration fees that are unpaid after June 30 for the effective year shall be considered delinquent. Air discharge permits and Orders of Approval for "sources" with delinquent registration fees may be invalidated by the Control Officer. The Agency shall notify the owner or operator of a "source" by certified letter prior to taking action to invalidate affected air discharge permits and Orders of Approval. Notification shall be provided in such a manner as to allow the delinquency to be remedied prior to invalidation.

(5) **Reporting requirements for transfer or permanent shutdown of registered "sources."**

(a) The registered owner or operator shall report the transfer of ownership or permanent shutdown of a registered

"source" to the Agency within ninety (90) days of shutdown or transfer. The report shall contain the following information:

- (i) Legal name of the registered owner or operator;
- (ii) Effective date of the shutdown or transfer;
- (iii) Comprehensive description of the affected emission units; and

(iv) Name and telephone number of the registered owner's or operator's authorized representative.

(b) Any party that assumes ownership and/or operational control of a registered "source" shall file a written report with the Agency within ninety (90) days of completing transfer of ownership and/or assuming operational control. The report shall contain the following information:

(i) Legal name of the company or individual involved in the transfer;

(ii) Effective date of the transfer;

(iii) Description of the affected emission units; and

(iv) Name and telephone number of the owner's or operator's authorized representative.

(c) In the case of a permanent shutdown, process and air pollution control equipment may remain in place and on site, but shall be configured such that the equipment or processes are incapable of generating emissions to the atmosphere (e.g.: disconnection of power to equipment, mechanical positioning that inhibits processing, placing of padlocks on equipment to prevent operation).

**(6) Inspections.**

(a) Periodic onsite inspections of emission units and "sources" shall be allowed to verify compliance with applicable requirements, regulations, orders or rules governing the processes, equipment, or emissions from a "source" as set forth in RCW 70.94.200.

(b) Agency personnel or representatives shall have the authority to enter at reasonable times upon any private or public property excepting non-multiple unit private dwellings housing two families or less for the purpose of investigating conditions specific to the control, recovery, or release of air contaminants to the atmosphere.

(c) No person shall refuse entry or access to Agency personnel who present appropriate credentials and request entry for the purpose of inspection.

(d) No person shall obstruct, hamper or interfere with any such inspection.

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

**Reviser's note:** The typographical error in the above material occurred in the copy filed by the Southwest Clean Air Agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

**AMENDATORY SECTION** (Amending WSR 03-21-045, filed 10/9/03, effective 11/9/03)

**SWCAA 400-109 Air Discharge Permit Applications**

[Statutory Authority: Chapter 70.94.141 RCW and 70.94.152 RCW. Original Board adoption 95-17-084 filed 8/21/95, effective 9/21/95; 96-21-099 filed 10/21/96, effective 11/21/96; 99-07-027 filed 3/10/99, effective 4/11/99; 01-05-056 filed 2/15/01, effective 3/18/01; 03-21-045 filed 10/9/03, effective 11/9/03]

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(1) **Purpose.** An air discharge permit application is the document used by the Agency to record and track requests from individual "stationary sources," registered and non-registered, for the purpose of obtaining information regarding proposed changes or activities at a "stationary source." Confidential information shall be identified as set forth in SWCAA 400-270.

(2) **Applicability.**

(a) An air discharge permit application shall be submitted for all new installations, modifications, changes, and alterations to process and emission control equipment consistent with the definition of "new source." The application must be submitted and an air discharge permit must be issued or written confirmation of exempt status must be received before the proposed installations, modifications, changes, or alterations may begin actual construction. Activities that typically require the submission of a permit application include, but are not limited to, the following:

- (i) New construction or installation;
- (ii) Change of existing air discharge permit conditions or terms (including Title V opt-out requests - SWCAA 400-091);
- (iii) Review of existing or installed equipment operating without prior approval;
- (iv) Modification, alteration or replacement of existing process or control equipment;
- (v) Relocation of existing equipment;
- (vi) Review of existing equipment with an expired or lapsed approval or registration;
- (vii) Review of case-by-case RACT, BACT, MACT or other similar determination.

(b) Submittal of an air discharge permit application shall not automatically impose review requirements pursuant to SWCAA 400-110.

(c) "Stationary sources" subject to the PSD program (WAC 173-400-141) shall submit a PSD application to Ecology for air pollutants subject to PSD permitting, and submit a permit application to SWCAA for air pollutants that are not subject to PSD permitting.

(d) The owner or operator of any "new source" that meets the exemption criteria specified in SWCAA 400-101 may provide written notification to SWCAA in lieu of a permit application. The Agency will review each notification, and provide written confirmation of exempt status to the owner or operator of the affected "new source" within 30 days of receiving a complete notification. To be considered complete, written notification shall, at a minimum, contain the following information:

- (i) Name and location of "stationary source";
- (ii) Description of primary processes at the "stationary source";
- (iii) Description of emission units at the "stationary source"; and
- (iv) Estimated air contaminant emissions from "stationary source" operations.

Exempt status is not effective until confirmed by the Agency, and actual construction of the "new source" shall not begin prior to that time. No further action is required from "stationary sources" deemed to be exempt. However, if the Agency determines that the "new source" does not meet the

exemption criteria specified in SWCAA 400-101, an air discharge permit application shall be submitted pursuant to this section.

(3) **Fees.** Before the Agency may review a permit application, the applicant shall submit all applicable fees as detailed in the following paragraphs. [Total Application Fee = Filing Fee + Legal Notice Fee (if applicable) + Permit Application Review Fee/Table A + Additional Review Fee/Table B (if applicable) + Major NSR Review Fee/Table C (if applicable)]

Filing Fee

~~A filing fee of ((\$300.00 and a review fee, as identified in Table A)) \$500.00 shall be submitted ((by the applicant. If offsetting emission reductions or other types of review identified in Table B must be performed by the Agency as a result of the proposed installation, alteration, or modification, an additional review fee shall be paid as described in Table B. (Total Fee = Filing Fee + Review Fee [Table A] + Additional Review Fee [Table B])) for each application.~~

Legal Notice Fee

An applicant who submits an Air Discharge Permit application that requires a Legal Notice to the general public through publication in the newspaper has the option of either paying a flat fee of \$160.00 at the time of submittal or being invoiced later. If the applicant chooses to be invoiced later, the total fee will be the actual cost of publication plus a \$100.00 fee to compensate for the staff time required to prepare, mail and invoice for the public notice.

Permit Application Review Fee

A permit application review fee shall be paid for each permit application. The applicable permit application review fee for each permit application shall be determined from Table A based on the primary emission unit or activity of the proposed new, modified or altered "stationary source." Permit application review fees based on emissions are to utilize actual or proposed allowable emissions, after controls, as supported by test data or emission factors, not potential to emit. ((Other)) Permit application review fees ((as noted in the fee tables are)) based on equipment capacity or size are to utilize the design capacities of affected equipment. ((Where a "stationary source" may fall under multiple categories in Table A, only one fee per application shall apply. In these cases, the fee determination shall be based on the primary emission unit or activity of the new, modified or altered "stationary source.")) If the staff time required to review a permit application exceeds the number of work hours associated with the applicable review fee specified in Table A, the applicant will be invoiced for each additional work hour at the rate of \$70.00 per hour.

Additional/Major NSR Review Fees

If additional types of review as identified in Tables B and C must be performed by the Agency as a result of the proposed installation, alteration or modification, the applicant shall pay the applicable review fee as specified in those Tables. The review fees identified in Tables B and C are cumulative.

**TABLE A**  
**Permit Application Review Fees**

| <u>Equipment/Activity</u>  | <u>Associated Work Hours</u>                | <u>Review Fee</u>                  | <u>Equipment/Activity</u>  | <u>Associated Work Hours</u>   | <u>Review Fee</u>                                     |
|--|---|------------------------------------|--|--|---|
|  |   |                                    | 40,000 or more but less than 100,000   | 21   | <del>((1,000.00))</del><br>1,500.00                   |
|  |   |                                    | 100,000 or more  | 28   | 2,000.00  |
| i. Fuel burning equipment (Million Btu/hr heat input @ design capacity):   |   |                                    | v. Gasoline dispensing facilities:   |  |   |
| Less than 5  | 8   | \$ <del>((300.00))</del><br>600.00 | Stage I  | 8  | \$ <del>((300.00))</del><br>600.00                    |
| 5 or more but less than 10   | 10  | <del>((400.00))</del><br>700.00    | Stage II   | 10   | <del>((400.00))</del><br>700.00                       |
| 10 or more but less than 30  | 12  | <del>((550.00))</del><br>850.00    | Stages I & II, combined  | 11   | <del>((500.00))</del><br>800.00                       |
| 30 or more but less than 50  | 14  | <del>((700.00))</del><br>1,000.00  | Toxics review for gaso-<br>line facility   | 21   | 1,500.00  |
| 50 or more but less than 100   | 17  | 1,200.00                           | Stage II removal   | 8  | <del>((300.00))</del><br>600.00                       |
| 100 or more but less than 250  | 35  | 2,500.00                           | vi. Other:   | \$200.00   | <del>((#))</del> per ton of emission                  |
| 250 or more but less than 500  | 57  | 4,000.00                           | (Not classified in Subsection i., ii., iii., iv. or v. above)  |  | <del>((of emission))</del>                            |
| 500 or more  | 85  | 6,000.00                           | vii. Toxic air contaminants  | <del>((200.00 up to one ton and \$100.00 for each additional ton))</del><br>\$200.00 per ton of emission |   |
| Change in fuel type  | One half of the applicable fee listed above |                                    | viii. Complex stationary source or modification:   | 85   | \$6,000.00  |
| ii. Discharge from control equipment or from uncontrolled process equipment (Actual Cubic Feet per Minute - ACFM): |   |                                    | ix. Synthetic minor application (including, but not limited to: Title V, HAP):   | 35   | <del>((Not to exceed \$5,000.00))</del><br>\$2,500.00 |
| Less than 50   | 8   | \$ <del>((300.00))</del><br>600.00 | x. Particulate matter and fugitive emissions from rock crushing, material transfer and ship loading (Emissions - tons per year): |  |   |
| 50 or more but less than 5,000   | 10  | <del>((400.00))</del><br>700.00    | Less than or equal to 10   | 8  | \$ <del>((300.00))</del><br>600.00                    |
| 5,000 or more but less than 20,000   | 11  | <del>((500.00))</del><br>800.00    | More than 10 but less than or equal to 50  | 14   | <del>((700.00))</del><br>1,000.00                     |
| 20,000 or more but less than 50,000  | 12  | <del>((600.00))</del><br>900.00    | More than 50 but less than or equal to 100   | 21   | <del>((1,000.00))</del><br>1,500.00                   |
| 50,000 or more but less than 100,000   | 13  | <del>((700.00))</del><br>950.00    | More than 100 but less than 250  | 35   | 2,500.00  |
| 100,000 or more but less than 250,000  | 14  | 1,000.00                           | 250 or greater   | 85   | 6,000.00  |
| 250,000 or more but less than 500,000  | 28  | 2,000.00                           | xi. Minor modifications to existing permit conditions:   | 8  | \$ <del>((300.00))</del><br>600.00                    |
| 500,000 or more  | 57  | 4,000.00                           | xii. Temporary, substitute, or emergency Sources   |  | <del>((500.00))</del>                                 |
| iii. Refuse burning equipment (Incinerators) (Tons/day capacity):  |   |                                    | <u>Small</u>   | 11   | \$ 800.00   |
| Less than 0.5  | 10  | \$ <del>((400.00))</del><br>700.00 | <u>Large</u>   | 21   | 1,500.00  |
| 0.5 or more but less than 5  | 11  | <del>((500.00))</del><br>800.00    | xiii. Dry cleaner:   | 8  | \$ <del>((300.00))</del><br>600.00                    |
| 5 or more but less than 12   | 14  | 1,000.00                           | xiv. Diesel engine generators/pumps (Aggregate horsepower rating):   |  |   |
| 12 or more but less than 50  | 42  | 3,000.00                           | Less than 100  | 8  | \$ <del>((300.00))</del><br>600.00                    |
| 50 or more   | 85  | 6,000.00                           | 100 or more but less than 500  | 10   | <del>((400.00))</del><br>700.00                       |
| iv. Storage tanks, reservoirs, or containers (Gallons-total capacity):   |   |                                    | 500 or more but less than 2,000  | 14   | <del>((700.00))</del><br>1,000.00                     |
| (Other than gasoline or diesel fuel dispensing facilities):  |   |                                    | 2,000 or more but less than 5,000  | 21   | 1,500.00  |
| 250 or more but less than 10,000   | 8   | \$ <del>((300.00))</del><br>600.00 | 5,000 or more but less than 10,000   | 42   | 3,000.00  |
| 10,000 or more but less than 40,000  | 14  | <del>((700.00))</del><br>1,000.00  |  |  |   |

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|        | <u>Equipment/Activity</u>   | <u>Associated Work Hours</u>             | <u>Review Fee</u>                          |
|--------|---|--|--|
|        | 10,000 or more  | <u>85</u>                                | 6,000.00                                   |
| xv.    | Crematory/small incinerators/small flares:                          | <u>10</u>                                | \$ <del>((400.00))</del><br><u>700.00</u>  |
| xvi.   | Gluing/flow coating operations without active ventilation:          | <u>11</u>                                | \$ <del>((500.00))</del><br><u>800.00</u>  |
| xvii.  | Soil remediation:   | <u>11</u>                                | \$ <del>((500.00))</del><br><u>800.00</u>  |
| xviii. | Composting Facilities (Average material throughput - tons per day): |  |  |
|        | Less than 50  | <u>8</u>                                 | \$ <del>((300.00))</del><br><u>600.00</u>  |
|        | 50 or more but less than 100  | <u>14</u>                                | <del>((700.00))</del><br><u>1,000.00</u>   |
|        | 100 or more but less than 200                                       | <u>21</u>                                | <del>((1,200.00))</del><br><u>1,500.00</u> |
|        | 200 or more but less than 500                                       | <u>42</u>                                | 3,000.00                                   |
|        | 500 or more   | <u>85</u>                                | 6,000.00                                   |
| xix.   | Coffee roasters:  | <u>10</u>                                | \$ <del>((400.00))</del><br><u>700.00</u>  |
| xx.    | Emergency Application:  | Double normal application and review fee |  |

**TABLE B**  
**~~((Other))~~ Additional Review Fees**

|         | <u>Equipment/Activity</u>  | <u>Associated Work Hours</u> | <u>Review Fee</u>                         |
|---------|--|------------------------------|---|
| xxi.    | Emission offset analysis or bubble:  | <u>10</u>                    | \$ <del>((400.00))</del><br><u>700.00</u> |
| xxii.   | Emission reduction credit (ERC) application:<br>(Deposit or withdrawal)            | <u>10</u>                    | \$ <del>((400.00))</del><br><u>700.00</u> |
| xxiii.  | State environmental policy act (SEPA) - lead agency:                               |                              |   |
|         | <u>Minor</u>   | <u>14</u>                    | \$ 1,000.00                               |
|         | <u>Major</u>   | <u>35</u>                    | <u>2,500.00</u>                           |
| xxiv.   | Environmental impact statement (EIS) review:                                       |                              | <del>((500.00))</del>                     |
|         | <u>Minor</u>   | <u>11</u>                    | \$ <u>800.00</u>                          |
|         | <u>Major</u>   | <u>28</u>                    | <u>2,000.00</u>                           |
| xxv.    | RACT/BACT/MACT/BART/LAER determination:  |                              | \$70.00/hr                                |
| xxvi.   | Variance request:  | <u>11</u>                    | \$ <del>((500.00))</del><br><u>800.00</u> |
| xxvii.  | Review of ambient impact analysis:   |                              | \$ 70.00/hr                               |
| xxviii. | Review of projects under RCW 70.105D.090:  |                              | \$ 70.00/hr                               |
| xxix.   | Review of Ecology agreed orders and consent orders pursuant to RCW 70.105D.090(1): |                              | \$ 70.00/hr                               |

**TABLE C**  
**Major NSR Review Fees**

|       | <u>Equipment/Activity</u>                          | <u>Associated Work Hours</u> | <u>Review Fee</u>   |
|-------|--|------------------------------|---|
| xxx.  | Plantwide applicability limitations:               | <u>142</u>                   | \$ 10,000.00<br><del>((+\$70/hr for excess cost to Agency))</del> |
| xxxi. | Clean unit/pollution control project designations: | <u>71</u>                    | \$ 5,000.00<br><del>((+\$70/hr for excess cost to Agency))</del>  |

(4) **Agency actions.** Each complete air discharge permit application shall result in the issuance of an air discharge permit or other applicable order or confirmation of exempt status by the Agency. The requirements of SEPA (State Environmental Policy Act) shall be complied with for each air discharge permit application. Demonstration of completion of an environmental checklist as provided in WAC 197-11 shall be submitted with each air discharge permit application. If a SEPA determination has been issued for the proposed activity by another permitting agency, the applicant need only submit a copy of that agency's SEPA determination. Issuance of regulatory orders for all air discharge permit applications shall be consistent with the requirements of SWCAA 400-110.

(5) **Withdrawn or exempt applications.**

(a) An air discharge permit application may be withdrawn by the applicant at any time prior to issuance of a regulatory order. The applicant must provide a written and signed request to the Agency indicating their desire to withdraw the application, and certification that the proposed equipment or modification will not be installed, constructed, or operated without prior review and approval from the Agency. The Agency shall provide written response to acknowledge withdrawal of the application.

(b) After review by the Agency, a permit application may be determined to be exempt from the requirements of SWCAA 400-100 and 400-110 if it meets the exemption criteria provided in SWCAA 400-101. The Agency shall provide written notification to the applicant for all applications that are determined to be exempt. Exempt status is not effective until confirmed by the Agency, and actual construction of the "new source" shall not begin prior to that time.

(c) For withdrawn or exempt applications, filing fees will not be refunded to the applicant. Review fees, if provided with the application, may be refunded upon request, provided that substantial time has not been expended by the Agency for review of the application.

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

**Reviser's note:** The typographical error in the above material occurred in the copy filed by the Southwest Clean Air Agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

**AMENDATORY SECTION** (Amending WSR 03-21-045, filed 10/9/03, effective 11/9/03)

**SWCAA 400-115 Standards of Performance for New Sources**

[Statutory Authority: Chapter 70.94.141 RCW. Originally adopted by Board 12/18/79; Amended by Board 4/17/84 (renumbered to 400-135); Amended by Board 12/16/86; 93-16-007 filed 7/22/93, effective 8/22/93; 95-17-084 filed 8/21/95, effective 9/21/95; 96-21-099 filed 10/21/96, effective 11/21/96; 99-07-028 filed 3/10/99, effective 4/11/99; 01-05-057 filed 2/15/01, effective 3/18/01; 03-21-045 filed 10/9/03, effective 11/9/03]

(1) Adoption by reference. The standards of performance for "new sources" presented in 40 CFR Part 60 and appendices as in effect on July 1, ((2002)) 2005 are adopted by reference. The term "Administrator" in 40 CFR Part 60 shall mean the Administrator of EPA and the Control Officer of the Agency. Exceptions to this adoption by reference are listed in subsection (2).

The following list of affected subparts is provided for informational purposes:

|            |  |            |   |
|------------|--|------------|---|
| Subpart A  | General provisions (ref. 40 CFR 60.1 et seq.)  | Subpart Ec | Hospital/medical/infectious waste incinerators for which construction is commenced after June 20, 1996 (ref. 40 CFR 60.50c et seq.)   |
| Subpart D  | Fossil fuel-fired steam generators for which construction is commenced after August 17, 1971, and prior to September 19, 1978, which have a heat input greater than 73 megawatts but not greater than 250 megawatts (ref. 40 CFR 60.40 et seq.)        | Subpart F  | Portland cement plants (ref. 40 CFR 60.60 et seq.)  |
| Subpart Da | Electric utility steam generating units for which construction commenced after September 18, 1978, which have a heat input greater than 73 megawatts but not greater than 250 megawatts (ref. 40 CFR 60.40a et seq.)                                   | Subpart G  | Nitric acid plants (ref. 40 CFR 60.70 et seq.)  |
| Subpart Db | Industrial-commercial-institutional steam generating units for which construction commenced after June 19, 1984, and prior to June 19, 1986, which have a heat input greater than 29 megawatts but less than 73 megawatts (ref. 40 CFR 60.40b et seq.) | Subpart H  | Sulfuric acid plants (ref. 40 CFR 60.80 et seq.)  |
| Subpart Dc | Small industrial-commercial-institutional steam generating units (ref. 40 CFR 60.40c et seq.)  | Subpart I  | Hotmix asphalt facilities (ref. 40 CFR 60.90 et seq.)   |
| Subpart E  | Incinerators (ref. 40 CFR 60.50 et seq.)   | Subpart J  | Petroleum refineries which produce less than 25,000 barrels per day of refined products (ref. 40 CFR 60.100 et seq.)  |
| Subpart Ea | Municipal waste combustors for which construction commenced after December 20, 1989 and on or before September 20, 1994 (ref. 40 CFR 60.50a et seq.)   | Subpart K  | Storage vessels for petroleum liquid constructed after June 11, 1973, and prior to May 19, 1978, which have a capacity greater than 40,000 gallons (ref. 40 CFR 60.110 et seq.)     |
| Subpart Eb | Large Municipal waste combustors for which construction is commenced after September 20, 1994 or for which Modification of reconstruction is commenced after June 19, 1996 (ref. 40 CFR 60.50b et seq.)  | Subpart Ka | Storage vessels for petroleum liquids for which construction, reconstruction or modification commenced after May 18, 1978, and prior to July 23, 1984 (ref. 40 CFR 60.110a et seq.) |
|            |  | Subpart Kb | Volatile organic liquid storage vessels (including petroleum liquid storage vessels) constructed, reconstructed, or modified after July 23, 1984 (ref. 40 CFR 60.110b et seq.)      |
|            |  | Subpart L  | Secondary lead smelters (ref. 40 CFR 60.120 et seq.)  |
|            |  | Subpart M  | Brass and bronze ingot production plants (ref. 40 CFR 60.130 et seq.)   |
|            |  | Subpart N  | Iron and steel plants (ref. 40 CFR 60.140 et seq.)  |
|            |  | Subpart Na | Secondary emissions from basic oxygen process steel making facilities (ref. 40 CFR 60.140 et seq.)  |
|            |  | Subpart O  | Sewage treatment plants (ref. 40 CFR 60.150 et seq.)  |
|            |  | Subpart P  | Primary copper smelters (ref. 40 CFR 60.160 et seq.)  |
|            |  | Subpart Q  | Primary zinc smelters (ref. 40 CFR 60.170 et seq.)  |
|            |  | Subpart R  | Primary lead smelters (ref. 40 CFR 60.180 et seq.)  |
|            |  | Subpart S  | Primary aluminum reduction plants (ref. 40 CFR 60.190 et seq.)  |
|            |  | Subpart T  | Phosphate fertilizer industry: Wet process phosphoric acid plants (ref. 40 CFR 60.200 et seq.)  |

|             |   |             |   |
|-------------|---|-------------|---|
| Subpart U   | Phosphate fertilizer industry: Super-phosphoric acid plants (ref. 40 CFR 60.210 et seq.)                      | Subpart TT  | Industrial surface coating: Metal coils (ref. 40 CFR 60.460 et seq.)  |
| Subpart V   | Phosphate fertilizer industry: Diammonium phosphate plants (ref. 40 CFR 60.220 et seq.)                       | Subpart UU  | Asphalt processing and asphalt roofing manufacture (ref. 40 CFR 60.470 et seq.)   |
| Subpart W   | Phosphate fertilizer industry: Triple superphosphate plants (ref. 40 CFR 60.230 et seq.)                      | Subpart VV  | Synthetic Organic Chemical Manufacturing Industry equipment leaks (VOC) (ref. 40 CFR 60.480 et seq.)  |
| Subpart X   | Phosphate fertilizer industry: Granular triple superphosphate storage facilities (ref. 40 CFR 60.240 et seq.) | Subpart WW  | Beverage can surface coating operations (ref. 40 CFR 60.490 et seq.)  |
| Subpart Y   | Coal preparation plants (ref. 40 CFR 60.250 et seq.)  | Subpart XX  | Bulk gasoline terminals (ref. 40 CFR 60.500 et seq.)  |
| Subpart Z   | Ferroalloy production facilities (ref. 40 CFR 60.260 et seq.)   | Subpart AAA | New residential wood heaters (ref. 40 CFR 60.530 et seq.)   |
| Subpart AA  | Steel plants: Electric arc furnaces (ref. 40 CFR 60.270 et seq.)  | Subpart BBB | Rubber tire manufacturing industry (ref. 40 CFR 60.540 et seq.)   |
| Subpart AAa | Steel plants: Electric arc furnaces and argon-oxygen decarburization vessels (ref. 40 CFR 60.270a et seq.)    | Subpart DDD | VOC emissions from the polymer manufacturing industry (ref. 40 CFR 60.560 et seq.)  |
| Subpart BB  | Kraft pulp mills (ref. 40 CFR 60.280 et seq.)   | Subpart FFF | Flexible vinyl and urethane coating and printing (ref. 40 CFR 60.580 et seq.)   |
| Subpart CC  | Glass manufacturing plants (ref. 40 CFR 60.290 et seq.)   | Subpart GGG | Petroleum refineries - compressors and fugitive emission sources (ref. 40 CFR 60.590 et seq.)   |
| Subpart DD  | Grain elevators (ref. 40 CFR 60.300 et seq.)  | Subpart HHH | Synthetic fiber production facilities (ref. 40 CFR 60.600 et seq.)  |
| Subpart EE  | Industrial surface coating: metal furniture (ref. 40 CFR 60.310 et seq.)                                      | Subpart III | VOC emissions from Synthetic Organic Chemical Manufacturing Industry air oxidation unit processes (ref. 40 CFR 60.610 et seq.)                    |
| Subpart GG  | Stationary gas turbines (ref. 40 CFR 60.330 et seq.)  | Subpart JJJ | Petroleum dry cleaners (ref. 40 CFR 60.620 et seq.)   |
| Subpart HH  | Lime manufacturing plants (ref. 40 CFR 60.340 et seq.)  | Subpart KKK | Equipment leaks of VOC from onshore natural gas processing plants (ref. 40 CFR 60.630 et seq.)  |
| Subpart KK  | Lead-acid battery plants (ref. 40 CFR 60.370 et seq.)   | Subpart LLL | Onshore natural gas processing; SO <sub>2</sub> emissions (ref. 40 CFR 60.640 et seq.)  |
| Subpart LL  | Metallic mineral processing plants (ref. 40 CFR 60.380 et seq.)   | Subpart NNN | VOC emissions from Synthetic Organic Chemical Manufacturing Industry distillation operations (ref. 40 CFR 60.660 et seq.)                         |
| Subpart MM  | Automobile and light duty truck surface coating operations (ref. 40 CFR 60.390 et seq.)                       | Subpart OOO | Nonmetallic mineral processing plants (ref. 40 CFR 60.670 et seq.)  |
| Subpart NN  | Phosphate rock plants (ref. 40 CFR 60.400 et seq.)  | Subpart PPP | Wool fiberglass insulation manufacturing plants (ref. 40 CFR 60.680 et seq.)  |
| Subpart PP  | Ammonium sulfate manufacture (ref. 40 CFR 60.420 et seq.)   | Subpart QQQ | VOC emissions from petroleum refinery waste water emissions (ref. 40 CFR 60.690 et seq.)  |
| Subpart QQ  | Publication rotogravure printing (ref. 40 CFR 60.430 et seq.)   | Subpart RRR | Volatile organic compound emissions from synthetic organic chemical manufacturing industry (SOCMI) reactor processes (ref. 40 CFR 60.700 et seq.) |
| Subpart RR  | Pressure sensitive tape and label surface coating operations (ref. 40 CFR 60.440 et seq.)                     |             |   |
| Subpart SS  | Industrial surface coating: Large appliances (ref. 40 CFR 60.450 et seq.)                                     |             |   |



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|                     |   |  |
|---------------------|---|--|
| Subpart SSS         | Magnetic tape coating facilities (ref. 40 CFR 60.710 et seq.)   | (2) <b>Exceptions.</b> The following sections and subparts of 40 CFR 60 are not adopted by reference:  |
| Subpart TTT         | Industrial surface coating: Surface coating of plastic parts for business machines (ref. 40 CFR 60.720 et seq.)   | (a) 40 CFR 60.5 Determination of construction or modification  |
| Subpart UUU         | Calciners and dryers in mineral industries (ref. 40 CFR 60.730 et seq.)   | (b) 40 CFR 60.6 Review of plans  |
| Subpart VVV         | Polymeric coating of supporting substrates facilities (ref. 40 CFR 60.740 et seq.)  | (c) <u>Subpart B</u> <u>Adoption and Submittal of State Plans for Designated Facilities (ref. 40 CFR 60.20 et seq.)</u>  |
| Subpart WWW         | Municipal solid waste landfills constructed, reconstructed or modified on or after May 30, 1991 (See SWCAA 400-070(8) for rules regulating MSW landfills constructed or modified before May 30, 1991) (ref. 40 CFR 60.750 et seq.)  | ((e)) (d) Subpart C Emission guidelines and compliance times (ref. 40 CFR 60.30 et seq.)   |
| Subpart AAAA        | Small municipal waste combustion units constructed after August 30, 1999, or modified or reconstructed after June 6, 2001 (ref. 40 CFR 60.1000 et seq.) (See SWCAA 400-050(5) for rules regulating small municipal waste combustion units constructed on or before August 30, 1999)                                   | ((d)) (e) Subpart Cb Emissions guidelines and compliance times for large municipal waste combustors that are constructed on or before September 20, 1994 (ref. 40 CFR 60.b et seq.)                                    |
| Subpart CCCC        | Commercial and industrial solid waste incinerators constructed after November 30, 1999; or modified or reconstructed on or after June 1, 2001 (ref. 40 CFR 60.2000 et seq.) (See SWCAA 400-050(4) for rules regulating commercial and industrial solid waste incinerators constructed on or before November 30, 1999) | ((e)) (f) Subpart Cc Emission guidelines and compliance times for municipal solid waste landfills (ref. 40 CFR 60.30c et seq.)   |
| <u>Subpart HHHH</u> | <u>Emission Guidelines and Compliance Times for Coal-fired Electric Steam Generating Units (ref. 40 CFR 60.4101 et seq.)</u>  | ((f)) (g) Subpart Cd Emissions guidelines and compliance times for sulfuric acid production units (ref. 40 CFR 60.30d et seq.)   |
| Appendix A          | Test methods (ref. 40 CFR 60, Appendix A)   | ((g)) (h) Subpart Ce Emission guidelines and compliance times for hospital/medical/infectious waste incinerators (ref. 40 CFR 60.30e et seq.)  |
| Appendix B          | Performance specifications (ref. 40 CFR 60, Appendix B)   | ((h)) (i) Subpart BBBB Emission guidelines and compliance times for small municipal waste combustion units constructed on or before August 30, 1999 (ref. 40 CFR 60.1500 et seq.)                                      |
| Appendix C          | Determination of emission rate change (ref. 40 CFR 60, Appendix C)  | Note: These sources are regulated under SWCAA 400-050(4)   |
| Appendix D          | Required emission inventory information (ref. 40 CFR 60, Appendix D)  | ((i)) (j) Subpart DDDD Emissions guidelines and compliance times for commercial and industrial solid waste incineration units that commenced construction on or before November 30, 1999 (ref. 40 CFR 60.2500 et seq.) |
| Appendix F          | Quality assurance procedures (ref. 40 CFR 60, Appendix F)   | Note: These sources are regulated under SWCAA 400-050(4)   |
| Appendix I          | Removable label and owner's manual (ref. 40 CFR 60, Appendix I)   |  |

Note: Pursuant to RCW 80.50.020(14), larger energy facilities subject to subparts D, Da, GG, J, K, Kb, Y, KKK, LLL, and QQQ are regulated by the energy facility site evaluation council (EFSEC) under WAC 463-39-115.

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

**Reviser's note:** The typographical errors in the above material occurred in the copy filed by the Southwest Clean Air Agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

**WSR 05-18-027**  
**WITHDRAWAL OF PROPOSED RULES**  
**SECRETARY OF STATE**

[Filed August 30, 2005, 7:23 a.m.]

WAC 434-335-090, proposed by the Secretary of State in WSR 05-05-034 appearing in issue 05-05 of the State Register, which was distributed on March 2, 2005, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

**WSR 05-18-028**  
**WITHDRAWAL OF PROPOSED RULES**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**

[Filed August 30, 2005, 7:24 a.m.]

WAC 250-83-010, 250-83-020, 250-83-030, 250-83-040, 250-83-050, 250-83-060 and 250-83-070, proposed by the Higher Education Coordinating Board in WSR 05-05-073 appearing in issue 05-05 of the State Register, which was distributed on March 2, 2005, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor  
Washington State Register

**WSR 05-18-047**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**RETIREMENT SYSTEMS**

[Filed September 2, 2005, 11:39 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 05-15-067.

Title of Rule and Other Identifying Information: WAC 415-112-820 What is a bona fide position for the purposes of WAC 415-112-810?

Hearing Location(s): Department of Retirement Systems, 6835 Capitol Boulevard, Conference Room 115, Tumwater, WA, on October 12, 2005, at 1:30 p.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Leslie L. Saeger, Rules Coordinator, Department of Retirement Systems, P.O. Box 48380, Olympia, WA 98504-8380, e-mail [leslies@drs.wa.gov](mailto:leslies@drs.wa.gov), fax (360) 753-3166, by 5:00 p.m. on October 12, 2005.

Assistance for Persons with Disabilities: Contact Leslie Saeger, Rules Coordinator, by October 4, 2005, TDD (360) 664-7291, TTY (360) 586-5450, phone (360) 664-7291.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This teachers' retirement system rule implements HB 1321, enacted during

the 2005 legislative session. It gives school psychologists, social workers, nurses, physical therapists, occupational therapists, speech language pathologists and audiologists the same option for computing benefits as previously given to classroom instructors, librarians and counselors.

Reasons Supporting Proposal: [No information supplied by agency.]

Statutory Authority for Adoption: RCW 41.50.050(5).

Statute Being Implemented: RCW 41.32.010.

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

Name of Proponent: Department of Retirement Systems, governmental.

Name of Agency Personnel Responsible for Drafting: Leslie Saeger, P.O. Box 48380, Olympia, WA 98504-8380, (360) 664-7291; Implementation and Enforcement: Dave Nelsen, P.O. Box 48380, Olympia, WA 98504-8380, (360) 664-7291.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules have no effect on businesses.

A cost-benefit analysis is not required under RCW 34.05.328. The Department of Retirement Systems is not one of the named departments in RCW 34.05.328.

September 2, 2005

Leslie Saeger  
Rules Coordinator

**AMENDATORY SECTION** (Amending WSR 04-21-080, filed 10/20/04, effective 11/20/04)

**WAC 415-112-820 What is a bona fide position for purposes of WAC 415-112-810?** If you are a TRS Plan 1 member and meet the requirements in this section, you are deemed to occupy a bona fide position for purposes of WAC 415-112-810 through 415-112-835.

(1) Service for single employer. You are employed in a bona fide position if you perform contracted service for one and only one employer and you satisfy the requirements of (a), (b), and (c) of this subsection.

(a) Written contract. You are employed under a part-time written contract with a school district, educational service district, community or technical college, school for the deaf, or school for the blind that meets the following conditions:

(i) Contract with school district or educational service district. You must be under a part-time contract from the first teaching day to the last teaching day of the school's official calendar.

(ii) Contracts with community or technical college, school for the blind, or school for the deaf. You must be under part-time contracts for three of the four academic quarters (summer, fall, winter, or spring) of the institution's official calendar.

(b) Instructional position. You are employed in an instructional position. An instructional position is a position in which more than seventy-five percent of your time (~~(including office hours,)~~) is spent as a classroom instructor (including office hours), a librarian, a psychologist, a social worker, a nurse, a physical therapist, an occupational thera-

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pist, a speech language pathologist or audiologist, or a counselor.

(c) Number of days. Under the contract(s), you must be employed not less than twenty full-time days or the equivalent, and earn less than a full year of service credit.

(2) Combining service to meet requirements of subsection (1) of this section. When you provide services under part-time written contracts with more than one employer, service under all part-time written contracts must be combined to determine if you are employed in a bona fide position. You are employed in a bona fide position only if you satisfy the requirements of (a), (b), and (c) of this subsection.

(a) Written contract. You are employed under two or more written contracts with a school district, educational service district, community or technical college, school for the deaf, or school for the blind. You must be under contract for the equivalent of three of the four academic quarters (summer, fall, winter, or spring) of the institution's official calendar.

Example 1. Susan is employed part time with School District B from September 1 through December 31. She is employed with School District C from January 1 through June 20. Susan meets the "written contract" requirement of this subsection because she is under contract for the equivalent of three academic quarters (fall, winter, and spring).

Example 2. Bill is employed with School District B from September 1 through December 31. He is employed with Community College C for Winter and Spring quarters. Bill meets the "written contract" requirement of this subsection because he is under contract for the equivalent of three academic quarters (fall, winter, and spring).

(b) Instructional position. The hours you spend as a classroom instructor, a librarian, or a counselor in any of the positions must be at least seventy-five percent of the total hours of service in all the positions.

(c) Number of days. The total number of days in all contracted positions must not be less than twenty full-time days or the equivalent, and must not be more than the one hundred forty-four full-time days or the equivalent.

(3) To determine if you meet the foregoing requirements, the department may consider additional information. Upon the department's request, employers must provide, without limitation, the following information:

(a) For school district employees, the salary schedule and related workload provisions, if any, adopted pursuant to RCW 28A.405.200 by the school district by which the member was employed;

(b) Whether your position is included on the employing district's salary schedule, in workload provisions, or in a collective bargaining agreement;

(c) Whether your position has duties, responsibilities, workload requirements, or methods of pay similar to those of positions found in the district's schedule, workload provisions, or collective bargaining agreement;

(d) When your position was created, and how long you held the position;

(e) Whether you have previously retired under the provisions of chapter 41.32 RCW.

**WSR 05-18-058**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed September 6, 2005, 10:10 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-15-134.

Title of Rule and Other Identifying Information: Special equipment rental and purchase prosthetic and orthotics equipment, WAC 296-20-1102.

Hearing Location(s): Department of Labor and Industries, 7273 Linderson Way S.W., Tumwater, WA 98501, on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: November 22, 2005.

Submit Written Comments to: John Elshaw, P.O. Box 44322, Olympia, WA 98504-4322, e-mail [elsj235@wa.lni.wa.gov](mailto:elsj235@wa.lni.wa.gov) [[elsj235@lni.wa.gov](mailto:elsj235@lni.wa.gov)], fax (360) 902-4249, by October 4, 2005.

Assistance for Persons with Disabilities: Contact John Elshaw by October 4, 2005, TTY (360) 902-5797 or fax (360) 902-4249.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This change is being proposed as to not violate WAC 296-20-1102 when oxygen equipment is rented for an extended period of time and the total rental fees would exceed the purchase price of the equipment. Also the change will bring the Department of Labor and Industries in line with normal industry and CMS standards, specifically, providing oxygen equipment primarily on a rental basis.

Reasons Supporting Proposal: Under this proposal certain types of oxygen equipment would be exempt from the following requirement: *"In no case will the department or self-insurer pay for rental fees once the purchase price of the rented item has been reached."* If an injured worker is on long-term or lifetime oxygen therapy, eventually rental fees will equal or exceed the purchase price of the equipment. If the equipment is then owned by the patient, maintenance fees, accessories, oxygen refills, etc. will still be billed on a recurring basis. Additionally, there is no guarantee that the now owned equipment is a new item and not part of the supplier's "rental fleet." This proposed amendment will benefit the injured worker, especially those on long-term or lifetime oxygen therapy. One monthly rental charge will insure an uninterrupted supply of oxygen equipment, maintenance services and accessories in addition to the reduced administrative burden for providers and labor and industries. Liability for equipment breakdown and replacement is with the provider and not labor and industries. As technology is upgraded it is anticipated that the supplier will upgrade their

rental fleet also insuring the injured worker has up-to-date equipment.

Statutory Authority for Adoption: RCW 51.04.020 and 51.04.030.

Statute Being Implemented: Chapter 51.36 RCW.

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

Name of Proponent: Department of Labor and Industries, governmental.

Name of Agency Personnel Responsible for Drafting: John Elshaw, Tumwater, Washington, (360) 902-5131; Implementation and Enforcement: Robert Malooly, Assistant Director, Tumwater, Washington, (360) 902-4209.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule will not impose more than minor costs on business in an industry. RCW 19.85.030 (1)(a), and the rule is exempt from conducting a small business economic impact statement because it merely clarifies the language of the rule. RCW 34.05.310 (4)(d).

A cost-benefit analysis is not required under RCW 34.05.328. The rule is exempt from conducting a cost-benefit analysis because it merely clarifies the language of the rule, RCW 34.05.328 (5)(b)(iv).

September 6, 2005

Gary Weeks

Director

**AMENDATORY SECTION** (Amending WSR 93-16-072, filed 8/1/93, effective 9/1/93)

**WAC 296-20-1102 Special equipment rental and purchase prosthetic and orthotics equipment.** The department or self-insurer will authorize and pay rental fee for equipment or devices if the need for the equipment will be for a short period of treatment during the acute phase of condition. Rental extending beyond sixty days requires prior authorization. If the equipment will be needed on long term basis, the department or self-insurer will consider purchase of the equipment or device. The department's or self-insurer's decision to rent or purchase an item of medical equipment will be based on a comparison of the projected rental costs of the item with its purchase price. An authorized representative of the department or self-insurer will decide whether to rent or purchase certain items, provided they are appropriate and medically necessary for treatment of the worker's accepted industrial condition. Decisions to rent or purchase items will be based on the following information:

- (1) Purchase price of the item.
- (2) Monthly rental fee.
- (3) The prescribing doctor's estimate of how long the item will be needed.

The prescribing doctor must obtain prior authorization from the department or self-insurer, for rental or purchase of special equipment or devices. Also, all equipment (rentals and purchases), prosthetics, and orthotics must be billed using the appropriate codes, and billing forms, as determined by the medical aid rules and fee schedules.

The department or self-insurer will authorize and pay for prosthetics and orthotics as needed by the worker and sub-

stantiated by attending doctor. If such items are furnished by the attending doctor, the department or self-insurer will reimburse the doctor his cost for the item. See chapter 296-20 WAC (including WAC 296-20-124) and the fee schedules for information regarding replacement of such items on closed claims.

The department or self-insurer will repair or replace originally provided damaged, broken, or worn-out prosthetics, orthotics, or special equipment devices upon documentation and substantiation from the attending doctor.

Provision of such equipment requires prior authorization.

THE GRAVITY GUIDING SYSTEM, GRAVITY LUMBAR REDUCTION DEVICE, BACKSWING AND OTHER INVERSION TRACTION EQUIPMENT MAY ONLY BE USED IN A SUPERVISED SETTING. RENTAL OR PURCHASE FOR HOME USE WILL NOT BE ALLOWED NOR PAID BY THE DEPARTMENT OR SELF-INSURER.

EQUIPMENT NOT REQUIRING PRIOR AUTHORIZATION INCLUDES CRUTCHES, CERVICAL COLLARS, LUMBAR AND RIB BELTS, AND OTHER COMMONLY USED ORTHOTICS OF MINIMAL COST.

PERSONAL APPLIANCES SUCH AS VIBRATORS, HEATING PADS, HOME FURNISHINGS, HOT TUBS, WATERBEDS, EXERCISE BIKES, EXERCISE EQUIPMENT, JACUZZIES, PILLOWS, CASSETTE TAPES, EDUCATIONAL MATERIALS OR BOOKS, AND OTHER SIMILAR ITEMS WILL NOT BE AUTHORIZED OR PAID.

In no case will the department or self-insurer pay for rental fees once the purchase price of the rented item has been reached with the exception of oxygen equipment. The department or self-insurer may pay for rental fees of oxygen equipment beyond its purchase price.

**WSR 05-18-060**

**PROPOSED RULES**

**DEPARTMENT OF AGRICULTURE**

[Filed September 6, 2005, 10:41 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-11-034.

Title of Rule and Other Identifying Information: The department is proposing the following amendments to chapter 16-228 WAC, General pesticide rules, that affect the application of pesticides near schools, hospitals, nursing homes, adult and child day care centers:

- Adding the definition of "responsible person" to WAC 16-228-1010;
- Modifying the definition of "fumigant" in WAC 16-228-1010; and
- Adding a new section, WAC 16-228-1221 Must an applicator notify schools, hospitals, nursing homes and day care centers prior to an application of certain pesticides? Requires an applicator to provide notification of application for certain applications of specified pesticides near schools, hospitals, nursing homes and adult and child day care centers.

Hearing Location(s): On Wednesday, November 2, 2005, at 3:00 p.m., at Wenatchee Valley Community College,

Anderson Room 2047, 1300 5th Street, Wenatchee, WA 98801; on Wednesday, November 2, 2005, at 7:00 p.m., at Wenatchee Valley Community College, Anderson Room 2047, 1300 5th Street, Wenatchee, WA 98801; on Monday, November 7, 2005, at 7:00 p.m., at the Washington State Department of Agriculture, 21 North 1st Avenue, Suite 236, Yakima, WA 98902; and on Monday, November 14, 2005, at 3:00 p.m., at the Washington State Department of Agriculture, Second Floor, Room 259, 1111 Washington Street S.W., Olympia, WA 98504-2560.

Date of Intended Adoption: November 29, 2005.

Submit Written Comments to: Dannie McQueen, Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, e-mail dmcqueen@agr.wa.gov, fax (360) 902-2093, by November 15, 2005.

Assistance for Persons with Disabilities: Contact Laurie Mauerman by September 21, 2005, TTY (360) 902-1996.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed amendments result from pesticide stakeholders expressing concerns to the department that those parts of chapter 16-228 WAC regulating airblast applications need to be more restrictive. The proposed amendments:

Add notification requirements for specified applications of "Danger/Poison" pesticides near schools, hospitals, nursing homes and adult and child day care centers.

Add a definition of "responsible person" to WAC 16-228-1010.

Modify the definition of "fumigant" to be consistent with RCW 17.21.020(20); and

Establish a mechanism to reduce the possibility that sensitive human populations will accidentally be exposed to pesticides as a result of pesticide drift.

Reasons Supporting Proposal: The department obtained stakeholder comments regarding the need to modify WAC 16-228-1220(4) so it would be more restrictive. A committee of interested parties worked with the department to develop proposed rule amendments. Although it does not represent a consensus opinion of the committee, the new section WAC 16-228-1221 is the final result of the committee's effort.

Statutory Authority for Adoption: RCW 17.21.030 (1)(a) and chapter 34.05 RCW.

Statute Being Implemented: RCW 17.21.030 (1)(a).

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The proposed rule language was a compromise based upon the work of a representative stakeholder committee. The department is prevented from proposing some additional airblast restrictions requested by some committee members because those restrictions exceed the department's statutory authority. Only the legislature has the authority to amend chapter 17.21 RCW.

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

Name of Agency Personnel Responsible for Drafting: Ann Wick, 1111 Washington Street, Olympia, WA, (360) 902-2051; Implementation and Enforcement: Cliff Weed, 1111 Washington Street, Olympia, WA, (360) 902-2036.

No small business economic impact statement has been prepared under chapter 19.85 RCW. RCW 19.85.030 (1)(a) requires the department to prepare a small business economic impact statement (SBEIS) for proposed rules that impose a more than minor cost on businesses in an industry. The department has analyzed the economic impact of the proposed amendments and concluded that the cost imposed by the notification requirements in WAC 16-228-1221 are "not more than minor" and do not have a disproportionate impact on small businesses, therefore, a formal SBEIS is not required. Affected sites (schools, hospitals, nursing homes and adult and child day care centers) are not required to take any action if they choose not to. However, by following the notification requirements in WAC 16-228-1221, affected sites could benefit from substantial cost savings by avoiding possible pesticide exposure incidents.

A cost-benefit analysis is not required under RCW 34.05.328. The Washington State Department of Agriculture is not a listed agency under RCW 34.05.328 (5)(a)(i).

September 6, 2005

Bob Arrington

Assistant Director

#### NEW SECTION

**WAC 16-228-1221 Must an applicator notify schools, hospitals, nursing homes and day care centers prior to an application of certain pesticides?** (1) Any person applying a pesticide with the signal words "Danger/Poison" must notify a designated manager of an adjacent school, hospital, nursing home or state licensed child or adult day care center in writing, at least two facility business days prior to the start of applications specified in (a) through (c) of this subsection. Facsimile or electronic mail can be used as a method of notification. Pesticides applied within buildings, structures, beehives or other enclosed sites are exempt from this notification requirement. For the purposes of this section, intervening roads or rights of way are considered as contiguous property and do not eliminate the requirement for notification.

This notification applies if:

(a) The application method is by aircraft, airblast sprayer, fumigation or overhead chemigation; and

(b) The application site is contiguous with the property boundary of the school, hospital, nursing home or state licensed day care center; and

(c) The application is within one-half mile of the property boundary of the facility.

(2) If the school, school grounds or day care will not be in use the day of the application and for at least two consecutive days after the application, notification is not required.

(3)(a) Applicators must also notify the responsible person managing the application site at least forty-eight hours prior to the start of the application. The applicator does not need to notify the responsible person if the applicator is a direct employee of that responsible person.

(b) A responsible person other than the applicator may notify the school, hospital, nursing home or day care center if the responsible person has agreed in writing to do so prior to the application. The agreement for notification of a specific facility may be for all applications during a calendar year.

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Unless a direct employee, the applicator still must notify the responsible person at least two facility business days in advance of each application. Any written agreement with the responsible person that covers a calendar year must be renewed at least annually prior to the first application of the season.

(c) Applicators must retain the responsible person's written agreement for a period of one year. The director shall, upon request in writing, be furnished with the written agreement.

(4) Notification must include the following information:

(a) The product name, active ingredient and EPA registration number of the pesticide(s).

(b) The type of pesticide(s) being applied (i.e., herbicide, insecticide, fungicide, etc.).

(c) The intended date and time of the application.

(d) The statement "Information about the pesticide may be obtained from <http://extoxnet.orst.edu> or the National Pesticide Information Center (1-800-858-7378)."

(e) The contact name and telephone number of the applicator or responsible person.

(5) If an application must be rescheduled, the facility must be contacted no later than the date the initial application in the written notice was scheduled. The facility shall be notified by the applicator or responsible person, as designated in subsection (3)(b) of this section, of the new date and time of the intended application. The notification requirement of subsection (1) of this section shall be considered as met. Notification for rescheduling must be in writing.

**AMENDATORY SECTION** (Amending WSR 03-22-029, filed 10/28/03, effective 11/28/03)

**WAC 16-228-1010 What are the definitions that apply to this chapter?** The definitions in this section apply throughout this chapter, unless the context requires otherwise:

(1) "Agricultural commodity" means any plant, or part of a plant, or animal, or animal product, produced by a person (including farmers, ranchers, vineyardists, plant propagators, Christmas tree growers, aquaculturists, floriculturists, orchardists, foresters, or other comparable persons) primarily for sale, consumption, propagation, or other use by people or animals.

(2) "Authorized agent" is any individual who is authorized to act on behalf of a certified applicator for the purpose of purchasing pesticides.

(3) "Bait box" for rodenticides is a box constructed of durable metal, wood, plastic, or other treated material. It shall be designed to hold rodent bait securely, allow rodents to enter and leave, and prevent unauthorized individuals and nonpest domestic animals from gaining access to the bait. Baits placed in industrial, commercial or other areas that are accessible to the public shall be contained in tamper resistant bait boxes. Fragile materials are unacceptable.

(4) "Bait station" may be any location where baits are placed to allow target pests to gain access to the bait.

(5) "Blossoming plants" means:

(a) When there are five or more open blooms per square yard on average in a given field; or

(b) When there are one or more open blooms per tree or vine in an orchard or vineyard; or

(c) When there are five or more open weed blooms per square yard on average for the area being measured for groundcover in orchards or vineyards, fence lines, ditch banks, or field, vineyard or orchard edges. This definition shall not apply to plants that are not attractive to bees (e.g., lentils, hops, peas (*Pisum* sp.), pears (second bloom) and potatoes). For the purposes of this definition, "bloom" means a flower head, raceme or spike with one or more open flowers.

(6) "Bulk fertilizer" is a commercial fertilizer, agricultural mineral, or lime, distributed in nonpackaged form.

(7) "Certified applicator" means any individual who is licensed as a commercial pesticide applicator, commercial pesticide operator, public operator, private-commercial applicator, demonstration and research applicator, or certified private applicator, or any other individual who is certified by the director to use or supervise the use of any pesticide which is classified by the EPA as a restricted use pesticide or by the state as restricted to use by certified applicators only.

(8) "Chemigation" means the application of any substance or combination of substances intended as a pesticide, plant or crop protectant or a system maintenance compound applied with irrigation water.

(9) A "complainant" is defined as a person who has requested an inspection of an area in which a pesticide violation is believed to have occurred.

(10) "Complete wood destroying organism inspection" means inspection for the purpose of determining evidence of infestation, damage, or conducive conditions as part of the transfer, exchange, or refinancing of any structure in Washington state. Complete wood destroying organism inspections must also include any wood destroying organism inspection that is conducted as the result of telephone solicitation by an inspector, pest control, or other business, even if the inspection would fall within the definition of a specific wood destroying organism inspection.

(11) "Controlled disposal site" means any place where solid or liquid waste is disposed of: Provided that the area has been designated as a disposal site for waste materials by the appropriate jurisdictional agency. The site must be fenced, barricaded or otherwise enclosed or attended by some person in charge to control the access of domestic animals, pets, and unauthorized persons.

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

(13) "Diluent" means a material, liquid or solid, serving to dilute the pesticide product to the application rate for adequate coverage (such as water).

(14) "Director" means the director of the department or a duly authorized representative.

(15) "Dry pesticide" is any granular, pelleted, dust or wettable powder pesticide.

(16) "EPA" means the United States Environmental Protection Agency.

(17) "EPA restricted use pesticide" means any pesticide classified for restricted use by the administrator, EPA.

(18) "Fertilizer" as included in this chapter means any liquid or dry mixed fertilizer, fertilizer material, specialty fertilizer, agricultural mineral, or lime.

(19) "FIFRA" means the Federal Insecticide, Fungicide and Rodenticide Act as amended (61 stat. 163, 7 U.S.C. Sec. 136 et seq.).

(20) "Floor level" means the floor upon which people normally walk—not shelves, ledges, overhead beams, tops of stacked materials, surfaces of equipment, or similar places.

(21) "Food service establishment" means any fixed or mobile restaurant; coffee shop; cafeteria; short order cafe; luncheonette; grill; tearoom; sandwich shop; soda fountain; tavern; bar; cocktail lounge; nightclub; roadside stand; industrial-feeding establishment; retail grocery; retail food market; retail meat market; retail bakery; private, public, or nonprofit organization routinely serving food; catering kitchen; commissary or similar place in which food or drink is prepared for sale or for service on the premises or elsewhere; and any other eating or drinking establishment or operation where food is served or provided for the public with or without charge.

(22) "Fumigant" means any ~~((substance))~~ pesticide product or combination of ~~((substances))~~ products that ~~((produce gas, fumes, vapors, or smoke, and is used to kill pests in some kind of enclosure))~~ is a vapor or gas or forms a vapor or gas on application and whose method of pesticidal action is through the gaseous state.

(23) "Highly toxic pesticide" for the purpose of this chapter, means any pesticide that conforms to the criteria in 40 C.F.R. Sec. 156.10 for toxicity Category I due to oral, inhalation or dermal toxicity.

(24) "Landscape application" means an application by a certified applicator of any EPA registered pesticide to any exterior landscape plants found around residential property, commercial properties such as apartments or shopping centers, parks, golf courses, schools including nursery schools and licensed day cares, or cemeteries or similar areas. This definition shall not apply to: (a) Applications made by certified private applicators; (b) mosquito abatement, gypsy moth eradication, or similar wide-area pest control programs sponsored by governmental entities; and (c) commercial pesticide applicators making structural applications.

(25) "Person" is defined as any individual, partnership, association, corporation, or organized group of persons whether or not incorporated.

(26) A "person aggrieved" by a violation is defined as a person who has reasonable grounds to believe that he or she has been subjected to harm or an unreasonable risk by such a violation.

(27) "Pollen shedding corn" means that stage of growth when ten percent or more of the corn plants in any one quarter portion of the field are showing spike anthers.

(28) "Positive identification" means a photo identification document issued by a U.S. government agency or affiliated jurisdiction (states, tribes, territories). Acceptable photo identification documents are: A driver's license, a passport, a military ID card or an immigration green card. Exception: Nonphoto identification documents may be allowed for religious groups that prohibit members from having their picture taken. In this case, two forms of identification are required,

one of which must be a government issued document with a signature (e.g., Social Security card). Other nonphoto identification must identify the holder by name and address (e.g., utility bill).

(29) "Private applicator" means a certified applicator who uses or is in direct supervision of the use of any pesticide classified by the EPA or the director as a restricted use pesticide for the purposes of producing any agricultural commodity and for any associated noncrop application on land owned or rented by the private applicator or the applicator's employer or if applied without compensation other than trading of personal services between producers of agricultural commodities on the land of another person.

(30) "Private-commercial applicator" means a certified applicator who uses or supervises the use of any pesticide classified by the EPA or the director as a restricted use pesticide for purposes other than the production of any agricultural commodity on lands owned or rented by the applicator or the applicator's employer.

(31) "Responsible person" means an individual who has authority over or control of the property site such as the owner, manager or lessee.

(32) "Specific wood destroying organism inspection" means an inspection of a structure for purposes of identifying or verifying evidence of an infestation of wood destroying organisms prior to pest management activities.

~~((32))~~ (33) "State restricted use pesticide" means any pesticide determined to be a restricted use pesticide by the director under the authority of chapters 17.21 and 15.58 RCW.

~~((33))~~ (34) "Structural pest inspector" means any individual who performs the service of conducting a complete wood destroying organism inspection or a specific wood destroying organism inspection.

~~((34))~~ (35) "Unreasonable adverse effects on the environment" means any unreasonable risk to people or the environment taking into account the economic, social and environmental costs and benefits of the use of any pesticide, or as otherwise determined by the director.

~~((35))~~ (36) "Waste pesticide" is any pesticide formulation which cannot be used according to label directions in Washington state because of cancellation or suspension of its federal or state registration, or deterioration of the product or its label, and any pesticide formulation whose active ingredients are not clearly identifiable because of label deterioration or because the pesticide is not stored in its original container.

## WSR 05-18-061

### PROPOSED RULES

### SUPERINTENDENT OF PUBLIC INSTRUCTION

[Filed September 6, 2005, 2:16 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-10-028.

Title of Rule and Other Identifying Information: Chapter 392-109 WAC, State Board of Education—Election of

members, revisions to this chapter need to be made in response to legislative changes regarding the Office of Superintendent of Public Instruction's role in the election of members to the State Board of Education.

Hearing Location(s): Office of Superintendent of Public Instruction, 600 South Washington, Olympia, WA 98504, on October 11, 2005, at 9:00 a.m.

Date of Intended Adoption: October 11, 2005.

Submit Written Comments to: Administrative Resource Services, Superintendent of Public Instruction, P.O. Box 47200, Olympia, WA 98504-7200, e-mail jerickson@ospi.wednet.edu, fax (360) 753-4201, by October 7, 2005.

Assistance for Persons with Disabilities: Contact Sheila Emery by October 7, 2005, TTY (360) 664-3631 or (360) 725-6271.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The 2005 Washington state legislature significantly changed the composition of the State Board of Education and required the Office of Superintendent of Public Instruction to adopt rules for the conduct of elections including: The definition of the eastern and western Washington geographic regions for determining positions, calculations of the weighted vote for each elector based on student enrollment, election and dispute resolution procedures, process for filling vacancies, and an election timeline. Proposed changes to chapter 392-109 WAC will implement these rules as well as clarify the election process.

Statutory Authority for Adoption: Chapter 28A.305 RCW and ESSB 5732.

Statute Being Implemented: RCW 28A.305.102.

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

Name of Proponent: [Office of Superintendent of Public Instruction], governmental.

Name of Agency Personnel Responsible for Drafting: Jolynn Erickson, Office of Superintendent of Public Instruction, (360) 725-6142; Implementation: Marcia Riggers, Office of Superintendent of Public Instruction, (360) 725-6175; and Enforcement: Charlie Schreck, Office of Superintendent of Public Instruction, (360) 725-6130.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule is not applicable to nongovernmental agencies.

A cost-benefit analysis is not required under RCW 34.05.328. This rule is not applicable to nongovernmental agencies.

September 1, 2005  
Dr. Terry Bergeson  
State Superintendent

**AMENDATORY SECTION** (Amending Order 18, filed 7/19/90, effective 8/19/90)

**WAC 392-109-037 Purpose and authority.** (1) The purpose of this chapter is to provide for the annual election of members to the state board of education by establishing policies and procedures which implement the statutory election process for such positions.

(2) Authority for this chapter is RCW ((28A.305.020)) 28A.305.102 which authorizes the superintendent of public

instruction to adopt rules and ((regulations)) procedures for the conduct of election ((for)) of members ((of)) to the state board of education.

**AMENDATORY SECTION** (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-040 ((Purpose)) Composition.** The state board of education consists of ((nine)) sixteen members; Seven members appointed by the governor; five members, including two from eastern Washington and three from western Washington, elected by the members of public school boards of directors((-)); one member elected by approved private school boards of directors ((and)); the superintendent of public instruction ((who is an ex officio member of the board. The purpose of this chapter is to provide for the annual election of members to the state board of education by establishing policies and procedures which implement the statutory election process for such positions)); and two student representatives selected by the state board of education.

**AMENDATORY SECTION** (Amending Order 18, filed 7/19/90, effective 8/19/90)

**WAC 392-109-043 Election officer.** In accordance with RCW ((28A.305.020)) 28A.305.102 the superintendent of public instruction or his or her designee shall serve as the election officer for the coordination and conduct of the election of members ((of)) to the state board of education.

**AMENDATORY SECTION** (Amending Order 80-20, filed 6/17/80)

**WAC 392-109-045 Definitions.** As used in this chapter the term:

(1) "Board of directors" shall mean:

(a) The statutory, multimember board of directors of a public school district; ~~((and))~~ or

(b) The person or multimember body recognized by ((a)) an approved private school as having the final authority for policy decisions which govern the operation of the private school.

(2) ~~((("Chairperson" shall mean a member of a private school board of directors who has been selected by the board either to act as the chief officer of the board or to tabulate and cast the private school's vote pursuant to this chapter.)) "Elector" shall mean:~~

(a) Each individual member of a public school board of directors; or

(b) An approved private school board of directors as a whole.

(3) "Approved private school" shall mean a school which((:

(a) ~~Operates any of the grades one through twelve; and~~

(b) Is certified)) is approved by the state board of education pursuant to chapter 180-90 WAC, as now or hereafter amended, as being in compliance with statutory standards.

(4) "Eastern Washington region" shall mean the region comprised of Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Kittitas, Klickitat,



Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman, and Yakima counties.

(5) "Western Washington region" shall mean the region comprised of Clallam, Clark, Cowlitz, Grays Harbor, Island, Jefferson, King, Kitsap, Lewis, Mason, Pacific, Pierce, San Juan, Skagit, Skamania, Snohomish, Thurston, Wahkiakum, and Whatcom counties.

(6) "Weighted vote" shall mean the total number of electoral votes assigned to an elector for:

(a) Public schools: Each elector shall be entitled to a number of electoral votes equal to:

| <u>School District Student Enrollment</u> | <u>Each Elector Receives</u> |
|---|------------------------------|
| <u>1 - 1,000</u>                          | <u>1 vote</u>                |
| <u>1,001 - 2,000</u>                      | <u>2 votes</u>               |
| <u>2,001 - 3,000</u>                      | <u>3 votes</u>               |
| <u>3,001 - 4,000</u>                      | <u>4 votes</u>               |
| <u>4,001 - 5,000</u>                      | <u>5 votes</u>               |
| <u>5,001 - 6,000</u>                      | <u>6 votes</u>               |
| <u>6,001 - 7,000</u>                      | <u>7 votes</u>               |
| <u>7,001 - 8,000</u>                      | <u>8 votes</u>               |
| <u>8,001 - 9,000</u>                      | <u>9 votes</u>               |
| <u>9,001 - 10,000</u>                     | <u>10 votes</u>              |
| <u>10,001 - 15,000</u>                    | <u>11 votes</u>              |
| <u>15,001 - 20,000</u>                    | <u>12 votes</u>              |
| <u>20,001 - 25,000</u>                    | <u>13 votes</u>              |
| <u>25,001 - 30,000</u>                    | <u>14 votes</u>              |
| <u>30,001 - 35,000</u>                    | <u>15 votes</u>              |
| <u>35,001 - 40,000</u>                    | <u>16 votes</u>              |
| <u>40,001 - or greater</u>                | <u>17 votes</u>              |

(b) Approved private schools: Each approved private school shall be entitled to a number of electoral votes equal to the actual number of students enrolled.

(7) "Student enrollment" shall mean the number of students enrolled during October of the preceding school year as reported to the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

WAC 392-109-047 Annual elections. Election ~~((s for))~~ of members ~~((ef))~~ to the state board of education shall be conducted each year preceding ~~((the))~~ a year in which the term of one or more members expires, and as required by RCW ~~((28A.305.090))~~ 28A.305.102 following a vacancy on the board.

NEW SECTION

WAC 392-109-048 Election timeline. An official election timeline shall be published by the superintendent of public instruction at the call of each yearly election that shall include all necessary dates for the conduct of election.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

WAC 392-109-050 Information necessary for the conduct of elections—Responsibility of school officials. It shall be the responsibility of each member of a board of directors to assure that the superintendent of public instruction is provided current and correct information necessary ~~((te))~~ for the conduct of the elections provided for in this chapter. Forms published by the superintendent of public instruction for the purpose of providing the following essential information shall be obtained, completed and submitted on a current basis:

(1) Approved private schools: The mailing address and previous ~~((September))~~ October student enrollment ~~((for each private school))~~; and

(2) Public school districts: The name, legal residence, mailing address and ~~((congressional district number))~~ region, as defined in WAC 392-109-034, of residence for each member of a board of directors.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

WAC 392-109-060 Publicity and call of election. On or before August twenty-fifth of each year ~~((or if such date is a Saturday, Sunday, or holiday the state working day immediately preceding such date))~~ the superintendent of public instruction shall ~~((give written))~~ publicize notice of an election to be held for each ~~((voting))~~ position on the state board of education subject to election ~~((and for the nonvoting position if it is subject to election))~~ by public and approved private school boards of directors. Notice shall be ~~((accomplished))~~ made by, but not limited to:

(1) ~~((Mailing))~~ An official press release containing the call of election ~~((notice))~~ materials citing the election rules, declaration and affidavit of candidacy, biographical data form, (tentative certification of electors, calendar and rules to each member of a public school district board of directors; and

~~((2))~~ Mailing copies of the call of election notice, declaration of candidacy, biographical data form, tentative certification of electors, calendar and rules to each private school addressed as follows: Chairperson of the board of directors, e/o principal or chief administrator, (name and address of the particular private school). It shall be the responsibility of each such chairperson to duplicate the call of election notice, calendar and rules if necessary and provide a copy of each to each member of the private school's board of directors)) and election timeline.

(2) Making the call of election materials in subsection (1) of this section available by contacting: Administrative Resource Services, Office of the Superintendent of Public Instruction, P.O. Box 47200, Olympia, WA 98504-7200.

(3) Making the call of election materials in subsection (1) of this section available on the superintendent of public instruction's official web site at www.k12.wa.us.

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AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-065 Candidates—Eligibility—Filing.**

(1) Eligibility: A person is eligible to be a candidate for only one (~~vacancy~~) position on the state board of education at a time.

(a) A candidate for a vacancy among the (~~nine~~) five positions on the state board elected by members of public school boards of directors must be a resident of the (~~congressional district~~) region represented by the position and meet the other qualifications established by RCW (~~28A.305-040~~) 28A.305.102; and

(b) A candidate for a vacancy in the position on the state board elected by private schools (~~boards of directors~~) must be a resident of the state of Washington and meet the other qualifications established by RCW (~~28A.305-040~~) 28A.305.102.

(2) Forms for filing: A person who desires to be a candidate shall complete:

(a) The declaration and affidavit of candidacy (~~and affidavit~~) form provided for in WAC 392-109-070; and

(b) The biographical data form provided for in WAC 392-109-075: Provided, That a declarant may elect not to submit biographical data.

(3) Filing period: The filing period for candidates for any position on the state board of education (~~is from September 1 through September 16. Any declaration of candidacy that is not received by the superintendent of public instruction on or before 5:00 p.m. September 16 shall not be accepted and such a declarant shall not be a candidate. Provided, That any declaration that is postmarked on or before midnight September 16 and received by mail prior to the printing of ballots shall be accepted. Provided further, That any declaration received pursuant to the United States mail on or before 5:00 p.m. September 21 that is not postmarked or legibly postmarked shall also be accepted~~) elected by either public or approved private school boards of directors shall be no less than seven days in duration and occur a minimum of sixty days prior to election and shall be included on the election timeline. Declarations not received by 5:00 p.m. on the indicated date will not be included on the certified list of candidates.

(4) Filing deadline: The filing deadline for candidacy shall be 5:00 p.m. on the date included on the election timeline.

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-070 Declaration and affidavit of candidacy form.** The declaration and affidavit of candidacy form which each candidate is required to substantially complete and to file as a condition to having his or her name placed on an official ballot is available from the superintendent of public instruction and shall be as follows:

I, . . . . ., solemnly swear (or affirm): That (if filing for a position elected by members of public school boards of directors) I reside in the . . . . . (~~Congressional District~~) Region of the state of Washington (~~or~~) (OR if filing for the position elected by private schools (~~boards of direc-~~

~~tors~~))) I reside within the state of Washington; That I am aware that if elected, I cannot concurrently serve as a member of the state board of education and as an employee of any school, college, university, or other educational institution, or any educational service district superintendent's office, or in the office of the superintendent of public instruction, or as a member of the board of directors of either a common school district or a private school; and, That I hereby declare myself a candidate for membership on the state board of education for ..... Region, Position No. ...., a term (~~of ..... years~~) beginning on the second Monday in January, (~~(19)~~) 20. . ., subject to the election to be held during the month of (~~October~~) November, (~~(19)~~) 20. . ., and I request that my name be listed on the ballot (~~therefor~~) thereof.

Further, I solemnly swear (or affirm) that I will support the Constitution and laws of the United States and the Constitution and laws of the state of Washington.

(Print Name) .....  
Signature) .....  
Address: .....  
.....  
Telephone number .....

State of Washington  
County of .....

Signed and sworn to (or affirmed) before me on (date)  
by(name of person making statement).

(Seal or stamp) (Signature) .....  
Notary Public  
My appointment  
expires .....

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

**WAC 392-109-075 Biographical data form.** (1) The superintendent of public instruction shall provide a biographical data form not exceeding (~~two~~) one letter size double spaced minimum twelve point font typewritten page(~~s~~) in length which each candidate may complete. (~~Completed forms submitted to the superintendent of public instruction by a candidate must be camera ready.~~)

(2) Biographical data forms shall be reproduced as submitted and distributed by the superintendent of public instruction with the official ballots to each (~~voter~~) elector.

(3) Candidates may submit a two-inch by two-inch head-shot photograph with this form.

(4) Filing of this form is not required.

AMENDATORY SECTION (Amending Order 81-10, filed 8/7/81)

**WAC 392-109-077 Withdrawal of candidacy.** Any candidate may withdraw his or her declaration of candidacy by delivering a written, signed and notarized statement of withdrawal to the superintendent of public instruction on or before 5:00 p.m. (~~September 21~~) on the date included on the

PROPOSED

election timeline. A candidate's failure to withdraw as prescribed above shall result in the inclusion of the candidate's name on the appropriate election ballot.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

**WAC 392-109-078 Certificate of electors.** (1) The list of eligible ~~((voters))~~ electors shall remain open for changes and deletions until 5:00 p.m. ~~((September 26 or in the event such date is a Saturday, Sunday, or holiday, until 5:00 p.m. the working day immediately following such date))~~ on the date included on the election timeline.

(2) The superintendent of public instruction as soon thereafter as is practical shall certify the list of electors and the weighted vote for each elector to be used for election purposes.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

**WAC 392-109-080 Ballots—Contents.** The ballot for each position subject to election pursuant to this chapter shall:

(1) Contain the names of each candidate eligible for the particular position. ~~((Ballots for voting positions shall))~~

(2) Be prepared for each ~~((congressional district and the names of candidates thereon shall be rotated))~~ region. ~~((In addition to the names of candidates, each ballot shall))~~

(3) Set forth the number of electoral ~~((points))~~ votes to which each ~~((voter))~~ elector is entitled ~~((as follows:~~

(1) ~~Public school board members: Each member of a public school district board of directors shall be entitled to a number of electoral points equal to:~~

~~(a) The actual number of students enrolled in the school district during September of the current calendar year and reported to the superintendent of public instruction for basic education apportionment purposes; or~~

~~(b) If such figure is unavailable by 5:00 p.m. September 26 or in the event such date is a Saturday, Sunday, or holiday, the working day immediately following such date, the actual number of students enrolled and last reported to the superintendent of public instruction for basic education apportionment purposes: Provided, That each member of the board of directors of a public school district that permanently or temporarily has more than five statutory directors shall have his or her electoral points recomputed by multiplying the foregoing enrollment number by a fraction, the denominator of which shall be the number of directors, and the numerator of which shall be five.~~

(2) ~~Private schools: Each private school board of directors shall be entitled to a number of electoral points equal to the actual number of students enrolled in each private school under the governance of the board during September of the preceding calendar year and reported to the superintendent of public instruction).~~

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-085 Ballots and envelopes—Mailing to ~~((voters))~~ electors.** (1) ~~((On or before October 1))~~ Ballots shall be mailed to ~~((voters))~~ electors on the date included on the election timeline, together with two envelopes to be used for voting.

(a) The outer and larger envelope (i.e., official ballot return envelope) shall:

~~((a))~~ (i) Be labeled "official ballot return envelope";

~~((b))~~ (ii) Be preaddressed with the "superintendent of public instruction" as addressee; and

~~((c))~~ Have provision for prepaid postage; and

~~((d))~~ (iii) Have provision for the identification of the ~~((voter))~~ elector, his or her school district or school and his or her ~~((congressional district if pertinent))~~ home address.

(b) The inner and smaller envelope shall be unlabeled and unmarked.

(2) One official ballot and the two envelopes to be used for voting purposes, any candidates' biographical data and pertinent instructions for voting purposes shall be mailed to each member of a public school district board of directors.

(3) One official ballot, ~~((a number of copies of the ballot,))~~ two envelopes to be used for voting purposes, any candidates' biographical data and pertinent instructions for voting purposes shall be mailed to each approved private school addressed ~~((as follows: Chairperson of the board of directors, e/o principal or))~~ to the chief administrator ~~((name and address of the particular))~~ of each approved private school ~~((It shall be the responsibility of each such chairperson to duplicate the ballot, biographical data and pertinent instructions for voting purposes if necessary and provide a copy to each member of the private school's board of directors)).~~

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-090 Voting—Marking and return of ballots.** (1) ~~((Public school board members:))~~ Each member of a public school district board of directors may vote for one of the candidates for each position named on his or her official ballot by placing an "x" or other mark in the space provided next to the name of a candidate.

(2) ~~((Private school board members:))~~ Each ~~((member of a))~~ approved private school ~~((board of directors shall return his or her marked ballot to the chairperson of the board. The chairperson shall tabulate the votes and be entitled to cast one vote for the candidate who receives a majority of the board members' votes. The chairperson shall then mark the official ballot accordingly))~~ may vote for one candidate on the official ballot by placing an "x" or other mark in the space provided next to the name of a candidate.

(3) ~~((Return of ballots:))~~ Each member of a public school district board of directors and each ~~((chairperson of a))~~ approved private school ~~((board of directors))~~ shall complete voting by:

(a) Placing ~~((his or her))~~ the marked official ballot in the smaller, unmarked envelope and sealing the same;

(b) Placing the smaller unmarked envelope containing the official ballot in the larger preaddressed envelope marked "official ballot return envelope" and sealing the same; and

(c) ~~((If not already designated, completing the following information on the face of the official ballot return envelope: Name, identification of school district or private school and, in the case of public school district board members, identification of the congressional district of residence; and~~

(d)) Affixing proper postage and placing the official ballot return envelope in the United States mail or otherwise delivering the envelope to the superintendent of public instruction.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

**WAC 392-109-095 Election ((board)) committee—Appointment and composition.** The ~~((state board of education))~~ superintendent of public instruction shall annually appoint a three member election ~~((board))~~ committee and at least one alternate who shall serve thereon in the absence of a regular member of the election ~~((board))~~ committee. Counting of votes cast at elections conducted pursuant to this chapter shall be ~~((eouated))~~ supervised by the superintendent of public instruction or his or her designee and the election ~~((board))~~ committee.

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-100 Receipt of ballots and count of votes.** (1) As official ballot return envelopes are received by the superintendent of public instruction, a preliminary determination shall be made as to the eligibility of the ~~((voter))~~ elector, and a record shall be made on a list of eligible ~~((voters))~~ electors and approved private schools that the ~~((voter or school))~~ elector has voted.

(2) Official ballot return envelopes not submitted in compliance with this chapter and other envelopes containing ballots shall be set aside for a final review and acceptance or rejection by the election ~~((board))~~ committee.

~~((2))~~ (3) The election ~~((board))~~ committee shall convene for the purpose of counting votes on ~~((or before October 25 or if such date is a Saturday, Sunday, or holiday, on or before the state working day immediately preceding such date at a date, time and place designated by the superintendent of public instruction))~~ the date included on the election timeline.

(a) Official ballot return envelopes ~~((that are))~~ accepted by the election ~~((board))~~ committee shall be opened~~((;))~~ and the inner unmarked envelopes containing the official ballots shall be removed and placed aside~~((;))~~ still sealed.

(b) The inner unmarked envelopes shall then be opened and the votes counted by the election ~~((board))~~ committee.

~~((3))~~ (4) No record shall be made or maintained of the candidate for ~~((which))~~ whom any ~~((voter))~~ elector cast his or her vote.

AMENDATORY SECTION (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-105 Ineligible votes.** The following ballots and votes shall be declared void and shall not be accepted:

- (1) Votes for write-in candidates;
- (2) Votes cast on other than an official ballot provided pursuant to this chapter;
- (3) Ballots which contain a vote for two or more of the named candidates;
- (4) Ballots contained in other than an official ballot return envelope provided pursuant to this chapter;
- (5) Ballots contained in an official ballot return envelope upon which the ~~((voter))~~ elector is not designated by name;
- (6) Ballots received after 5:00 p.m. ~~((October 16:))~~ on the date included on the election timeline. Provided, that any official ballot return envelope that is postmarked on or before midnight ~~((October 16))~~ of the above date and received pursuant to the United States mail prior to the initial counting of votes by the election ~~((board))~~ committee shall be accepted~~((; Provided further, That any official ballot return envelope received pursuant to the United States mail on or before 5:00 p.m. on October 21 that is not postmarked or legibly postmarked shall also be accepted))~~; and
- (7) Such other ballots or votes as the election ~~((board))~~ committee shall determine to be unidentifiable or unlawful.

NEW SECTION

**WAC 392-109-111 Run-off election.** If no candidate for any one position receives a minimum of fifty percent plus one of the total votes for such position, the superintendent of public instruction shall call a run-off election between the two candidates receiving the two highest vote totals for such position.

NEW SECTION

**WAC 392-109-112 Dispute resolution.** (1) Any public school district board member or any approved private school eligible to vote for a candidate for membership on the state board of education or any candidate for the position, within ten days after the superintendent of public instruction's reporting of election, may contest the election of a candidate for any of the following causes:

- (a) Because the person whose right is being contested gave a bribe or reward to an elector for the purpose of procuring the candidate's election, or offered to do so; or
- (b) On account of illegal votes.
- (2) An action contesting an election pursuant to this chapter shall be conducted in compliance with chapter 29A.68 RCW, as now or hereafter amended.

AMENDATORY SECTION (Amending Order 84-8, filed 5/15/84)

**WAC 392-109-115 ((Certification)) Report and certification of election.** ~~((Within ten calendar days after the date upon which the votes were counted, but no sooner than eight calendar days after the votes were counted by the election~~

board, the superintendent of public instruction shall officially certify the name or names of candidates elected by signing and forwarding written notice to the secretary of state.)) (1) On the date included on the election timeline, but no later than December 15, if a candidate receives a minimum of fifty percent plus one of the total votes for a position, the superintendent shall publicly announce and certify the election results; or

(2) If a candidate does not receive a minimum of fifty percent plus one of the total votes for a position, the superintendent shall publicly announce the need for a run-off election; the results of which shall be announced and certified no more than ten days after election.

**AMENDATORY SECTION** (Amending Order 90-01, filed 1/31/90, effective 3/3/90)

**WAC 392-109-117 Publishing of names.** As soon as reasonably possible after each annual election the superintendent of public instruction shall publish the names of the ((directors)) electors and approved private schools who voted in the election.

**AMENDATORY SECTION** (Amending Order 96-05, filed 3/21/96, effective 4/21/96)

**WAC 392-109-120 Vacancies and special elections.** (1) Whenever a vacancy among members elected by public school boards of directors occurs on the state board of education, from any cause whatsoever, it shall be the duty of the remaining members representing public school boards of directors to fill such vacancy by appointment consistent with the appropriate regional position being vacated, and the person so appointed shall continue in office until his or her successor has been specially elected.

(2) Whenever a vacancy of the approved private school elected member occurs on the state board of education, from any cause whatsoever, it shall be the duty of the private school advisory committee to fill such vacancy consistent with qualifications in RCW 28A.305.102 and the person so appointed shall continue in office until his or her successor has been specially elected.

(3) When a vacancy occurs, the superintendent of public instruction shall include such a position in the call of election the following year; a special election to be held in the same manner as other elections provided for in this chapter, at which election a successor shall be elected to hold office for the unexpired term of the member whose position was vacated.

(4) Special elections provided for in RCW ((28A.305-030 (new congressional districts), 28A.305.060 (run-off elections) and 28A.305.090 (vacancies))) 28A.305.102 shall be conducted in accordance with ((the pertinent procedural and substantive provisions of)) this chapter((-, including the time schedules governing the conduct of elections, as modified by the superintendent of public instruction to accommodate the special nature of the election and special statutory dates and requirements)).

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

- WAC 392-109-055      Publicity.
- WAC 392-109-058      Tentative certification of electors.
- WAC 392-109-072      Candidates for new congressional district positions—First elections—Term of office.
- WAC 392-109-110      Recount of votes cast—Automatic—By request.

**WSR 05-18-065  
PROPOSED RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES  
(Economic Services Administration)  
[Filed September 6, 2005, 4:23 p.m.]**

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-08-091.

Title of Rule and Other Identifying Information: WAC 388-437-0001 Disaster food stamp program.

Hearing Location(s): Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097), on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: Not earlier than October 12, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

Assistance for Persons with Disabilities: Contact Stephanie Schiller, DSHS Rules Consultant, by October 7, 2005, TTY (360) 664-6178 or phone (360) 664-6097 or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The department is amending this rule to improve clarity in describing the disaster food stamp program.

Reasons Supporting Proposal: In the event of a disaster, the department works with the United States Department of Agriculture, Food and Nutrition Service (FNS) to change some requirements for the Washington Basic Food program and help ensure that people in a disaster area have access to food.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Statute Being Implemented: RCW 74.04.050, 74.04.-055, 74.04.057, 74.08.090.

PROPOSED

Rule is necessary because of federal law, 42 U.S.C. 4151.

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

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Ken Adney, 1009 College S.E., Lacey, WA 98504, (360) 725-4606.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposed rule does not have an economic impact on small businesses, it only affects DSHS clients by outlining the rules clients must meet in order to be eligible for the department's cash assistance or food benefit programs.

A cost-benefit analysis is not required under RCW 34.05.328. The proposed rule is not a significant rule as defined in RCW 34.05.328 (5)(c).

August 29, 2005

Andy Fernando, Manager  
Rules and Policies Assistance Unit

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

**WAC 388-437-0001 Disaster food stamp program.**

~~(1) ((Assistance units that suffer a loss as a result of a federally declared disaster may receive disaster food stamp benefits.~~

~~(2) Food and nutrition services (FNS) must approve use of this program when a disaster is declared)) In the event of a disaster, the department works with the United States Department of Agriculture, Food and Nutrition Services (FNS) to change some requirements for the Washington Basic Food program and help ensure that people in a disaster area have access to food. This is known as the Disaster Food Stamp Program.~~

~~(2) If the President of the United States has declared a portion of the state as a federal disaster area, we ask FNS to allow use of the Disaster Food Stamp Program for the areas impacted by the disaster. Both of the following conditions must be met:~~

~~(a) People's normal access to buy food has been disrupted; and~~

~~(b) These commercial channels have since been restored with reasonable access and sufficient food supplies as determined by FNS.~~

~~(3) The department will implement any Disaster Food Stamp Program as approved by FNS.~~

**WSR 05-18-066**

**PROPOSED RULES**

**DEPARTMENT OF**

**SOCIAL AND HEALTH SERVICES**

(Economic Services Administration)

[Filed September 6, 2005, 4:25 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-12-131.

Title of Rule and Other Identifying Information: WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for Basic Food?, 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food?, and 388-478-0060 What are the income limits and maximum benefit amounts for Basic Food?

Hearing Location(s): Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097, on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: Not earlier than October 12, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

Assistance for Persons with Disabilities: Contact Stephanie Schiller, DSHS Rules Consultant, by October 7, 2005, TTY (360) 664-6178 or phone (360) 664-6097 or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The amended rules adopt federal standards on income deductions for the Washington Basic Food and WASHCAP programs. These new standards which go into effect on October 1, 2005, will result in a small increase in the income limits, maximum benefit amounts, and deductions used to calculate benefits for these programs.

Reasons Supporting Proposal: Federal regulations established by the United States Department of Agriculture, Food and Nutrition Service (FNS) require the department to annually update standards for the food stamp program implemented in Washington state as WASHCAP and the Washington Basic Food program.

The proposed changes implement federal income standards, maximum allotment, maximum shelter deduction, and standard deduction used for the Washington Basic Food program and WASHCAP program. Consistent with federal regulations, the department updates these standards annually at the beginning of the federal fiscal year on October 1st.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Statute Being Implemented: RCW 74.04.050, 74.04.-055, 74.04.057, 74.08.090.

Rule is necessary because of federal law, 7 C.F.R. 273.9.

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

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: John Camp, 1009 College S.E., Lacey, WA 98504-5470, (360) 725-4616.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposed rule does not have an economic impact on small businesses, it only affects DSHS clients by outlining the rules clients must meet in order to be eligible for the department's cash assistance or food benefit programs.

A cost-benefit analysis is not required under RCW 34.05.328. These amendments are exempt as allowed under RCW 34.05.328 (5)(b)(vii) which states in-part, "[t]his section does not apply to... rules of the department of social and health services relating only to client medical or financial eligibility and rules concerning liability for care of dependents." These rules implement federal income standards, maximum allotment amounts, and income deductions for food stamp benefits under Title 7 of the Code of Federal Regulations § 273.9.

August 29, 2005  
Andy Fernando, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 04-23-025, filed 11/8/04, effective 12/9/04)

**WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for Basic Food?** We subtract the following amounts from your assistance unit's (AU's) countable income before we determine your Basic Food 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                   |
| 5                                  | \$ <del>(153)</del> 157 |
| 6 or more                          | \$ <del>(175)</del> 179 |

(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 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 04-23-025, filed 11/8/04, effective 12/9/04)

**WAC 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food?** 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)) mortgage payments~~ you ~~((pay)) make~~ ahead of time as an allowable cost. We count the following expenses as an allowable shelter cost in the month the expense is due:

- (a) Monthly 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 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)) four hundred ((eighty-eight))~~ dollars if no one in your AU is elderly or disabled; or
- (b) The entire amount if an eligible person in your AU is elderly or disabled, even if the amount is over ~~((three)) four hundred ((eighty-eight))~~ dollars.

**AMENDATORY SECTION** (Amending WSR 04-23-025, filed 11/8/04, effective 12/9/04)

**WAC 388-478-0060 What are the income limits and maximum benefit amounts for Basic Food?** If your assistance unit (AU) meets all other eligibility requirements for Basic Food, your AU must have income at or below the limits in column B and C to get Basic Food, unless you meet one of the exceptions listed below. The maximum monthly food assistance benefit your AU could receive is listed in column D.

PROPOSED

EFFECTIVE ((~~10-1-04~~)) 10-1-05

| Column A<br>Number of Eligible AU Members | Column B<br>Maximum<br>Gross Monthly<br>Income | Column C<br>Maximum Net<br>Monthly Income | Column D<br>Maximum<br>Allotment    | Column E<br>165% of Poverty<br>Level |
|---|--|---|-------------------------------------|--------------------------------------|
| 1   | <del>\$(1,009)</del><br><u>1037</u>            | <del>\$(776)</del><br><u>798</u>          | <del>\$(149)</del><br><u>152</u>    | <del>\$(1,281)</del><br><u>1316</u>  |
| 2   | <del>((1,354))</del><br><u>1390</u>            | <del>((1,041))</del><br><u>1070</u>       | <del>((274))</del><br><u>278</u>    | <del>((1,718))</del><br><u>1765</u>  |
| 3   | <del>((1,698))</del><br><u>1744</u>            | <del>((1,306))</del><br><u>1341</u>       | <del>((393))</del><br><u>399</u>    | <del>((2,155))</del><br><u>2213</u>  |
| 4   | <del>((2,043))</del><br><u>2097</u>            | <del>((1,571))</del><br><u>1613</u>       | <del>((499))</del><br><u>506</u>    | <del>((2,592))</del><br><u>2661</u>  |
| 5   | <del>((2,387))</del><br><u>2450</u>            | <del>((1,836))</del><br><u>1885</u>       | <del>((592))</del><br><u>601</u>    | <del>((3,030))</del><br><u>3109</u>  |
| 6   | <del>((2,732))</del><br><u>2803</u>            | <del>((2,101))</del><br><u>2156</u>       | <del>((711))</del><br><u>722</u>    | <del>((3,467))</del><br><u>3558</u>  |
| 7   | <del>((3,076))</del><br><u>3156</u>            | <del>((2,366))</del><br><u>2428</u>       | <del>((786))</del><br><u>798</u>    | <del>((3,904))</del><br><u>4006</u>  |
| 8   | <del>((3,421))</del><br><u>3509</u>            | <del>((2,631))</del><br><u>2700</u>       | <del>((898))</del><br><u>912</u>    | <del>((4,341))</del><br><u>4454</u>  |
| 9   | <del>((3,766))</del><br><u>3863</u>            | <del>((2,896))</del><br><u>2972</u>       | <del>((1,010))</del><br><u>1026</u> | <del>((4,779))</del><br><u>4903</u>  |
| 10  | <del>((4,111))</del><br><u>4217</u>            | <del>((3,161))</del><br><u>3244</u>       | <del>((1,112))</del><br><u>1140</u> | <del>((5,217))</del><br><u>5532</u>  |
| Each Additional Member                    | <del>+((345))</del><br><u>354</u>              | <del>+((265))</del><br><u>272</u>         | <del>+((112))</del><br><u>114</u>   | <del>+((438))</del><br><u>449</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 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.

Title of Rule and Other Identifying Information: WAC 388-406-0015 Can I get Basic Food right away?

Hearing Location(s): Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097, on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: Not earlier than October 12, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

Assistance for Persons with Disabilities: Contact Stephanie Schiller, DSHS Rules Consultant, by October 7, 2005, TTY (360) 664-6178 or phone (360) 664-6097 or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Rule amendments are necessary to remove language inconsistent with federal requirements under 7 C.F.R. 273.2; to clarify language pertaining to the requirements of expedited issuance, postponed verifications, and ongoing issuance; and to incorporate information necessary to support the department's implementation of transitional food assistance.

Reasons Supporting Proposal: Current subsection (5)(c)(iii) is contrary to federal requirements for providing

**WSR 05-18-067**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Economic Services Administration)  
 [Filed September 6, 2005, 4:27 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-08-091.

PROPOSED



expedited services. The current language in the rule also does not clearly describe expedited issuance, postponed verification, and requirements for ongoing issuance.

The department is required to implement transitional food assistance per RCW 74.08A.010. Changes to this rule supplement the implementation.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090.

Statute Being Implemented: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090, 74.08A.010.

Rule is necessary because of federal law, 7 C.F.R. 273.2. Name of Proponent: Department of Social and Health Services, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Rebecca Henrie, 1009 College S.E., Lacey, WA 98504, (360) 725-4615.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposed rule does not have an economic impact on small businesses, it only affects DSHS clients by outlining the rules clients must meet in order to be eligible for the department's cash assistance or food benefit programs.

A cost-benefit analysis is not required under RCW 34.05.328. These amendments are exempt as allowed under RCW 34.05.328 (5)(b)(vii) which states in-part, "[t]his section does not apply to... rules of the department of social and health services relating only to client medical or financial eligibility and rules concerning liability for care of dependents."

September 1, 2005

Andy Fernando, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 03-22-061, filed 11/3/03, effective 12/4/03)

**WAC 388-406-0015 Can I get Basic Food right away?** (1) When the department gets your Basic Food application, we look at your circumstances at the time you applied to see if you can get benefits within five calendar days. This is called "expedited service."

(2) To get expedited service, you must provide proof of who you are and meet one of the following conditions:

(a) Have gross monthly income (before taxes), minus exclusions as defined in WAC 388-450-0015, of under one hundred fifty dollars **and** have available cash of one hundred dollars or less; or

(b) Have gross monthly income (before taxes), minus exclusions as defined in WAC 388-450-0015, **plus** available cash of less than your total shelter costs (rent or mortgage and ~~((utilities))~~ the utility allowance you are eligible for under WAC 388-450-0195); or

(c) Be a destitute migrant or seasonal farm worker household, under WAC 388-406-0021, **and** your household's available cash is one hundred dollars or less.

(3) ~~((To determine the amount of utilities we use to decide if you can get expedited services, we allow the utility allowance your AU is eligible for under WAC 388-450-0195.~~

(4)) If you are eligible for expedited service and are not required to have an office interview under WAC 388-452-0005, you can(=

~~(a) Have a telephone interview or a home visit; and  
(b) Still get benefits within five days))~~ have a telephone interview and still get benefits within five days.

~~(((\$)))~~ (4) If you are applying for Basic Food, "day one" of your five-day expedited service period starts on the:

(a) Day after the date you filed your application;

(b) Date you are released from a public institution; or

(c) Date of your interview if you:

(i) Waived your expedited interview and we decide you are eligible for expedited service during your rescheduled interview; or

(ii) Were screened as ineligible for expedited service and we later ~~((decide))~~ determine you are eligible for the service during your interview(~~(=~~

~~(iii) Did not ask for expedited service on the application and we decide you are eligible for the service during your interview.~~

~~(6) If you get expedited service, we give you benefits for one or two months depending on when you applied. If we need additional information to decide if you are eligible for continued benefits and you applied:~~

~~(a) On or before the fifteenth of the month, you have up to thirty days from the date of application to give us the information; or~~

~~(b) On or after the sixteenth of the month, you have until the end of the second month to give us the information)).~~

(5) If you get expedited service, we only require verification of your identity to provide your first benefit issuance within five days. Other required verifications may be postponed.

(6) All postponed verification must be provided for your ongoing eligibility to be determined and any additional benefits to issue. If you applied:

(a) On or before the 15th of the month, we issue one month's benefits and you have up to thirty days from the date of application to give us any postponed verification; or

(b) On or after the 16th of the month, we issue two months' benefits and you have until the end of the second month to give us any postponed verification.

(7) If we can determine ongoing eligibility at your interview and do not need to postpone any required verifications, we will assign you a regular certification period as described in WAC 388-416-0005.

~~(((\$)))~~ (8) If you have received expedited service in the past, you can get this service again if you meet the requirements listed in subsection (2) above and you:

(a) Gave us all the information we needed to ~~((prove))~~ determine ongoing eligibility for your last expedited service benefit period; or

(b) Were certified under normal processing standards after your last expedited certification.

~~(((\$)))~~ (9) If you reapply for benefits:

(a) Before your certification period ends, you are not eligible for expedited service;

(b) After your certification period ends, your five-day expedited service period is the same as a new application;

(c) While you receive Transitional Food Assistance as described in chapter 388-489 WAC, you are not eligible for expedited service.

~~((9) If you reapply after your certification period ends your five day expedited service period is the same as a new application.))~~

(10) If you are denied expedited service, you can ask for a department review of our decision. We review the decision within two working days.

**WSR 05-18-068**

**PROPOSED RULES**

**DEPARTMENT OF**

**SOCIAL AND HEALTH SERVICES**

(Health and Recovery Services Administration)

[Filed September 6, 2005, 4:28 p.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 05-13-135.

**Title of Rule and Other Identifying Information:** WAC 388-418-0025 Effect of changes on medical [program eligibility], 388-424-0010 Citizenship and alien status—Immigrant eligibility restrictions for the temporary assistance for needy families (TANF) program and medical benefits, including nonemergency Medicaid and the state children's health insurance program (SCHIP), 388-450-0210 Countable income for medical programs, 388-505-0210 Children's medical eligibility, 388-523-0130 Medical extension—Redetermination.

**Hearing Location(s):** Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA 98503 (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097), on October 11, 2005, at 10:00 a.m.

**Date of Intended Adoption:** Not earlier than October 12, 2005.

**Submit Written Comments to:** DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA 98503, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

**Assistance for Persons with Disabilities:** Contact Stephanie Schiller, DSHS Rules Consultant, by October 7, 2005, TTY (360) 664-6178 or (360) 664-6097 or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

**Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:** The department is revising these rules to reinstate the children's health program for noncitizen children under age eighteen with income at or below 100% federal poverty level who are not otherwise eligible for Medicaid. These rules also implement the governor's directive to reinstate twelve month continuous eligibility for children's medical.

**Reasons Supporting Proposal:** More children will have access to medical care.

**Statutory Authority for Adoption:** RCW 74.04.050, 74.04.057, 74.08.090.

**Statute Being Implemented:** E2SHB 1441 (chapter 279, Laws of 2005).

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

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

**Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement:** Kathy Johansen, P.O. Box 45534, Olympia, WA 98504-5470, (360) 725-1321.

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

A cost-benefit analysis is not required under RCW 34.05.328. Client eligibility rules for medical assistance are exempt from the provision of RCW 34.05.328 (5)(b)(vii).

August 30, 2005

Andy Fernando, Manager

Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 04-03-019, filed 1/12/04, effective 2/12/04)

**WAC 388-418-0025 Effect of changes on medical program eligibility.** (1) You continue to be eligible for Medicaid until the department determines your ineligibility or eligibility for another medical program. This applies to you if, during a certification period, you become ineligible for, or are terminated from, or request termination from:

- (a) A CN Medicaid program; or
- (b) Any of the following cash grants:
  - (i) TANF;
  - (ii) SSI; or
  - (iii) GA-X. See WAC 388-434-0005 for changes reported during eligibility review.

(2) If you become ineligible for refugee cash assistance, refugee medical assistance can be continued through the eight-month limit, as described in WAC 388-400-0035(4).

(3) If you receive a TANF cash grant or family medical, you are eligible for a medical extension, as described under WAC 388-523-0100, when your cash grant or family medical program is terminated as a result of:

- (a) Earned income; or
- (b) Collection of child or spousal support.
- (4) A change in income during a certification period does affect eligibility for all medical programs except:
  - (a) Pregnant women's medical programs;
  - (b) Children's medical for newborns (F05); ~~((F))~~
  - (c) Children's medical benefits (F06);
  - (d) Children's Health Program (F08); or
  - (e) The first six months of the medical extension benefits.

(5) For a child receiving benefits under SCHIP as described in chapter 388-542 WAC, the department must redetermine eligibility for a Medicaid program when the family reports:

- (a) Family income has decreased to less than two hundred percent Federal Poverty Level (FPL);
- (b) The child becomes pregnant;
- (c) A change in family size; or
- (d) The child receives SSI.

(6) If you receive a TANF cash grant or family medical, you are eligible for a medical extension, as described under WAC 388-523-0100, when your cash grant or family medical program is terminated as a result of:

- (a) Earned income; or
- (b) Collection of child or spousal support.
- (4) A change in income during a certification period does affect eligibility for all medical programs except:
  - (a) Pregnant women's medical programs;
  - (b) Children's medical for newborns (F05); ~~((F))~~
  - (c) Children's medical benefits (F06);
  - (d) Children's Health Program (F08); or
  - (e) The first six months of the medical extension benefits.

(5) For a child receiving benefits under SCHIP as described in chapter 388-542 WAC, the department must redetermine eligibility for a Medicaid program when the family reports:

- (a) Family income has decreased to less than two hundred percent Federal Poverty Level (FPL);
- (b) The child becomes pregnant;
- (c) A change in family size; or
- (d) The child receives SSI.

**AMENDATORY SECTION** (Amending WSR 04-15-004, filed 7/7/04, effective 8/7/04)

**WAC 388-424-0010 Citizenship and alien status—Eligibility restrictions for the temporary assistance for needy families program and medical benefits, including nonemergency Medicaid and the state children's health insurance program (SCHIP).** (1) To receive TANF or medical benefits you must meet all other eligibility requirements and be one of the following as defined in WAC 388-424-0001:

- (a) A U.S. citizen;
- (b) A U.S. national;
- (c) An American Indian born outside the U.S.;
- (d) A "qualified alien";
- (e) A victim of trafficking; or
- (f) A Hmong or Highland Lao.

(2) A "qualified alien" who first physically entered the U.S. before August 22, 1996 as described in WAC 388-424-0006(1) may receive TANF, nonemergency Medicaid, and SCHIP benefits.

(3) A "qualified alien" who first physically entered the U.S. on or after August 22, 1996 cannot receive TANF, non-emergency Medicaid, or SCHIP for five years after obtaining status as a qualified alien unless he or she is an alien as described under WAC 388-424-0006(4).

(4) An alien who is ineligible for TANF, nonemergency Medicaid, or SCHIP because of the five-year bar or because of their immigration status may be eligible for:

(a) Emergency benefits as described in WAC ((388-424-0018 [388-436-0015])) 388-436-0015 (consolidated emergency assistance program) and WAC 388-438-0110 (alien emergency medical program); or

(b) State-funded cash or chemical dependency benefits as described in WAC 388-424-0015 (SFA, GA and ADATSA) and medical benefits as described in WAC 388-424-0016; or

(c) Pregnancy medical benefits as described in WAC 388-462-0015; or

(d) Children's health program as described in WAC 388-505-0210.

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

**WAC 388-450-0210 Countable income for medical programs.** (1) For purposes of medical program eligibility, a client's countable income is income which remains when:

- (a) The income cannot be specifically excluded; and
- (b) All appropriate deductions and disregards allowed by a specific program, have been applied.

(2) A client's countable income cannot exceed the income standard for the specific medical programs described in WAC 388-478-0065, 388-478-0070, 388-478-0075, 388-478-0080, or 388-513-1305, 388-513-1315, or 388-513-1395 unless the program allows for those limits to be exceeded.

(3) Unless modified by subsection (4) of this section, the TANF/SFA income rules, as described in this chapter, are used to determine a client's countable income for the following programs:

(a) Family medical program as described in WAC 388-505-0220;

(b) Medical extensions as described in chapter 388-523 WAC;

(c) Pregnant women's program as described in WAC 388-462-0015;

(d) Children's medical program as described in WAC 388-505-0210;

(e) Children's health program as described in WAC 388-505-0210; and

(f) ((~~Medically Indigent (MI)~~)) Psychiatric indigent inpatient (PII) program as described in WAC ((388-438-0100)) 388-865-0217.

(4) Exceptions to the TANF/SFA cash assistance methodology apply as follows:

(a) The financial responsibility of relatives when a client is applying for medical for families, children, pregnant women or for the ((~~medically~~)) psychiatric indigent inpatient program is specified in WAC 388-408-0055;

(b) Actual work-related child and dependent care expenses, which are the client's responsibility, are income deductions (the limits on this deduction in WAC 388-450-0170 (3) and (4) do not apply);

(c) Court or administratively ordered current or back support paid to meet the needs of legal dependents, are income deductions;

(d) Only income actually contributed to an alien client from the alien's sponsor is countable unless the sponsor signed the affidavit of support I-864 or I-864A. See subsection (5) of this section;

(e) TANF/SFA gross earned income limits as described in WAC 388-450-0165 do not apply;

(f) The fifty percent earned income deduction is not used to calculate countable income for CN programs with income levels based upon the Federal Poverty Level (FPL). These programs are listed in subsections (3)(c), (d) and ((~~d~~)) (e) of this section. The only work related income deductions for these programs are:

(i) Ninety dollars; and

(ii) Actual work-related child and dependent care expenses, as described in (b) of this subsection; and

(iii) Child support as described in (c) of this subsection.

(g) When determining medically needy (MN) or MN scope of care coverage for children or pregnant women for the programs described in subsections (3)(c) ((~~and~~)), (d), and (e), the exception described in subsection (4)(f) is not used as the MN income standards are not based on the FPL;

(h) A nonrecurring lump sum payment is considered as income in the month the client receives payment, and a resource if the client retains the payment after the month of receipt;

(i) Diversion cash assistance (DCA), is not countable income;

(j) Effective April 1, 2002, the department will disregard an increase in earned income when:

(i) A family is receiving benefits under the family medical program; and

(ii) The increase occurs during the second or third month of eligibility. The disregard stops the last day of the third month of eligibility for a family medical program.

(5) When an alien's sponsor has signed the affidavit of support I-864 or I-864A, the sponsor's income and resources are counted as described in WAC 388-450-0155, 388-450-0156, 388-450-0160, and 388-470-0060.

(6) Except when this state has adopted more liberal rules, SSI income rules are used to determine a client's countable income for the following programs:

- (a) SSI-related CN or MN; and
- (b) Medicare savings programs. Refer to chapter 388-475 WAC.

**AMENDATORY SECTION** (Amending WSR 04-15-057, filed 7/13/04, effective 8/13/04)

**WAC 388-505-0210 Children's medical eligibility.**

(1) A child under the age of one is eligible for categorically needy (CN) medical assistance when:

(a) The child's mother was eligible for and receiving coverage under a medical program at the time of the child's birth; and

(b) The child remains with the mother and resides in the state.

(2) Children under the age of nineteen are eligible for CN medical assistance when they meet the requirements for:

(a) Citizenship or U.S. national status as defined in WAC 388-424-0001 or "qualified alien" status as described in WAC 388-424-0006 (1) or (4);

(b) State residence as described in chapter 388-468 WAC;

(c) A social security number as described in chapter 388-476 WAC; and

(d) Family income levels as described in WAC 388-478-0075 (1)(c) at each application or review.

(3) Children under the age of nineteen are eligible for the state children's health insurance program (SCHIP), as described in chapter 388-542 WAC, when:

(a) They meet the requirements of subsection (2)(a), (b), and (c) of this section;

(b) They do not have other creditable health insurance coverage; and

(c) Family income exceeds two hundred percent of the federal poverty level (FPL), but does not exceed two hundred fifty percent of the FPL as described in WAC 388-478-0075 (1)(c) and (d).

(4) Children under the age of twenty-one are eligible for CN medical assistance when they meet:

(a) Citizenship or immigrant status, state residence, and social security number requirements as described in subsection (2)(a), (b), and (c) of this section;

(b) Income levels described in WAC 388-478-0075; and

(c) One of the following criteria:

(i) Reside, or are expected to reside, in a medical hospital, intermediate care facility for mentally retarded (ICF/MR), or nursing facility for thirty days or more;

(ii) Reside in a psychiatric or chemical dependency facility for ninety days or more;

(iii) Are in foster care; or

(iv) Receive subsidized adoption services.

(d) For a child meeting the criteria (c)(i) of this subsection, the only parental income the department considers avail-

able to the child is the amount the parent chooses to contribute.

(e) For a child meeting the criteria in (c)(ii) of this subsection, parental income is counted as described in WAC 388-408-0055 (1)(c).

(5) Children are eligible for CN medical assistance if they:

(a) Receive Supplemental Security Income (SSI) payments based upon their own disability; or

(b) Received SSI cash assistance for August 1996, and except for the August 1996 passage of amendments to federal disability definitions, would be eligible for SSI cash assistance.

(6) Children under the age of nineteen are eligible for medically needy (MN) medical assistance as defined in chapter 388-500 WAC when they:

(a) Meet citizenship or immigrant status, state residence, and social security number requirements as described in subsection (2)(a), (b), and (c); and

(b) Have income above the income levels described in WAC 388-478-0075 (1)(c).

(7) A child is eligible for SSI-related MN when the child:

(a) Meets the blind and/or disability criteria of the federal SSI program or the condition in subsection (5)(b); and

(b) Has countable income above the level described in WAC 388-478-0070(1).

(8) Noncitizen children under the age of eighteen, including visitors or students from another country, undocumented children and "qualified alien" children as defined in WAC 388-424-0001 who are ineligible due to the five-year bar as described in WAC 388-424-0006(3), are eligible for the state-funded children's health program, if:

(a) The department determines the child ineligible for any CN or MN scope of care medical program;

(b) They meet family income levels described in WAC 388-478-0075 (1)(e);

(c) They meet state residence as described in chapter 388-468 WAC; and

(d) Program limits established by the legislature would not result in an overexpenditure of funds.

(9) There are no resource limits for children under CN, MN, ((or)) SCHIP, or children's health coverage.

((9)) (10) Children may also be eligible for:

(a) Family medical as described in WAC 388-505-0220; or

(b) Medical extensions as described in WAC 388-523-0100.

((10)) (11) Except for a client described in subsection (4)(c)(i) and (ii), an inmate of a public institution, as defined in WAC 388-500-0005, is not eligible for CN or MN medical coverage.

**AMENDATORY SECTION** (Amending WSR 02-10-018, filed 4/22/02, effective 5/23/02)

**WAC 388-523-0130 Medical extension—Redetermination.** (1) When the department determines the family or an individual family member is ineligible during the medical extension period, the department must determine if they are eligible for another medical program.

(2) Children are eligible for twelve month continuous eligibility beginning with the first month of the medical extension period.

(3) When a family reports a reduction of income, the family may be eligible for a family medical program instead of medical extension benefits.

((3)) (4) Postpartum and family planning extensions are described in WAC 388-462-0015.

### WSR 05-18-070

#### PROPOSED RULES

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Health and Recovery Services Administration)

[Filed September 7, 2005, 8:05 a.m.]

#### Original Notice.

Preproposal statement of inquiry was filed as WSR 05-13-132.

Title of Rule and Other Identifying Information: Chapter 388-543 WAC, Durable medical equipment (DME) and related supplies, prosthetics, and orthotics, medical supplies and related services.

Hearing Location(s): Blake Office Park East, Rose Room, 4500 10th Avenue S.E., Lacey, WA (one block north of the intersection of Pacific Avenue S.E. and Alhadeff Lane, behind Goodyear Tire. A map or directions are available at <http://www1.dshs.wa.gov/msa/rpau/docket.html> or by calling (360) 664-6097), on October 11, 2005, at 10:00 a.m.

Date of Intended Adoption: Not earlier than October 12, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail [fernaax@dshs.wa.gov](mailto:fernaax@dshs.wa.gov), fax (360) 664-6185, by 5:00 p.m., October 11, 2005.

Assistance for Persons with Disabilities: Contact Stephanie Schiller, DSHS Rules Consultant, by October 7, 2005, TTY (360) 664-6178 or (360) 664-6097 or by e-mail at [schilse@dshs.wa.gov](mailto:schilse@dshs.wa.gov).

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This WAC revision is intended to accomplish several objectives:

- Add advanced registered nurse practitioners (ARNPs) and physician assistants certified (PACs) to the list of eligible prescribers under this chapter;
- Exclude "Medicare/Medicaid" dual-eligible clients from the documentation requirement for prescriptions under WAC 388-543-1100 (1)(d) and 388-543-2800(1);
- Add "washable protective underwear" to list of diapers and related supplies under WAC 388-543-1150;
- Clarify language for standard specifications for disposable incontinence products to match the description in the healthcare common procedure coding system (HCPCS) manual;
- Clarify products that cannot be used together under WAC 388-543-1150; and

- Remove the word "unwilling" from WAC 388-543-1500 (5)(b) and (6)(b).

Statutory Authority for Adoption: RCW 74.04.050, 74.04.57 [74.04.057], and 74.08.090.

Statute Being Implemented: RCW 74.04.050, 74.04.57 [74.04.057], and 74.08.090.

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

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

Name of Agency Personnel Responsible for Drafting: Wendy L. Boedigheimer, P.O. Box 45533, Olympia, WA 98504-5533, (360) 725-1306; Implementation and Enforcement: Dianne Baum, P.O. Box 45506, Olympia, WA 98504-5506, (360) 725-1590.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has determined that the proposed rule will not create more than minor costs for affected small businesses.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Dianne Baum, Division of Medical Management, P.O. Box 45506, Olympia, WA 98504-5506, phone (360) 725-1590, e-mail [baumdl@dshs.wa.gov](mailto:baumdl@dshs.wa.gov).

August 30, 2005

Andy Fernando, Manager  
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 03-12-005, filed 5/22/03, effective 6/22/03)

**WAC 388-543-1100 Scope of coverage and coverage limitations for DME and related supplies, prosthetics, orthotics, medical supplies and related services.** The federal government deems **durable medical equipment (DME)** and related supplies, **prosthetics, orthotics, and medical supplies** as optional services under the **Medicaid** program, except when prescribed as an integral part of an approved plan of treatment under the home health program or required under the early and periodic screening, diagnosis and treatment (**EPSDT**) program. The **department** may reduce or eliminate coverage for optional services, consistent with legislative appropriations.

(1) The medical assistance administration (MAA) covers DME and related supplies, prosthetics, orthotics, medical supplies, related services, repairs and labor charges when ~~((all of the following apply. They must be))~~ they are:

(a) Within the scope of an eligible client's medical care program (see chapter 388-529 WAC);

(b) Within accepted medical or physical medicine community standards of practice;

(c) Prior authorized as described in WAC 388-543-1600, 388-543-1800, and 388-543-1900;

(d) Prescribed by a ~~((qualified provider, acting within the scope of the provider's practice))~~ physician, advanced registered nurse practitioner (ARNP), or physician assistant certified (PAC). Except for dual eligible Medicare/Medicaid clients, the prescription must:

(i) Be dated and signed by the prescriber;

(ii) Be less than six months in duration from the date the prescriber signs the prescription; and

(iii) State the specific item or service requested, diagnosis, (~~(prognosis,)~~) estimated length of need (weeks, (~~(or)~~) months, (~~(not to exceed six months before being reevaluated)~~) or years), and quantity;

(e) Billed to the department as the payor of last resort only. MAA does not pay first and then collect from Medicare and;

(f) **Medically necessary** as defined in WAC 388-500-0005. The provider or client must submit sufficient objective evidence to establish medical necessity. Information used to establish medical necessity includes, but is not limited to, the following:

(i) A physiological description of the client's disease, injury, impairment, or other ailment, and any changes in the client's condition written by the prescribing physician, ARNP, PAC, licensed prosthetist and/or orthotist, physical therapist, occupational therapist, or speech therapist; and/or

(ii) Video and/or photograph(s) of the client demonstrating the impairments as well and client's ability to use the requested equipment, when applicable.

(2) MAA evaluates a request for any equipment or devices that are listed as noncovered in WAC 388-543-1300 under the provisions of WAC 388-501-0165.

(3) MAA evaluates a request for a service that is in a covered category, but has been determined to be experimental or investigational under WAC 388-531-0550, under the provisions of WAC 388-501-0165 which relate to medical necessity.

(4) MAA evaluates requests for covered services in this chapter that are subject to limitations or other restrictions and approves such services beyond those limitations or restrictions when medically necessary, under the standards for covered services in WAC 388-501-0165.

(5) MAA does not reimburse for DME and related supplies, prosthetics, orthotics, medical supplies, related services, and related repairs and labor charges under **fee-for-service (FFS)** when the client is any of the following:

(a) An inpatient hospital client;

(b) Eligible for both **Medicare** and Medicaid, and is staying in a **nursing facility** in lieu of hospitalization;

(c) Terminally ill and receiving hospice care; or

(d) Enrolled in a risk-based managed care plan that includes coverage for such items and/or services.

(6) MAA covers medical equipment and related supplies, prosthetics, orthotics, medical supplies and related services, repairs, and labor charges listed in MAA's published issuances, including Washington Administrative Code (WAC), billing instructions, and numbered memoranda.

(7) An interested party may request MAA to include new equipment/supplies in the billing instructions by sending a written request plus all of the following:

(a) Manufacturer's literature;

(b) Manufacturer's pricing;

(c) Clinical research/case studies (including FDA approval, if required); and

(d) Any additional information the requester feels is important.

(8) MAA bases the decision to purchase or rent DME for a client, or to pay for repairs to client-owned equipment on medical necessity.

(9) MAA covers replacement batteries for purchased medically necessary DME equipment covered within this chapter.

(10) MAA covers the following categories of medical equipment and supplies only when they are medically necessary, prescribed by a physician (~~(or other licensed practitioner of the healing arts)~~), ARNP, or PAC, are within the scope of his or her practice as defined by state law, and are subject to the provisions of this chapter and related WACs:

(a) Equipment and supplies prescribed in accordance with an approved plan of treatment under the home health program;

(b) Wheelchairs and other DME;

(c) Prosthetic/orthotic devices;

(d) Surgical/ostomy appliances and urological supplies;

(e) Bandages, dressings, and tapes;

(f) Equipment and supplies for the management of diabetes; and

(g) Other medical equipment and supplies, as listed in MAA published issuances.

(11) MAA evaluates a **BR** item, procedure, or service for its medical appropriateness and reimbursement value on a case-by-case basis.

(12) For a client in a **nursing facility**, MAA covers only the following when medically necessary. All other DME and supplies identified in MAA billing instructions are the responsibility of the nursing facility, in accordance with chapters 388-96 and 388-97 WAC. See also WAC 388-543-2900 (3) and (4). MAA covers:

(a) The purchase and repair of a speech generating device (SGD), a wheelchair for the exclusive full-time use of a permanently disabled nursing facility resident when the wheelchair is not included in the nursing facility's per diem rate, or a **specialty bed**; and

(b) The rental of a specialty bed.

(13) Vendors must provide instructions for use of equipment; therefore, instructional materials such as pamphlets and video tapes are not covered.

(14) Bilirubin lights are limited to rentals, for at-home newborns with jaundice.

**AMENDATORY SECTION** (Amending WSR 03-19-082, filed 9/12/03, effective 10/13/03)

**WAC 388-543-1150 Limits and limitation extensions.**

The medical assistance administration (MAA) covers non-DME (MSE), DME, and related supplies, prosthetics, orthotics, medical supplies, and related services as described in WAC 388-543-1100(1). MAA Limits the amount, frequency, or duration of certain covered MSE, DME, and related supplies, prosthetics, orthotics, medical supplies, and related services, and reimburses up to the stated limit without requiring prior authorization. These limits are designed to avoid the need for prior authorization for items normally considered medically necessary and for quantities sufficient for a thirty-day supply for one client. In order to exceed the stated limits, the provider must request a limitation extension (LE), which

is a form of prior authorization (PA). MAA approves such requests for LE when medical necessary, under the standards for covered services in WAC 388-501-0165. Procedures for LE are found in MAA's billing instructions. The following items and quantities do not require prior authorization; requests to exceed the stated quantities require LE:

- (1) Antiseptics and germicides:
  - (a) Alcohol (isopropyl) or peroxide (hydrogen) - one ~~(eight ounce bottle)~~ pint per month;
  - (b) Alcohol wipes (box of two hundred) - one box per month;
  - (c) Betadine or pHisoHex solution - one pint per month;
  - (d) Betadine or iodine swabs/wipes (box of one hundred) - one box per month;
  - (e) Disinfectant spray - one twelve-ounce((s)) bottle or can per six-month period; or
  - (f) Periwash (when soap and water are medically contraindicated) - one five-ounce bottle of concentrate solution per six-month period.
- (2) Blood monitoring/testing supplies:
  - (a) Replacement battery of any type, used with a client-owned, medically necessary home or specialized blood glucose monitor - one in a three-month period; and
  - (b) Spring-powered device for lancet - one in a six-month period.
- (3) Braces, belts and supportive devices:
  - (a) Custom vascular supports (CVS) - two pair per six-month period. CVS fitting fee - two per six-month period;
  - (b) Surgical stockings (below-the-knee, above-the-knee, thigh-high, or full-length) - two pair per six-month period;
  - (c) Graduated compression stockings for pregnancy support (panty hose style) - two per twelve-month period;
  - (d) Knee brace (neoprene, nylon, elastic, or with a hinged bar) - two per twelve-month period;
  - (e) Ankle, elbow, or wrist brace - two per twelve-month period;
  - (f) Lumbosacral brace, rib belt, or hernia belt - one per twelve-month period;
  - (g) Cervical head harness/halter, cervical pillow, pelvic belt/harness/boot, or extremity belt/harness - one per twelve-month period.
- (4) Decubitus care products:
  - (a) Cushion (gel, sacroiliac, or accuback) and cushion cover (any size) - one per twelve-month period;
  - (b) Synthetic or lambs wool sheepskin pad - one per twelve-month period;
  - (c) Heel or elbow protectors - four per twelve-month period.
- (5) Ostomy supplies:
  - (a) Adhesive for ostomy or catheter: Cement; powder; liquid (e.g., spray or brush); or paste (any composition, e.g., silicone or latex) - four total ounces per month.
  - (b) Adhesive or nonadhesive disc or foam pad for ostomy pouches - ten per month.
  - (c) Adhesive remover or solvent - three ounces per month.
  - (d) Adhesive remover wipes, fifty per box - one box per month.

(e) Closed pouch, with or without attached barrier, with a one- or two-piece flange, or for use on a faceplate - sixty per month.

(f) Closed ostomy pouch with attached standard wear barrier, with built-in one-piece convexity - ten per month.

(g) Continent plug for continent stoma - thirty per month.

(h) Continent device for continent stoma - one per month.

(i) Drainable ostomy pouch, with or without attached barrier, or with one- or two-piece flange - twenty per month.

(j) Drainable ostomy pouch with attached standard or extended wear barrier, with or without built-in one-piece convexity - twenty per month.

(k) Drainable ostomy pouch for use on a plastic or rubber faceplate (only one type of faceplate allowed) - ten per month.

(l) Drainable urinary pouch for use on a plastic, heavy plastic, or rubber faceplate (only one type of faceplate allowed) - ten per month.

(m) Irrigation bag - two every six months.

(n) Irrigation cone and catheter, including brush - two every six months.

(o) Irrigation supply, sleeve - one per month.

(p) Ostomy belt (adjustable) for appliance - two every six months.

(q) Ostomy convex insert - ten per month.

(r) Ostomy ring - ten per month.

(s) Stoma cap - thirty per month.

(t) Ostomy faceplate - ten per month. MAA does not allow the following to be used on a faceplate in combination with drainable pouches (refer to the billing instructions for further details):

(i) Drainable pouches with plastic face plate attached; or

(ii) Drainable pouches with rubber face plate.

(6) Supplies associated with client-owned transcutaneous electrical nerve stimulators (TENS):

(a) For a four-lead TENS unit - two kits per month. (A kit contains two leads, conductive paste or gel, adhesive, adhesive remover, skin preparation material, batteries, and a battery charger for rechargeable batteries.)

(b) For a two-lead TENS unit - one kit per month.

(c) TENS tape patches (for use with carbon rubber electrodes only) are allowed when they are not used in combination with a kit(s).

(d) A TENS stand alone replacement battery charger is allowed when it is not used in combination with a kit(s).

(7) Urological supplies - diapers and related supplies:

(a) The standards and specifications in this subsection apply to all disposable incontinent products (e.g., ~~((adult))~~ briefs/~~((child))~~, diapers, pull-up ~~((training))~~ pants, underpads for beds, ~~((and))~~ liners~~((f))~~, shields, guards, pads, and undergarments). See subsections (b), (c), (d), and (e) of this section for additional standards for specific products. All of the following apply to all disposable incontinent products:

(i) All materials used in the construction of the product must be safe for the client's skin and harmless if ingested;

(ii) Adhesives and glues used in the construction of the product must not be water-soluble and must form continuous seals at the edges of the absorbent core to minimize leakage;



- (iii) The padding must provide uniform protection;
- (iv) The product must be hypoallergenic; ~~((and))~~
- (v) The product must meet the flammability requirements of both federal law and industry standards; and

(vi) All products are covered for client personal use only.

(b) In addition to the standards in subsection (a) of this section, ~~((adult briefs/child))~~ diapers must meet all the following specifications. They must:

- (i) Be hourglass shaped with formed leg contours;
- (ii) Have an absorbent filler core that is at least one-half inch from the elastic leg gathers;
- (iii) Have leg gathers that consist of at least three strands of elasticized materials;

(iv) Have an absorbent core that consists of cellulose fibers mixed with absorbent gelling materials;

(v) Have a backsheet that is moisture impervious and is at least 1.00 mm thick, designed to protect clothing and linens;

(vi) Have a topsheet that resists moisture returning to the skin;

(vii) Have an inner lining that is made of soft, absorbent material; and

(viii) Have either a continuous waistband, or side panels with a tear-away feature, or refastenable tapes, as follows:

(A) ~~((For adult briefs, at least four tapes, two on each side.~~

~~(B)))~~ For child diapers, at least two tapes, one on each side.

~~((C)))~~ (B) The tape adhesive must release from the backsheet without tearing it, and permit a minimum of three fastening/unfastening cycles.

(c) In addition to the standards in subsection (a) of this section, pull-up ~~((training))~~ pants and ~~((incontinent pants))~~ briefs must meet the following specifications. They must:

(i) Be made like regular underwear with an elastic waist or have at least four tapes, two on each side or two large tapes, one on each side;

(ii) Have an absorbent core filler that is at least one-half inch from the elastic leg gathers;

(iii) Have an absorbent core that consists of cellulose fibers mixed with absorbent gelling;

(iv) Have leg gathers that consist of at least three strands of elasticized materials;

(v) Have a backsheet that is moisture impervious, is at least 1.00 mm thick, and is designed to protect clothing and linens;

(vi) Have an inner lining made of soft, absorbent material; and

(vii) Have a top sheet that resists moisture returning to the skin.

(d) In addition to the standards in subsection (a) of this section, underpads ~~((for beds))~~ are covered only for incontinent purposes in a client's bed and must meet the following specifications~~((They must))~~:

(i) Have an absorbent layer that is at least one and one-half inches from the edge of the underpad;

(ii) Be manufactured with a waterproof backing material;

(iii) Be able to withstand temperatures not to exceed one hundred-forty degrees Fahrenheit;

(iv) Have a covering or facing sheet that is made of non-woven, porous materials that have a high degree of permeability, allowing fluids to pass through and into the absorbent filler. The patient contact surface must be soft and durable;

(v) Have filler material that is highly absorbent. It must be heavy weight fluff filler or the equivalent; and

~~((iv)))~~ (vi) Have four-ply, nonwoven facing, sealed on all four sides.

(e) In addition to the standards in subsection (a) of this section, liners~~((s))~~, shields, guards, ~~((including))~~ pads, and undergarments~~((s))~~ are covered for incontinence only and must meet the following specifications~~((They must))~~:

(i) Have channels to direct fluid throughout the absorbent area, and leg gathers to assist in controlling leakage, and/or be contoured to permit a more comfortable fit;

(ii) Have a waterproof backing designed to protect clothing and linens;

(iii) Have an inner liner that resists moisture returning to the skin;

(iv) Have an absorbent core that consists of cellulose fibers mixed with absorbent gelling materials;

(v) Have pressure-sensitive tapes on the reverse side to fasten to underwear; and

(vi) For undergarments only, be contoured for good fit, have at least three elastic leg gathers, and may be belted or unbelted.

(f) MAA covers the products in this subsection only when they are used alone; they cannot be used in combination with each other. MAA approves a client's use of a combination of products only when the client uses different products for daytime and nighttime use (see MAA's billing instructions for how to specify this when billing). The total of all products used cannot exceed the monthly limitation for the product with the highest limit (see subsections (g), (h), (i), (j), (k), (l), and (m) of this section for product limitations). The following products cannot be used together:

(i) Disposable ~~((briefs (incontinent pants)/))~~diapers;

(ii) Disposable pull-up ~~((training))~~ pants and briefs;

(iii) Disposable liners~~((/pads))~~, shields, guards, pads, and undergarments;

(iv) Rented reusable ~~((briefs/))~~diapers (e.g., from a diaper service); and

(v) Rented reusable briefs ~~((incontinent pants))~~ (e.g., from a diaper service), or pull-up ~~((training))~~ pants.

(g) Purchased disposable diapers (any size) are limited to:

(i) Three hundred per month for a child ~~((age))~~ three ~~((and older))~~ to eighteen years of age; and

(ii) Two hundred forty per month for an adult nineteen years of age and older.

(h) Reusable cloth diapers (any size) are limited to:

(i) Purchased - thirty-six per year; and

(ii) Rented - two hundred forty per month.

(i) Disposable briefs ~~((incontinent pants))~~ and pull-up ~~((training))~~ pants (any size) are limited to:

(i) Three hundred per month for a child age three ~~((and older))~~ to eighteen years of age; and

(ii) One hundred fifty per month for an adult nineteen years of age and older.



(j) Reusable briefs (~~((incontinent pants))~~), washable protective underwear, or pull-up (~~((training))~~) pants (any size) are limited to:

(i) Purchased - four per year.

(ii) Rented - one hundred fifty per month.

(k) Disposable pant (~~((liner/pads))~~) liners, shields, guards, pads, and undergarments are limited to two hundred forty per month.

(l) Underpads for beds are limited to:

(i) Disposable (any size) - one hundred eighty per month.

(ii) Purchased, reusable (large) - forty-two per year.

(iii) Rented, reusable (large) - ninety per month.

(8) Urological supplies - urinary retention:

(a) Bedside drainage bag, day or night, with or without anti-reflux device, with or without tube - two per month. This cannot be billed in combination with any of the following:

(i) With extension drainage tubing for use with urinary leg bag or urostomy pouch (any type, any length), with connector/adaptor; and/or

(ii) With an insertion tray with drainage bag, and with or without catheter.

(b) Bedside drainage bottle, with or without tubing - two per six month period.

(c) Extension drainage tubing (any type, any length), with connector/adaptor, for use with urinary leg bag or urostomy pouch. This cannot be billed in combination with a vinyl urinary leg bag, with or without tube.

(d) External urethral clamp or compression device (not be used for catheter clamp) - two per twelve-month period.

(e) Indwelling catheters (any type) - three per month.

(f) Insertion trays:

(i) Without drainage bag and catheter - one hundred and twenty per month. These cannot be billed in combination with other insertion trays that include drainage bag, catheters, and/or individual lubricant packets.

(ii) With indwelling catheters - three per month. These cannot be billed in combination with: Other insertion trays without drainage bag and/or indwelling catheter; individual indwelling catheters; and/or individual lubricant packets.

(g) Intermittent urinary catheter - one hundred twenty per month. These cannot be billed in combination with: An insertion tray with or without drainage bag and catheter; or other individual intermittent urinary catheters.

(h) Irrigation syringe (bulb or piston) - cannot be billed in combination with irrigation tray or tubing.

(i) Irrigation tray with syringe (bulb or piston) - thirty per month. These cannot be billed in combination with irrigation syringe (bulb or piston), or irrigation tubing set.

(j) Irrigation tubing set - thirty per month. These cannot be billed in combination with an irrigation tray or irrigation syringe (bulb or piston).

(k) Leg straps (latex foam and fabric). Allowed as replacement only.

(l) Male external catheter, specialty type, or with adhesive coating or adhesive strip - sixty per month.

(m) Urinary suspensory with leg bag, with or without tube - two per month. This cannot be billed in combination with: a latex urinary leg bag; urinary suspensory without leg bag; extension drainage tubing; or a leg strap.

(n) Urinary suspensory without leg bag, with or without tube - two per month.

(o) Urinary leg bag, vinyl, with or without tube - two per month. This cannot be billed in combination with: A leg strap; or an insertion tray with drainage bag and without catheter.

(p) Urinary leg bag, latex - one per month. This cannot be billed in combination with an insertion tray with drainage bag and with or without catheter.

(9) Miscellaneous supplies:

(a) Bilirubin light therapy supplies - five days' supply. MAA reimburses only when these are provided with a prior authorized bilirubin light.

(b) Continuous passive motion (CPM) softgoods kit - one, with rental of CPM machine.

(c) Eye patch with elastic, tied band, or adhesive, to be attached to an eyeglass lens - one box of twenty.

(d) Eye patch (adhesive wound cover) - one box of twenty.

(e) Lice comb (e.g., LiceOut TM, or LiesMeister TM, or combs of equivalent quality and effectiveness) - one per year.

(f) Nontoxic gel (e.g., LiceOut TM) for use with lice combs - one bottle per twelve month period.

(g) Syringes and needles ("sharps") disposal container for home use, up to one gallon size - two per month.

(10) Miscellaneous DME:

(a) Bilirubin light or light pad - five days rental per twelve-month period.

(b) Blood glucose monitor (specialized or home) - one in a three-year period.

(c) Continuous passive motion (CPM) machine - up to ten days rental and requires prior authorization.

(d) Diaphragmatic pacing antennae - four per twelve month-period.

(e) Lightweight protective helmet/soft shell (including adjustable chin/mouth strap) - two per twelve-month period.

(f) Lightweight ventilated hard-shell helmet (including unbreakable face bar, woven chin strap w/adjustable buckle and snap fastener, and one set of cushion pads for adjusting fit to head circumference) - two per twelve-month period.

(11) Prosthetics and orthotics:

(a) Thoracic-hip-knee-ankle orthosis (THKAO) standing frame - one every five years.

(b) Preparatory, above knee "PTB" type socket, non-alignable system, pylon, no cover, SACH foot plaster socket, molded to model - one per lifetime, per limb.

(c) Preparatory, below knee "PTB" type socket, non-alignable system, pylon, no cover, SACH foot thermoplastic or equal, direct formed - one per lifetime, per limb.

(d) Socket replacement, below the knee, molded to patient model - one per twelve-month period.

(e) Socket replacement, above the knee/knee disarticulation, including attachment plate, molded to patient model - one per twelve-month period.

(12) Positioning devices:

(a) Deluxe floor sitter/feeder seat (small, medium, or large), including floor sitter wedge, shoulder harness, and hip strap - one in a three-year period.

(b) High-back activity chair, including adjustable footrest, two pairs of support blocks, and hip strap - one in a three-year period.

(c) Positioning system/supine boards (small or large), including padding, straps adjustable armrests, footboard, and support blocks - one in a five-year period.

(d) Prone stander (child, youth, infant or adult size) - one in a five-year period.

(e) Adjustable standing frame (for child/adult thirty - sixty-eight inches tall), including two padded back support blocks, a chest strap, a pelvic strap, a pair of knee blocks, an abductor, and a pair of foot blocks - one in a five-year period.

**AMENDATORY SECTION** (Amending WSR 01-16-141, filed 7/31/01, effective 8/31/01)

**WAC 388-543-2800 Reusable and disposable medical supplies.** (1) MAA requires that a physician, advanced registered nurse practitioner (ARNP), or physician's assistant certified (PAC) prescribe reusable and disposable medical supplies. Except for dual eligible Medicare/Medicaid clients, the prescription must:

(a) Be dated and signed by the prescriber;

(b) Be less than six months in duration from the date the prescriber signs the prescription; and

(c) State the specific item or service requested, diagnosis, ((prognosis,)) estimated length of need (weeks ((or)), months, ((not to exceed six months before being reevaluated)) or years), and quantity.

(2) MAA bases its determination about which DME and related supplies, prosthetics, orthotics, medical supplies and related services require prior authorization (PA) or expedited prior authorization (EPA) on utilization criteria (see WAC 388-543-1000 for PA and WAC 388-543-1800 for EPA). MAA considers all of the following when establishing utilization criteria:

(a) High cost;

(b) The potential for utilization abuse;

(c) A narrow therapeutic indication; and

(d) Safety.

(3) MAA requires a provider to obtain a limitation extension in order to exceed the stated limits for nondurable medical equipment and medical supplies. See WAC 388-501-0165.

(4) MAA categorizes medical supplies and non-DME (MSE) as follows (see WAC 388-543-1150, 388-543-1600, and MAA's billing instructions for further information about specific limitations and requirements for PA and EPA):

(a) Antiseptics and germicides;

(b) Bandages, dressings, and tapes;

(c) Blood monitoring/testing supplies;

(d) Braces, belts, and supportive devices;

(e) Decubitus care products;

(f) Ostomy supplies;

(g) Pregnancy-related testing kits and nursing equipment supplies;

(h) Supplies associated with transcutaneous electrical nerve stimulators (TENS);

(i) Syringes and needles;

(j) Urological supplies (e.g., diapers, urinary retention catheters, pant liners, and doublers); and

(k) Miscellaneous supplies.

## WSR 05-18-072

### PROPOSED RULES

#### DEPARTMENT OF HEALTH

[Filed September 7, 2005, 8:42 a.m.]

#### Original Notice.

Preproposal statement of inquiry was filed as WSR 05-06-119.

**Title of Rule and Other Identifying Information:** The HIV early intervention program, this rule is the result of SHB 1275 (now RCW 43.70.670) passed during the 2003 legislative session that repealed the Department of Social and Health Services' acquired human immunodeficiency program (formerly under RCW 74.09.757). The program was reauthorized in the Department of Health under RCW 43.70.670 and was renamed the human immunodeficiency virus health insurance program. SHB 1275 also requires the Department of Health to adopt rules for implementation.

**Hearing Location(s):** Department of Health, Creekside Three at Centerpoint, 20435 72nd Avenue South, Suite 200, Kent, WA, on October 11, 2005, at 1:00 p.m.

**Date of Intended Adoption:** October 18, 2005.

**Submit Written Comments to:** Anne Stuyvesant, Department of Health, P.O. Box 47841, Olympia, WA 98501, e-mail <http://www3.doh.wa.gov/policyreview>, fax (360) 664-2216, by October 10, 2005.

**Assistance for Persons with Disabilities:** Contact Sheila Ichita by October 4, 2005, TTY (711) 1-800-833-6388 or (360) 236-3426.

**Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:** The HIV client services program of the Department of Health is revising chapter 246-130 WAC to achieve two goals:

1. To establish rules as authorized under RCW 43.70.670.

2. To update and clarify existing rule language.

**Reasons Supporting Proposal:** The proposal clarifies to clients, providers and contractors the administrative requirements of the program. This rule change is necessary to comply with the 2003 legislative changes.

**Statutory Authority for Adoption:** RCW 43.70.670.

**Statute Being Implemented:** RCW 43.70.670.

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

**Name of Proponent:** Washington State Department of Health, governmental.

**Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement:** Anne Stuyvesant, Department of Health, Mailstop 7841, Olympia, WA 98504-7841, (360) 236-3477.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule is exempt from the small business economic impact statement requirements under RCW 19.85.030 (1)(a) because the rule does not impose any costs and [on] the industry, and it is exempt under

RCW 19.85.025(3), because the rule adopts without material change other Washington state rules, and state law per RCW 34.05.310 (4)(c).

A cost-benefit analysis is not required under RCW 34.05.328. Per RCW 34.05.328 (5)(b)(ii), cost benefit analysis is not required for rules relating only to internal governmental operations that are not subject to violation by a non-governmental party.

September 7, 2005  
Mary C. Selecky  
Secretary

### Chapter 246-130 WAC

#### ~~((HUMAN IMMUNODEFICIENCY VIRUS (HIV) INFECTION INTERVENTIONS))~~ EARLY INTERVENTION PROGRAM

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

WAC 246-130-001 What is the ~~((HIV))~~ early intervention program? The early intervention program of HIV client services' mission is to reduce the transmission and medical consequences of HIV by assuring that persons eligible for the early intervention program in Washington have access to available health care and supportive services.

The early intervention program provides treatment of HIV infection to eligible clients based on available funds. The department provides these early intervention services to improve ~~((the))~~ public health by treating people living with HIV, its complications, and side effects of HIV treatment, and in order to decrease the risk of clients with HIV infecting others. Information on how to contact this program is in WAC 246-130-090.

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

WAC 246-130-010 What definitions ~~((do we))~~ does the early intervention program use? The following words and phrases have the following meaning in chapter 246-130 WAC:

(1) "AIDS" means acquired immunodeficiency syndrome.

(2) "Applicant" means a person applying for early intervention program services.

(3) "Benefits manager" means:

(a) The pharmacy benefits manager contracted with the department to provide prescription drug claim processing and formulary management services; or

(b) The insurance benefits manager contracted with the department to provide insurance premium assistance through the HIV insurance program and the premium assistance program.

(4) "Client" means a person ~~((determined to be))~~ who the department determines is currently eligible ~~((by the department))~~ for early intervention program services.

~~((4))~~ (5) "Department" means the Washington state department of health.

~~((5))~~ (6) "Early intervention program services" means medically necessary treatment and services that reduce the rate of progression of HIV infection and HIV transmission. This includes behavioral risk reduction interventions. See WAC 246-130-020 for details.

~~((6))~~ (7) "Federal poverty level" means the official income level for poverty released by the federal government each year in February.

~~((7))~~ (8) "Formulary" means the list of prescription drugs that the early intervention program will pay for. To obtain a copy of that list, see WAC 246-130-090.

~~((8))~~ (9) "HIV" means human immunodeficiency virus as defined in RCW 70.24.017(7).

(10) "HIV insurance program" means the program that provides health insurance coverage for individuals with HIV who are not eligible for medical assistance programs from the department of social and health services. Medical assistance program is defined in RCW 74.9.010(8). Individuals must meet the eligibility requirements established by the department.

~~((9))~~ (11) "Medical assistance administration (MAA)" means the part of the department of social and health services responsible for operating the state's Medicaid and related medical programs.

~~((10))~~ (12) "Premium assistance program" means the program that pays premiums for department clients receiving Medicare and who are enrolled in the prescription drug program.

(13) "Provider" means a health care professional contracted by the department to supply ~~((pharmaceutical))~~ medical, dental, or laboratory services to a client.

~~((11))~~ (14) "Schedule of services" means the department's list of medical, dental, and laboratory services covered by its early intervention program. To obtain a copy of that list, see WAC 246-130-090.

~~((12))~~ (15) "Standard of care" means treatment for HIV that is commonly accepted by the local medical community.

~~((13))~~ (16) "Steering committee" means the department's ~~((HIV))~~ early intervention steering committee. This advisory committee serves at the pleasure of the ~~((DOH))~~ department secretary ~~((per))~~ in accordance with RCW 43.70.040(2)(c). The committee consists of Washington state residents living with HIV ~~((and))~~, HIV medical experts, and representatives from community organizations~~((and))~~. The steering committee advises the department on its early intervention program. Its bylaws are available from the department ~~((per))~~ in WAC 246-130-090.

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

WAC 246-130-020 What early intervention program services are available? Services to treat HIV are available from the department, based on available funding, to eligible clients as described in this section.

(1) The department decides what specific medical, laboratory, dental, ~~((and))~~ prescription medication and insurance services to cover after actively consulting with its steering committee and considering:

(a) Support of the steering committee (~~(, which represents clients and local medical HIV/AIDS communities);~~);

(b) FDA approval (~~((c))~~) for prescription medications (~~((t))~~);

(c) (~~(Recognition)~~) Standard of care recognized by the medical community (~~(as a standard of care)~~);

(d) Effectiveness in treatment for HIV, complications of HIV, side effects of current treatments for HIV or support for HIV treatment adherence; and

(e) Relative cost of services.

(2) The early intervention program services described in this section are available to all clients, unless they receive those services from other sources. Specific services of this section are available for a client only when medically necessary to treat HIV and associated diseases, complications of treating HIV, or support for HIV treatment adherence.

(3) Specific covered medical, laboratory, and dental services are listed in the department's "schedule of services."

(4) Prescription drugs covered are listed in the department's "early intervention drug formulary."

(5) (~~(Covered health)~~) HIV insurance program includes:

(a) Premium payment (~~(, including COBRA premiums)~~) or assistance as authorized in RCW 43.70.670;

(b) Deductible payment up to (~~(five hundred dollars per)~~) a limit determined by the early intervention program within a twelve-month period; and

(c) Co-pay payment for third-party insurance, except basic health plan, as follows:

(i) The percentage of prescription medication costs covered by the department and not covered by third-party insurers; and

(ii) Fixed dollar co-pay required by a client's third-party insurance plan for prescription medication covered by the early intervention program.

~~((d)) For basic health plan enrollees, the department pays the percentage of prescription medication expenses not covered by the basic health plan but covered by the department's early intervention program formulary.~~)

(6) Premium assistance program will pay premiums, co-payment and deductibles for early intervention program clients on Medicare who request assistance for the prescription drug program.

(7) The department may also coordinate other services to treat HIV and AIDS. These are available as funding and contracting permit. For example, as of July 1, 2000, the department may pay toward the spend-down for MAA medically needy (MN) clients who are also (~~(DOH)~~) early intervention program clients (~~(, up to one thousand one hundred dollars per month)~~).

~~((7))~~ (8) The early intervention program will provide written notification to clients, providers, and the steering committee at least thirty days in advance of any reduction in service or payments.

(9) You may contact the department per WAC 246-130-090 to make comments on service coverage or to receive information.

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

WAC 246-130-030 How ~~((do we))~~ does the early intervention program pay a provider(s) or benefits manager? The department pays a provider(s) or benefits manager for covered services delivered to clients, as limited by this section.

(1) The department pays a provider(s) or benefits manager who contracts with the department for services described in WAC 246-130-020.

(a) The department will only pay for services delivered by a contracted provider or benefits manager.

~~(b) ((Services must be billed within one hundred eighty days of being provided.~~

~~((2))~~ (2) A provider or benefits manager must bill the department according to the procedure and terms of the contract.

(c) The department only pays for covered, medically necessary early intervention program services delivered to clients who are eligible under WAC 246-130-040.

~~((3))~~ (2) Payment of services depends on availability of federal and state funds. The department will not deny payment of any individual claim for funding availability unless the department denies an entire class of claims, or an entire program.

~~((a)) Providers and clients will receive written notice of any limitation or reduction in coverage or payment that results from loss of federal or state funding at least thirty days in advance.~~

~~(b) If the department denies or reduces payment for any class of claims or program, it must only show that it made a good faith effort to mail written notice to all providers and clients.~~

~~((4))~~ (3) A provider(s) or benefits manager who disputes a payment may do so through the contracts process (~~(See)~~) specified in WAC 246-130-080(3).

~~((5)) Providers must bill the department per terms of the contract between the provider and department.~~

~~((6))~~ (4) The department is payer of last resort.

(a) A provider(s) or benefits manager must bill all other third-party sources prior to billing the department for covered services (~~(s)~~); and

(b) A provider(s) or benefits manager must reimburse the department for any funds paid by the department, which are payable by other sources.

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

WAC 246-130-040 How do persons with HIV become eligible? (1) The department (~~((determines))~~) establishes the criteria for determining client eligibility for ~~((its))~~ the early intervention program ~~((per this section. Beginning the month that the applicant's completed application was postmarked,))~~ by consulting with the early intervention steering committee and other interested parties. The department reviews each client's application against the criteria set out in this section.

(2) An applicant is eligible for twelve months of early intervention program services (~~((when))~~) beginning the first of the month that the applicant's completed application was postmarked.

(3) The department requires the following documentation:

(a) ~~((The applicant has))~~ A medical diagnosis of HIV ~~((the department may require a doctor's diagnosis));~~

(b) ~~((The applicant has))~~ A Washington state address ~~((and intends to stay in Washington state));~~

(c) ~~((The applicant or his/her designated representative has submitted truthful information on the department's application form to the department;~~

(d) ~~The applicant has monthly))~~ Verification of income, (averaged over twelve months,) that is equal to or less than the limit set by ((DOH in consultation with)) the early intervention program ((steering committee. For example: In 2000, that limit was three hundred seventy percent of Federal Poverty Level for one person (\$2,575) per month. The department shall announce and seek public comment on proposed changes to the income limit)). Income includes:

(i) Wages, salary, overtime, tips, and bonuses;

(ii) Social Security, trust funds for disability, or other disability insurance payments;

(iii) Unemployment benefits;

(iv) Veteran's Administration benefits;

(v) Lump sum payments of gifts, cash inheritance, property, lottery winnings, worker's compensation for lost income, or severance pay;

(vi) Private pensions, annuities, or royalties; and

(vii) Investment dividends.

~~((e))~~ (4) The ((applicant has)) department also considers the following when determining client eligibility:

(a) Client resources: A client must have current resources of less than ((ten thousand dollars)) or equal to the limit set by the early intervention program. Resources include trust funds, and any other financial resources available to the applicant. The department does not count the following as resources:

(i) One home, defined as real property owned by the client as his or her principal place of residence in Washington state, together with surrounding property not to exceed five acres;

(ii) Commercial property, or property used for producing income, up to the first twenty thousand dollars of value;

(iii) Household furnishings;

(iv) One automobile; or

(v) Pensions and other Internal Revenue Service designated retirement accounts; or

~~((f) The applicant is not currently eligible for or cannot access))~~ (vi) Burial plots or prepaid funeral arrangements.

(b) Client ineligibility for medical benefits ((from)) through the department of social and health services((; and

~~(g) The applicant is not currently an inmate of any correctional institute or jail or will not be when their application is approved.~~

(2) Periods of eligibility caused by false information may cause the department to:

(a) Disenroll a client from the department's early intervention program; and

(b) Recover funds paid by the department during periods of false eligibility)). If a client is eligible for medical benefits through the department of social and health services, he or she may not qualify for the early intervention program,

except when the department is coordinating other services as specified in WAC 246-130-020(6).

(5) Individuals transitioning from any correctional institute are eligible for service that will assist them to access medication once they are released from the facility.

(6) Refer to the HIV client services webpage through DOH WEB (A-Z) at [www.doh.wa.gov](http://www.doh.wa.gov).

#### NEW SECTION

**WAC 246-130-045 Does an early intervention program client need to notify the department of any changes in their eligibility?** (1) Clients must notify the department of any changes that affect their eligibility within twenty days of the change.

(2) Clients who do not notify the department of changes may be disenrolled and required to repay the funds spent on their services.

(3) Clients may be disenrolled from the program if they provide false information.

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

**WAC 246-130-060 ((What) Is information ((is required for client eligibility, and will it be)) kept confidential? ((An applicant seeking early intervention program services must apply to the department.**

~~(4))~~ Applicant and client information supplied to the ~~((department))~~ early intervention program is confidential. The early intervention program follows all applicable state and federal laws regarding the exchange of medical information.

~~((2) Applicants must provide medical and financial information at the department's request, including:~~

~~(a) Sources and amounts of all income and resources;~~

~~(b) Evidence that all resources or entitlements available to an applicant were accessed before that applicant applied for or received early intervention program services; and~~

~~(c) Other medical or financial information.~~

~~(3) Clients must notify the department of medical or financial changes that affect their eligibility within twenty days of the change. Clients who do not notify the department of medical or financial changes must pay back to the department funds provided during the period of ineligibility caused by these changes.))~~

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

**WAC 246-130-080 What do clients do if they disagree with the department's decision about their eligibility or coverage?** Applicants and clients may appeal any decision by the department about their early intervention program eligibility or coverage.

(1) Chapter 246-10 WAC details the ~~((adjudicated proceeding))~~ adjudication process for matters involving receipt of benefits. The department will provide information on the cause for denied benefits, how a proceeding may be requested, the forms necessary to request a proceeding and information on required time frames.

(2) Applicants and clients may not appeal the department's denial or limitations when the department (~~(closes)~~) discontinues or limits an early intervention program service (~~(due)~~) to either funding availability or federal or state law or rule changes. See WAC 246-130-030(3) for more details.

(3) Rate and payment disputes between a provider(s) or benefits manager and the department are handled by contract.

(4) Clients of any other public agency must use that agency's process to resolve eligibility or other disputes regarding that agency. (~~(M.A.A.'s fair hearings process is described in chapter 388-08 WAC.)~~)

AMENDATORY SECTION (Amending WSR 00-19-117, filed 9/20/00, effective 10/21/00)

**WAC 246-130-090 How do I contact the department?** For information or application, contact:

Department of Health  
Client Services  
P.O. Box 47841  
Olympia, WA 98504-7841  
Telephone ((1-800-272-2437)) 1-877-376-9316  
Option 2

Or, visit the WEB site at [www.doh.wa.gov](http://www.doh.wa.gov). (~~(Clicking on "HIV Information" accesses information about the early intervention program.)~~) Locate HIV client services through the "DOH WEB (A-Z)" at [www.doh.wa.gov](http://www.doh.wa.gov).

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-130-028      What services are not available?

#### **WSR 05-18-074**

#### **PROPOSED RULES**

#### **DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:30 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-58-215 May a permanent WMS employee voluntarily demote to a WGS position?, 357-58-230 May a WMS employee accept an appointment to a project position in the general service and does the employee have any return right to his/her permanent WMS position?, 357-58-260 What happens to employees in project WMS positions at the conclusion of the project?, 357-58-345 When a permanent WMS employee does not complete the review period, what reversion rights does the employee have?, 357-58-355 Can an employee voluntarily revert during a review period?, 357-58-375 When permanent WMS employees promote or demote to positions in the general service and fail to complete the trial service period what reversion rights do permanent WMS

employees?, 357-58-440 How may an employer lay off WMS employees and what notice is required?, 357-58-465 What option does a permanent WMS employee in a WMS position have to take a position when the employee is scheduled for layoff?, and 357-58-505 Does a WMS employee have appeal rights?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: These modifications are to clarify and create consistency in the use of the phrase "permanent WMS employee."

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

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The phrase "permanent WMS employee" is intended to describe an employee who has gained permanent status in the Washington Management Service (WMS). These modifications will create consistency.

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

AMENDATORY SECTION (Amending WSR 05-12-069, filed 5/27/05, effective 7/1/05)

**WAC 357-58-215 May a permanent (~~(WMS)~~) employee voluntarily demote to a WGS position?** A permanent (~~(WMS)~~) employee may voluntarily demote from a WMS position to a WGS position at a lower pay level than his/her current position.

AMENDATORY SECTION (Amending WSR 05-12-069, filed 5/27/05, effective 7/1/05)

**WAC 357-58-230 May a permanent WMS employee accept an appointment to a project position in the general**

**service and does the employee have any return right to his/her permanent WMS position?** A permanent WMS employee may accept an appointment to a project WGS position as provided in chapter 357-19 WAC. Any right to return to the employee's permanent WMS position is negotiable between the employer and employee and must be agreed to prior to the employee accepting the WGS position. If no return right is agreed to, the employee has the rights provided by chapter 357-46 WAC upon layoff from the project.

**AMENDATORY SECTION** (Amending WSR 05-12-070, filed 5/27/05, effective 7/1/05)

**WAC 357-58-260 What happens to employees in project WMS positions at the conclusion of the project?**

(1) At the conclusion of an appointment to a project WMS position, the layoff provisions of this chapter apply.

(2) In addition to the layoff rights provided by this chapter:

(a) A permanent status employee who left a permanent WGS position to accept appointment to a project WMS position without a break in service has the additional rights provided by WAC 357-19-340; and

(b) A permanent ((status)) WMS employee who left a permanent WMS position may have additional rights negotiated under WAC 357-58-255.

**AMENDATORY SECTION** (Amending WSR 05-12-070, filed 5/27/05, effective 7/1/05)

**WAC 357-58-345 When a permanent WMS employee does not complete the review period, what reversion rights does the employee have?**

When a ((WMS)) permanent WMS employee is appointed to a WMS position and reverted during the review period, the current employing agency at the time of reversion must place the employee in a vacant funded WMS position for which the employee is qualified, and that is comparable to the employee's position and salary prior to the last WMS appointment. If no vacant funded positions are available, the agency must place the employee in a WMS position for which the employee is qualified and which is similar to the employee's previous position and salary. If the reversion of the employee causes the total number of employees to exceed the total number of positions to be filled, the employer may implement a layoff.

**AMENDATORY SECTION** (Amending WSR 05-12-070, filed 5/27/05, effective 7/1/05)

**WAC 357-58-355 Can a((~~an~~)) permanent employee voluntarily revert during a review period?** Within the first thirty calendar days of any review period, a((~~an~~)) permanent employee may request to voluntarily revert to his/her former ((agency)) employer. If the former ((agency)) employer authorizes the reversion, the ~~((agency must place the employee in a vacant funded WMS position for which the employee is qualified, and that is comparable to the employee's position and salary prior to the last WMS appointment.))~~ following applies:

(1) If the employee holds permanent status in WMS, the employer must place the employee in a vacant funded WMS position for which the employee is qualified, and that is comparable to the employee's position and salary prior to the last WMS appointment.

(2) If the employee holds permanent status in WGS and has not yet gained permanent status in WMS, the employee has reversion rights in accordance with WAC 357-19-115, 357-19-117, and 357-19-120.

**AMENDATORY SECTION** (Amending WSR 05-12-070, filed 5/27/05, effective 7/1/05)

**WAC 357-58-375 When permanent WMS employees promote or demote to positions in the general service and fail to complete the trial service period what reversion rights do permanent WMS employees?**

(1) When a ((WMS)) permanent WMS employee promotes to a WGS position within the same agency and is reverted during the trial service, the agency must place the employee in a vacant funded WMS position for which the employee is qualified, and that is comparable to the employee's position and salary prior to the WGS appointment. If no vacant funded positions are available, the agency must place the employee in a WMS position for which the employee is qualified and which is similar to the employee's previous position and salary. If the reversion of the employee causes the total number of employees to exceed the total number of positions to be filled, the employer may implement a layoff.

(2) When a ((WMS)) permanent WMS employee demotes to a WGS position in the same agency and is reverted during the trial service period the agency must place the employee in a vacant funded WMS position for which the employee is qualified and with a salary that is equal to or less than the salary range maximum of the class from which the employee is reverting. If the reversion of the employee causes the total number of employees to exceed the total number of positions to be filled, the employer may implement a layoff.

(3) When a ((WMS)) permanent WMS employee promotes or demotes to a WGS position in a different agency and is reverted during the trial service period, the employer may separate the employee by providing fifteen calendar days' written notice. The employee may apply for the general government transition pool.

**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 05-12-071, filed 5/27/05, effective 7/1/05)

**WAC 357-58-440 How may an employer lay off WMS employees and what notice is required?** WMS employees may be separated without prejudice due to layoff in accordance with the statutes and the agency's layoff procedure.

Permanent ((WMS)) employees must receive at least fifteen calendar days' written notice of layoff, except when the employer and employee agree to waive the fifteen-day notice.



Notice of layoff must include the reason or basis for layoff and the employee's right to appeal the layoff.

WMS employees without permanent status must receive at least one calendar day's written notice of layoff.

**AMENDATORY SECTION** (Amending WSR 05-12-071, filed 5/27/05, effective 7/1/05)

**WAC 357-58-465 What option does a permanent ((WMS)) employee in a WMS position have to take a position when the employee is scheduled for layoff?** (1) Within the layoff unit, a permanent ((WMS)) employee scheduled for layoff from a WMS position must be offered the option to take a position, if available, that meets the following criteria:

(a) The employee has the required competencies for the position.

(b) The WMS position is at the same salary standard and/or evaluation points. If no option to a position with the same salary standard and/or evaluation points is available, the employer must consider other WMS positions with a lower salary standard and/or evaluation points, or general service positions in ~~((classes in which))~~ accordance with WAC 357-46-035(1) in descending salary order if the employee has held permanent status((:)) in ((descending salary order)) a WGS classification. At the agency's discretion, the employee may be offered a vacant position at higher evaluation points.

(c) The position being offered as the option is funded and vacant. If no vacant position is available, the position being offered as the option must be occupied by the employee with the lowest retention rating.

(2) ~~((The position is funded and vacant, or if no vacant position is available, the position is occupied by the employee with the lowest retention rating.))~~ If a permanent employee has no option available under subsection (1) of this section, the employer must determine if there is an acting position in the layoff unit for which the employee is qualified.

**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 05-12-072, filed 5/27/05, effective 7/1/05)

**WAC 357-58-505 Does a WMS employee have appeal rights?** Any permanent ((WMS)) employee in a WMS position who is laid off, dismissed, suspended, demoted, separated, whose position has been reassigned beyond a reasonable commute without agreeing to the reassignment, or whose base salary is reduced may appeal in accordance with chapter 357-52 WAC.

WSR 05-18-075

PROPOSED RULES

DEPARTMENT OF PERSONNEL

[Filed September 7, 2005, 9:31 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-16-105 May an employee be granted release time to take an examination or participate in an assessment process (which may include assessment tools such as phone screens, interviews, performance tests, etc.)?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The modifications to WAC 357-16-105, will make the rule consistent with WAC 357-31-325, which requires employers to grant leave with pay to employees when they are scheduled to take an examination or participate in an interview with a state agency during work hours.

Statutory Authority for Adoption: Chapter 41.06 RCW.

Statute Being Implemented: RCW 41.06.150.

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

**AMENDATORY SECTION** (Amending WSR 05-01-200, filed 12/21/04, effective 7/1/05)

**WAC 357-16-105 ((May)) Must an employee be granted ((release time)) leave with pay to take an examination or ((otherwise)) participate in an ((assessment process (which may include assessment tools such as phone screens,)) interview((s, performance tests, etc.)) during scheduled work hours? ((Employers may release employees, without a loss in pay, to take an examination or otherwise participate in an assessment process)) In accordance with WAC 357-31-325, an employee must be granted leave with pay to take an examination or participate in an interview during scheduled work hours when applying or being considered for a position with a state agency, higher education institution or related higher education board.**

PROPOSED



**WSR 05-18-076**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:32 a.m.]

**Original Notice.**

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

Title of Rule and Other Identifying Information: WAC 357-31-325 Must an employer grant leave with pay for other miscellaneous reasons such as to take a state examination?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This modification adds language that specifies that the civil duties referred to in this rule are voluntary.

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

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005  
 Eva N. Santos  
 Director

**AMENDATORY SECTION** (Amending WSR 05-08-138, filed 4/6/05, effective 7/1/05)

**WAC 357-31-325 Must an employer grant leave with pay for other miscellaneous reasons such as to take a state examination?** (1) Leave with pay **must** be granted to an employee:

(a) To allow an employee to receive assessment from the employee advisory service; or

(b) When an employee is scheduled to take an examination or participate in an interview for a position with a state employer during scheduled work hours.

(i) Employers may limit the number of occurrences or the total amount of paid leave that will be granted to an employee to participate in an interview or take an examination during scheduled work hours.

(ii) Employers may deny an employee's request to participate in an interview or take an examination during scheduled work hours based upon operational necessity.

(2) An employer **may** grant leave with pay for an employee to perform civil duties as a volunteer including but not limited to fire fighting, search and rescue efforts or donating blood. ~~((In the department of natural resources, leave with pay equivalent to one regular workshift may be allowed for the purpose of rest and recuperation after ten consecutive calendar days performing emergency work under an incident command system, defined in RCW 38.52.010.))~~

(3) In the department of natural resources, leave with pay equivalent to one regular workshift may be allowed for the purpose of rest and recuperation after ten consecutive calendar days performing emergency work under an incident command system, defined in RCW 38.52.010.

**WSR 05-18-077**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:32 a.m.]

**Original Notice.**

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

Title of Rule and Other Identifying Information: WAC 357-28-255 What constitutes overtime for an overtime-eligible employee?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This modification states that compensatory time off is considered time worked for the purpose of calculating overtime.

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

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005  
Eva N. Santos  
Director

**AMENDATORY SECTION** (Amending WSR 05-01-205, filed 12/21/05 [12/21/04], effective 7/1/05)

**WAC 357-28-255 What constitutes overtime for an overtime-eligible employee?** (1) The following conditions constitute overtime for overtime-eligible employees:

(a) Work in excess of forty hours in one workweek, except for law enforcement positions or hospital personnel assigned to a fourteen-day schedule.

(i) For hospital personnel assigned to a fourteen-day schedule, work in excess of eight hours in any workday or eighty hours in a fourteen-day period constitutes overtime.

(ii) For law enforcement positions, work in excess of the one hundred sixty-hour, twenty-eight-day work period constitutes overtime.

(b) Work on a holiday per WAC 357-28-200.

(c) For full-time employees, work on a scheduled day off when assigned by the employer.

(2) All paid holidays during the employee's regular work schedule are considered time worked. Compensatory time taken during the employee's regular work schedule is considered time worked. Leave with pay during the employee's regular work schedule is not considered time worked for purposes of determining overtime eligibility.

(3) When an overtime-eligible employee experiences a schedule change which causes an overlap in workweeks and requires work in excess of forty hours in either the previous or current workweek, the employee must receive overtime compensation.

(4) Compensation under the provisions of this section must be in accordance with the employer's policy, as approved by the director, for the following individuals:

(a) Employees dispatched to emergency response duty under an incident command system as defined in RCW 38.52.010; and

(b) Employees of the department of corrections and department of social and health services who are in charge of offenders assigned to assist in forest fire suppression and other emergency incidents.

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

**WSR 05-18-078**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**  
[Filed September 7, 2005, 9:33 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-28-320 Must the employer develop written criteria for relocation?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This new section adds the requirement for employers to develop written criteria for relocation compensation for Washington general service employees.

Statutory Authority for Adoption: Chapter 41.06 RCW.

Statute Being Implemented: RCW 41.06.150.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The requirement for written criteria was in the previous merit system/personnel rule on this topic but was omitted when the new rules were written. This adds it back in. This new rule brings in [it] in line with the requirement for Washington management service employees.

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

**NEW SECTION**

**WAC 357-28-320 Must the employer develop written criteria for relocation compensation?** An employer must develop written criteria prior to authorizing lump sum relocation compensation. The criteria must include:

(1) A description of the circumstances for which relocation compensation will be granted; and

(2) The method that will be used to determine the amount of relocation compensation.

**WSR 05-18-079**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:34 a.m.]

**Original Notice.**

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

**Title of Rule and Other Identifying Information:** WAC 357-31-005 What legal holidays are designated by statute?

**Hearing Location(s):** Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

**Date of Intended Adoption:** October 13, 2005.

**Submit Written Comments to:** Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

**Assistance for Persons with Disabilities:** Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

**Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:** The change in the title of this rule clarifies that the holidays listed are for the purposes of chapter 357-31 WAC.

**Statutory Authority for Adoption:** Chapter 41.06 RCW.

**Statute Being Implemented:** RCW 41.06.150.

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

**Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters:** RCW 1.16.150 lists Sunday as a legal holiday. Sunday is not recognized as a paid holiday under the civil service rules. Therefore, we changed the question in the title of this rule to clarify that the holidays listed in WAC 357-31-005 are for the purposes of chapter 357-31 WAC.

**Name of Proponent:** Department of Personnel, governmental.

**Name of Agency Personnel Responsible for Drafting:** Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; **Implementation and Enforcement:** Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

**AMENDATORY SECTION** (Amending WSR 05-08-136, filed 4/6/05, effective 7/1/05)

**WAC 357-31-005** (~~What legal holidays are designated by statute~~) **For the purposes of chapter 357-31 WAC, what are the legal holidays?** The following are legal holidays, which are established by RCW 1.16.050:

(1) The first day of January (New Year's Day);

(2) The third Monday of January (Martin Luther King, Jr.'s birthday);

(3) The third Monday of February (Presidents' Day);  
 (4) The last Monday of May (Memorial Day);  
 (5) The fourth day of July (Independence Day);  
 (6) The first Monday in September (Labor Day);  
 (7) The eleventh day of November (Veterans Day);  
 (8) The fourth Thursday of November (Thanksgiving Day);

(9) The day immediately following Thanksgiving Day; and

(10) The twenty-fifth day of December (Christmas Day).

Higher education employers may designate other days to be observed in place of the above holidays. Holiday schedules for higher education employers may be determined on a calendar or fiscal year basis. When a higher education employer establishes a modified schedule, paid holidays must be granted based on the modified schedule.

**WSR 05-18-080**

**PROPOSED RULES**

**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:34 a.m.]

**Original Notice.**

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

**Title of Rule and Other Identifying Information:** WAC 357-46-095 Who is eligible for the general government transition pool program?

**Hearing Location(s):** Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

**Date of Intended Adoption:** October 13, 2005.

**Submit Written Comments to:** Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

**Assistance for Persons with Disabilities:** Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

**Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:** The language added to this rule is needed to make the rule consistent with WAC 357-19-117 which states that a reverted employee can request to be placed in the general government transition pool. The modifications to subsections (5) and (6) are house-keeping in nature.

**Statutory Authority for Adoption:** Chapter 41.06 RCW.

**Statute Being Implemented:** RCW 41.06.150.

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

**Name of Proponent:** Department of Personnel, governmental.

**Name of Agency Personnel Responsible for Drafting:** Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; **Implementation and Enforcement:** Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos  
Director

**AMENDATORY SECTION** (Amending WSR 05-12-077, filed 5/27/05, effective 7/1/05)

**WAC 357-46-095 Who is eligible for the general government transition pool program?** The following individuals are eligible to participate in the general government transition pool program:

(1) All general government permanent employees separated by layoff or notified by their employer that they are at risk of layoff;

(2) All general government permanent employees who are reverted and not returned to a permanent position in the class in which the employee last held permanent status;

~~((2))~~ (3) Employees who are eligible to participate in the return-to-work initiative program in accordance with chapter 357-19 WAC;

~~((3))~~ (4) Permanent Washington management service employees who accept a position in Washington general service and are being voluntarily or involuntarily reverted during the trial service period;

~~((4))~~ (5) Former permanent classified general government employees who have submitted a written request for reemployment within two (2) years of disability separation and who have met the reemployment requirements of WAC 357-19-475; ~~(and)~~

~~((5))~~ (6) General government employee business unit members whose contract has expired or been terminated~~(-);~~ and

~~((6))~~ (7) Permanent Washington management service employees who accept acting appointments and who do not return on the agreed upon date in accordance with WAC 357-58-275.

**WSR 05-18-081**

**PROPOSED RULES**

**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:35 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-31-165 At what rate do employees accrue vacation leave?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This modification adds language that explains that time spent in the legislative and/or judicial branch (except as an elected official or in a judicial appointment) is credited for the purpose of calculating vacation leave accrual.

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

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

**AMENDATORY SECTION** (Amending WSR 05-12-080, filed 5/27/05, effective 7/1/05)

**WAC 357-31-165 At what rate do employees accrue vacation leave?** (1) Full-time employees accrue vacation leave at the following rates:

(a) During the first year of continuous state employment - twelve days (eight hours per month);

(b) During the second year of continuous state employment - thirteen days (eight hours, forty minutes per month);

(c) During the third and fourth years of continuous state employment - fourteen days (nine hours, twenty minutes per month);

(d) During the fifth, sixth, and seventh years of total state employment - fifteen days (ten hours per month);

(e) During the eighth, ninth, and tenth years of total state employment - sixteen days (ten hours, forty minutes per month);

(f) During the eleventh year of total state employment - seventeen days (eleven hours, twenty minutes per month).

(g) During the twelfth year of total state employment - eighteen days (twelve hours per month).

(h) During the thirteenth year of total state employment - nineteen days (twelve hours, forty minutes per month).

(i) During the fourteenth year of total state employment - twenty days (thirteen hours, twenty minutes per month).

(j) During the fifteenth year of total state employment - twenty-one days (fourteen hours per month).

(k) During the sixteenth and succeeding years of total state employment - twenty-two days (fourteen hours, forty minutes per month).

(2) Higher education employers may establish accrual rates that exceed the rates listed in subsection (1) of this section.

(3) As provided in WAC 357-58-175, an employer may authorize a lump-sum accrual of vacation leave or accelerate the vacation leave accrual rate to support the recruitment and/or retention of a candidate or incumbent for a WMS position. Vacation leave accrual rates may only be accelerated using the rates established in subsection (1) of this section and must not exceed the maximum listed in subsection (1)(k) of this section.

(4) The following applies for purposes of computing the rate of vacation leave accrual:

(a) (~~((Employment in the legislative and/or the judicial branch except for time spent))~~) Employment in the legislative and/or the judicial branch except for time spent as an elected official or in a judicial appointment is credited.

(b) Employment exempt by the provisions of WAC 357-04-040, 357-04-045, 357-04-050, 357-04-055 is not credited.

(c) Each contract year, or equivalent, of full-time faculty and/or administrative exempt employment with a higher education employer is credited as one year of qualifying service.

(d) Exempt employment with a general government employer is credited, other than that specified in WAC 357-04-055 which is excluded.

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

**WSR 05-18-082**  
**PROPOSED RULES**  
**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:36 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-58-065 Definitions for WMS and 357-58-085 Can WMS salaries be set outside the minimum and maximum of an assigned management band?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The modification to WAC 357-58-065 is the addition of the term "review period." The definition to this term was adopted in March 2005 but there was an error in the filing with the code reviser's office and this term was inadvertently left out. The modification to WAC 357-58-085 is also a correction from

the same filing. When this section was adopted, it was adopted with the word "may" not "must not." Also the words "minimum or" are being deleted. This change allows employers to set salary outside the maximum (with approval from the director) but not below the minimum.

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

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

**AMENDATORY SECTION** (Amending WSR 05-12-068, filed 5/27/05, effective 7/1/05)

**WAC 357-58-065 Definitions for WMS.** The following definitions apply to chapter 357-58 WAC:

(1) **Competencies.** Those measurable or observable knowledge, skills, abilities, and behaviors critical to success in a key job role or function.

(2) **Dismissal.** The termination of an individual's employment for disciplinary purposes.

(3) **Employee.** An individual working in the classified service. Employee business unit members are covered by chapter 357-43 WAC and defined in WAC 357-43-001.

(4) **Evaluation points.** Evaluation points are the points resulting from an evaluation of a position using the managerial job value assessment chart.

(5) **Layoff unit.** A clearly identified structure within an employer's organization within which layoff options are determined in accordance with the employer's layoff procedure. Layoff units may be a series of progressively larger units within an employer's organization.

(6) **Management bands.** Management bands are a series of management levels included in the Washington management service. Placement in a band reflects the nature of management, decision-making environment and policy impact, and scope of management accountability and control assigned to the position.

(7) **Performance management confirmation.** Approval granted by the director of the department of personnel to an employer allowing the employer to link individual employee performance to compensation or layoff decisions.

(8) **Premium.** Pay added to an employee's base salary on a contingent basis in recognition of special requirements, conditions, or circumstances associated with the job.

(9) **Reassignment.** A reassignment is an employer initiated movement of:

(a) a WMS employee from one position to a different position within WMS with the same salary standard and/or evaluation points; or

(b) a WMS position and its incumbent from one section, department, or geographical location to another section, department, or geographical location.

(10) Review period. The review period is a period of time that allows the employer an opportunity to ensure the WMS employee meets the requirements and performance standards of the position.

~~((10))~~ (11) Salary standard. Within a management band a salary standard is the maximum dollar amount assigned to a position in those agencies that use a salary standard in addition to, or in place of, evaluation points.

~~((11))~~ (12) Separation. Separation from state employment for nondisciplinary purposes.

~~((12))~~ (13) Suspension. An absence without pay for disciplinary purposes.

~~((13))~~ (14) Transfer. A WMS transfer is an employee initiated movement from one position to a different position with the same salary standard and/or same evaluation points.

~~((14))~~ (15) Washington general service (WGS). Washington general service is the system of personnel administration that applies to classified employees or positions under the jurisdiction of chapter 41.06 RCW which do not meet the definition of manager found in RCW 41.06.022.

**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 05-12-068, filed 5/27/05, effective 7/1/05)

**WAC 357-58-085 Can WMS salaries be set outside the minimum and maximum of an assigned management band?** Compensation for a WMS position ~~((must not))~~ may be set outside the ~~((minimum or))~~ maximum of the assigned management band when allowed under any provision of this chapter or when approved by the department of personnel.

**WSR 05-18-083**

**PROPOSED RULES**

**DEPARTMENT OF PERSONNEL**

[Filed September 7, 2005, 9:36 a.m.]

Original Notice.

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

Title of Rule and Other Identifying Information: WAC 357-16-135 When may an employer certify candidates for affirmative action purposes?, 357-31-530 Under the Family and Medical Leave Act of 1993, how is an eligible employee defined, 357-28-050 What is the periodic increment date (PID)?, 357-28-075 Can an employer accelerate or defer increment increases based on performance?, and 357-28-035 What must be addressed in the employer's salary determination policy?

Hearing Location(s): Department of Personnel, Classroom #4, 600 South Franklin, Olympia, WA, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 13, 2005.

Submit Written Comments to: Sharon Whitehead, Department of Personnel, P.O. Box 47500, fax (360) 586-4694 (FOR DOP TRACKING PURPOSES PLEASE NOTE ON SUBMITTED COMMENTS "FORMAL COMMENT"), by October 7, 2005.

Assistance for Persons with Disabilities: Contact Department of Personnel by October 7, 2005, TTY (360) 753-4107 or (360) 586-8260.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: These changes are all housekeeping in nature.

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

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

Name of Proponent: Department of Personnel, governmental.

Name of Agency Personnel Responsible for Drafting: Sandi Stewart, 521 Capitol Way South, Olympia, WA, (360) 664-6324; Implementation and Enforcement: Department of Personnel.

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

A cost-benefit analysis is not required under RCW 34.05.328.

September 6, 2005

Eva N. Santos

Director

AMENDATORY SECTION (Amending WSR 05-16-043, filed 7/27/05, effective 9/1/05)

**WAC 357-16-135 When may an employer certify candidates for affirmative action purposes?** An employer may use supplemental certification to add to the certified pool when:

(1) Per the employer's certification procedure, the number of eligible candidates being certified is fewer than the total number of candidates eligible for certification;

(2) The employer's approved affirmative action plan shows that a goal exists in the job category for the particular affected group; and

(3) There are no individuals on the internal layoff list ~~((list))~~ for the class who satisfy the competencies and other position requirements for the position.

AMENDATORY SECTION (Amending WSR 05-12-090, filed 5/27/05, effective 7/1/05)

**WAC 357-31-530 Under the Family and Medical Leave Act of 1993, how is an eligible employee defined?** In accordance with 29 CFR Part 825, an eligible employee is an employee who has worked for the state for at least twelve months and for at least one thousand two hundred fifty hours during the previous twelve-month period. Vacation leave, sick leave, the personal holiday, compensatory time off, or

PROPOSED

shared leave is not counted towards the one thousand two hundred ((and)) and fifty hour eligibility requirement.

**AMENDATORY SECTION** (Amending WSR 05-01-205, filed 12/21/04, effective 7/1/05)

**WAC 357-28-050 What is the periodic increment date (PID)?** The periodic increment date is the date upon which an employee is scheduled to receive an increment increase by moving to a higher salary step within the salary range for his/her current class.

**AMENDATORY SECTION** (Amending WSR 05-01-205, filed 12/21/04, effective 7/1/05)

**WAC 357-28-075 Can an employer accelerate or defer increment increases based on performance?** Employers who have received performance management confirmation from the director may in accordance with the employer's policy on performance-based increments:

(1) Accelerate the timing and/or amount of regularly scheduled increment increases stated in WAC 357-28-060 by advancing the periodic increment date for individual employees. This may only happen if employees receive an increase of at least two steps every twelve months from the periodic increment date until their salary reaches the top step of the salary range. When the periodic increment date is advanced, the employee has a new periodic increment date.

(2) Defer scheduled increment increases by postponing the periodic increment date for individual employees whose performance is less than satisfactory. When the periodic increment date is postponed to a future date, the employee has a new periodic increment date.

**AMENDATORY SECTION** (Amending WSR 05-16-041, filed 7/27/05, effective 9/1/05)

**WAC 357-28-035 What must be addressed in the employer's salary determination policy?** The employer's salary determination policy must minimally address the following:

- (1) Setting base salary for new employees;
- (2) Increasing base salary in accordance with WAC 357-28-110 when an employee promotes to a position in a new class;
- (3) Increasing base salary in accordance with WAC 357-28-110 when an employee promotes to a permanent position while in a nonpermanent appointment;
- (4) Setting base salary in accordance with WAC 357-28-140 when an employee transfers to a new position;
- (5) Setting base salary when an employee accepts a lay-off option, accepts a demotion in lieu of layoff, is appointed from an internal or statewide layoff list, or is reallocated to a position with a lower range and the employee's previous base salary is not within the salary range of the new position;
- (6) Setting base salary when an employee demotes for reasons other than accepting a demotion in lieu of layoff or accepting a demotion when a position is reallocated;
- (7) Setting ((and)) base salary when an employee is reverted following a voluntary demotion; and

(8) Authorizing premiums for recruitment and retention as provided in WAC 357-28-095 and 357-28-100.

**WSR 05-18-088**

**PROPOSED RULES**

**UTILITIES AND TRANSPORTATION  
COMMISSION**

[Filed September 7, 2005, 10:07 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-09-068 and 03-09-069.

Title of Rule and Other Identifying Information: WAC 480-100-238 and 480-90-238, Least cost planning. These rules state requirements that electric and natural gas companies must follow when developing integrated resource plans every two years, Dockets UE-030311 and UG-030312.

Hearing Location(s): Commission Hearing Room, Second Floor, Chandler Plaza, 1300 South Evergreen Park Drive S.W.,

Olympia, WA 98504-7250, on November 9, 2005, at 9:30 a.m.

Date of Intended Adoption: November 9, 2005.

Submit Written Comments to: Carole J. Washburn, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, e-mail records@wutc.wa.gov, fax (360) 586-1150, by September 28, 2005. Please include: "Dockets UE-030311 and UG-030312" in your comments.

Assistance for Persons with Disabilities: Contact Mary De Young by November 7, 2005, TTY (360) 586-8203 or (360) 664-1133.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposal incorporates changes to the existing rules, including new definitions and a schedule for plan submissions, and highlights the importance of public participation in the planning process. Titles of the sections are changed from "Least Cost Planning" to "Integrated Resource Planning."

Affected WACs are WAC 480-100-238 and 480-90-238.

Reasons Supporting Proposal: The proposed rule revisions reflect current and foreseeable needs of utilities, customers, and the broader public, and support the rule's intended purpose to serve the public and to promote the well-being of the citizens of the state.

Statutory Authority for Adoption: RCW 80.01.040 and 80.04.160.

Statute Being Implemented: Not applicable.

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

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Name of Agency Personnel Responsible for Drafting: Graciela Etchart, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1310; Implementation and Enforcement: Carole Washburn, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1174.

PROPOSED

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed corrections and changes to rules will not result in or impose an increase in costs. Because there will not be any increase in costs resulting from the proposed rule changes, a small business economic impact statement is not required under RCW 19.85.030(1).

A cost-benefit analysis is not required under RCW 34.05.328. The proposed rules are not significant legislative rules of the sort referenced in RCW 34.05.328(5).

September 7, 2005  
Carole J. Washburn  
Executive Secretary

**AMENDATORY SECTION** (Amending Docket No. UE-990473, General Order No. R-482, filed 5/3/01, effective 6/3/01)

**WAC 480-100-238 ((Least-cost)) Integrated resource planning.** (1) Purpose ~~((and process))~~. Each electric utility regulated by the commission has the responsibility to meet its ~~((load))~~ system demand with a least cost mix of generating resources and ~~((improvements in the efficient use of electricity))~~ conservation. Therefore, a "least cost plan" must be developed by each electric utility in consultation with commission staff. Provision for involvement in the preparation of the plan by the public will be required. Each planning cycle must begin with a letter to the utility from the commission secretary. The content and timing of and reporting for the least cost plan and the public involvement strategy must be outlined in a work plan developed by the utility after consulting with commission staff.) conservation. In furtherance of that responsibility, each electric utility must develop an "integrated resource plan."

(2) Definitions.

~~(("Least cost plan"))~~ (a) "Integrated resource plan" or "plan" means a plan describing the mix of generating resources and ((improvements in the efficient use of electricity)) conservation that will meet current and future needs at the lowest reasonable cost to the utility and its ratepayers.

(b) "Lowest reasonable cost" means the lowest cost mix of resources determined through a detailed analysis of a wide range of commercially available sources. At a minimum, this analysis must consider resource cost, market-volatility risks, demand-side resource uncertainties, resource dispatchability, resource effect on system operation, the risks imposed on ratepayers, public policies regarding resource preference adopted by Washington state or the federal government and the cost of risks associated with environmental effects including emissions of carbon dioxide.

(c) "Conservation" means any reduction in electric power consumption that results from increases in the efficiency of energy use, production, or distribution.

(3) ~~((Each electric utility must submit to the commission on a biennial basis a least cost plan that))~~ Content. At a minimum, integrated resource plans must include:

(a) A range of forecasts of future demand using methods that examine the ~~((impact))~~ effect of economic forces on the consumption of electricity and that address changes in the number, type~~((;))~~ and efficiency of electrical end-uses.

(b) An assessment of ~~((technically feasible improvements in the efficient use of electricity,))~~ commercially available conservation, including load management, as well as an assessment of currently employed and new policies and programs needed to obtain the ~~((efficiency))~~ conservation improvements.

(c) An assessment of ~~((technically feasible))~~ a wide range of commercially available generating technologies ~~((including renewable resources, cogeneration, power purchases from other utilities, and thermal resources (including the use of combustion turbines to utilize better the existing hydro system)))~~.

(d) An assessment of transmission system capability and reliability.

(e) A comparative evaluation of the cost of generating resources (including transmission and distribution) and improvements in ((the efficient use of electricity based on)) conservation using a consistent method ((developed in consultation with commission staff, for calculating)) to calculate cost-effectiveness.

~~((e))~~ (f) Integration of the demand forecasts and resource evaluations into a long-range (e.g., ((twenty year) least cost)) at least ten years; longer if appropriate to the life of the resources considered) integrated resource plan describing the mix of resources that will meet current and future needs at the lowest reasonable cost to the utility and its ratepayers.

~~((f))~~ (g) A short-term ((e.g., two year)), two-year plan outlining the specific actions ((to be taken by)) the utility ((in implementing the long range least cost)) will take to implement its integrated resource plan.

(h) A report on the utility's progress towards implementing the recommendations contained in its previously filed plan.

(4) ~~((All plans subsequent to the initial least cost plan must include a progress report that relates the new plan to the previously filed plan.~~

~~((5))~~ Timing. Unless otherwise ordered by the commission, each electric utility must submit a plan within two years after the date on which the previous plan was filed with the commission. Not later than twelve months prior to the due date of a plan, the utility must provide a work plan for informal commission review. The work plan must outline the content of the integrated resource plan to be developed by the utility and the method for assessing potential resources.

(5) Public participation. Consultations with commission staff and public participation are essential to the development of an effective plan. The work plan must outline the timing and extent of public participation. In addition, the commission will hear comment on the plan at a public hearing scheduled after the utility submits its plan for commission review.

(6) The ((least cost)) commission will consider the information reported in the integrated resource plan ((considered with other available information, will be used to)) when it evaluates the performance of the utility in rate and other proceedings ((including the review of avoided cost determinations, before the commission)).



**AMENDATORY SECTION** (Amending Docket No. UG-990294, General Order No. R-484, filed 5/3/01, effective 6/3/01)

**WAC 480-90-238** (~~Least cost~~) **Integrated resource planning.** (1) Purpose (~~and process~~). Each natural gas utility regulated by the commission has the responsibility to meet system demand (~~at the least cost to the utility and its ratepayers. Therefore, a "least cost plan" must be developed by each gas utility in consultation with commission staff. Provision for involvement in the preparation of the plan by the public is required. Each planning cycle will begin with a letter to the company from the commission secretary. The content and timing of and reporting for the least cost plan and the public involvement strategy must be outlined in a work plan developed by the utility after consulting with commission staff.~~) with the least cost mix of natural gas supply and conservation. In furtherance of that responsibility, each natural gas utility must develop an "integrated resource plan."

(2) Definitions.

~~("Least cost plan")~~ (a) "Integrated resource plan" or "plan" means a plan describing the mix of resources and strategies for purchasing, transporting, storing and delivering natural gas and (improving the efficiencies of gas use) conservation that will meet current and future needs at the lowest reasonable cost to the utility and its ratepayers (consistent with needs for security of supply).

(b) "Lowest reasonable cost" means the lowest cost mix of resources determined through a detailed analysis of a wide range of commercially available sources. At a minimum, this analysis must consider resource costs, market-volatility risks, demand-side resource uncertainties, the risks imposed on ratepayers, resource effect on system operations, public policies regarding resource preference adopted by Washington state or the federal government, the cost of risks associated with environmental effects including emissions of carbon dioxide, and the need for security of supply.

(c) "Conservation" means any reduction in natural gas consumption that results from increases in the efficiency of energy use, production, or distribution.

(3) (~~Each gas utility must submit to the commission on a biennial basis a least cost plan that~~) Content. At a minimum, integrated resource plans must include:

(a) A range of forecasts of future natural gas demand in firm and interruptible markets for each customer class (~~for one, five, and twenty years using methods~~) that examine the (~~impact~~) effect of economic forces on the consumption of natural gas and that address changes in the number, type, and efficiency of natural gas end-uses.

(b) An assessment (~~for each customer class~~) of (~~the technically feasible improvements in the efficient use of gas,~~) commercially available conservation, including load management, as well as (the) an assessment of currently employed and new policies and programs needed to obtain the (efficiency) conservation improvements.

(c) An (~~analysis for each customer class of gas supply options, including:~~

(i) A projection of spot market versus long term purchases for both firm and interruptible markets;

(ii) assessment of commercially available gas manufacturing (as in coal to gas) and production technologies.

(d) An (~~evaluation~~) assessment of (the) opportunities for using company-owned or contracted storage or production

(~~(iii) An analysis of prospects for company participation in a gas futures market; and~~

(~~(iv)~~) (e) An assessment of (~~opportunities for access to multiple~~) pipeline (~~suppliers or direct purchases from producers~~) transmission capability and reliability and opportunities for additional pipeline transmission resources.

(~~(d)~~) (f) A comparative evaluation of the cost of natural gas purchasing strategies, storage options and improvements in (the efficient use of gas based on) conservation using a consistent method (developed in consultation with commission staff, for calculating) to calculate cost-effectiveness.

(~~(e)~~) (g) The integration of the demand forecasts and resource evaluations into a long-range (e.g., (~~twenty year~~) least cost) at least ten years; longer if appropriate to the life of the resources considered) integrated resource plan describing the (strategies designed to) mix of resources that will meet current and future needs at the lowest reasonable cost to the utility and its ratepayers.

(~~(f)~~) (h) A short-term (~~(e.g., two year)~~), two-year plan outlining the specific actions (to be taken by) the utility (in implementing the long range least cost) will take to implement its integrated resource plan.

(i) A report on the utility's progress towards implementing the recommendations contained in its previously filed plan.

(4) (~~All plans subsequent to the initial least cost plan must include a progress report that relates the new plan to the previously filed plan.~~

(5) Timing. Unless otherwise ordered by the commission, each natural gas utility must submit a plan within two years after the date on which the previous plan was filed with the commission. Not later than twelve months prior to the due date of a plan, the utility must provide a work plan for informal commission review. The work plan must outline the content of the integrated resource plan to be developed by the utility and the method for assessing potential resources.

(5) Public participation. Consultations with commission staff and public participation are essential to the development of an effective plan. The work plan must outline the timing and extent of public participation. In addition, the commission will hear comment on the plan at a public hearing scheduled after the utility submits its plan for commission review.

(6) The (~~least cost~~) commission will consider the information reported in the integrated resource plan, (considered with other available information, will be used to) when it evaluates the performance of the utility in rate and other proceedings (before the commission).

WSR 05-18-089

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed September 7, 2005, 10:09 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-13-191.

PROPOSED

Title of Rule and Other Identifying Information: WAC 16-157-220 Producer fee schedule.

Hearing Location(s): Natural Resources Building, 2nd Floor, Room 259, 1111 Washington Street, Olympia, WA 98504-2560, on October 19, 2005, at 1 p.m.

Date of Intended Adoption: October 28, 2005.

Submit Written Comments to: Miles McEvoy, Organic Food Program, P.O. Box 42560, Olympia, WA 98504-2560, e-mail mmcevoy@agr.wa.gov, fax (360) 902-2087, by 5:00 p.m., October 19, 2005.

Assistance for Persons with Disabilities: Contact Julie Carlson by October 12, 2005, TTY (360) 902-1996 or (360) 902-1880.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Chapter 16-157 WAC, Organic food standards and certification, adopts the national organic program and provides certification for producer, processors and handlers wishing to obtain organic certification. The rule sets fees for obtaining certification and provides organic certification logos for those parties certified under the rule. Organic certification is also offered for retail food stores. The proposed amendments are necessary to improve the efficiency of the WSDA organic food program and enable it to provide better service to organic producers.

The proposed rule amendments:

- Change the annual application deadline for organic producers from March 1 to February 1. An earlier application deadline will enable the WSDA organic food program to review the renewal applications before the start of the field season.
- Remove the cap on producer certification fees. No producers are currently affected by the removal of the cap. The removal of the certification fee cap is being done to enable the program to recover the costs of providing organic certification to operations with over \$7,000,000 in sales.
- Change the transitional certification fee from \$5 per acre to \$50 per site. This change provides a more equitable method of assessing fees for providing transitional certification and actually will result in producers paying lower transitional certification fees.

Reasons Supporting Proposal: The proposed amendments will enable the WSDA organic food program to more:

- Efficiently review renewal applications because producers will submit them before the start of the field season; and
- Equitably recover the costs of providing organic certification to organic producers by removing the cap on producer certification fees and changing the method of assessing transitional certification fees.

The Washington State Department of Agriculture Organic Advisory Board supports the proposed amendments.

Statutory Authority for Adoption: Chapters 15.86 and 34.05 RCW.

Statute Being Implemented: Chapter 15.86 RCW.

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

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

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Miles McEvoy, Olympia, (360) 902-1924.

No small business economic impact statement has been prepared under chapter 19.85 RCW. RCW 19.85.030 (1)(a) requires the department to prepare a small business economic impact statement (SBEIS) for proposed rules that impose a more than minor cost on businesses in an industry. The department analyzed the economic impact of the proposed amendments to WAC 16-157-220 and concluded that the cost imposed by the proposed amendments are "not more than minor" and do not have a disproportionate impact on small businesses, therefore, a formal SBEIS is not required. Changing the transitional certification fee from \$5 per acre to \$50 per site will actually reduce the transitional certification fees paid by producers.

A cost-benefit analysis is not required under RCW 34.05.328. The Washington State Department of Agriculture is not a listed agency under RCW 34.05.328 (5)(a)(i).

September 7, 2005

John Swannack

Acting Assistant Director

**AMENDATORY SECTION** (Amending WSR 03-03-044, filed 1/10/03, effective 2/10/03)

**WAC 16-157-220 Producer fee schedule.** Producers who wish to apply for the organic food certification program must apply to the department each year.

(1) The cost per application shall be based on the following fee schedule.

(a) Renewal applicants -

Application fees must be based on the previous calendar year's sales of organic food. In the event that the current calendar year's sales exceed the previous year's sales, the department may bill the producer for the additional fee. In the event that the current calendar year's sales are less than the previous year's sales, the producer may request a refund for the reduced fee. In addition, renewal applications postmarked after ~~(March)~~ **February 1**, must pay a late fee of seventy-five dollars. Renewal applicants that are adding additional sites to their organic certification must pay a new site fee of fifty dollars for each additional site.

(b) New applicants -

Application fees must be based on an estimate of the current year's sales of organic food. In the event that the current calendar year's sales exceed the estimate, the department may bill the producer for the additional fee. In the event that the current calendar year's sales are less than the estimate, the producer may request a refund for the reduced fee. In addition, new applicants must pay a one hundred dollar new applicant fee. New applicants that are seeking organic certification for more than one site must pay a site fee of fifty dollars for each additional site. The fee shall accompany the application.

| SALES       | ANNUAL FEE             |
|-------------|------------------------|
| \$ 0 -      | \$ 15,000 ..... \$ 200 |
| \$ 15,001 - | \$ 20,000 ..... \$ 225 |
| \$ 20,001 - | \$ 25,000 ..... \$ 280 |

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| SALES                                | ANNUAL FEE                 |
|--------------------------------------|----------------------------|
| \$ 25,001 - \$ 30,000                | ..... \$ 335               |
| \$ 30,001 - \$ 35,000                | ..... \$ 390               |
| \$ 35,001 - \$ 42,500                | ..... \$ 470               |
| \$ 42,501 - \$ 50,000                | ..... \$ 560               |
| \$ 50,001 - \$ 65,000                | ..... \$ 670               |
| \$ 65,001 - \$ 80,000                | ..... \$ 835               |
| \$ 80,001 - \$100,000                | ..... \$ 1,000             |
| \$100,001 - \$125,000                | ..... \$ 1,150             |
| \$125,001 - \$150,000                | ..... \$ 1,300             |
| \$150,001 - \$175,000                | ..... \$ 1,450             |
| \$175,001 - \$200,000                | ..... \$ 1,600             |
| \$200,001 - \$240,000                | ..... \$ 1,750             |
| \$240,001 - \$280,000                | ..... \$ 1,900             |
| \$280,001 - \$325,000                | ..... \$ 2,050             |
| \$325,001 - \$375,000                | ..... \$ 2,200             |
| \$375,001 - \$425,000                | ..... \$ 2,450             |
| \$425,001 - \$500,000                | ..... \$ 2,700             |
| \$500,001 - \$750,000                | ..... \$ 3,000             |
| \$750,001 - <del>(\$7,000,000)</del> | .. \$2,200 plus 0.11% of   |
|                                      | gross organic sales        |
| and up                               |                            |
| <del>(over</del> \$7,000,000         | ..... <del>\$10,000)</del> |

(2) Transitional acreage fee - In addition to the producer application fee, each applicant must pay a fee of ~~((five))~~ fifty dollars per ~~((acre))~~ site for the land for which they are requesting transitional certification.

**WSR 05-18-090**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed September 7, 2005, 10:10 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 05-13-149.

Title of Rule and Other Identifying Information: 2006 workers' compensation premium rates, chapter 296-17 WAC, General reporting rules, classifications, audit and record-keeping, rates and rating system for Washington workers' compensation insurance, this rule proposal will amend the premium rates for the workers' compensation insurance classifications for calendar year 2006 and make modifications to the related experience rating and retrospective rating plans. An overall 3.8% general increase in the premium rates is proposed. The 3.8% general rate increase is necessary to maintain the solvency of the state fund.

Proposal establishes premium rates for workers' compensation insurance classifications for calendar year 2006 and modifications to the related experience rating and retrospective rating plans: WAC 296-17-855 Experience modification, 296-17-875 Table I primary losses for selected claim

values, 296-17-880 Table II "B" and "W" values, 296-17-885 Table III expected loss rates and D ratios, 296-17-890 Table IV maximum experience modifications, 296-17-895 Base rate table by class of industry, 296-17-89502 Industrial insurance rates for nonhourly rated classifications, 296-17-90492 Table I retrospective rating plans A, A1, A2, A3, and B, standard premium size ranges, 296-17-90493 Table II retrospective rating plan A, 296-17-90494 Table III retrospective rating plan A1, 296-17-90495 Table IV retrospective rating plan A2, 296-17-90496 Table V retrospective rating plan A3, 296-17-90497 Table VI retrospective rating plan B, and 296-17-920 Assessment for supplemental pension fund.

Hearing Location(s): Airport Ramada Inn, 8909 Airport Drive, Spokane, WA 99219, (509) 838-5211, on October 11, 2005, at 10:00 a.m.; at the Red Lion Hotel Yakima Center, 607 East Yakima Avenue, Upper Terrace, Yakima, WA, (509) 454-8451, on October 13, 2005, at 10:00 a.m.; at the Best Western Cottontree Inn, Mt. Baker Room, 2401 Riverside Drive, Mt. Vernon, WA, (360) 428-5678, on October 18, 2005, at 10:00 a.m.; at the Red Lion at the Quay, 100 Columbia Street, Port Side Room, Vancouver, WA, (360) 694-8341, on October 20, 2005, at 10:00 a.m.; and at the Department of Labor and Industries, Tumwater Office, Auditorium, Tumwater, Washington, on October 25, 2005, at 10:00 a.m.

Date of Intended Adoption: November 15, 2005.

Submit Written Comments to: Department of Labor and Industries, Kathy Kimbel, Program Manager for Employer Services, P.O. Box 44140, Olympia, WA 98504-4140, e-mail LANZ235@LNI.WA.GOV, fax (360) 902-4729, by October 28, 2005, 12 noon.

Assistance for Persons with Disabilities: Contact Office of Information and Assistance by October 10, 2005, TTY (360) 902-5797.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This rule proposal will amend the risk classification premium base rates, experience rating and retrospective rating tables to reflect updated loss experience, and provide a 3.8% general rate increase effective January 1, 2006. This proposal specifically amends WAC 296-17-855, 296-17-875, 296-17-880, 296-17-885, 296-17-890, 296-17-895, 296-17-89502, and 296-17-920.

Reasons Supporting Proposal: Insurance base rates and experience rating tables are being modified to reflect changes in loss data associated with the classification and rating plan from the previous 2005 rating period. Washington law provides that rates should be adjusted annually to reflect the hazards of each industry and in accordance with the rating plan. Similarly the rating plan is revised to recognize changes within the industry groups.

Statutory Authority for Adoption: RCW 51.16.035 Base rates, 51.32.073 Supplemental pension, 51.18.010 Retrospective rating, and 51.04.020(1) General authority.

Statute Being Implemented: RCW 51.16.035, 51.32.-073, 51.18.010, and 51.04.020(1).

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The purpose of this proposal is to establish 2006 premium rates and experience rating parameters for calendar

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year 2006. Washington law (RCW 51.16.035, 51.32.073, 51.18.010, and 51.04.020) requires labor and industries to adjust rates to ensure solvency of the accident, medical aid, and supplement pension funds. RCW 51.16.035 also provides that premium rates charged to industry vary by hazard. Labor and industries is proposing to adjust each industry risk classification to reflect more current loss experience, and is proposing an overall increase to workers' compensation insurance premium rates of 3.8% beginning January 1, 2006.

Name of Proponent: Department of Labor and Industries, governmental.

Name of Agency Personnel Responsible for Drafting: Tammy Turner, Tumwater, Washington, (360) 902-4777; Implementation: Kathy Kimbel, Tumwater, Washington, (360) 902-4739; and Enforcement: Robert Malooly, Tumwater, Washington, (360) 902-4209.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The Regulatory Fairness Act (RFA), chapter 19.85 RCW, requires the agency to prepare a small business economic impact statement (SBEIS) if the proposed rule will have disproportionate impact on the state's small businesses because of the size of those businesses. In this case, the agency is exempt from conducting an SBEIS when the proposed rules set or adjust fees or rates pursuant to legislative standards, RCW 34.05.310 (4)(f).

A cost-benefit analysis is not required under RCW 34.05.328. The Administrative Procedure Act (APA), chapter 34.05 RCW, requires the agency to prepare a cost-benefit analysis (CBA) prior to adopting a "significant legislative rule." The CBA determines whether the probable benefits of the rule are greater than its probable costs. This takes into account both the qualitative and quantitative benefits and costs and the specific directives of the statute being implemented. In this case, the agency is exempt from conducting a CBA when the proposed rules set or adjust fees or rates pursuant to legislative standards, RCW 34.05.328 (5)(b)(vi).

September 7, 2005

Gary Weeks

Director

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-855 Experience modification.** The basis of the experience modification shall be a comparison of the actual losses charged to an employer during the experience period with the losses which would be expected for an average employer reporting the same exposures in each classification. The comparison shall contain actuarial refinements designed to mitigate the effects of losses which may be considered catastrophic or of doubtful statistical significance, due consideration being given to the volume of the employer's experience. Except for those employers who qualify for an adjusted experience modification as specified in WAC 296-17-860 or 296-17-865, the experience modification shall be calculated from the formula:

$$\text{MODIFICATION} = \frac{A_p + W A_e + (1-W) E_e + B}{E + B}$$

The components  $A_p$ ,  $W A_e$ , and  $(1-W) E_e$  are values which shall be charged against an employer's experience record. The component,  $E$ , shall be the expected value of these charges for an average employer reporting the same exposures in each classification. The meaning and function of each symbol in the formula is specified below.

" $A_p$ " signifies "primary actual losses." For each claim the primary actual loss is defined as that portion of the claim which is considered completely rateable for all employers and which is to enter the experience modification calculation at its full value. For each claim in excess of  $\$((17,124))$  18,972 the primary actual loss shall be determined from the formula:

$$\text{PRIMARY LOSS} = \frac{((42,810)) 47,430}{\text{Total loss} + ((25,686)) 28,458} \times \text{total loss}$$

Primary actual losses for selected claim values are shown in Table I. For each claim less than  $\$((17,124))$  18,972 the full value of the claim shall be considered a primary loss.

" $A_e$ " signifies "excess actual losses." For each claim the excess actual loss is defined as that portion of the claim which is not considered completely rateable for all employers. The excess actual loss for each claim shall be determined by subtracting the primary loss from the total loss.

" $W$ " signifies "W value." For each employer, the  $W$  value determines the portion of the actual excess losses which shall be included in the calculation of his experience modification, due consideration being given to the volume of his experience. This amount is represented by the symbol " $W A_e$ " in the experience modification formula.  $W$  values are set forth in Table II.

" $E$ " signifies "expected losses." An employer's expected losses shall be determined by multiplying his reported exposure in each classification during the experience period by the classification expected loss rate. Expected loss rates are set forth in Table III.

" $E_e$ " signifies "expected excess losses." Expected losses in each classification shall be multiplied by the classification "D-Ratio" to obtain "expected primary losses." Expected excess losses shall then be calculated by subtracting expected primary losses from expected total losses. Each employer shall have a statistical charge included in the calculation of his experience modification, said charge to be actuarially equivalent to the amount forgiven an average employer because of the exclusion of a portion of his excess actual losses. This charge is represented by " $(1-W) E_e$ " in the experience modification formula. D-Ratios are set forth in Table III.

" $B$ " signifies "B value" or "ballast." In order to limit the effect of a single severe accident on the modification of a small employer, a stabilizing element (B value) shall be added to both actual and expected losses. B values are set forth in Table II.

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-875 Table I.**

**Primary Losses for Selected Claim Values  
Effective January 1, ((2005)) 2006**

CLAIM VALUE PRIMARY LOSS

|                  |               |
|------------------|---------------|
| ((17,124         | 17,124        |
| 18,636           | 18,000        |
| 22,522           | 20,000        |
| 27,155           | 22,000        |
| 32,773           | 24,000        |
| 39,728           | 26,000        |
| 48,562           | 28,000        |
| 60,155           | 30,000        |
| 76,036           | 32,000        |
| 100,000          | 34,061        |
| 150,000          | 36,551        |
| 209,345*         | 38,131        |
| 300,000          | 39,434        |
| 428,100**        | 40,387))      |
| <u>18,972</u>    | <u>18,972</u> |
| <u>20,750</u>    | <u>20,000</u> |
| <u>24,620</u>    | <u>22,000</u> |
| <u>29,150</u>    | <u>24,000</u> |
| <u>34,527</u>    | <u>26,000</u> |
| <u>41,010</u>    | <u>28,000</u> |
| <u>48,981</u>    | <u>30,000</u> |
| <u>59,019</u>    | <u>32,000</u> |
| <u>80,131</u>    | <u>35,000</u> |
| <u>100,000</u>   | <u>36,923</u> |
| <u>125,000</u>   | <u>38,634</u> |
| <u>150,000</u>   | <u>39,867</u> |
| <u>208,747*</u>  | <u>41,740</u> |
| <u>300,000</u>   | <u>43,321</u> |
| <u>474,300**</u> | <u>44,745</u> |

\* Average death value

\*\* Maximum claim value

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-880 Table II.**

**"B" and "W" Values  
Effective January 1, ((2005)) 2006**

Maximum Claim Value = \$((428,100)) 474,300  
Average Death Value = \$((209,345)) 208,747

| Expected Losses | B      | W    |
|-----------------|--------|------|
| ((9,275 & Under | 80,774 | 0.00 |
| 9,276 -         | 79,966 | 0.01 |
| 18,690 -        | 79,159 | 0.02 |
| 28,244 -        | 78,351 | 0.03 |
| 37,944 -        | 77,543 | 0.04 |
| 47,791 -        | 76,735 | 0.05 |
| 57,790 -        | 75,928 | 0.06 |
| 67,946 -        | 75,120 | 0.07 |
| 78,261 -        | 74,312 | 0.08 |
| 88,740 -        | 73,504 | 0.09 |
| 99,387 -        | 72,697 | 0.10 |
| 110,206 -       | 71,889 | 0.11 |
| 121,203 -       | 71,081 | 0.12 |
| 132,382 -       | 70,273 | 0.13 |
| 143,748 -       | 69,466 | 0.14 |
| 155,306 -       | 68,658 | 0.15 |
| 167,061 -       | 67,850 | 0.16 |
| 179,018 -       | 67,042 | 0.17 |
| 191,184 -       | 66,235 | 0.18 |
| 203,565 -       | 65,427 | 0.19 |
| 216,166 -       | 64,619 | 0.20 |
| 228,993 -       | 63,811 | 0.21 |
| 242,054 -       | 63,004 | 0.22 |
| 255,355 -       | 62,196 | 0.23 |
| 268,904 -       | 61,388 | 0.24 |
| 282,708 -       | 60,581 | 0.25 |
| 296,774 -       | 59,773 | 0.26 |
| 311,110 -       | 58,965 | 0.27 |
| 325,726 -       | 58,157 | 0.28 |
| 340,629 -       | 57,350 | 0.29 |
| 355,829 -       | 56,542 | 0.30 |
| 371,335 -       | 55,734 | 0.31 |
| 387,157 -       | 54,926 | 0.32 |
| 403,306 -       | 54,119 | 0.33 |
| 419,792 -       | 53,311 | 0.34 |
| 436,626 -       | 52,503 | 0.35 |
| 453,821 -       | 51,695 | 0.36 |
| 471,387 -       | 50,888 | 0.37 |
| 489,339 -       | 50,080 | 0.38 |
| 507,690 -       | 49,272 | 0.39 |
| 526,454 -       | 48,464 | 0.40 |
| 545,645 -       | 47,657 | 0.41 |
| 565,279 -       | 46,849 | 0.42 |
| 585,372 -       | 46,041 | 0.43 |
| 605,942 -       | 45,233 | 0.44 |
| 627,005 -       | 44,426 | 0.45 |

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| Expected Losses |   | B         | W      | Expected Losses |                  | B | W         |        |        |
|-----------------|---|-----------|--------|-----------------|------------------|---|-----------|--------|--------|
| 648,581         | - | 670,689   | 43,618 | 0.46            | 3,126,847        | - | 3,259,969 | 5,654  | 0.93   |
| 670,690         | - | 693,351   | 42,810 | 0.47            | 3,259,970        | - | 3,401,913 | 4,846  | 0.94   |
| 693,352         | - | 716,588   | 42,002 | 0.48            | 3,401,914        | - | 3,553,591 | 4,039  | 0.95   |
| 716,589         | - | 740,424   | 41,195 | 0.49            | 3,553,592        | - | 3,716,046 | 3,231  | 0.96   |
| 740,425         | - | 764,881   | 40,387 | 0.50            | 3,716,047        | - | 3,890,474 | 2,423  | 0.97   |
| 764,882         | - | 789,987   | 39,579 | 0.51            | 3,890,475        | - | 4,078,257 | 1,615  | 0.98   |
| 789,988         | - | 815,767   | 38,772 | 0.52            | 4,078,258        | - | 4,280,999 | 808    | 0.99   |
| 815,768         | - | 842,251   | 37,964 | 0.53            | 4,281,000 & Over |   | 0         |        | 1.00)) |
| 842,252         | - | 869,469   | 37,156 | 0.54            | 10,276 & Under   |   | 89,490    |        | 0.00   |
| 869,470         | - | 897,452   | 36,348 | 0.55            | 10,277           | = | 20,706    | 88,595 | 0.01   |
| 897,453         | - | 926,235   | 35,541 | 0.56            | 20,707           | = | 31,292    | 87,700 | 0.02   |
| 926,236         | - | 955,852   | 34,733 | 0.57            | 31,293           | = | 42,038    | 86,805 | 0.03   |
| 955,853         | - | 986,343   | 33,925 | 0.58            | 42,039           | = | 52,947    | 85,910 | 0.04   |
| 986,344         | - | 1,017,746 | 33,117 | 0.59            | 52,948           | = | 64,026    | 85,016 | 0.05   |
| 1,017,747       | - | 1,050,106 | 32,310 | 0.60            | 64,027           | = | 75,277    | 84,121 | 0.06   |
| 1,050,107       | - | 1,083,468 | 31,502 | 0.61            | 75,278           | = | 86,705    | 83,226 | 0.07   |
| 1,083,469       | - | 1,117,880 | 30,694 | 0.62            | 86,706           | = | 98,315    | 82,331 | 0.08   |
| 1,117,881       | - | 1,153,393 | 29,886 | 0.63            | 98,316           | = | 110,111   | 81,436 | 0.09   |
| 1,153,394       | - | 1,190,063 | 29,079 | 0.64            | 110,112          | = | 122,099   | 80,541 | 0.10   |
| 1,190,064       | - | 1,227,949 | 28,271 | 0.65            | 122,100          | = | 134,283   | 79,646 | 0.11   |
| 1,227,950       | - | 1,267,114 | 27,463 | 0.66            | 134,284          | = | 146,668   | 78,751 | 0.12   |
| 1,267,115       | - | 1,307,624 | 26,655 | 0.67            | 146,669          | = | 159,260   | 77,856 | 0.13   |
| 1,307,625       | - | 1,349,553 | 25,848 | 0.68            | 159,261          | = | 172,064   | 76,961 | 0.14   |
| 1,349,554       | - | 1,392,976 | 25,040 | 0.69            | 172,065          | = | 185,088   | 76,067 | 0.15   |
| 1,392,977       | - | 1,437,978 | 24,232 | 0.70            | 185,089          | = | 198,336   | 75,172 | 0.16   |
| 1,437,979       | - | 1,484,648 | 23,424 | 0.71            | 198,337          | = | 211,815   | 74,277 | 0.17   |
| 1,484,649       | - | 1,533,082 | 22,617 | 0.72            | 211,816          | = | 225,532   | 73,382 | 0.18   |
| 1,533,083       | - | 1,583,383 | 21,809 | 0.73            | 225,533          | = | 239,493   | 72,487 | 0.19   |
| 1,583,384       | - | 1,635,664 | 21,001 | 0.74            | 239,494          | = | 253,705   | 71,592 | 0.20   |
| 1,635,665       | - | 1,690,046 | 20,194 | 0.75            | 253,706          | = | 268,175   | 70,697 | 0.21   |
| 1,690,047       | - | 1,746,661 | 19,386 | 0.76            | 268,176          | = | 282,912   | 69,802 | 0.22   |
| 1,746,662       | - | 1,805,650 | 18,578 | 0.77            | 282,913          | = | 297,923   | 68,907 | 0.23   |
| 1,805,651       | - | 1,867,168 | 17,770 | 0.78            | 297,924          | = | 313,215   | 68,012 | 0.24   |
| 1,867,169       | - | 1,931,385 | 16,963 | 0.79            | 313,216          | = | 328,799   | 67,118 | 0.25   |
| 1,931,386       | - | 1,998,484 | 16,155 | 0.80            | 328,800          | = | 344,683   | 66,223 | 0.26   |
| 1,998,485       | - | 2,068,667 | 15,347 | 0.81            | 344,684          | = | 360,876   | 65,328 | 0.27   |
| 2,068,668       | - | 2,142,153 | 14,539 | 0.82            | 360,877          | = | 377,388   | 64,433 | 0.28   |
| 2,142,154       | - | 2,219,184 | 13,732 | 0.83            | 377,389          | = | 394,228   | 63,538 | 0.29   |
| 2,219,185       | - | 2,300,027 | 12,924 | 0.84            | 394,229          | = | 411,408   | 62,643 | 0.30   |
| 2,300,028       | - | 2,384,974 | 12,116 | 0.85            | 411,409          | = | 428,938   | 61,748 | 0.31   |
| 2,384,975       | - | 2,474,349 | 11,308 | 0.86            | 428,939          | = | 446,829   | 60,853 | 0.32   |
| 2,474,350       | - | 2,568,512 | 10,501 | 0.87            | 446,830          | = | 465,095   | 59,958 | 0.33   |
| 2,568,513       | - | 2,667,861 | 9,693  | 0.88            | 465,096          | = | 483,745   | 59,063 | 0.34   |
| 2,667,862       | - | 2,772,841 | 8,885  | 0.89            | 483,746          | = | 502,795   | 58,169 | 0.35   |
| 2,772,842       | - | 2,883,949 | 8,077  | 0.90            | 502,796          | = | 522,257   | 57,274 | 0.36   |
| 2,883,950       | - | 3,001,741 | 7,270  | 0.91            | 522,258          | = | 542,147   | 56,379 | 0.37   |
| 3,001,742       | - | 3,126,846 | 6,462  | 0.92            | 542,148          | = | 562,478   | 55,484 | 0.38   |

| Expected Losses  |   | B                | W             | Expected Losses |                             | B | W                |               |             |
|------------------|---|------------------|---------------|-----------------|-----------------------------|---|------------------|---------------|-------------|
| <u>562,479</u>   | = | <u>583,267</u>   | <u>54,589</u> | <u>0.39</u>     | <u>2,642,358</u>            | = | <u>2,741,377</u> | <u>12,529</u> | <u>0.86</u> |
| <u>583,268</u>   | = | <u>604,529</u>   | <u>53,694</u> | <u>0.40</u>     | <u>2,741,378</u>            | = | <u>2,845,702</u> | <u>11,634</u> | <u>0.87</u> |
| <u>604,530</u>   | = | <u>626,282</u>   | <u>52,799</u> | <u>0.41</u>     | <u>2,845,703</u>            | = | <u>2,955,773</u> | <u>10,739</u> | <u>0.88</u> |
| <u>626,283</u>   | = | <u>648,544</u>   | <u>51,904</u> | <u>0.42</u>     | <u>2,955,774</u>            | = | <u>3,072,082</u> | <u>9,844</u>  | <u>0.89</u> |
| <u>648,545</u>   | = | <u>671,333</u>   | <u>51,009</u> | <u>0.43</u>     | <u>3,072,083</u>            | = | <u>3,195,181</u> | <u>8,949</u>  | <u>0.90</u> |
| <u>671,334</u>   | = | <u>694,669</u>   | <u>50,114</u> | <u>0.44</u>     | <u>3,195,182</u>            | = | <u>3,325,685</u> | <u>8,054</u>  | <u>0.91</u> |
| <u>694,670</u>   | = | <u>718,574</u>   | <u>49,220</u> | <u>0.45</u>     | <u>3,325,686</u>            | = | <u>3,464,291</u> | <u>7,159</u>  | <u>0.92</u> |
| <u>718,575</u>   | = | <u>743,069</u>   | <u>48,325</u> | <u>0.46</u>     | <u>3,464,292</u>            | = | <u>3,611,781</u> | <u>6,264</u>  | <u>0.93</u> |
| <u>743,070</u>   | = | <u>768,176</u>   | <u>47,430</u> | <u>0.47</u>     | <u>3,611,782</u>            | = | <u>3,769,044</u> | <u>5,369</u>  | <u>0.94</u> |
| <u>768,177</u>   | = | <u>793,921</u>   | <u>46,535</u> | <u>0.48</u>     | <u>3,769,045</u>            | = | <u>3,937,090</u> | <u>4,474</u>  | <u>0.95</u> |
| <u>793,922</u>   | = | <u>820,329</u>   | <u>45,640</u> | <u>0.49</u>     | <u>3,937,091</u>            | = | <u>4,117,076</u> | <u>3,580</u>  | <u>0.96</u> |
| <u>820,330</u>   | = | <u>847,426</u>   | <u>44,745</u> | <u>0.50</u>     | <u>4,117,077</u>            | = | <u>4,310,328</u> | <u>2,685</u>  | <u>0.97</u> |
| <u>847,427</u>   | = | <u>875,241</u>   | <u>43,850</u> | <u>0.51</u>     | <u>4,310,329</u>            | = | <u>4,518,378</u> | <u>1,790</u>  | <u>0.98</u> |
| <u>875,242</u>   | = | <u>903,804</u>   | <u>42,955</u> | <u>0.52</u>     | <u>4,518,379</u>            | = | <u>4,742,999</u> | <u>895</u>    | <u>0.99</u> |
| <u>903,805</u>   | = | <u>933,146</u>   | <u>42,060</u> | <u>0.53</u>     | <u>4,743,000 &amp; Over</u> |   | <u>0</u>         | <u>1.00</u>   |             |
| <u>933,147</u>   | = | <u>963,300</u>   | <u>41,165</u> | <u>0.54</u>     |                             |   |                  |               |             |
| <u>963,301</u>   | = | <u>994,303</u>   | <u>40,271</u> | <u>0.55</u>     |                             |   |                  |               |             |
| <u>994,304</u>   | = | <u>1,026,192</u> | <u>39,376</u> | <u>0.56</u>     |                             |   |                  |               |             |
| <u>1,026,193</u> | = | <u>1,059,006</u> | <u>38,481</u> | <u>0.57</u>     |                             |   |                  |               |             |
| <u>1,059,007</u> | = | <u>1,092,787</u> | <u>37,586</u> | <u>0.58</u>     |                             |   |                  |               |             |
| <u>1,092,788</u> | = | <u>1,127,580</u> | <u>36,691</u> | <u>0.59</u>     |                             |   |                  |               |             |
| <u>1,127,581</u> | = | <u>1,163,432</u> | <u>35,796</u> | <u>0.60</u>     |                             |   |                  |               |             |
| <u>1,163,433</u> | = | <u>1,200,394</u> | <u>34,901</u> | <u>0.61</u>     |                             |   |                  |               |             |
| <u>1,200,395</u> | = | <u>1,238,520</u> | <u>34,006</u> | <u>0.62</u>     |                             |   |                  |               |             |
| <u>1,238,521</u> | = | <u>1,277,866</u> | <u>33,111</u> | <u>0.63</u>     |                             |   |                  |               |             |
| <u>1,277,867</u> | = | <u>1,318,493</u> | <u>32,216</u> | <u>0.64</u>     |                             |   |                  |               |             |
| <u>1,318,494</u> | = | <u>1,360,467</u> | <u>31,322</u> | <u>0.65</u>     |                             |   |                  |               |             |
| <u>1,360,468</u> | = | <u>1,403,859</u> | <u>30,427</u> | <u>0.66</u>     |                             |   |                  |               |             |
| <u>1,403,860</u> | = | <u>1,448,741</u> | <u>29,532</u> | <u>0.67</u>     |                             |   |                  |               |             |
| <u>1,448,742</u> | = | <u>1,495,194</u> | <u>28,637</u> | <u>0.68</u>     |                             |   |                  |               |             |
| <u>1,495,195</u> | = | <u>1,543,304</u> | <u>27,742</u> | <u>0.69</u>     |                             |   |                  |               |             |
| <u>1,543,305</u> | = | <u>1,593,163</u> | <u>26,847</u> | <u>0.70</u>     |                             |   |                  |               |             |
| <u>1,593,164</u> | = | <u>1,644,869</u> | <u>25,952</u> | <u>0.71</u>     |                             |   |                  |               |             |
| <u>1,644,870</u> | = | <u>1,698,530</u> | <u>25,057</u> | <u>0.72</u>     |                             |   |                  |               |             |
| <u>1,698,531</u> | = | <u>1,754,260</u> | <u>24,162</u> | <u>0.73</u>     |                             |   |                  |               |             |
| <u>1,754,261</u> | = | <u>1,812,182</u> | <u>23,267</u> | <u>0.74</u>     |                             |   |                  |               |             |
| <u>1,812,183</u> | = | <u>1,872,433</u> | <u>22,373</u> | <u>0.75</u>     |                             |   |                  |               |             |
| <u>1,872,434</u> | = | <u>1,935,157</u> | <u>21,478</u> | <u>0.76</u>     |                             |   |                  |               |             |
| <u>1,935,158</u> | = | <u>2,000,513</u> | <u>20,583</u> | <u>0.77</u>     |                             |   |                  |               |             |
| <u>2,000,514</u> | = | <u>2,068,670</u> | <u>19,688</u> | <u>0.78</u>     |                             |   |                  |               |             |
| <u>2,068,671</u> | = | <u>2,139,818</u> | <u>18,793</u> | <u>0.79</u>     |                             |   |                  |               |             |
| <u>2,139,819</u> | = | <u>2,214,158</u> | <u>17,898</u> | <u>0.80</u>     |                             |   |                  |               |             |
| <u>2,214,159</u> | = | <u>2,291,915</u> | <u>17,003</u> | <u>0.81</u>     |                             |   |                  |               |             |
| <u>2,291,916</u> | = | <u>2,373,332</u> | <u>16,108</u> | <u>0.82</u>     |                             |   |                  |               |             |
| <u>2,373,333</u> | = | <u>2,458,676</u> | <u>15,213</u> | <u>0.83</u>     |                             |   |                  |               |             |
| <u>2,458,677</u> | = | <u>2,548,242</u> | <u>14,318</u> | <u>0.84</u>     |                             |   |                  |               |             |
| <u>2,548,243</u> | = | <u>2,642,357</u> | <u>13,424</u> | <u>0.85</u>     |                             |   |                  |               |             |

AMENDATORY SECTION (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

WAC 296-17-885 Table III.

Expected Loss Rates and D-Ratios  
for Indicated Fiscal Year  
Expected Loss Rates in Dollars Per Worker Hour  
Effective January 1, ((2005)) 2006

| (Class | 2001   | 2002   | 2003   | D-Ratio |
|--------|--------|--------|--------|---------|
| 0101   | 1.3244 | 1.2465 | 1.0733 | 0.454   |
| 0103   | 1.5617 | 1.4754 | 1.2827 | 0.479   |
| 0104   | 0.9424 | 0.8882 | 0.7665 | 0.455   |
| 0105   | 1.3329 | 1.2671 | 1.1151 | 0.522   |
| 0107   | 1.1948 | 1.1256 | 0.9710 | 0.451   |
| 0108   | 0.9424 | 0.8882 | 0.7665 | 0.455   |
| 0112   | 0.7516 | 0.7118 | 0.6194 | 0.478   |
| 0201   | 2.2793 | 2.1355 | 1.8234 | 0.422   |
| 0202   | 3.1165 | 2.9224 | 2.4913 | 0.392   |
| 0210   | 1.1711 | 1.0977 | 0.9362 | 0.413   |
| 0212   | 1.2103 | 1.1392 | 0.9793 | 0.440   |
| 0214   | 1.2368 | 1.1639 | 1.0019 | 0.456   |
| 0217   | 1.1222 | 1.0595 | 0.9185 | 0.477   |
| 0219   | 0.9327 | 0.8840 | 0.7700 | 0.466   |
| 0301   | 0.5505 | 0.5251 | 0.4671 | 0.542   |
| 0302   | 1.7920 | 1.6798 | 1.4339 | 0.433   |
| 0303   | 1.7655 | 1.6550 | 1.4122 | 0.427   |
| 0306   | 1.0070 | 0.9476 | 0.8177 | 0.466   |
| 0307   | 0.9108 | 0.8609 | 0.7502 | 0.489   |
| 0308   | 0.5076 | 0.4871 | 0.4379 | 0.583   |
| 0403   | 1.6320 | 1.5618 | 1.3958 | 0.576   |
| 0502   | 1.4301 | 1.3444 | 1.1549 | 0.453   |

PROPOSED

## PROPOSED

|  | ((Class | 2001   | 2002   | 2003   | D-Ratio | ((Class | 2001   | 2002   | 2003   | D-Ratio |
|--|---------|--------|--------|--------|---------|---------|--------|--------|--------|---------|
|  | 0504    | 1.2322 | 1.1636 | 1.0073 | 0.454   | 1105    | 0.9195 | 0.8703 | 0.7590 | 0.479   |
|  | 0507    | 2.7638 | 2.6089 | 2.2599 | 0.455   | 1106    | 0.3306 | 0.3165 | 0.2843 | 0.551   |
|  | 0508    | 1.9388 | 1.8100 | 1.5326 | 0.394   | 1108    | 0.5930 | 0.5671 | 0.5076 | 0.573   |
|  | 0509    | 1.4222 | 1.3344 | 1.1471 | 0.452   | 1109    | 1.3124 | 1.2522 | 1.1092 | 0.528   |
|  | 0510    | 1.5059 | 1.4234 | 1.2369 | 0.475   | 1301    | 0.6307 | 0.6051 | 0.5405 | 0.623   |
|  | 0511    | 1.5826 | 1.4948 | 1.2983 | 0.484   | 1303    | 0.2106 | 0.2022 | 0.1823 | 0.611   |
|  | 0512    | 1.3794 | 1.2996 | 1.1232 | 0.469   | 1304    | 0.0254 | 0.0243 | 0.0219 | 0.585   |
|  | 0513    | 0.8549 | 0.8065 | 0.6985 | 0.469   | 1305    | 0.3736 | 0.3575 | 0.3201 | 0.574   |
|  | 0514    | 1.7390 | 1.6455 | 1.4336 | 0.489   | 1401    | 0.4738 | 0.4493 | 0.3936 | 0.458   |
|  | 0516    | 1.5059 | 1.4234 | 1.2369 | 0.475   | 1404    | 0.6643 | 0.6349 | 0.5652 | 0.545   |
|  | 0517    | 1.6143 | 1.5241 | 1.3201 | 0.451   | 1405    | 0.4896 | 0.4704 | 0.4235 | 0.607   |
|  | 0518    | 1.6428 | 1.5432 | 1.3256 | 0.441   | 1407    | 0.6643 | 0.6349 | 0.5652 | 0.545   |
|  | 0519    | 1.9724 | 1.8548 | 1.5929 | 0.428   | 1501    | 0.5252 | 0.5003 | 0.4425 | 0.540   |
|  | 0521    | 0.5565 | 0.5264 | 0.4581 | 0.464   | 1507    | 0.4836 | 0.4615 | 0.4096 | 0.555   |
|  | 0524    | 0.0218 | 0.0205 | 0.0177 | 0.465   | 1701    | 0.8925 | 0.8442 | 0.7342 | 0.475   |
|  | 0526    | 0.0112 | 0.0105 | 0.0090 | 0.423   | 1702    | 1.9976 | 1.8644 | 1.5767 | 0.382   |
|  | 0527    | 0.0009 | 0.0009 | 0.0007 | 0.423   | 1703    | 0.8700 | 0.8132 | 0.6893 | 0.417   |
|  | 0528    | 0.0028 | 0.0027 | 0.0023 | 0.482   | 1704    | 0.8925 | 0.8442 | 0.7342 | 0.475   |
|  | 0529    | 0.0016 | 0.0015 | 0.0013 | 0.465   | 1801    | 0.5323 | 0.5019 | 0.4357 | 0.443   |
|  | 0530    | 0.0294 | 0.0273 | 0.0230 | 0.371   | 1802    | 0.6440 | 0.6133 | 0.5400 | 0.521   |
|  | 0531    | 0.0159 | 0.0148 | 0.0125 | 0.382   | 2002    | 0.6912 | 0.6609 | 0.5911 | 0.555   |
|  | 0532    | 0.0014 | 0.0013 | 0.0011 | 0.382   | 2004    | 0.8494 | 0.8121 | 0.7255 | 0.568   |
|  | 0533    | 0.0037 | 0.0034 | 0.0029 | 0.427   | 2007    | 0.4244 | 0.4050 | 0.3598 | 0.544   |
|  | 0534    | 0.0026 | 0.0024 | 0.0020 | 0.371   | 2008    | 0.3108 | 0.2948 | 0.2593 | 0.495   |
|  | 0540    | 0.0227 | 0.0214 | 0.0185 | 0.465   | 2009    | 0.3680 | 0.3535 | 0.3197 | 0.588   |
|  | 0541    | 0.0120 | 0.0112 | 0.0097 | 0.423   | 2101    | 0.6568 | 0.6270 | 0.5561 | 0.532   |
|  | 0550    | 0.0299 | 0.0277 | 0.0233 | 0.371   | 2102    | 0.5450 | 0.5225 | 0.4699 | 0.582   |
|  | 0551    | 0.0166 | 0.0155 | 0.0130 | 0.382   | 2104    | 0.3202 | 0.3080 | 0.2796 | 0.593   |
|  | 0601    | 0.6091 | 0.5765 | 0.5043 | 0.506   | 2105    | 0.5595 | 0.5374 | 0.4850 | 0.611   |
|  | 0602    | 0.6772 | 0.6437 | 0.5654 | 0.543   | 2106    | 0.4139 | 0.3967 | 0.3549 | 0.566   |
|  | 0603    | 1.0037 | 0.9407 | 0.8047 | 0.435   | 2201    | 0.2411 | 0.2305 | 0.2055 | 0.550   |
|  | 0604    | 0.9190 | 0.8758 | 0.7764 | 0.525   | 2202    | 0.6759 | 0.6455 | 0.5746 | 0.560   |
|  | 0606    | 0.4860 | 0.4655 | 0.4177 | 0.581   | 2203    | 0.4738 | 0.4559 | 0.4134 | 0.608   |
|  | 0607    | 0.4410 | 0.4210 | 0.3751 | 0.560   | 2204    | 0.2411 | 0.2305 | 0.2055 | 0.550   |
|  | 0608    | 0.3670 | 0.3481 | 0.3053 | 0.499   | 2401    | 0.4497 | 0.4295 | 0.3827 | 0.556   |
|  | 0701    | 1.9682 | 1.8223 | 1.5223 | 0.362   | 2903    | 0.6544 | 0.6274 | 0.5642 | 0.577   |
|  | 0803    | 0.4572 | 0.4377 | 0.3924 | 0.585   | 2904    | 0.7132 | 0.6776 | 0.5993 | 0.505   |
|  | 0901    | 1.6428 | 1.5432 | 1.3256 | 0.441   | 2905    | 0.5569 | 0.5347 | 0.4823 | 0.580   |
|  | 1002    | 0.9628 | 0.9155 | 0.8047 | 0.501   | 2906    | 0.3327 | 0.3180 | 0.2842 | 0.569   |
|  | 1003    | 0.7865 | 0.7465 | 0.6552 | 0.497   | 2907    | 0.4090 | 0.4788 | 0.4314 | 0.584   |
|  | 1004    | 0.4797 | 0.4562 | 0.4017 | 0.535   | 2908    | 0.9894 | 0.9394 | 0.8237 | 0.506   |
|  | 1005    | 7.6884 | 7.2691 | 6.2772 | 0.463   | 2909    | 0.3777 | 0.3621 | 0.3256 | 0.578   |
|  | 1007    | 0.3663 | 0.3467 | 0.3031 | 0.495   | 3101    | 0.9605 | 0.9055 | 0.7824 | 0.446   |
|  | 1101    | 0.6571 | 0.6273 | 0.5577 | 0.551   | 3102    | 0.2766 | 0.2651 | 0.2390 | 0.591   |
|  | 1102    | 1.2463 | 1.1799 | 1.0273 | 0.496   | 3103    | 0.5437 | 0.5178 | 0.4570 | 0.515   |
|  | 1103    | 1.1291 | 1.0716 | 0.9352 | 0.464   | 3104    | 0.5634 | 0.5335 | 0.4666 | 0.493   |
|  | 1104    | 0.5096 | 0.4873 | 0.4353 | 0.541   | 3105    | 0.7459 | 0.7135 | 0.6390 | 0.569   |



|      | ((Class | 2001   | 2002   | 2003  | D-Ratio | ((Class | 2001   | 2002   | 2003  | D-Ratio |
|------|---------|--------|--------|-------|---------|---------|--------|--------|-------|---------|
| 3303 | 04148   | 0.3975 | 0.3566 | 0.584 | 4302    | 0.6117  | 0.5856 | 0.5243 | 0.574 |         |
| 3304 | 0.4903  | 0.4712 | 0.4262 | 0.589 | 4304    | 0.9653  | 0.9230 | 0.8221 | 0.543 |         |
| 3309 | 0.4078  | 0.3892 | 0.3472 | 0.550 | 4305    | 1.1409  | 1.0825 | 0.9501 | 0.531 |         |
| 3402 | 0.5035  | 0.4799 | 0.4264 | 0.545 | 4401    | 0.3791  | 0.3600 | 0.3172 | 0.485 |         |
| 3403 | 0.1965  | 0.1865 | 0.1650 | 0.517 | 4402    | 0.7931  | 0.7615 | 0.6895 | 0.604 |         |
| 3404 | 0.4961  | 0.4746 | 0.4249 | 0.566 | 4404    | 0.5097  | 0.4901 | 0.4434 | 0.603 |         |
| 3405 | 0.2948  | 0.2811 | 0.2496 | 0.540 | 4501    | 0.1856  | 0.1792 | 0.1640 | 0.645 |         |
| 3406 | 0.2019  | 0.1941 | 0.1768 | 0.612 | 4502    | 0.0402  | 0.0385 | 0.0347 | 0.563 |         |
| 3407 | 0.6506  | 0.6182 | 0.5437 | 0.505 | 4504    | 0.1110  | 0.1074 | 0.0994 | 0.667 |         |
| 3408 | 0.1607  | 0.1549 | 0.1398 | 0.627 | 4601    | 0.7014  | 0.6702 | 0.5958 | 0.541 |         |
| 3409 | 0.1636  | 0.1585 | 0.1464 | 0.684 | 4802    | 0.2546  | 0.2430 | 0.2164 | 0.530 |         |
| 3410 | 0.2579  | 0.2480 | 0.2243 | 0.591 | 4803    | 0.2522  | 0.2425 | 0.2197 | 0.578 |         |
| 3411 | 0.4616  | 0.4390 | 0.3878 | 0.529 | 4804    | 0.5253  | 0.5048 | 0.4557 | 0.604 |         |
| 3412 | 0.5240  | 0.4952 | 0.4311 | 0.480 | 4805    | 0.2763  | 0.2655 | 0.2404 | 0.588 |         |
| 3414 | 0.5319  | 0.5068 | 0.4501 | 0.553 | 4806    | 0.0541  | 0.0517 | 0.0464 | 0.551 |         |
| 3415 | 0.7453  | 0.7040 | 0.6123 | 0.453 | 4808    | 0.4591  | 0.4379 | 0.3888 | 0.529 |         |
| 3501 | 0.9961  | 0.9496 | 0.8392 | 0.524 | 4809    | 0.3695  | 0.3547 | 0.3202 | 0.586 |         |
| 3503 | 0.2970  | 0.2865 | 0.2614 | 0.602 | 4810    | 0.1395  | 0.1345 | 0.1227 | 0.612 |         |
| 3506 | 1.0676  | 1.0023 | 0.8615 | 0.455 | 4811    | 0.2492  | 0.2392 | 0.2167 | 0.587 |         |
| 3509 | 0.3907  | 0.3769 | 0.3448 | 0.641 | 4812    | 0.3780  | 0.3630 | 0.3286 | 0.605 |         |
| 3510 | 0.3674  | 0.3519 | 0.3165 | 0.589 | 4813    | 0.1587  | 0.1521 | 0.1365 | 0.554 |         |
| 3511 | 0.7008  | 0.6682 | 0.5927 | 0.534 | 4900    | 0.3544  | 0.3359 | 0.2940 | 0.501 |         |
| 3512 | 0.3218  | 0.3090 | 0.2803 | 0.602 | 4901    | 0.0765  | 0.0726 | 0.0640 | 0.511 |         |
| 3513 | 0.4613  | 0.4373 | 0.3829 | 0.442 | 4902    | 0.0943  | 0.0906 | 0.0820 | 0.619 |         |
| 3602 | 0.1193  | 0.1150 | 0.1048 | 0.637 | 4903    | 0.1371  | 0.1321 | 0.1200 | 0.655 |         |
| 3603 | 0.4379  | 0.4182 | 0.3732 | 0.550 | 4904    | 0.0301  | 0.0288 | 0.0261 | 0.597 |         |
| 3604 | 0.7867  | 0.7473 | 0.6603 | 0.493 | 4905    | 0.3305  | 0.3185 | 0.2898 | 0.604 |         |
| 3605 | 0.5000  | 0.4771 | 0.4235 | 0.555 | 4906    | 0.0953  | 0.0914 | 0.0823 | 0.597 |         |
| 3701 | 0.2766  | 0.2651 | 0.2390 | 0.591 | 4907    | 0.0491  | 0.0470 | 0.0421 | 0.560 |         |
| 3702 | 0.4236  | 0.4064 | 0.3670 | 0.603 | 4908    | 0.1253  | 0.1216 | 0.1147 | 0.666 |         |
| 3708 | 0.6083  | 0.5801 | 0.5145 | 0.548 | 4909    | 0.0561  | 0.0543 | 0.0507 | 0.619 |         |
| 3802 | 0.1694  | 0.1630 | 0.1478 | 0.616 | 4910    | 0.4215  | 0.4023 | 0.3579 | 0.540 |         |
| 3808 | 0.4254  | 0.4035 | 0.3542 | 0.509 | 5001    | 4.5741  | 4.2967 | 3.6756 | 0.435 |         |
| 3901 | 0.1569  | 0.1515 | 0.1391 | 0.631 | 5002    | 0.5694  | 0.5449 | 0.4869 | 0.582 |         |
| 3902 | 0.4863  | 0.4651 | 0.4158 | 0.554 | 5003    | 1.8101  | 1.6996 | 1.4509 | 0.423 |         |
| 3903 | 1.9678  | 1.9228 | 0.9185 | 0.549 | 5004    | 0.9257  | 0.8804 | 0.7763 | 0.502 |         |
| 3905 | 0.1569  | 0.1515 | 0.1391 | 0.631 | 5005    | 0.5682  | 0.5367 | 0.4651 | 0.467 |         |
| 3906 | 0.4826  | 0.4617 | 0.4121 | 0.546 | 5006    | 1.6110  | 1.5078 | 1.2807 | 0.387 |         |
| 3909 | 0.2596  | 0.2509 | 0.2302 | 0.655 | 5101    | 0.8809  | 0.8437 | 0.7566 | 0.589 |         |
| 4002 | 1.3104  | 1.2478 | 1.0991 | 0.553 | 5103    | 0.7113  | 0.6834 | 0.6194 | 0.599 |         |
| 4101 | 0.2740  | 0.2613 | 0.2325 | 0.549 | 5106    | 0.7113  | 0.6834 | 0.6194 | 0.599 |         |
| 4103 | 0.4152  | 0.4016 | 0.3699 | 0.652 | 5108    | 0.8898  | 0.8553 | 0.7755 | 0.621 |         |
| 4107 | 0.1584  | 0.1517 | 0.1360 | 0.573 | 5109    | 0.6123  | 0.5820 | 0.5144 | 0.528 |         |
| 4108 | 0.1372  | 0.1309 | 0.1170 | 0.544 | 5201    | 0.4173  | 0.3985 | 0.3563 | 0.573 |         |
| 4109 | 0.2069  | 0.1970 | 0.1749 | 0.530 | 5204    | 0.9263  | 0.8769 | 0.7679 | 0.478 |         |
| 4201 | 0.6487  | 0.6171 | 0.5429 | 0.551 | 5206    | 0.3544  | 0.3359 | 0.2940 | 0.501 |         |
| 4301 | 0.6511  | 0.6262 | 0.5672 | 0.613 | 5207    | 0.1678  | 0.1622 | 0.1493 | 0.641 |         |

## PROPOSED

|      | ((Class | 2001   | 2002   | 2003   | D-Ratio | ((Class | 2001   | 2002   | 2003   | D-Ratio |
|------|---------|--------|--------|--------|---------|---------|--------|--------|--------|---------|
| 5208 | 2001    | 0.8616 | 0.8189 | 0.7215 | 0.503   | 6509    | 0.3501 | 0.3369 | 0.3058 | 0.595   |
| 5209 | 0.7607  | 0.7222 | 0.6354 | 0.506  | 6510    | 0.4783  | 0.4505 | 0.3878 | 0.431  | 0.596   |
| 5301 | 0.0306  | 0.0294 | 0.0269 | 0.627  | 6511    | 0.2864  | 0.2756 | 0.2502 | 0.596  | 0.596   |
| 5302 | 0.0219  | 0.0210 | 0.0188 | 0.574  | 6601    | 0.1812  | 0.1740 | 0.1571 | 0.583  | 0.583   |
| 5305 | 0.0529  | 0.0511 | 0.0471 | 0.662  | 6602    | 0.4151  | 0.3983 | 0.3584 | 0.580  | 0.580   |
| 5306 | 0.0592  | 0.0569 | 0.0518 | 0.622  | 6603    | 0.3171  | 0.3032 | 0.2710 | 0.570  | 0.570   |
| 5307 | 0.44685 | 0.4484 | 0.4009 | 0.587  | 6604    | 0.0794  | 0.0764 | 0.0693 | 0.615  | 0.615   |
| 6103 | 0.0795  | 0.0769 | 0.0712 | 0.658  | 6605    | 0.2918  | 0.2814 | 0.2584 | 0.622  | 0.622   |
| 6104 | 0.3642  | 0.3499 | 0.3160 | 0.588  | 6607    | 0.1673  | 0.1603 | 0.1435 | 0.564  | 0.564   |
| 6105 | 0.3186  | 0.3031 | 0.2682 | 0.528  | 6608    | 0.5426  | 0.5085 | 0.4355 | 0.438  | 0.438   |
| 6107 | 0.1332  | 0.1280 | 0.1177 | 0.615  | 6620    | 4.4397  | 4.2975 | 3.9395 | 0.694  | 0.694   |
| 6108 | 0.4101  | 0.3956 | 0.3620 | 0.624  | 6704    | 0.1617  | 0.1555 | 0.1408 | 0.623  | 0.623   |
| 6109 | 0.0892  | 0.0853 | 0.0765 | 0.574  | 6705    | 0.8493  | 0.8210 | 0.7575 | 0.632  | 0.632   |
| 6110 | 0.5393  | 0.5170 | 0.4650 | 0.585  | 6706    | 0.3183  | 0.3047 | 0.2742 | 0.553  | 0.553   |
| 6201 | 0.3266  | 0.3083 | 0.2693 | 0.478  | 6707    | 3.1650  | 3.0806 | 2.8587 | 0.717  | 0.717   |
| 6202 | 0.6317  | 0.6032 | 0.5367 | 0.527  | 6708    | 8.1557  | 7.7761 | 6.8871 | 0.444  | 0.444   |
| 6203 | 0.0958  | 0.0930 | 0.0871 | 0.691  | 6709    | 0.2755  | 0.2665 | 0.2447 | 0.638  | 0.638   |
| 6204 | 0.1303  | 0.1249 | 0.1135 | 0.597  | 6801    | 0.5639  | 0.5408 | 0.4869 | 0.619  | 0.619   |
| 6205 | 0.2390  | 0.2294 | 0.2068 | 0.581  | 6802    | 0.3970  | 0.3820 | 0.3480 | 0.619  | 0.619   |
| 6206 | 0.2152  | 0.2061 | 0.1854 | 0.584  | 6803    | 0.8492  | 0.7933 | 0.6726 | 0.367  | 0.367   |
| 6207 | 1.0315  | 0.9876 | 0.8867 | 0.519  | 6804    | 0.2777  | 0.2650 | 0.2364 | 0.562  | 0.562   |
| 6208 | 0.2312  | 0.2227 | 0.2031 | 0.595  | 6809    | 4.7851  | 4.5902 | 4.1352 | 0.572  | 0.572   |
| 6209 | 0.2941  | 0.2826 | 0.2558 | 0.590  | 6901    | 0.0387  | 0.0383 | 0.0380 | 0.766  | 0.766   |
| 6301 | 0.1215  | 0.1145 | 0.0991 | 0.457  | 6902    | 0.9982  | 0.9357 | 0.7968 | 0.425  | 0.425   |
| 6302 | 0.1607  | 0.1535 | 0.1372 | 0.537  | 6903    | 7.4689  | 6.9326 | 5.8068 | 0.310  | 0.310   |
| 6303 | 0.0606  | 0.0664 | 0.0593 | 0.542  | 6904    | 0.3787  | 0.3645 | 0.3285 | 0.650  | 0.650   |
| 6304 | 0.3738  | 0.3604 | 0.3276 | 0.602  | 6905    | 0.3624  | 0.3480 | 0.3145 | 0.628  | 0.628   |
| 6305 | 0.0926  | 0.0893 | 0.0817 | 0.611  | 6906    | 0.1515  | 0.1497 | 0.1483 | 0.740  | 0.740   |
| 6306 | 0.3214  | 0.3083 | 0.2776 | 0.592  | 6907    | 1.1390  | 1.0869 | 0.9762 | 0.593  | 0.593   |
| 6308 | 0.0594  | 0.0569 | 0.0513 | 0.592  | 6908    | 0.4781  | 0.4591 | 0.4136 | 0.602  | 0.602   |
| 6309 | 0.1743  | 0.1677 | 0.1522 | 0.603  | 6909    | 0.1101  | 0.1058 | 0.0961 | 0.608  | 0.608   |
| 6402 | 0.2858  | 0.2762 | 0.2532 | 0.653  | 7100    | 0.0315  | 0.0300 | 0.0265 | 0.403  | 0.403   |
| 6403 | 0.1507  | 0.1449 | 0.1318 | 0.600  | 7101    | 0.0240  | 0.0227 | 0.0199 | 0.454  | 0.454   |
| 6404 | 0.2032  | 0.1956 | 0.1774 | 0.606  | 7102    | 4.0084  | 3.8786 | 3.5771 | 0.601  | 0.601   |
| 6405 | 0.5738  | 0.5465 | 0.4848 | 0.541  | 7103    | 0.5332  | 0.5069 | 0.4463 | 0.532  | 0.532   |
| 6406 | 0.1049  | 0.1011 | 0.0925 | 0.626  | 7104    | 0.0290  | 0.0280 | 0.0254 | 0.640  | 0.640   |
| 6407 | 0.2689  | 0.2582 | 0.2332 | 0.590  | 7105    | 0.0293  | 0.0284 | 0.0261 | 0.662  | 0.662   |
| 6408 | 0.3711  | 0.3552 | 0.3201 | 0.597  | 7106    | 0.1849  | 0.1783 | 0.1624 | 0.623  | 0.623   |
| 6410 | 0.2739  | 0.2612 | 0.2331 | 0.547  | 7108    | 0.1938  | 0.1869 | 0.1709 | 0.600  | 0.600   |
| 6501 | 0.1608  | 0.1551 | 0.1410 | 0.634  | 7109    | 0.1289  | 0.1242 | 0.1135 | 0.631  | 0.631   |
| 6502 | 0.0382  | 0.0366 | 0.0332 | 0.600  | 7110    | 0.3448  | 0.3272 | 0.2866 | 0.502  | 0.502   |
| 6503 | 0.0722  | 0.0685 | 0.0602 | 0.536  | 7111    | 0.3843  | 0.3656 | 0.3218 | 0.521  | 0.521   |
| 6504 | 0.3890  | 0.3755 | 0.3444 | 0.632  | 7112    | 0.6010  | 0.5747 | 0.5151 | 0.563  | 0.563   |
| 6505 | 0.1038  | 0.1002 | 0.0919 | 0.619  | 7113    | 0.3581  | 0.3441 | 0.3124 | 0.585  | 0.585   |
| 6506 | 0.0999  | 0.0963 | 0.0883 | 0.637  | 7114    | 0.5757  | 0.5570 | 0.5130 | 0.653  | 0.653   |
| 6508 | 0.2995  | 0.2885 | 0.2627 | 0.605  | 7115    | 0.5553  | 0.5349 | 0.4875 | 0.618  | 0.618   |

|              |             |             |             |                |      |        |        |        |       |
|--------------|-------------|-------------|-------------|----------------|------|--------|--------|--------|-------|
| ((Class      | 2001        | 2002        | 2003        | D-Ratio        | 0521 | 0.6270 | 0.5240 | 0.4874 | 0.483 |
| 7116         | 0.6652      | 0.6398      | 0.5766      | 0.593          | 0601 | 0.7389 | 0.6088 | 0.5635 | 0.505 |
| 7117         | 1.3550      | 1.2998      | 1.1723      | 0.596          | 0602 | 0.8651 | 0.7028 | 0.6513 | 0.549 |
| 7118         | 1.1916      | 1.1448      | 1.0361      | 0.604          | 0603 | 1.1278 | 0.9442 | 0.8596 | 0.446 |
| 7119         | 1.2266      | 1.1747      | 1.0513      | 0.574          | 0604 | 1.1036 | 0.9073 | 0.8533 | 0.532 |
| 7120         | 5.8769      | 5.6033      | 4.9752      | 0.535          | 0606 | 0.6090 | 0.4915 | 0.4638 | 0.581 |
| 7121         | 5.5078      | 5.2516      | 4.6642      | 0.535          | 0607 | 0.5578 | 0.4512 | 0.4237 | 0.569 |
| 7122         | 0.5757      | 0.5570      | 0.5130      | 0.6530         | 0608 | 0.4431 | 0.3657 | 0.3406 | 0.513 |
| 7201         | 1.1839      | 1.1280      | 0.9959      | 0.550          | 0701 | 2.2002 | 1.8733 | 1.6726 | 0.373 |
| 7202         | 0.0379      | 0.0361      | 0.0317      | 0.530          | 0803 | 0.5562 | 0.4459 | 0.4202 | 0.593 |
| 7203         | 0.1236      | 0.1192      | 0.1093      | 0.606          | 0901 | 1.7410 | 1.4574 | 1.3344 | 0.454 |
| 7204         | 0.0000      | 0.0000      | 0.0000      | 1.000          | 1002 | 1.1105 | 0.9228 | 0.8636 | 0.506 |
| 7301         | 0.4629      | 0.4420      | 0.3926      | 0.518          | 1003 | 0.9129 | 0.7577 | 0.7064 | 0.500 |
| 7302         | 0.9022      | 0.8615      | 0.7647      | 0.521          | 1004 | 0.5763 | 0.4700 | 0.4373 | 0.546 |
| 7307         | 0.4903      | 0.4706      | 0.4221      | 0.559          | 1005 | 8.9312 | 7.5026 | 6.9194 | 0.473 |
| 7308         | 0.2758      | 0.2669      | 0.2463      | 0.636          | 1007 | 0.4313 | 0.3555 | 0.3299 | 0.509 |
| 7309         | 0.2755      | 0.2665      | 0.2447      | 0.638))        | 1101 | 0.7970 | 0.6491 | 0.6096 | 0.555 |
|              |             |             |             |                | 1102 | 1.4917 | 1.2375 | 1.1429 | 0.496 |
|              |             |             |             |                | 1103 | 1.3294 | 1.1226 | 1.0479 | 0.467 |
|              |             |             |             |                | 1104 | 0.6232 | 0.5098 | 0.4834 | 0.554 |
|              |             |             |             |                | 1105 | 1.0534 | 0.8796 | 0.8186 | 0.483 |
| <b>Class</b> | <b>2002</b> | <b>2003</b> | <b>2004</b> | <b>D-Ratio</b> | 1106 | 0.4027 | 0.3288 | 0.3129 | 0.555 |
| 0101         | 1.4847      | 1.2443      | 1.1432      | 0.460          | 1108 | 0.7364 | 0.5951 | 0.5601 | 0.573 |
| 0103         | 1.8524      | 1.5387      | 1.4188      | 0.484          | 1109 | 1.6163 | 1.3290 | 1.2500 | 0.538 |
| 0104         | 1.0684      | 0.8932      | 0.8219      | 0.468          | 1301 | 0.7680 | 0.6079 | 0.5675 | 0.633 |
| 0105         | 1.5795      | 1.2956      | 1.2082      | 0.531          | 1303 | 0.2567 | 0.2047 | 0.1933 | 0.612 |
| 0107         | 1.3744      | 1.1518      | 1.0583      | 0.460          | 1304 | 0.0317 | 0.0254 | 0.0241 | 0.590 |
| 0108         | 1.0684      | 0.8932      | 0.8219      | 0.468          | 1305 | 0.4671 | 0.3757 | 0.3545 | 0.591 |
| 0112         | 0.8720      | 0.7273      | 0.6739      | 0.487          | 1401 | 0.5568 | 0.4696 | 0.4408 | 0.466 |
| 0201         | 2.6438      | 2.2267      | 2.0258      | 0.430          | 1404 | 0.8355 | 0.6812 | 0.6427 | 0.560 |
| 0202         | 3.4469      | 2.9526      | 2.7120      | 0.406          | 1405 | 0.6330 | 0.5048 | 0.4776 | 0.619 |
| 0210         | 1.3464      | 1.1396      | 1.0401      | 0.426          | 1407 | 0.7485 | 0.6117 | 0.5778 | 0.556 |
| 0212         | 1.4263      | 1.1989      | 1.1004      | 0.454          | 1501 | 0.6561 | 0.5333 | 0.4994 | 0.558 |
| 0214         | 1.4435      | 1.2020      | 1.1010      | 0.473          | 1507 | 0.5838 | 0.4750 | 0.4448 | 0.558 |
| 0217         | 1.2482      | 1.0359      | 0.9545      | 0.489          | 1701 | 1.0285 | 0.8600 | 0.7975 | 0.480 |
| 0219         | 1.0487      | 0.8818      | 0.8211      | 0.473          | 1702 | 2.2744 | 1.9440 | 1.7625 | 0.390 |
| 0301         | 0.6809      | 0.5554      | 0.5224      | 0.549          | 1703 | 0.9667 | 0.8129 | 0.7348 | 0.432 |
| 0302         | 2.0714      | 1.7360      | 1.5801      | 0.450          | 1704 | 1.0285 | 0.8600 | 0.7975 | 0.480 |
| 0303         | 2.0469      | 1.7232      | 1.5683      | 0.437          | 1801 | 0.6153 | 0.5176 | 0.4806 | 0.454 |
| 0306         | 1.1351      | 0.9407      | 0.8619      | 0.482          | 1802 | 0.7814 | 0.6404 | 0.5967 | 0.541 |
| 0307         | 1.0403      | 0.8573      | 0.7940      | 0.509          | 2002 | 0.8347 | 0.6798 | 0.6431 | 0.561 |
| 0308         | 0.6220      | 0.5022      | 0.4764      | 0.590          | 2004 | 1.0728 | 0.8686 | 0.8178 | 0.571 |
| 0403         | 1.9600      | 1.5840      | 1.4897      | 0.578          | 2007 | 0.5126 | 0.4187 | 0.3935 | 0.548 |
| 0502         | 1.6752      | 1.3977      | 1.2772      | 0.463          | 2008 | 0.3693 | 0.3058 | 0.2860 | 0.503 |
| 0504         | 1.5285      | 1.2855      | 1.1886      | 0.462          | 2009 | 0.4654 | 0.3757 | 0.3580 | 0.585 |
| 0507         | 3.2625      | 2.7330      | 2.5340      | 0.474          | 2101 | 0.7774 | 0.6402 | 0.6025 | 0.534 |
| 0508         | 2.1299      | 1.8060      | 1.6381      | 0.411          | 2102 | 0.6673 | 0.5378 | 0.5097 | 0.588 |
| 0509         | 1.6940      | 1.4102      | 1.2887      | 0.463          | 2104 | 0.4186 | 0.3368 | 0.3225 | 0.598 |
| 0510         | 1.7290      | 1.4328      | 1.3302      | 0.502          | 2105 | 0.6932 | 0.5516 | 0.5219 | 0.618 |
| 0511         | 1.8432      | 1.5264      | 1.4052      | 0.492          | 2106 | 0.4980 | 0.4052 | 0.3837 | 0.572 |
| 0512         | 1.6373      | 1.3641      | 1.2501      | 0.470          | 2201 | 0.2912 | 0.2378 | 0.2247 | 0.557 |
| 0513         | 0.9899      | 0.8228      | 0.7576      | 0.482          | 2202 | 0.8161 | 0.6615 | 0.6212 | 0.567 |
| 0514         | 2.0915      | 1.7337      | 1.6037      | 0.498          | 2203 | 0.5741 | 0.4605 | 0.4384 | 0.603 |
| 0516         | 1.8178      | 1.5205      | 1.3996      | 0.467          | 2204 | 0.2912 | 0.2378 | 0.2247 | 0.557 |
| 0517         | 1.8986      | 1.5988      | 1.4798      | 0.457          | 2401 | 0.5623 | 0.4564 | 0.4289 | 0.564 |
| 0518         | 1.7410      | 1.4574      | 1.3344      | 0.454          | 2903 | 0.7832 | 0.6329 | 0.5998 | 0.581 |
| 0519         | 2.4161      | 2.0474      | 1.8755      | 0.428          | 2904 | 0.8704 | 0.7181 | 0.6749 | 0.515 |

PROPOSED

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|      |        |        |        |       |      |        |        |        |       |
|------|--------|--------|--------|-------|------|--------|--------|--------|-------|
| 2905 | 0.6640 | 0.5367 | 0.5110 | 0.584 | 4302 | 0.7589 | 0.6128 | 0.5784 | 0.581 |
| 2906 | 0.3954 | 0.3194 | 0.3010 | 0.573 | 4304 | 1.1651 | 0.9555 | 0.9029 | 0.548 |
| 2907 | 0.6286 | 0.5051 | 0.4800 | 0.599 | 4305 | 1.3713 | 1.1131 | 1.0302 | 0.550 |
| 2908 | 1.1697 | 0.9675 | 0.9001 | 0.510 | 4401 | 0.4581 | 0.3812 | 0.3584 | 0.497 |
| 2909 | 0.4621 | 0.3734 | 0.3542 | 0.582 | 4402 | 0.9894 | 0.7892 | 0.7507 | 0.610 |
| 3101 | 1.0997 | 0.9233 | 0.8527 | 0.461 | 4404 | 0.6502 | 0.5199 | 0.4946 | 0.612 |
| 3102 | 0.3342 | 0.2679 | 0.2536 | 0.593 | 4501 | 0.2325 | 0.1833 | 0.1756 | 0.647 |
| 3103 | 0.6460 | 0.5331 | 0.5001 | 0.525 | 4502 | 0.0495 | 0.0402 | 0.0383 | 0.568 |
| 3104 | 0.6674 | 0.5509 | 0.5119 | 0.508 | 4504 | 0.1415 | 0.1105 | 0.1068 | 0.663 |
| 3105 | 0.8809 | 0.7130 | 0.6728 | 0.570 | 4601 | 0.8454 | 0.6926 | 0.6528 | 0.549 |
| 3303 | 0.5092 | 0.4098 | 0.3871 | 0.591 | 4802 | 0.3326 | 0.2741 | 0.2590 | 0.530 |
| 3304 | 0.5720 | 0.4592 | 0.4389 | 0.603 | 4803 | 0.3178 | 0.2569 | 0.2464 | 0.590 |
| 3309 | 0.5043 | 0.4102 | 0.3860 | 0.553 | 4804 | 0.6370 | 0.5098 | 0.4838 | 0.609 |
| 3402 | 0.6170 | 0.5045 | 0.4733 | 0.539 | 4805 | 0.3489 | 0.2815 | 0.2685 | 0.589 |
| 3403 | 0.2368 | 0.1937 | 0.1815 | 0.527 | 4806 | 0.0677 | 0.0550 | 0.0521 | 0.560 |
| 3404 | 0.5855 | 0.4734 | 0.4475 | 0.576 | 4808 | 0.5594 | 0.4598 | 0.4326 | 0.533 |
| 3405 | 0.3723 | 0.3038 | 0.2854 | 0.546 | 4809 | 0.4508 | 0.3631 | 0.3459 | 0.594 |
| 3406 | 0.2540 | 0.2020 | 0.1931 | 0.622 | 4810 | 0.1737 | 0.1391 | 0.1335 | 0.612 |
| 3407 | 0.7797 | 0.6457 | 0.6030 | 0.508 | 4811 | 0.3189 | 0.2565 | 0.2450 | 0.590 |
| 3408 | 0.2032 | 0.1614 | 0.1530 | 0.635 | 4812 | 0.4699 | 0.3754 | 0.3569 | 0.608 |
| 3409 | 0.2113 | 0.1642 | 0.1581 | 0.685 | 4813 | 0.1915 | 0.1563 | 0.1490 | 0.562 |
| 3410 | 0.3271 | 0.2635 | 0.2513 | 0.595 | 4900 | 0.3838 | 0.3213 | 0.2960 | 0.464 |
| 3411 | 0.5584 | 0.4578 | 0.4274 | 0.531 | 4901 | 0.0919 | 0.0754 | 0.0704 | 0.521 |
| 3412 | 0.6572 | 0.5462 | 0.5044 | 0.484 | 4902 | 0.1177 | 0.0935 | 0.0886 | 0.623 |
| 3414 | 0.6396 | 0.5186 | 0.4852 | 0.559 | 4903 | 0.1757 | 0.1378 | 0.1305 | 0.658 |
| 3415 | 0.8862 | 0.7449 | 0.6916 | 0.459 | 4904 | 0.0374 | 0.0299 | 0.0284 | 0.601 |
| 3501 | 1.1999 | 0.9879 | 0.9272 | 0.534 | 4905 | 0.4089 | 0.3286 | 0.3151 | 0.607 |
| 3503 | 0.3753 | 0.3019 | 0.2907 | 0.605 | 4906 | 0.1157 | 0.0926 | 0.0875 | 0.603 |
| 3506 | 1.2438 | 1.0331 | 0.9430 | 0.469 | 4907 | 0.0599 | 0.0486 | 0.0460 | 0.566 |
| 3509 | 0.4913 | 0.3878 | 0.3712 | 0.643 | 4908 | 0.1641 | 0.1285 | 0.1266 | 0.659 |
| 3510 | 0.4383 | 0.3517 | 0.3328 | 0.593 | 4909 | 0.0725 | 0.0578 | 0.0567 | 0.617 |
| 3511 | 0.8393 | 0.6867 | 0.6461 | 0.545 | 4910 | 0.5261 | 0.4313 | 0.4056 | 0.538 |
| 3512 | 0.4132 | 0.3299 | 0.3147 | 0.606 | 5001 | 5.3608 | 4.5191 | 4.1290 | 0.443 |
| 3513 | 0.5362 | 0.4553 | 0.4286 | 0.452 | 5002 | 0.6924 | 0.5570 | 0.5236 | 0.588 |
| 3602 | 0.1494 | 0.1182 | 0.1127 | 0.629 | 5003 | 2.1101 | 1.7860 | 1.6330 | 0.435 |
| 3603 | 0.5418 | 0.4414 | 0.4161 | 0.554 | 5004 | 1.0586 | 0.8780 | 0.8237 | 0.508 |
| 3604 | 0.9344 | 0.7759 | 0.7300 | 0.499 | 5005 | 0.6429 | 0.5392 | 0.4980 | 0.467 |
| 3605 | 0.6028 | 0.4894 | 0.4584 | 0.563 | 5006 | 1.7908 | 1.5327 | 1.3997 | 0.399 |
| 3701 | 0.3342 | 0.2679 | 0.2536 | 0.593 | 5101 | 1.0732 | 0.8602 | 0.8113 | 0.596 |
| 3702 | 0.5396 | 0.4308 | 0.4082 | 0.605 | 5103 | 0.8988 | 0.7191 | 0.6853 | 0.606 |
| 3708 | 0.7476 | 0.6104 | 0.5712 | 0.545 | 5106 | 0.8988 | 0.7191 | 0.6853 | 0.606 |
| 3802 | 0.2187 | 0.1742 | 0.1657 | 0.623 | 5108 | 1.0860 | 0.8621 | 0.8190 | 0.622 |
| 3808 | 0.4930 | 0.4055 | 0.3774 | 0.519 | 5109 | 0.7087 | 0.5774 | 0.5403 | 0.545 |
| 3901 | 0.2047 | 0.1623 | 0.1562 | 0.634 | 5201 | 0.5048 | 0.4070 | 0.3823 | 0.571 |
| 3902 | 0.6023 | 0.4908 | 0.4641 | 0.558 | 5204 | 1.0660 | 0.8881 | 0.8279 | 0.484 |
| 3903 | 1.2941 | 1.0600 | 1.0089 | 0.551 | 5206 | 0.4615 | 0.3789 | 0.3523 | 0.522 |
| 3905 | 0.1954 | 0.1556 | 0.1496 | 0.621 | 5207 | 0.2171 | 0.1709 | 0.1650 | 0.649 |
| 3906 | 0.5770 | 0.4700 | 0.4455 | 0.565 | 5208 | 1.0014 | 0.8278 | 0.7764 | 0.516 |
| 3909 | 0.3220 | 0.2536 | 0.2432 | 0.650 | 5209 | 0.8788 | 0.7265 | 0.6782 | 0.509 |
| 4002 | 1.5699 | 1.2733 | 1.1816 | 0.560 | 5301 | 0.0395 | 0.0312 | 0.0299 | 0.634 |
| 4101 | 0.3293 | 0.2681 | 0.2518 | 0.551 | 5302 | 0.0251 | 0.0203 | 0.0192 | 0.568 |
| 4103 | 0.5175 | 0.4090 | 0.3940 | 0.643 | 5305 | 0.0661 | 0.0518 | 0.0499 | 0.660 |
| 4107 | 0.1967 | 0.1595 | 0.1507 | 0.570 | 5306 | 0.0750 | 0.0594 | 0.0567 | 0.627 |
| 4108 | 0.1712 | 0.1390 | 0.1314 | 0.556 | 5307 | 0.5942 | 0.4783 | 0.4490 | 0.585 |
| 4109 | 0.2468 | 0.2020 | 0.1898 | 0.539 | 6103 | 0.1021 | 0.0801 | 0.0775 | 0.658 |
| 4201 | 0.7668 | 0.6209 | 0.5753 | 0.561 | 6104 | 0.4446 | 0.3577 | 0.3411 | 0.599 |
| 4301 | 0.7931 | 0.6332 | 0.6019 | 0.614 | 6105 | 0.3932 | 0.3212 | 0.3013 | 0.543 |

PROPOSED

|      |               |               |               |              |             |               |               |               |              |
|------|---------------|---------------|---------------|--------------|-------------|---------------|---------------|---------------|--------------|
| 6107 | <u>0.1728</u> | <u>0.1368</u> | <u>0.1316</u> | <u>0.618</u> | <u>6804</u> | <u>0.3338</u> | <u>0.2703</u> | <u>0.2541</u> | <u>0.561</u> |
| 6108 | <u>0.5147</u> | <u>0.4099</u> | <u>0.3936</u> | <u>0.623</u> | <u>6809</u> | <u>5.7966</u> | <u>4.7009</u> | <u>4.4765</u> | <u>0.575</u> |
| 6109 | <u>0.1098</u> | <u>0.0884</u> | <u>0.0835</u> | <u>0.583</u> | <u>6901</u> | <u>0.0543</u> | <u>0.0415</u> | <u>0.0427</u> | <u>0.736</u> |
| 6110 | <u>0.6838</u> | <u>0.5516</u> | <u>0.5215</u> | <u>0.585</u> | <u>6902</u> | <u>1.1343</u> | <u>0.9571</u> | <u>0.8696</u> | <u>0.433</u> |
| 6201 | <u>0.3780</u> | <u>0.3133</u> | <u>0.2906</u> | <u>0.485</u> | <u>6903</u> | <u>8.2283</u> | <u>7.1994</u> | <u>6.5416</u> | <u>0.323</u> |
| 6202 | <u>0.7585</u> | <u>0.6247</u> | <u>0.5903</u> | <u>0.533</u> | <u>6904</u> | <u>0.4649</u> | <u>0.3653</u> | <u>0.3429</u> | <u>0.654</u> |
| 6203 | <u>0.1273</u> | <u>0.0985</u> | <u>0.0961</u> | <u>0.691</u> | <u>6905</u> | <u>0.4520</u> | <u>0.3569</u> | <u>0.3366</u> | <u>0.633</u> |
| 6204 | <u>0.1599</u> | <u>0.1273</u> | <u>0.1215</u> | <u>0.604</u> | <u>6906</u> | <u>0.2122</u> | <u>0.1638</u> | <u>0.1689</u> | <u>0.715</u> |
| 6205 | <u>0.2967</u> | <u>0.2391</u> | <u>0.2276</u> | <u>0.590</u> | <u>6907</u> | <u>1.3956</u> | <u>1.1239</u> | <u>1.0613</u> | <u>0.592</u> |
| 6206 | <u>0.2690</u> | <u>0.2158</u> | <u>0.2048</u> | <u>0.594</u> | <u>6908</u> | <u>0.5598</u> | <u>0.4495</u> | <u>0.4252</u> | <u>0.598</u> |
| 6207 | <u>1.2483</u> | <u>1.0339</u> | <u>0.9902</u> | <u>0.528</u> | <u>6909</u> | <u>0.1396</u> | <u>0.1113</u> | <u>0.1062</u> | <u>0.616</u> |
| 6208 | <u>0.2935</u> | <u>0.2361</u> | <u>0.2269</u> | <u>0.598</u> | <u>7100</u> | <u>0.0378</u> | <u>0.0313</u> | <u>0.0295</u> | <u>0.502</u> |
| 6209 | <u>0.3657</u> | <u>0.2944</u> | <u>0.2811</u> | <u>0.594</u> | <u>7101</u> | <u>0.0282</u> | <u>0.0237</u> | <u>0.0221</u> | <u>0.464</u> |
| 6301 | <u>0.1435</u> | <u>0.1195</u> | <u>0.1103</u> | <u>0.473</u> | <u>7102</u> | <u>5.0817</u> | <u>4.1052</u> | <u>4.0046</u> | <u>0.601</u> |
| 6302 | <u>0.1954</u> | <u>0.1599</u> | <u>0.1515</u> | <u>0.544</u> | <u>7103</u> | <u>0.6621</u> | <u>0.5395</u> | <u>0.5027</u> | <u>0.548</u> |
| 6303 | <u>0.0809</u> | <u>0.0660</u> | <u>0.0624</u> | <u>0.551</u> | <u>7104</u> | <u>0.0360</u> | <u>0.0284</u> | <u>0.0271</u> | <u>0.642</u> |
| 6304 | <u>0.4869</u> | <u>0.3927</u> | <u>0.3767</u> | <u>0.601</u> | <u>7105</u> | <u>0.0378</u> | <u>0.0296</u> | <u>0.0284</u> | <u>0.666</u> |
| 6305 | <u>0.1210</u> | <u>0.0967</u> | <u>0.0930</u> | <u>0.618</u> | <u>7106</u> | <u>0.2326</u> | <u>0.1853</u> | <u>0.1773</u> | <u>0.625</u> |
| 6306 | <u>0.3936</u> | <u>0.3166</u> | <u>0.2998</u> | <u>0.591</u> | <u>7107</u> | <u>0.2695</u> | <u>0.2187</u> | <u>0.2095</u> | <u>0.575</u> |
| 6308 | <u>0.0746</u> | <u>0.0599</u> | <u>0.0567</u> | <u>0.597</u> | <u>7108</u> | <u>0.2380</u> | <u>0.1920</u> | <u>0.1849</u> | <u>0.595</u> |
| 6309 | <u>0.2147</u> | <u>0.1716</u> | <u>0.1640</u> | <u>0.611</u> | <u>7109</u> | <u>0.1575</u> | <u>0.1252</u> | <u>0.1198</u> | <u>0.629</u> |
| 6402 | <u>0.3559</u> | <u>0.2802</u> | <u>0.2686</u> | <u>0.651</u> | <u>7110</u> | <u>0.3927</u> | <u>0.3250</u> | <u>0.3023</u> | <u>0.508</u> |
| 6403 | <u>0.1951</u> | <u>0.1565</u> | <u>0.1498</u> | <u>0.603</u> | <u>7111</u> | <u>0.4408</u> | <u>0.3639</u> | <u>0.3391</u> | <u>0.518</u> |
| 6404 | <u>0.2577</u> | <u>0.2066</u> | <u>0.1971</u> | <u>0.607</u> | <u>7112</u> | <u>0.7449</u> | <u>0.6029</u> | <u>0.5708</u> | <u>0.571</u> |
| 6405 | <u>0.7024</u> | <u>0.5727</u> | <u>0.5365</u> | <u>0.544</u> | <u>7113</u> | <u>0.4383</u> | <u>0.3537</u> | <u>0.3386</u> | <u>0.588</u> |
| 6406 | <u>0.1365</u> | <u>0.1082</u> | <u>0.1038</u> | <u>0.634</u> | <u>7114</u> | <u>0.6840</u> | <u>0.5416</u> | <u>0.5207</u> | <u>0.641</u> |
| 6407 | <u>0.3279</u> | <u>0.2641</u> | <u>0.2509</u> | <u>0.591</u> | <u>7115</u> | <u>0.6922</u> | <u>0.5518</u> | <u>0.5283</u> | <u>0.618</u> |
| 6408 | <u>0.4588</u> | <u>0.3657</u> | <u>0.3455</u> | <u>0.600</u> | <u>7116</u> | <u>0.8052</u> | <u>0.6511</u> | <u>0.6187</u> | <u>0.591</u> |
| 6409 | <u>1.0220</u> | <u>0.8442</u> | <u>0.7825</u> | <u>0.503</u> | <u>7117</u> | <u>1.7991</u> | <u>1.4335</u> | <u>1.3622</u> | <u>0.615</u> |
| 6410 | <u>0.3358</u> | <u>0.2724</u> | <u>0.2568</u> | <u>0.556</u> | <u>7118</u> | <u>1.5548</u> | <u>1.2448</u> | <u>1.1848</u> | <u>0.606</u> |
| 6501 | <u>0.2034</u> | <u>0.1613</u> | <u>0.1538</u> | <u>0.637</u> | <u>7119</u> | <u>1.5223</u> | <u>1.2285</u> | <u>1.1602</u> | <u>0.585</u> |
| 6502 | <u>0.0490</u> | <u>0.0393</u> | <u>0.0374</u> | <u>0.601</u> | <u>7120</u> | <u>7.0870</u> | <u>5.8015</u> | <u>5.4564</u> | <u>0.542</u> |
| 6503 | <u>0.0863</u> | <u>0.0701</u> | <u>0.0650</u> | <u>0.546</u> | <u>7121</u> | <u>6.6433</u> | <u>5.4387</u> | <u>5.1167</u> | <u>0.542</u> |
| 6504 | <u>0.4922</u> | <u>0.3905</u> | <u>0.3756</u> | <u>0.629</u> | <u>7122</u> | <u>0.6840</u> | <u>0.5416</u> | <u>0.5207</u> | <u>0.641</u> |
| 6505 | <u>0.1312</u> | <u>0.1044</u> | <u>0.1006</u> | <u>0.624</u> | <u>7201</u> | <u>1.4688</u> | <u>1.1870</u> | <u>1.1071</u> | <u>0.576</u> |
| 6506 | <u>0.1286</u> | <u>0.1015</u> | <u>0.0975</u> | <u>0.636</u> | <u>7202</u> | <u>0.0438</u> | <u>0.0357</u> | <u>0.0332</u> | <u>0.541</u> |
| 6508 | <u>0.3735</u> | <u>0.2998</u> | <u>0.2874</u> | <u>0.608</u> | <u>7203</u> | <u>0.1548</u> | <u>0.1241</u> | <u>0.1199</u> | <u>0.607</u> |
| 6509 | <u>0.4459</u> | <u>0.3590</u> | <u>0.3434</u> | <u>0.598</u> | <u>7204</u> | <u>0.0000</u> | <u>0.0000</u> | <u>0.0000</u> | <u>1.000</u> |
| 6510 | <u>0.5409</u> | <u>0.4567</u> | <u>0.4215</u> | <u>0.451</u> | <u>7301</u> | <u>0.5754</u> | <u>0.4762</u> | <u>0.4498</u> | <u>0.524</u> |
| 6511 | <u>0.3805</u> | <u>0.3049</u> | <u>0.2918</u> | <u>0.610</u> | <u>7302</u> | <u>1.1130</u> | <u>0.9195</u> | <u>0.8693</u> | <u>0.533</u> |
| 6601 | <u>0.2286</u> | <u>0.1845</u> | <u>0.1759</u> | <u>0.592</u> | <u>7307</u> | <u>0.5899</u> | <u>0.4824</u> | <u>0.4589</u> | <u>0.564</u> |
| 6602 | <u>0.5102</u> | <u>0.4137</u> | <u>0.3924</u> | <u>0.576</u> | <u>7308</u> | <u>0.3585</u> | <u>0.2850</u> | <u>0.2758</u> | <u>0.631</u> |
| 6603 | <u>0.3874</u> | <u>0.3132</u> | <u>0.2948</u> | <u>0.576</u> | <u>7309</u> | <u>0.3288</u> | <u>0.2624</u> | <u>0.2526</u> | <u>0.625</u> |
| 6604 | <u>0.0993</u> | <u>0.0792</u> | <u>0.0754</u> | <u>0.620</u> |             |               |               |               |              |
| 6605 | <u>0.3764</u> | <u>0.2993</u> | <u>0.2883</u> | <u>0.623</u> |             |               |               |               |              |
| 6607 | <u>0.2045</u> | <u>0.1661</u> | <u>0.1571</u> | <u>0.569</u> |             |               |               |               |              |
| 6608 | <u>0.6192</u> | <u>0.5175</u> | <u>0.4713</u> | <u>0.447</u> |             |               |               |               |              |
| 6620 | <u>5.4294</u> | <u>4.2046</u> | <u>3.9961</u> | <u>0.691</u> | ((Class     | 2001          | 2002          | 2003          | D-Ratio      |
| 6704 | <u>0.2007</u> | <u>0.1595</u> | <u>0.1513</u> | <u>0.624</u> | 0524        | 0.0218        | 0.0205        | 0.0177        | 0.465        |
| 6705 | <u>1.0391</u> | <u>0.8299</u> | <u>0.8028</u> | <u>0.617</u> | 0526        | 0.0112        | 0.0105        | 0.0090        | 0.433        |
| 6706 | <u>0.3863</u> | <u>0.3150</u> | <u>0.3001</u> | <u>0.556</u> | 0527        | 0.0009        | 0.0009        | 0.0007        | 0.433        |
| 6707 | <u>4.1413</u> | <u>3.1884</u> | <u>3.0724</u> | <u>0.717</u> | 0528        | 0.0028        | 0.0027        | 0.0023        | 0.482        |
| 6708 | <u>9.7342</u> | <u>8.3312</u> | <u>7.9715</u> | <u>0.452</u> | 0529        | 0.0016        | 0.0015        | 0.0013        | 0.465        |
| 6709 | <u>0.3543</u> | <u>0.2812</u> | <u>0.2709</u> | <u>0.639</u> | 0530        | 0.0294        | 0.0273        | 0.0230        | 0.371        |
| 6801 | <u>0.7005</u> | <u>0.5546</u> | <u>0.5219</u> | <u>0.621</u> | 0531        | 0.0159        | 0.0148        | 0.0125        | 0.382        |
| 6802 | <u>0.5126</u> | <u>0.4073</u> | <u>0.3880</u> | <u>0.623</u> | 0532        | 0.0014        | 0.0013        | 0.0011        | 0.382        |
| 6803 | <u>0.9573</u> | <u>0.8240</u> | <u>0.7519</u> | <u>0.378</u> |             |               |               |               |              |

**Expected Loss Rates in Dollars Per Sq. Ft. of Wallboard Installed**

PROPOSED

| Class        | 2001        | 2002        | 2003        | D-Ratio        | Expected Loss Range |          | Maximum Experience Modification |
|--------------|-------------|-------------|-------------|----------------|---------------------|----------|---------------------------------|
| 0533         | 0.0037      | 0.0034      | 0.0029      | 0.427          |                     |          |                                 |
| 0534         | 0.0026      | 0.0024      | 0.0020      | 0.371          |                     |          |                                 |
| 0540         | 0.0227      | 0.0214      | 0.0185      | 0.465          | 11,264              | - 12,202 | 0.75                            |
| 0541         | 0.0120      | 0.0112      | 0.0097      | 0.433          | 12,203              | - 13,235 | 0.74                            |
| 0550         | 0.0299      | 0.0277      | 0.0233      | 0.371          | 13,236              | - 14,370 | 0.73                            |
| 0551         | 0.0166      | 0.0155      | 0.0130      | 0.382))        | 14,371              | - 15,621 | 0.72                            |
|              |             |             |             |                | 15,622              | - 17,001 | 0.71                            |
| <b>Class</b> | <b>2002</b> | <b>2003</b> | <b>2004</b> | <b>D-Ratio</b> | 17,002              | - 18,525 | 0.70                            |
| 0524         | 0.0248      | 0.0206      | 0.0189      | 0.473          | 18,526              | - 20,211 | 0.69                            |
| 0526         | 0.0133      | 0.0112      | 0.0102      | 0.438          | 20,212              | - 22,079 | 0.68                            |
| 0527         | 0.0011      | 0.0009      | 0.0009      | 0.438          | 22,080              | - 24,151 | 0.67                            |
| 0528         | 0.0034      | 0.0028      | 0.0026      | 0.493          | 24,152              | - 26,453 | 0.66                            |
| 0529         | 0.0018      | 0.0015      | 0.0014      | 0.473          | 26,454              | - 29,016 | 0.65                            |
| 0530         | 0.0327      | 0.0279      | 0.0252      | 0.378          | 29,017              | - 31,873 | 0.64                            |
| 0531         | 0.0178      | 0.0152      | 0.0137      | 0.391          | 31,874              | - 35,063 | 0.63                            |
| 0532         | 0.0016      | 0.0014      | 0.0012      | 0.391          | 35,064              | - 38,632 | 0.62                            |
| 0533         | 0.0042      | 0.0035      | 0.0033      | 0.434          | 38,633              | - 42,632 | 0.61                            |
| 0534         | 0.0030      | 0.0025      | 0.0023      | 0.378          | 42,633 & Higher     |          | 0.60))                          |
| 0540         | 0.0259      | 0.0216      | 0.0198      | 0.473          | 1                   | = 2,905  | 0.90                            |
| 0541         | 0.0142      | 0.0119      | 0.0109      | 0.438          | 2,906               | = 3,534  | 0.89                            |
| 0550         | 0.0332      | 0.0284      | 0.0256      | 0.378          | 3,535               | = 4,192  | 0.88                            |
| 0551         | 0.0186      | 0.0159      | 0.0143      | 0.391          | 4,193               | = 4,880  | 0.87                            |
|              |             |             |             |                | 4,881               | = 5,603  | 0.86                            |
|              |             |             |             |                | 5,604               | = 6,361  | 0.85                            |
|              |             |             |             |                | 6,362               | = 7,159  | 0.84                            |
|              |             |             |             |                | 7,160               | = 7,998  | 0.83                            |
|              |             |             |             |                | 7,999               | = 8,882  | 0.82                            |
|              |             |             |             |                | 8,883               | = 9,816  | 0.81                            |
|              |             |             |             |                | 9,817               | = 10,802 | 0.80                            |
|              |             |             |             |                | 10,803              | = 11,847 | 0.79                            |
|              |             |             |             |                | 11,848              | = 12,954 | 0.78                            |
|              |             |             |             |                | 12,955              | = 14,131 | 0.77                            |
|              |             |             |             |                | 14,132              | = 15,383 | 0.76                            |
|              |             |             |             |                | 15,384              | = 16,719 | 0.75                            |
|              |             |             |             |                | 16,720              | = 18,146 | 0.74                            |
|              |             |             |             |                | 18,147              | = 19,675 | 0.73                            |
|              |             |             |             |                | 19,676              | = 21,316 | 0.72                            |
|              |             |             |             |                | 21,317              | = 23,084 | 0.71                            |
|              |             |             |             |                | 23,085              | = 24,992 | 0.70                            |
|              |             |             |             |                | 24,993              | = 27,059 | 0.69                            |
|              |             |             |             |                | 27,060              | = 29,305 | 0.68                            |
|              |             |             |             |                | 29,306              | = 31,754 | 0.67                            |
|              |             |             |             |                | 31,755              | = 34,435 | 0.66                            |
|              |             |             |             |                | 34,436              | = 37,383 | 0.65                            |
|              |             |             |             |                | 37,384              | = 40,640 | 0.64                            |
|              |             |             |             |                | 40,641              | = 44,257 | 0.63                            |
|              |             |             |             |                | 44,258              | = 48,296 | 0.62                            |

AMENDATORY SECTION (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

WAC 296-17-890 Table IV.

Maximum experience modifications  
for firms with no compensable accidents:  
Effective 1/1/((2005)) 2006

| Expected Loss Range | Maximum Experience Modification |
|---------------------|---------------------------------|
| ((4,052 & Lower     | 0.90                            |
| 4,053 - 4,335       | 0.89                            |
| 4,336 - 4,641       | 0.88                            |
| 4,642 - 4,973       | 0.87                            |
| 4,974 - 5,333       | 0.86                            |
| 5,334 - 5,724       | 0.85                            |
| 5,725 - 6,149       | 0.84                            |
| 6,150 - 6,610       | 0.83                            |
| 6,611 - 7,113       | 0.82                            |
| 7,114 - 7,661       | 0.81                            |
| 7,662 - 8,259       | 0.80                            |
| 8,260 - 8,911       | 0.79                            |
| 8,912 - 9,625       | 0.78                            |
| 9,626 - 10,406      | 0.77                            |
| 10,407 - 11,263     | 0.76                            |

| Expected Loss Range | Maximum Experience Modification | Class | Base Rates Effective January 1, ((2005)) 2006 |                  |
|---------------------|---------------------------------|-------|---|------------------|
|                     |                                 |       | Accident Fund                                 | Medical Aid Fund |
| 48.297 = 52.838     | 0.61                            | 0518  | 1.9397  | 0.9866           |
| 52.839 & Higher     | 0.60                            | 0519  | 2.2585  | 1.2686           |

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-895 Industrial insurance accident fund base rates and medical aid base rates by class of industry.** Industrial insurance accident fund and medical aid fund base rates by class of industry shall be as set forth below.

| Class  | Base Rates Effective January 1, ((2005)) 2006 |                  | Class | Accident Fund | Medical Aid Fund |
|--------|---|------------------|-------|---------------|------------------|
|        | Accident Fund                                 | Medical Aid Fund |       |               |                  |
| ((0101 | 1.5712  | 0.7958           | 0601  | 0.6934        | 0.4108           |
| 0103   | 1.7811  | 1.0388           | 0602  | 0.8039        | 0.4304           |
| 0104   | 1.0948  | 0.5963           | 0603  | 1.2177        | 0.5588           |
| 0105   | 1.4713  | 0.9700           | 0604  | 0.9419        | 0.7572           |
| 0107   | 1.3800  | 0.7634           | 0606  | 0.5014        | 0.4058           |
| 0108   | 1.0948  | 0.5963           | 0607  | 0.4669        | 0.3495           |
| 0112   | 0.8408  | 0.5241           | 0608  | 0.3979        | 0.2721           |
| 0201   | 2.7384  | 1.2955           | 0701  | 2.5562        | 0.8297           |
| 0202   | 3.5362  | 2.0082           | 0803  | 0.4821        | 0.3694           |
| 0210   | 1.3908  | 0.6846           | 0901  | 1.9397        | 0.9866           |
| 0212   | 1.4097  | 0.7562           | 1002  | 1.0209        | 0.7475           |
| 0214   | 1.4773  | 0.7315           | 1003  | 0.8420        | 0.5967           |
| 0217   | 1.3098  | 0.7108           | 1004  | 0.5435        | 0.3343           |
| 0219   | 1.0005  | 0.7000           | 1005  | 8.9651        | 4.9095           |
| 0301   | 0.5681  | 0.4513           | 1007  | 0.4073        | 0.2575           |
| 0302   | 2.2054  | 0.9634           | 1101  | 0.6978        | 0.5187           |
| 0303   | 2.1525  | 0.9713           | 1102  | 1.4506        | 0.8056           |
| 0306   | 1.2013  | 0.5974           | 1103  | 1.1786        | 0.8888           |
| 0307   | 1.0350  | 0.6115           | 1104  | 0.4961        | 0.4553           |
| 0308   | 0.5129  | 0.4392           | 1105  | 0.9877        | 0.6851           |
| 0403   | 1.7394  | 1.2958           | 1106  | 0.3074        | 0.3126           |
| 0502   | 1.7292  | 0.8171           | 1108  | 0.6182        | 0.4848           |
| 0504   | 1.3779  | 0.8471           | 1109  | 1.3618        | 1.0680           |
| 0507   | 3.0800  | 1.9089           | 1301  | 0.7581        | 0.4117           |
| 0508   | 2.3737  | 1.0280           | 1303  | 0.2233        | 0.1712           |
| 0509   | 1.7145  | 0.8096           | 1304  | 0.0266        | 0.0207           |
| 0510   | 1.7031  | 1.0197           | 1305  | 0.3886        | 0.3073           |
| 0511   | 1.8399  | 1.0126           | 1401  | 0.4678        | 0.4015           |
| 0512   | 1.6329  | 0.8381           | 1404  | 0.6813        | 0.5535           |
| 0513   | 0.9896  | 0.5482           | 1405  | 0.5175        | 0.4004           |
| 0514   | 1.9781  | 1.1717           | 1407  | 0.6813        | 0.5535           |
| 0516   | 1.7031  | 1.0197           | 1501  | 0.5749        | 0.3915           |
| 0517   | 1.7783  | 1.1387           | 1507  | 0.5283        | 0.3649           |
|        |   |                  | 1701  | 1.0007        | 0.6164           |
|        |   |                  | 1702  | 2.4102        | 1.0965           |
|        |   |                  | 1703  | 1.1054        | 0.4207           |
|        |   |                  | 1704  | 1.0007        | 0.6164           |
|        |   |                  | 1801  | 0.5650        | 0.3970           |
|        |   |                  | 1802  | 0.7227        | 0.4594           |
|        |   |                  | 2002  | 0.6907        | 0.5977           |
|        |   |                  | 2004  | 0.8922        | 0.6861           |

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| Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     | Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     |
|-------|--|---------------------|-------|--|---------------------|
|       | Accident<br>Fund                                 | Medical Aid<br>Fund |       | Accident<br>Fund                                 | Medical Aid<br>Fund |
| 2007  | 0.4457   | 0.3399              | 3509  | 0.3743   | 0.3686              |
| 2008  | 0.3232   | 0.2458              | 3510  | 0.3767   | 0.3094              |
| 2009  | 0.3490   | 0.3450              | 3511  | 0.7302   | 0.5655              |
| 2101  | 0.6785   | 0.5389              | 3512  | 0.3085   | 0.2980              |
| 2102  | 0.5478   | 0.4729              | 3513  | 0.4384   | 0.4090              |
| 2104  | 0.2933   | 0.3133              | 3602  | 0.1184   | 0.1076              |
| 2105  | 0.5843   | 0.4652              | 3603  | 0.4438   | 0.3698              |
| 2106  | 0.4230   | 0.3508              | 3604  | 0.7709   | 0.6783              |
| 2201  | 0.2467   | 0.2020              | 3605  | 0.5457   | 0.3775              |
| 2202  | 0.7224   | 0.5294              | 3701  | 0.2774   | 0.2405              |
| 2203  | 0.4603   | 0.4351              | 3702  | 0.4275   | 0.3668              |
| 2204  | 0.2467   | 0.2020              | 3708  | 0.6575   | 0.4651              |
| 2401  | 0.4714   | 0.3626              | 3802  | 0.1693   | 0.1505              |
| 2903  | 0.6483   | 0.5785              | 3808  | 0.4686   | 0.3075              |
| 2904  | 0.7148   | 0.5984              | 3901  | 0.1389   | 0.1610              |
| 2905  | 0.5354   | 0.5133              | 3902  | 0.4862   | 0.4205              |
| 2906  | 0.3466   | 0.2714              | 3903  | 0.9951   | 1.0094              |
| 2907  | 0.4927   | 0.4443              | 3905  | 0.1389   | 0.1610              |
| 2908  | 1.0923   | 0.7152              | 3906  | 0.4807   | 0.4197              |
| 2909  | 0.3738   | 0.3341              | 3909  | 0.2484   | 0.2469              |
| 3101  | 1.0776   | 0.6511              | 4002  | 1.5440   | 0.8535              |
| 3102  | 0.2774   | 0.2405              | 4101  | 0.2870   | 0.2197              |
| 3103  | 0.5698   | 0.4326              | 4103  | 0.3746   | 0.4215              |
| 3104  | 0.6221   | 0.4022              | 4107  | 0.1599   | 0.1359              |
| 3105  | 0.7629   | 0.6266              | 4108  | 0.1348   | 0.1201              |
| 3303  | 0.4310   | 0.3437              | 4109  | 0.2122   | 0.1698              |
| 3304  | 0.4663   | 0.4591              | 4201  | 0.7714   | 0.4124              |
| 3309  | 0.4155   | 0.3410              | 4301  | 0.6539   | 0.5734              |
| 3402  | 0.5307   | 0.3994              | 4302  | 0.6354   | 0.5049              |
| 3403  | 0.2025   | 0.1580              | 4304  | 0.9778   | 0.8193              |
| 3404  | 0.5044   | 0.4202              | 4305  | 1.3308   | 0.7440              |
| 3405  | 0.3081   | 0.2366              | 4401  | 0.3766   | 0.3206              |
| 3406  | 0.1900   | 0.1919              | 4402  | 0.7806   | 0.7112              |
| 3407  | 0.6937   | 0.4992              | 4404  | 0.5045   | 0.4564              |
| 3408  | 0.1730   | 0.1297              | 4501  | 0.1799   | 0.1734              |
| 3409  | 0.1569   | 0.1570              | 4502  | 0.0373   | 0.0381              |
| 3410  | 0.2470   | 0.2399              | 4504  | 0.0977   | 0.1154              |
| 3411  | 0.5009   | 0.3466              | 4601  | 0.7239   | 0.5787              |
| 3412  | 0.5896   | 0.3578              | 4802  | 0.2515   | 0.2218              |
| 3414  | 0.5774   | 0.4028              | 4803  | 0.2277   | 0.2499              |
| 3415  | 0.7923   | 0.5588              | 4804  | 0.5361   | 0.4514              |
| 3501  | 1.0519   | 0.7873              | 4805  | 0.2590   | 0.2628              |
| 3503  | 0.2609   | 0.3061              | 4806  | 0.0519   | 0.0492              |
| 3506  | 1.2951   | 0.6010              | 4808  | 0.4662   | 0.3843              |



Base Rates Effective  
January 1, ((2005)) 2006

Base Rates Effective  
January 1, ((2005)) 2006

| Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     | Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     |
|-------|--|---------------------|-------|--|---------------------|
|       | Accident<br>Fund                                 | Medical Aid<br>Fund |       | Accident<br>Fund                                 | Medical Aid<br>Fund |
| 4809  | 0.3592   | 0.3363              | 6110  | 0.5457   | 0.4639              |
| 4810  | 0.1276   | 0.1379              | 6201  | 0.3554   | 0.2355              |
| 4811  | 0.2317   | 0.2383              | 6202  | 0.6217   | 0.5532              |
| 4812  | 0.3749   | 0.3363              | 6203  | 0.0765   | 0.1096              |
| 4813  | 0.1502   | 0.1476              | 6204  | 0.1202   | 0.1250              |
| 4900  | 0.3955   | 0.2495              | 6205  | 0.2325   | 0.2167              |
| 4901  | 0.0814   | 0.0586              | 6206  | 0.2169   | 0.1855              |
| 4902  | 0.0981   | 0.0790              | 6207  | 0.8778   | 1.0654              |
| 4903  | 0.1492   | 0.1092              | 6208  | 0.2009   | 0.2394              |
| 4904  | 0.0294   | 0.0270              | 6209  | 0.2776   | 0.2776              |
| 4905  | 0.3045   | 0.3238              | 6301  | 0.1362   | 0.0822              |
| 4906  | 0.0994   | 0.0787              | 6302  | 0.1543   | 0.1452              |
| 4907  | 0.0480   | 0.0438              | 6303  | 0.0691   | 0.0603              |
| 4908  | 0.0815   | 0.1639              | 6304  | 0.3452   | 0.3658              |
| 4909  | 0.0372   | 0.0719              | 6305  | 0.0812   | 0.0955              |
| 4910  | 0.4311   | 0.3503              | 6306  | 0.3273   | 0.2747              |
| 5001  | 5.5303   | 2.6010              | 6308  | 0.0598   | 0.0514              |
| 5002  | 0.6172   | 0.4405              | 6309  | 0.1651   | 0.1644              |
| 5003  | 2.1717   | 1.0450              | 6402  | 0.2745   | 0.2706              |
| 5004  | 0.9502   | 0.7541              | 6403  | 0.1382   | 0.1472              |
| 5005  | 0.6493   | 0.3758              | 6404  | 0.1955   | 0.1888              |
| 5006  | 1.8785   | 0.9715              | 6405  | 0.6094   | 0.4479              |
| 5101  | 0.9341   | 0.7073              | 6406  | 0.0972   | 0.1025              |
| 5103  | 0.6811   | 0.6605              | 6407  | 0.2607   | 0.2455              |
| 5106  | 0.6811   | 0.6605              | 6408  | 0.3816   | 0.3106              |
| 5108  | 0.9017   | 0.7729              | 6409  | 0.9558   | 0.5915              |
| 5109  | 0.6576   | 0.4660              | 6410  | 0.2754   | 0.2323              |
| 5201  | 0.4402   | 0.3335              | 6501  | 0.1631   | 0.1416              |
| 5204  | 0.9717   | 0.7166              | 6502  | 0.0367   | 0.0352              |
| 5206  | 0.3955   | 0.2495              | 6503  | 0.0835   | 0.0478              |
| 5207  | 0.1492   | 0.1721              | 6504  | 0.3492   | 0.3934              |
| 5208  | 0.8956   | 0.6879              | 6505  | 0.0903   | 0.1081              |
| 5209  | 0.8125   | 0.5801              | 6506  | 0.0919   | 0.0981              |
| 5301  | 0.0294   | 0.0286              | 6509  | 0.3234   | 0.3400              |
| 5302  | 0.0218   | 0.0191              | 6510  | 0.5380   | 0.3212              |
| 5305  | 0.0488   | 0.0523              | 6511  | 0.2655   | 0.2773              |
| 5306  | 0.0566   | 0.0553              | 6601  | 0.1722   | 0.1694              |
| 5307  | 0.5105   | 0.3600              | 6602  | 0.4109   | 0.3683              |
| 6103  | 0.0689   | 0.0839              | 6603  | 0.3323   | 0.2572              |
| 6104  | 0.3533   | 0.3330              | 6604  | 0.0780   | 0.0720              |
| 6105  | 0.3380   | 0.2481              | 6605  | 0.2512   | 0.3064              |
| 6107  | 0.1109   | 0.1425              | 6607  | 0.1683   | 0.1443              |
| 6108  | 0.3724   | 0.4094              | 6608  | 0.6558   | 0.3047              |
| 6109  | 0.0915   | 0.0745              | 6614  | 885*   | 894*                |

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Base Rates Effective  
January 1, ((2005)) 2006

Base Rates Effective  
January 1, ((2005)) 2006

| Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     | Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                     |
|-------|--|---------------------|-------|--|---------------------|
|       | Accident<br>Fund                                 | Medical Aid<br>Fund |       | Accident<br>Fund                                 | Medical Aid<br>Fund |
| 6615  | 307*   | 322*                | 7119  | 1.2767   | 1.0108              |
| 6616  | 220*   | 199*                | 7120  | 6.0683   | 4.8033              |
| 6617  | 83*  | 76*                 | 7121  | 5.6717   | 4.5201              |
| 6618  | 99*  | 50*                 | 7122  | 0.5189   | 0.5852              |
| 6620  | 4.7930   | 3.6449              | 7201  | 1.3513   | 0.8221              |
| 6704  | 0.1664   | 0.1380              | 7202  | 0.0423   | 0.0270              |
| 6705  | 0.6992   | 0.9342              | 7203  | 0.1023   | 0.1344              |
| 6706  | 0.2919   | 0.3055              | 7204  | 0.0000   | 0.0000              |
| 6707  | 3.1192   | 2.9914              | 7301  | 0.4532   | 0.4079              |
| 6708  | 6.5953   | 8.6754              | 7302  | 0.8961   | 0.7811              |
| 6709  | 0.2469   | 0.2811              | 7307  | 0.4747   | 0.4470              |
| 6801  | 0.6185   | 0.4329              | 7308  | 0.2292   | 0.3018              |
| 6802  | 0.3770   | 0.3742              | 7309  | 0.2469   | 0.2811))            |
| 6803  | 0.9657   | 0.5336              | 0101  | 1.6725   | 0.7989              |
| 6804  | 0.2927   | 0.2215              | 0103  | 2.0369   | 1.0274              |
| 6809  | 4.5635   | 4.4339              | 0104  | 1.1932   | 0.5829              |
| 6901  | 0.0000   | 0.0733              | 0105  | 1.6346   | 0.9652              |
| 6902  | 1.2348   | 0.5292              | 0107  | 1.5455   | 0.7410              |
| 6903  | 8.4543   | 4.5702              | 0108  | 1.1932   | 0.5829              |
| 6904  | 0.4416   | 0.2666              | 0112  | 0.9380   | 0.5117              |
| 6905  | 0.3915   | 0.2870              | 0201  | 3.1270   | 1.2759              |
| 6906  | 0.0000   | 0.2870              | 0202  | 3.8103   | 1.9660              |
| 6907  | 1.1924   | 0.9266              | 0210  | 1.5654   | 0.6843              |
| 6908  | 0.4956   | 0.4009              | 0212  | 1.6195   | 0.7608              |
| 6909  | 0.1069   | 0.1099              | 0214  | 1.6711   | 0.7305              |
| 7100  | 0.0309   | 0.0271              | 0217  | 1.3940   | 0.6771              |
| 7101  | 0.0240   | 0.0197              | 0219  | 1.0755   | 0.6681              |
| 7102  | 2.9580   | 4.7979              | 0301  | 0.6529   | 0.4576              |
| 7103  | 0.6014   | 0.3740              | 0302  | 2.4877   | 0.9731              |
| 7104  | 0.0293   | 0.0256              | 0303  | 2.4428   | 0.9778              |
| 7105  | 0.0286   | 0.0274              | 0306  | 1.3078   | 0.5732              |
| 7106  | 0.1772   | 0.1737              | 0307  | 1.1179   | 0.5965              |
| 7107  | 0.1935   | 0.2218              | 0308  | 0.5744   | 0.4394              |
| 7108  | 0.1643   | 0.2060              | 0403  | 1.9416   | 1.2649              |
| 7109  | 0.1222   | 0.1228              | 0502  | 1.9576   | 0.8284              |
| 7110  | 0.3806   | 0.2487              | 0504  | 1.6485   | 0.8972              |
| 7111  | 0.4217   | 0.2836              | 0507  | 3.4493   | 1.9663              |
| 7112  | 0.5976   | 0.5231              | 0508  | 2.5625   | 0.9992              |
| 7113  | 0.3220   | 0.3557              | 0509  | 1.9523   | 0.8492              |
| 7114  | 0.5189   | 0.5852              | 0510  | 1.8328   | 1.0278              |
| 7115  | 0.5222   | 0.5314              | 0511  | 2.0682   | 0.9858              |
| 7116  | 0.6670   | 0.5864              | 0512  | 1.8744   | 0.8431              |
| 7117  | 1.3695   | 1.1705              | 0513  | 1.1038   | 0.5372              |
| 7118  | 1.1773   | 1.0657              | 0514  | 2.2801   | 1.1869              |

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Base Rates Effective  
January 1, ((2005)) 2006Base Rates Effective  
January 1, ((2005)) 2006

| Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                  | Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                  |
|-------|--|------------------|-------|--|------------------|
|       | Accident Fund                                    | Medical Aid Fund |       | Accident Fund                                    | Medical Aid Fund |
| 0516  | 2.0215   | 0.9993           | 2002  | 0.7666   | 0.5922           |
| 0517  | 2.0134   | 1.1406           | 2004  | 1.0399   | 0.7102           |
| 0518  | 1.9839   | 0.9043           | 2007  | 0.4968   | 0.3414           |
| 0519  | 2.7385   | 1.2957           | 2008  | 0.3602   | 0.2443           |
| 0521  | 0.6482   | 0.3906           | 2009  | 0.4002   | 0.3510           |
| 0601  | 0.7925   | 0.4228           | 2101  | 0.7483   | 0.5298           |
| 0602  | 0.9480   | 0.4763           | 2102  | 0.6132   | 0.4698           |
| 0603  | 1.3337   | 0.5402           | 2104  | 0.3441   | 0.3287           |
| 0604  | 1.0524   | 0.7534           | 2105  | 0.6597   | 0.4636           |
| 0606  | 0.5800   | 0.4108           | 2106  | 0.4639   | 0.3513           |
| 0607  | 0.5501   | 0.3592           | 2201  | 0.2741   | 0.2027           |
| 0608  | 0.4566   | 0.2731           | 2202  | 0.8105   | 0.5242           |
| 0701  | 2.8587   | 0.8219           | 2203  | 0.5081   | 0.4199           |
| 0803  | 0.5394   | 0.3637           | 2204  | 0.2741   | 0.2027           |
| 0901  | 1.9839   | 0.9043           | 2401  | 0.5531   | 0.3661           |
| 1002  | 1.1047   | 0.7294           | 2903  | 0.7135   | 0.5571           |
| 1003  | 0.9286   | 0.5766           | 2904  | 0.8130   | 0.6046           |
| 1004  | 0.6139   | 0.3358           | 2905  | 0.5790   | 0.4955           |
| 1005  | 10.0962  | 4.9153           | 2906  | 0.3756   | 0.2661           |
| 1007  | 0.4551   | 0.2544           | 2907  | 0.5670   | 0.4515           |
| 1101  | 0.7855   | 0.5192           | 2908  | 1.2260   | 0.7081           |
| 1102  | 1.6527   | 0.8260           | 2909  | 0.4181   | 0.3313           |
| 1103  | 1.3384   | 0.8764           | 3101  | 1.1891   | 0.6375           |
| 1104  | 0.5587   | 0.4573           | 3102  | 0.3078   | 0.2317           |
| 1105  | 1.0760   | 0.6639           | 3103  | 0.6342   | 0.4293           |
| 1106  | 0.3419   | 0.3094           | 3104  | 0.6977   | 0.4011           |
| 1108  | 0.7114   | 0.4866           | 3105  | 0.8267   | 0.6030           |
| 1109  | 1.5684   | 1.0902           | 3303  | 0.4860   | 0.3433           |
| 1301  | 0.8517   | 0.4144           | 3304  | 0.4841   | 0.4370           |
| 1303  | 0.2481   | 0.1687           | 3309  | 0.4767   | 0.3420           |
| 1304  | 0.0307   | 0.0210           | 3402  | 0.6008   | 0.4063           |
| 1305  | 0.4509   | 0.3102           | 3403  | 0.2260   | 0.1577           |
| 1401  | 0.5196   | 0.3980           | 3404  | 0.5446   | 0.4060           |
| 1404  | 0.7948   | 0.5726           | 3405  | 0.3590   | 0.2481           |
| 1405  | 0.6112   | 0.4200           | 3406  | 0.2144   | 0.1921           |
| 1407  | 0.7031   | 0.5223           | 3407  | 0.7838   | 0.5001           |
| 1501  | 0.6644   | 0.4110           | 3408  | 0.1987   | 0.1336           |
| 1507  | 0.5929   | 0.3655           | 3409  | 0.1772   | 0.1595           |
| 1701  | 1.0923   | 0.6160           | 3410  | 0.2837   | 0.2453           |
| 1702  | 2.7238   | 1.0881           | 3411  | 0.5678   | 0.3483           |
| 1703  | 1.2087   | 0.4114           | 3412  | 0.7130   | 0.3734           |
| 1704  | 1.0923   | 0.6160           | 3414  | 0.6465   | 0.3980           |
| 1801  | 0.6232   | 0.3906           | 3415  | 0.9032   | 0.5590           |
| 1802  | 0.8332   | 0.4618           | 3501  | 1.1879   | 0.7907           |

PROPOSED

PROPOSED

| Base Rates Effective<br>January 1, ((2005)) 2006 |               |                  | Base Rates Effective<br>January 1, ((2005)) 2006 |               |                  |
|--|---------------|------------------|--|---------------|------------------|
| Class  | Accident Fund | Medical Aid Fund | Class  | Accident Fund | Medical Aid Fund |
| <u>3503</u>                                      | <u>0.2935</u> | <u>0.3091</u>    | <u>4806</u>                                      | <u>0.0593</u> | <u>0.0501</u>    |
| <u>3506</u>                                      | <u>1.4556</u> | <u>0.6044</u>    | <u>4808</u>                                      | <u>0.5317</u> | <u>0.3835</u>    |
| <u>3509</u>                                      | <u>0.4185</u> | <u>0.3676</u>    | <u>4809</u>                                      | <u>0.3954</u> | <u>0.3341</u>    |
| <u>3510</u>                                      | <u>0.4035</u> | <u>0.3045</u>    | <u>4810</u>                                      | <u>0.1424</u> | <u>0.1369</u>    |
| <u>3511</u>                                      | <u>0.8081</u> | <u>0.5653</u>    | <u>4811</u>                                      | <u>0.2639</u> | <u>0.2471</u>    |
| <u>3512</u>                                      | <u>0.3504</u> | <u>0.3106</u>    | <u>4812</u>                                      | <u>0.4184</u> | <u>0.3384</u>    |
| <u>3513</u>                                      | <u>0.4816</u> | <u>0.4018</u>    | <u>4813</u>                                      | <u>0.1627</u> | <u>0.1480</u>    |
| <u>3602</u>                                      | <u>0.1325</u> | <u>0.1073</u>    | <u>4900</u>                                      | <u>0.4218</u> | <u>0.2150</u>    |
| <u>3603</u>                                      | <u>0.5090</u> | <u>0.3729</u>    | <u>4901</u>                                      | <u>0.0923</u> | <u>0.0581</u>    |
| <u>3604</u>                                      | <u>0.8543</u> | <u>0.6682</u>    | <u>4902</u>                                      | <u>0.1106</u> | <u>0.0798</u>    |
| <u>3605</u>                                      | <u>0.6117</u> | <u>0.3769</u>    | <u>4903</u>                                      | <u>0.1719</u> | <u>0.1129</u>    |
| <u>3701</u>                                      | <u>0.3078</u> | <u>0.2317</u>    | <u>4904</u>                                      | <u>0.0329</u> | <u>0.0272</u>    |
| <u>3702</u>                                      | <u>0.4953</u> | <u>0.3745</u>    | <u>4905</u>                                      | <u>0.3360</u> | <u>0.3228</u>    |
| <u>3708</u>                                      | <u>0.7543</u> | <u>0.4715</u>    | <u>4906</u>                                      | <u>0.1095</u> | <u>0.0780</u>    |
| <u>3802</u>                                      | <u>0.1998</u> | <u>0.1544</u>    | <u>4907</u>                                      | <u>0.0535</u> | <u>0.0434</u>    |
| <u>3808</u>                                      | <u>0.5104</u> | <u>0.2999</u>    | <u>4908</u>                                      | <u>0.0884</u> | <u>0.1632</u>    |
| <u>3901</u>                                      | <u>0.1611</u> | <u>0.1648</u>    | <u>4909</u>                                      | <u>0.0408</u> | <u>0.0717</u>    |
| <u>3902</u>                                      | <u>0.5509</u> | <u>0.4286</u>    | <u>4910</u>                                      | <u>0.5022</u> | <u>0.3576</u>    |
| <u>3903</u>                                      | <u>1.1037</u> | <u>0.9958</u>    | <u>5001</u>                                      | <u>6.2988</u> | <u>2.6855</u>    |
| <u>3905</u>                                      | <u>0.1536</u> | <u>0.1577</u>    | <u>5002</u>                                      | <u>0.6914</u> | <u>0.4396</u>    |
| <u>3906</u>                                      | <u>0.5249</u> | <u>0.4158</u>    | <u>5003</u>                                      | <u>2.4643</u> | <u>1.0784</u>    |
| <u>3909</u>                                      | <u>0.2704</u> | <u>0.2440</u>    | <u>5004</u>                                      | <u>1.0203</u> | <u>0.7187</u>    |
| <u>4002</u>                                      | <u>1.7334</u> | <u>0.8610</u>    | <u>5005</u>                                      | <u>0.7012</u> | <u>0.3692</u>    |
| <u>4101</u>                                      | <u>0.3184</u> | <u>0.2179</u>    | <u>5006</u>                                      | <u>2.0579</u> | <u>0.9457</u>    |
| <u>4103</u>                                      | <u>0.4083</u> | <u>0.4154</u>    | <u>5101</u>                                      | <u>1.0345</u> | <u>0.7080</u>    |
| <u>4107</u>                                      | <u>0.1826</u> | <u>0.1373</u>    | <u>5103</u>                                      | <u>0.7818</u> | <u>0.6643</u>    |
| <u>4108</u>                                      | <u>0.1542</u> | <u>0.1221</u>    | <u>5106</u>                                      | <u>0.7818</u> | <u>0.6643</u>    |
| <u>4109</u>                                      | <u>0.2343</u> | <u>0.1677</u>    | <u>5108</u>                                      | <u>0.9870</u> | <u>0.7607</u>    |
| <u>4201</u>                                      | <u>0.8537</u> | <u>0.4120</u>    | <u>5109</u>                                      | <u>0.7055</u> | <u>0.4508</u>    |
| <u>4301</u>                                      | <u>0.7198</u> | <u>0.5627</u>    | <u>5201</u>                                      | <u>0.4900</u> | <u>0.3282</u>    |
| <u>4302</u>                                      | <u>0.7247</u> | <u>0.5116</u>    | <u>5204</u>                                      | <u>1.0591</u> | <u>0.6908</u>    |
| <u>4304</u>                                      | <u>1.0857</u> | <u>0.8231</u>    | <u>5206</u>                                      | <u>0.4837</u> | <u>0.2752</u>    |
| <u>4305</u>                                      | <u>1.5220</u> | <u>0.7376</u>    | <u>5207</u>                                      | <u>0.1676</u> | <u>0.1765</u>    |
| <u>4401</u>                                      | <u>0.4253</u> | <u>0.3242</u>    | <u>5208</u>                                      | <u>0.9734</u> | <u>0.6709</u>    |
| <u>4402</u>                                      | <u>0.8742</u> | <u>0.7153</u>    | <u>5209</u>                                      | <u>0.8812</u> | <u>0.5622</u>    |
| <u>4404</u>                                      | <u>0.5860</u> | <u>0.4662</u>    | <u>5301</u>                                      | <u>0.0341</u> | <u>0.0293</u>    |
| <u>4501</u>                                      | <u>0.1984</u> | <u>0.1741</u>    | <u>5302</u>                                      | <u>0.0228</u> | <u>0.0180</u>    |
| <u>4502</u>                                      | <u>0.0418</u> | <u>0.0381</u>    | <u>5305</u>                                      | <u>0.0526</u> | <u>0.0521</u>    |
| <u>4504</u>                                      | <u>0.1066</u> | <u>0.1157</u>    | <u>5306</u>                                      | <u>0.0636</u> | <u>0.0560</u>    |
| <u>4601</u>                                      | <u>0.8107</u> | <u>0.5773</u>    | <u>5307</u>                                      | <u>0.5999</u> | <u>0.3717</u>    |
| <u>4802</u>                                      | <u>0.3014</u> | <u>0.2413</u>    | <u>6103</u>                                      | <u>0.0769</u> | <u>0.0842</u>    |
| <u>4803</u>                                      | <u>0.2574</u> | <u>0.2549</u>    | <u>6104</u>                                      | <u>0.3871</u> | <u>0.3322</u>    |
| <u>4804</u>                                      | <u>0.5900</u> | <u>0.4439</u>    | <u>6105</u>                                      | <u>0.3840</u> | <u>0.2583</u>    |
| <u>4805</u>                                      | <u>0.2965</u> | <u>0.2660</u>    | <u>6107</u>                                      | <u>0.1265</u> | <u>0.1438</u>    |

Base Rates Effective  
January 1, ((2005)) 2006

Base Rates Effective  
January 1, ((2005)) 2006

| Class       | Base Rates Effective<br>January 1, ((2005)) 2006 |                  | Class       | Base Rates Effective<br>January 1, ((2005)) 2006 |                  |
|-------------|--|------------------|-------------|--|------------------|
|             | Accident Fund                                    | Medical Aid Fund |             | Accident Fund                                    | Medical Aid Fund |
| <u>6108</u> | <u>0.4188</u>                                    | <u>0.4050</u>    | <u>6608</u> | <u>0.7280</u>                                    | <u>0.2982</u>    |
| <u>6109</u> | <u>0.1025</u>                                    | <u>0.0751</u>    | <u>6614</u> | <u>970*</u>                                      | <u>849*</u>      |
| <u>6110</u> | <u>0.6459</u>                                    | <u>0.4674</u>    | <u>6615</u> | <u>333*</u>                                      | <u>311*</u>      |
| <u>6201</u> | <u>0.3876</u>                                    | <u>0.2303</u>    | <u>6616</u> | <u>237*</u>                                      | <u>187*</u>      |
| <u>6202</u> | <u>0.6929</u>                                    | <u>0.5465</u>    | <u>6617</u> | <u>88*</u>                                       | <u>71*</u>       |
| <u>6203</u> | <u>0.0848</u>                                    | <u>0.1128</u>    | <u>6618</u> | <u>99*</u>                                       | <u>50*</u>       |
| <u>6204</u> | <u>0.1311</u>                                    | <u>0.1224</u>    | <u>6620</u> | <u>5.2322</u>                                    | <u>3.5169</u>    |
| <u>6205</u> | <u>0.2603</u>                                    | <u>0.2194</u>    | <u>6704</u> | <u>0.1880</u>                                    | <u>0.1370</u>    |
| <u>6206</u> | <u>0.2415</u>                                    | <u>0.1922</u>    | <u>6705</u> | <u>0.7509</u>                                    | <u>0.8956</u>    |
| <u>6207</u> | <u>0.9680</u>                                    | <u>1.0518</u>    | <u>6706</u> | <u>0.3214</u>                                    | <u>0.3009</u>    |
| <u>6208</u> | <u>0.2304</u>                                    | <u>0.2395</u>    | <u>6707</u> | <u>3.5664</u>                                    | <u>3.0526</u>    |
| <u>6209</u> | <u>0.3088</u>                                    | <u>0.2801</u>    | <u>6708</u> | <u>7.3180</u>                                    | <u>8.6496</u>    |
| <u>6301</u> | <u>0.1546</u>                                    | <u>0.0821</u>    | <u>6709</u> | <u>0.2828</u>                                    | <u>0.2844</u>    |
| <u>6302</u> | <u>0.1723</u>                                    | <u>0.1445</u>    | <u>6801</u> | <u>0.6966</u>                                    | <u>0.4373</u>    |
| <u>6303</u> | <u>0.0740</u>                                    | <u>0.0574</u>    | <u>6802</u> | <u>0.4522</u>                                    | <u>0.3715</u>    |
| <u>6304</u> | <u>0.4011</u>                                    | <u>0.3858</u>    | <u>6803</u> | <u>1.0830</u>                                    | <u>0.5178</u>    |
| <u>6305</u> | <u>0.0947</u>                                    | <u>0.0988</u>    | <u>6804</u> | <u>0.3214</u>                                    | <u>0.2204</u>    |
| <u>6306</u> | <u>0.3643</u>                                    | <u>0.2738</u>    | <u>6809</u> | <u>5.0019</u>                                    | <u>4.3763</u>    |
| <u>6308</u> | <u>0.0686</u>                                    | <u>0.0521</u>    | <u>6901</u> | <u>0.0000</u>                                    | <u>0.0723</u>    |
| <u>6309</u> | <u>0.1819</u>                                    | <u>0.1630</u>    | <u>6902</u> | <u>1.3773</u>                                    | <u>0.5262</u>    |
| <u>6402</u> | <u>0.3013</u>                                    | <u>0.2681</u>    | <u>6903</u> | <u>9.2977</u>                                    | <u>4.4760</u>    |
| <u>6403</u> | <u>0.1599</u>                                    | <u>0.1530</u>    | <u>6904</u> | <u>0.4974</u>                                    | <u>0.2649</u>    |
| <u>6404</u> | <u>0.2242</u>                                    | <u>0.1918</u>    | <u>6905</u> | <u>0.4469</u>                                    | <u>0.2852</u>    |
| <u>6405</u> | <u>0.6926</u>                                    | <u>0.4528</u>    | <u>6906</u> | <u>0.0000</u>                                    | <u>0.2851</u>    |
| <u>6406</u> | <u>0.1129</u>                                    | <u>0.1056</u>    | <u>6907</u> | <u>1.3479</u>                                    | <u>0.9315</u>    |
| <u>6407</u> | <u>0.2922</u>                                    | <u>0.2383</u>    | <u>6908</u> | <u>0.5298</u>                                    | <u>0.3805</u>    |
| <u>6408</u> | <u>0.4260</u>                                    | <u>0.3109</u>    | <u>6909</u> | <u>0.1202</u>                                    | <u>0.1041</u>    |
| <u>6409</u> | <u>1.0859</u>                                    | <u>0.5978</u>    | <u>7100</u> | <u>0.0345</u>                                    | <u>0.0272</u>    |
| <u>6410</u> | <u>0.3091</u>                                    | <u>0.2331</u>    | <u>7101</u> | <u>0.0269</u>                                    | <u>0.0194</u>    |
| <u>6501</u> | <u>0.1845</u>                                    | <u>0.1447</u>    | <u>7102</u> | <u>3.2714</u>                                    | <u>4.7884</u>    |
| <u>6502</u> | <u>0.0431</u>                                    | <u>0.0359</u>    | <u>7103</u> | <u>0.6968</u>                                    | <u>0.3925</u>    |
| <u>6503</u> | <u>0.0939</u>                                    | <u>0.0479</u>    | <u>7104</u> | <u>0.0327</u>                                    | <u>0.0255</u>    |
| <u>6504</u> | <u>0.3880</u>                                    | <u>0.3949</u>    | <u>7105</u> | <u>0.0322</u>                                    | <u>0.0283</u>    |
| <u>6505</u> | <u>0.1010</u>                                    | <u>0.1078</u>    | <u>7106</u> | <u>0.1976</u>                                    | <u>0.1764</u>    |
| <u>6506</u> | <u>0.1048</u>                                    | <u>0.0996</u>    | <u>7107</u> | <u>0.2139</u>                                    | <u>0.2187</u>    |
| <u>6509</u> | <u>0.3731</u>                                    | <u>0.3456</u>    | <u>7108</u> | <u>0.1818</u>                                    | <u>0.1993</u>    |
| <u>6510</u> | <u>0.5905</u>                                    | <u>0.3128</u>    | <u>7109</u> | <u>0.1329</u>                                    | <u>0.1199</u>    |
| <u>6511</u> | <u>0.3201</u>                                    | <u>0.2928</u>    | <u>7110</u> | <u>0.4115</u>                                    | <u>0.2377</u>    |
| <u>6601</u> | <u>0.1984</u>                                    | <u>0.1719</u>    | <u>7111</u> | <u>0.4587</u>                                    | <u>0.2699</u>    |
| <u>6602</u> | <u>0.4617</u>                                    | <u>0.3678</u>    | <u>7112</u> | <u>0.6759</u>                                    | <u>0.5296</u>    |
| <u>6603</u> | <u>0.3769</u>                                    | <u>0.2549</u>    | <u>7113</u> | <u>0.3563</u>                                    | <u>0.3474</u>    |
| <u>6604</u> | <u>0.0879</u>                                    | <u>0.0724</u>    | <u>7114</u> | <u>0.5558</u>                                    | <u>0.5375</u>    |
| <u>6605</u> | <u>0.2896</u>                                    | <u>0.3079</u>    | <u>7115</u> | <u>0.5760</u>                                    | <u>0.5329</u>    |
| <u>6607</u> | <u>0.1897</u>                                    | <u>0.1434</u>    | <u>7116</u> | <u>0.7346</u>                                    | <u>0.5794</u>    |

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| Class | Base Rates Effective<br>January 1, ((2005)) 2006 |                  |
|-------|--|------------------|
|       | Accident Fund                                    | Medical Aid Fund |
| 7117  | 1.6240   | 1.2756           |
| 7118  | 1.3767   | 1.1319           |
| 7119  | 1.4564   | 1.0266           |
| 7120  | 6.7913   | 4.7895           |
| 7121  | 6.3439   | 4.5081           |
| 7122  | 0.5558   | 0.5375           |
| 7201  | 1.5790   | 0.8452           |
| 7202  | 0.0456   | 0.0261           |
| 7203  | 0.1124   | 0.1334           |
| 7204  | 0.0000   | 0.0000           |
| 7301  | 0.5284   | 0.4156           |
| 7302  | 1.0273   | 0.8021           |
| 7307  | 0.5243   | 0.4406           |
| 7308  | 0.2648   | 0.3042           |
| 7309  | 0.2611   | 0.2658           |

\* These rates are calculated on a per license basis for parimutuel race tracks and are base rated.

| Class  | Base Rates Effective<br>January 1, ((2005)) 2006 |                  |                           |
|--------|--|------------------|---------------------------|
|        | Accident Fund                                    | Medical Aid Fund | Supplemental Pension Fund |
| ((0540 | 0.0274   | 0.0133           | 0.0006                    |
| 0541   | 0.0146   | 0.0067           | 0.0006                    |
| 0550   | 0.0371   | 0.0148           | 0.0006                    |
| 0551   | 0.0206   | 0.0083           | 0.0006))                  |
| 0540   | 0.0302   | 0.0129           | 0.0005                    |
| 0541   | 0.0169   | 0.0068           | 0.0005                    |
| 0550   | 0.0413   | 0.0144           | 0.0005                    |
| 0551   | 0.0231   | 0.0081           | 0.0005                    |

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-89502 Industrial insurance accident fund, medical aid and supplemental pension rates by class of industry for nonhourly rated classifications.** The base rates as set forth below are for classifications whose premium rates are based on units other than hours worked.

| Class  | Base Rates Effective<br>January 1, ((2005)) 2006 |                  |                           |
|--------|--|------------------|---------------------------|
|        | Accident Fund                                    | Medical Aid Fund | Supplemental Pension Fund |
| ((0540 | 0.0274   | 0.0133           | 0.0006                    |
| 0541   | 0.0146   | 0.0067           | 0.0006                    |
| 0550   | 0.0371   | 0.0148           | 0.0006                    |
| 0551   | 0.0206   | 0.0083           | 0.0006))                  |

| Class | Accident Fund | Medical Aid Fund | Supplemental Pension Fund |
|-------|---------------|------------------|---------------------------|
| 0540  | 0.0302        | 0.0129           | 0.0005                    |
| 0541  | 0.0169        | 0.0068           | 0.0005                    |
| 0550  | 0.0413        | 0.0144           | 0.0005                    |
| 0551  | 0.0231        | 0.0081           | 0.0005                    |

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-90492 Table I.**

RETROSPECTIVE RATING PLANS A, A1, A2, A3, AND B  
STANDARD PREMIUM SIZE RANGES  
Effective January 1, ((2005)) 2006

| Size Group Number | Standard Premium Range |
|-------------------|------------------------|
| ((63              | \$4,754 - \$5,744      |
| 62                | 5,745 - 6,898          |
| 61                | 6,899 - 8,207          |
| 60                | 8,208 - 9,711          |
| 59                | 9,712 - 11,430         |
| 58                | 11,431 - 13,369        |
| 57                | 13,370 - 15,569        |
| 56                | 15,570 - 17,899        |
| 55                | 17,900 - 20,369        |
| 54                | 20,370 - 22,969        |
| 53                | 22,970 - 25,709        |
| 52                | 25,710 - 28,589        |
| 51                | 28,590 - 31,599        |
| 50                | 31,600 - 34,769        |
| 49                | 34,770 - 38,079        |
| 48                | 38,080 - 41,439        |
| 47                | 41,440 - 44,809        |
| 46                | 44,810 - 48,509        |
| 45                | 48,510 - 52,629        |
| 44                | 52,630 - 57,219        |
| 43                | 57,220 - 62,289        |
| 42                | 62,290 - 67,969        |
| 41                | 67,970 - 74,339        |
| 40                | 74,340 - 81,449        |
| 39                | 81,450 - 89,469        |
| 38                | 89,470 - 98,559        |
| 37                | 98,560 - 108,789       |
| 36                | 108,790 - 119,699      |
| 35                | 119,700 - 131,599      |
| 34                | 131,600 - 144,799      |
| 33                | 144,800 - 159,199      |
| 32                | 159,200 - 175,199      |

| Size Group Number | Standard Premium Range  | Size Group Number | Standard Premium Range       |
|-------------------|-------------------------|-------------------|------------------------------|
| 31                | 175,200 - 191,799       | 46                | 47,920 - 51,869              |
| 30                | 191,800 - 210,199       | 45                | 51,870 - 56,279              |
| 29                | 210,200 - 231,099       | 44                | 56,280 - 61,189              |
| 28                | 231,100 - 254,699       | 43                | 61,190 - 66,609              |
| 27                | 254,700 - 281,999       | 42                | 66,610 - 72,679              |
| 26                | 282,000 - 313,499       | 41                | 72,680 - 79,489              |
| 25                | 313,500 - 349,599       | 40                | 79,490 - 87,099              |
| 24                | 349,600 - 391,999       | 39                | 87,100 - 95,669              |
| 23                | 392,000 - 441,799       | 38                | 95,670 - 105,389             |
| 22                | 441,800 - 500,099       | 37                | 105,390 - 116,329            |
| 21                | 500,100 - 569,899       | 36                | 116,330 - 127,999            |
| 20                | 569,900 - 654,099       | 35                | 128,000 - 140,699            |
| 19                | 654,100 - 754,999       | 34                | 140,700 - 154,799            |
| 18                | 755,000 - 879,299       | 33                | 154,800 - 170,199            |
| 17                | 879,300 - 1,034,399     | 32                | 170,200 - 187,299            |
| 16                | 1,034,400 - 1,256,999   | 31                | 187,300 - 205,099            |
| 15                | 1,257,000 - 1,565,999   | 30                | 205,100 - 224,799            |
| 14                | 1,566,000 - 2,000,999   | 29                | 224,800 - 247,099            |
| 13                | 2,001,000 - 2,556,999   | 28                | 247,100 - 272,399            |
| 12                | 2,557,000 - 3,265,999   | 27                | 272,400 - 301,499            |
| 11                | 3,266,000 - 4,328,999   | 26                | 301,500 - 335,199            |
| 10                | 4,329,000 - 5,996,999   | 25                | 335,200 - 373,799            |
| 9                 | 5,997,000 - 8,643,999   | 24                | 373,800 - 419,199            |
| 8                 | 8,644,000 - 12,519,999  | 23                | 419,200 - 472,399            |
| 7                 | 12,520,000 - 18,439,999 | 22                | 472,400 - 534,799            |
| 6                 | 18,440,000 - 28,669,999 | 21                | 534,800 - 609,399            |
| 5                 | 28,670,000 - 45,259,999 | 20                | 609,400 - 699,399            |
| 4                 | 45,260,000 & Over))     | 19                | 699,400 - 807,299            |
| 63                | \$5,084 - \$6,142       | 18                | 807,300 - 940,199            |
| 62                | 6,143 - 7,376           | 17                | 940,200 - 1,106,099          |
| 61                | 7,377 - 8,776           | 16                | 1,106,100 - 1,343,999        |
| 60                | 8,777 - 10,384          | 15                | 1,344,000 - 1,674,999        |
| 59                | 10,385 - 12,222         | 14                | 1,675,000 - 2,139,999        |
| 58                | 12,223 - 14,299         | 13                | 2,140,000 - 2,733,999        |
| 57                | 14,300 - 16,649         | 12                | 2,734,000 - 3,491,999        |
| 56                | 16,650 - 19,139         | 11                | 3,492,000 - 4,628,999        |
| 55                | 19,140 - 21,779         | 10                | 4,629,000 - 6,412,999        |
| 54                | 21,780 - 24,559         | 9                 | 6,413,000 - 9,242,999        |
| 53                | 24,560 - 27,489         | 8                 | 9,243,000 - 13,389,999       |
| 52                | 27,490 - 30,569         | 7                 | 13,390,000 - 19,719,999      |
| 51                | 30,570 - 33,789         | 6                 | 19,720,000 - 30,659,999      |
| 50                | 33,790 - 37,179         | 5                 | 30,660,000 - 48,399,999      |
| 49                | 37,180 - 40,719         | 4                 | 48,400,000 & Over 99,999,999 |
| 48                | 40,720 - 44,309         |                   |                              |
| 47                | 44,310 - 47,919         |                   |                              |

PROPOSED

AMENDATORY SECTION (Amending WSR 03-24-066, filed 12/1/03, effective 1/1/04)

**WAC 296-17-90493 Table II.**

RETROSPECTIVE RATING PLAN A  
 BASIC PREMIUM RATIOS  
 LOSS CONVERSION FACTOR = .729  
 Effective January 1, ((2004)) 2006

PROPOSED

| Maximum Premium Ratio: | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 63                     | .907 | .856 | .820 | .791 | .766 | .745 | .725 | .708 | .692 | .677 | .649 | .625 | .602 | .563 |
| 62                     | .902 | .850 | .813 | .783 | .757 | .735 | .715 | .698 | .681 | .666 | .638 | .612 | .590 | .550 |
| 61                     | .897 | .844 | .805 | .774 | .748 | .726 | .705 | .687 | .670 | .654 | .625 | .600 | .577 | .536 |
| 60                     | .892 | .838 | .798 | .766 | .739 | .716 | .695 | .676 | .658 | .642 | .613 | .587 | .563 | .522 |
| 59                     | .888 | .831 | .790 | .758 | .730 | .706 | .684 | .665 | .647 | .630 | .600 | .574 | .550 | .508 |
| 58                     | .883 | .825 | .783 | .749 | .720 | .696 | .674 | .654 | .635 | .618 | .588 | .561 | .537 | .495 |
| 57                     | .878 | .818 | .775 | .740 | .711 | .686 | .663 | .643 | .624 | .607 | .576 | .548 | .524 | .482 |
| 56                     | .872 | .810 | .766 | .731 | .701 | .675 | .652 | .631 | .612 | .594 | .563 | .535 | .511 | .468 |
| 55                     | .865 | .802 | .757 | .721 | .690 | .664 | .640 | .619 | .599 | .582 | .550 | .522 | .497 | .455 |
| 54                     | .858 | .794 | .747 | .710 | .679 | .652 | .628 | .607 | .587 | .569 | .537 | .509 | .484 | .442 |
| 53                     | .851 | .785 | .738 | .700 | .668 | .641 | .616 | .595 | .575 | .556 | .524 | .496 | .471 | .429 |
| 52                     | .843 | .776 | .728 | .690 | .657 | .629 | .605 | .582 | .562 | .544 | .511 | .483 | .458 | .417 |
| 51                     | .836 | .767 | .718 | .679 | .646 | .618 | .592 | .570 | .550 | .531 | .498 | .470 | .446 | .405 |
| 50                     | .828 | .758 | .708 | .668 | .634 | .605 | .580 | .557 | .537 | .518 | .485 | .457 | .432 | .392 |
| 49                     | .821 | .748 | .697 | .656 | .622 | .593 | .567 | .544 | .524 | .505 | .472 | .444 | .419 | .379 |
| 48                     | .813 | .739 | .686 | .645 | .610 | .581 | .555 | .531 | .511 | .492 | .459 | .431 | .406 | .367 |
| 47                     | .804 | .729 | .675 | .633 | .598 | .568 | .542 | .519 | .498 | .479 | .446 | .418 | .394 | .355 |
| 46                     | .796 | .718 | .663 | .620 | .584 | .554 | .528 | .505 | .484 | .465 | .433 | .406 | .382 | .344 |
| 45                     | .787 | .707 | .650 | .607 | .571 | .541 | .514 | .491 | .471 | .452 | .420 | .394 | .371 | .334 |
| 44                     | .778 | .695 | .638 | .594 | .557 | .527 | .501 | .478 | .458 | .440 | .408 | .382 | .360 | .324 |
| 43                     | .768 | .683 | .625 | .580 | .544 | .514 | .488 | .465 | .445 | .427 | .396 | .371 | .349 | .314 |
| 42                     | .758 | .671 | .612 | .567 | .530 | .500 | .474 | .451 | .431 | .413 | .383 | .357 | .336 | .301 |
| 41                     | .748 | .659 | .599 | .554 | .517 | .486 | .460 | .437 | .417 | .399 | .368 | .343 | .322 | .288 |
| 40                     | .737 | .647 | .586 | .540 | .503 | .472 | .446 | .423 | .403 | .385 | .355 | .330 | .309 | .276 |
| 39                     | .726 | .635 | .573 | .526 | .489 | .458 | .432 | .409 | .389 | .372 | .342 | .317 | .296 | .264 |
| 38                     | .714 | .622 | .560 | .513 | .476 | .445 | .418 | .396 | .376 | .359 | .329 | .305 | .284 | .252 |
| 37                     | .702 | .608 | .546 | .499 | .462 | .431 | .405 | .383 | .363 | .346 | .317 | .293 | .273 | .242 |
| 36                     | .688 | .594 | .532 | .485 | .448 | .417 | .392 | .369 | .350 | .333 | .304 | .281 | .262 | .231 |
| 35                     | .673 | .578 | .516 | .469 | .433 | .402 | .377 | .355 | .336 | .320 | .292 | .269 | .250 | .221 |
| 34                     | .657 | .562 | .500 | .454 | .418 | .388 | .363 | .342 | .323 | .307 | .280 | .258 | .240 | .211 |
| 33                     | .640 | .546 | .484 | .439 | .403 | .374 | .349 | .329 | .310 | .295 | .268 | .247 | .229 | .202 |
| 32                     | .623 | .529 | .468 | .424 | .389 | .360 | .336 | .316 | .298 | .283 | .257 | .237 | .220 | .193 |
| 31                     | .607 | .512 | .452 | .408 | .373 | .345 | .322 | .302 | .285 | .270 | .246 | .226 | .210 | .185 |
| 30                     | .589 | .495 | .435 | .392 | .358 | .331 | .308 | .289 | .273 | .259 | .235 | .216 | .201 | .178 |
| 29                     | .571 | .478 | .419 | .377 | .344 | .317 | .295 | .277 | .261 | .247 | .225 | .207 | .193 | .171 |
| 28                     | .553 | .461 | .403 | .361 | .329 | .303 | .282 | .264 | .248 | .235 | .213 | .195 | .181 | .160 |
| 27                     | .537 | .446 | .388 | .346 | .314 | .288 | .267 | .248 | .233 | .219 | .197 | .179 | .165 | .143 |
| 26                     | .521 | .430 | .373 | .331 | .299 | .273 | .252 | .234 | .218 | .205 | .183 | .165 | .151 | .129 |
| 25                     | .504 | .414 | .358 | .317 | .285 | .259 | .238 | .220 | .205 | .192 | .170 | .152 | .138 | .117 |
| 24                     | .482 | .394 | .339 | .300 | .269 | .245 | .225 | .208 | .194 | .181 | .161 | .145 | .132 | .113 |
| 23                     | .460 | .374 | .321 | .283 | .254 | .231 | .213 | .197 | .184 | .172 | .153 | .138 | .127 | .109 |
| 22                     | .437 | .355 | .304 | .268 | .241 | .219 | .201 | .187 | .174 | .163 | .146 | .132 | .121 | .105 |
| 21                     | .414 | .336 | .288 | .254 | .228 | .208 | .191 | .177 | .166 | .156 | .139 | .127 | .117 | .102 |
| 20                     | .394 | .318 | .272 | .239 | .214 | .194 | .179 | .166 | .155 | .145 | .130 | .119 | .110 | .096 |
| 19                     | .377 | .301 | .254 | .222 | .198 | .179 | .164 | .152 | .142 | .133 | .120 | .109 | .101 | .089 |
| 18                     | .358 | .283 | .238 | .207 | .184 | .166 | .152 | .140 | .131 | .123 | .110 | .101 | .094 | .083 |



| Maximum Premium Ratio: | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| 17                     | .339 | .266 | .222 | .192 | .171 | .154 | .140 | .130 | .121 | .114 | .103 | .094 | .088 | .079 |
| 16                     | .320 | .249 | .208 | .179 | .159 | .143 | .131 | .121 | .113 | .106 | .096 | .088 | .083 | .075 |
| 15                     | .303 | .234 | .194 | .168 | .148 | .134 | .122 | .113 | .106 | .100 | .091 | .084 | .079 | .072 |
| 14                     | .293 | .220 | .180 | .157 | .141 | .128 | .117 | .109 | .103 | .097 | .089 | .082 | .078 | .071 |
| 13                     | .281 | .204 | .167 | .148 | .133 | .122 | .112 | .105 | .099 | .094 | .086 | .081 | .076 | .070 |
| 12                     | .269 | .187 | .156 | .139 | .126 | .116 | .108 | .101 | .096 | .091 | .084 | .079 | .075 | .069 |
| 11                     | .254 | .167 | .145 | .130 | .119 | .110 | .103 | .097 | .092 | .088 | .082 | .077 | .073 | .068 |
| 10                     | .238 | .150 | .135 | .122 | .113 | .105 | .098 | .093 | .089 | .085 | .079 | .075 | .072 | .067 |
| 9                      | .219 | .138 | .125 | .115 | .106 | .100 | .094 | .089 | .085 | .082 | .077 | .073 | .071 | .066 |
| 8                      | .197 | .127 | .116 | .107 | .100 | .094 | .090 | .086 | .082 | .079 | .075 | .072 | .069 | .065 |
| 7                      | .170 | .117 | .108 | .100 | .094 | .089 | .085 | .082 | .079 | .077 | .073 | .070 | .068 | .064 |
| 6                      | .137 | .107 | .100 | .094 | .089 | .085 | .081 | .078 | .076 | .074 | .071 | .068 | .066 | .064 |
| 5                      | .105 | .098 | .092 | .087 | .083 | .080 | .077 | .075 | .073 | .071 | .068 | .066 | .065 | .063 |
| 4                      | .096 | .089 | .084 | .081 | .078 | .076 | .074 | .072 | .070 | .068 | .066 | .065 | .064 | .063 |

AMENDATORY SECTION (Amending WSR 03-24-066, filed 12/1/03, effective 1/1/04)

WAC 296-17-90494 Table III.

RETROSPECTIVE RATING PLAN A1  
 MINIMUM PREMIUM RATIOS  
 BASIC PREMIUM RATIO = .058  
 LOSS CONVERSION FACTOR = .729  
 Effective January 1, (~~2004~~) 2006

| Maximum Premium Ratio: | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| Size Group             |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 63                     | .987 | .975 | .963 | .951 | .940 | .928 | .918 | .907 | .897 | .887 | .868 | .850 | .833 | .801 |
| 62                     | .987 | .974 | .961 | .949 | .938 | .926 | .915 | .904 | .894 | .884 | .864 | .845 | .828 | .795 |
| 61                     | .986 | .973 | .960 | .948 | .936 | .924 | .912 | .901 | .890 | .880 | .860 | .841 | .823 | .789 |
| 60                     | .986 | .972 | .959 | .946 | .933 | .921 | .909 | .898 | .887 | .876 | .855 | .836 | .817 | .783 |
| 59                     | .985 | .971 | .958 | .944 | .931 | .919 | .907 | .895 | .883 | .872 | .851 | .831 | .812 | .777 |
| 58                     | .985 | .970 | .956 | .943 | .929 | .917 | .904 | .892 | .880 | .869 | .847 | .826 | .807 | .771 |
| 57                     | .985 | .970 | .955 | .941 | .927 | .914 | .901 | .889 | .877 | .865 | .843 | .822 | .802 | .765 |
| 56                     | .984 | .969 | .954 | .939 | .925 | .912 | .899 | .886 | .874 | .862 | .839 | .818 | .797 | .760 |
| 55                     | .984 | .968 | .953 | .938 | .924 | .910 | .896 | .884 | .871 | .859 | .836 | .814 | .793 | .756 |
| 54                     | .983 | .967 | .951 | .936 | .922 | .908 | .894 | .881 | .868 | .856 | .832 | .810 | .790 | .752 |
| 53                     | .983 | .966 | .950 | .935 | .920 | .906 | .892 | .878 | .866 | .853 | .829 | .807 | .786 | .748 |
| 52                     | .982 | .965 | .949 | .933 | .918 | .904 | .890 | .876 | .863 | .850 | .826 | .804 | .783 | .744 |
| 51                     | .982 | .965 | .948 | .932 | .917 | .902 | .887 | .874 | .860 | .847 | .823 | .800 | .779 | .740 |
| 50                     | .982 | .964 | .947 | .930 | .915 | .899 | .885 | .871 | .857 | .844 | .819 | .796 | .775 | .735 |
| 49                     | .981 | .963 | .946 | .929 | .913 | .897 | .882 | .868 | .854 | .841 | .816 | .792 | .770 | .731 |
| 48                     | .981 | .962 | .945 | .927 | .911 | .895 | .880 | .866 | .852 | .838 | .812 | .789 | .767 | .727 |
| 47                     | .980 | .962 | .944 | .926 | .910 | .894 | .878 | .864 | .849 | .836 | .810 | .786 | .764 | .723 |
| 46                     | .980 | .961 | .943 | .925 | .909 | .893 | .877 | .863 | .848 | .835 | .809 | .785 | .763 | .723 |
| 45                     | .980 | .961 | .942 | .925 | .908 | .892 | .877 | .862 | .848 | .834 | .808 | .784 | .762 | .722 |
| 44                     | .980 | .960 | .942 | .924 | .907 | .891 | .876 | .861 | .847 | .833 | .808 | .784 | .762 | .722 |
| 43                     | .980 | .960 | .941 | .924 | .907 | .891 | .875 | .861 | .846 | .833 | .807 | .784 | .762 | .722 |
| 42                     | .979 | .959 | .940 | .922 | .905 | .888 | .872 | .857 | .843 | .829 | .803 | .779 | .757 | .717 |
| 41                     | .978 | .958 | .938 | .920 | .902 | .885 | .869 | .853 | .839 | .825 | .798 | .774 | .751 | .710 |
| 40                     | .978 | .957 | .937 | .918 | .899 | .882 | .866 | .850 | .835 | .820 | .793 | .768 | .745 | .704 |
| 39                     | .977 | .956 | .935 | .916 | .897 | .879 | .863 | .846 | .831 | .816 | .789 | .764 | .741 | .699 |

PROPOSED

| Maximum Premium Ratio: | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| Size Group             |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 38                     | .977 | .955 | .934 | .914 | .895 | .877 | .860 | .843 | .828 | .813 | .785 | .760 | .736 | .694 |
| 37                     | .976 | .954 | .933 | .912 | .893 | .875 | .857 | .841 | .825 | .810 | .782 | .756 | .732 | .690 |
| 36                     | .976 | .953 | .932 | .911 | .891 | .873 | .855 | .838 | .822 | .807 | .779 | .753 | .729 | .686 |
| 35                     | .976 | .953 | .931 | .910 | .890 | .871 | .854 | .837 | .821 | .805 | .777 | .751 | .727 | .684 |
| 34                     | .975 | .952 | .930 | .909 | .889 | .870 | .852 | .835 | .819 | .804 | .775 | .749 | .725 | .683 |
| 33                     | .975 | .951 | .929 | .908 | .888 | .869 | .851 | .834 | .818 | .802 | .774 | .748 | .724 | .682 |
| 32                     | .975 | .951 | .929 | .907 | .887 | .868 | .850 | .833 | .817 | .802 | .773 | .747 | .724 | .682 |
| 31                     | .975 | .951 | .928 | .907 | .886 | .867 | .849 | .832 | .816 | .801 | .773 | .747 | .724 | .682 |
| 30                     | .974 | .950 | .927 | .906 | .886 | .867 | .849 | .832 | .816 | .801 | .773 | .747 | .724 | .682 |
| 29                     | .974 | .950 | .927 | .906 | .886 | .867 | .849 | .832 | .816 | .801 | .773 | .747 | .724 | .682 |
| 28                     | .974 | .949 | .926 | .904 | .883 | .864 | .846 | .828 | .812 | .797 | .769 | .744 | .721 | .682 |
| 27                     | .973 | .947 | .922 | .899 | .877 | .857 | .837 | .819 | .802 | .785 | .754 | .727 | .701 | .657 |
| 26                     | .972 | .945 | .919 | .895 | .872 | .851 | .830 | .811 | .792 | .775 | .742 | .712 | .685 | .636 |
| 25                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 24                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 23                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 22                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 21                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 20                     | .971 | .943 | .917 | .892 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 19                     | .970 | .941 | .915 | .891 | .868 | .846 | .824 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 18                     | .969 | .940 | .912 | .887 | .864 | .843 | .823 | .804 | .785 | .766 | .732 | .701 | .672 | .620 |
| 17                     | .968 | .938 | .911 | .885 | .862 | .840 | .820 | .801 | .784 | .766 | .732 | .701 | .672 | .620 |
| 16                     | .968 | .937 | .910 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 15                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 14                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 13                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 12                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 11                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 10                     | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 9                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 8                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 7                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 6                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 5                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |
| 4                      | .967 | .937 | .909 | .884 | .860 | .838 | .818 | .800 | .783 | .766 | .732 | .701 | .672 | .620 |

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**AMENDATORY SECTION** (Amending WSR 03-24-066, filed 12/1/03, effective 1/1/04)

**WAC 296-17-90495 Table IV.**

**RETROSPECTIVE RATING PLAN A2  
MINIMUM PREMIUM RATIOS  
AND BASIC PREMIUM RATIOS  
LOSS CONVERSION FACTOR = .729  
Effective January 1, ((2004)) 2006**

| Maximum Premium Ratio: | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| Size Group             |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 63 Basic Premium Ratio | .483 | .457 | .439 | .425 | .412 | .402 | .392 | .383 | .375 | .368 | .354 | .342 | .330 | .311 |
| Minimum Premium Ratio  | .979 | .960 | .943 | .927 | .912 | .898 | .884 | .871 | .859 | .846 | .823 | .802 | .782 | .745 |
| 62 Basic Premium Ratio | .480 | .454 | .436 | .421 | .408 | .397 | .387 | .378 | .370 | .362 | .348 | .335 | .324 | .304 |
| Minimum Premium Ratio  | .978 | .959 | .941 | .925 | .909 | .894 | .880 | .867 | .854 | .841 | .818 | .796 | .775 | .738 |

| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 61                     | Basic Premium Ratio   | .478 | .451 | .432 | .416 | .403 | .392 | .382 | .373 | .364 | .356 | .342 | .329 | .318 | .297 |
|                        | Minimum Premium Ratio | .977 | .957 | .939 | .922 | .906 | .891 | .876 | .862 | .849 | .836 | .811 | .789 | .768 | .730 |
| 60                     | Basic Premium Ratio   | .475 | .448 | .428 | .412 | .399 | .387 | .377 | .367 | .358 | .350 | .336 | .323 | .311 | .290 |
|                        | Minimum Premium Ratio | .976 | .955 | .936 | .919 | .902 | .886 | .871 | .857 | .843 | .830 | .805 | .781 | .760 | .721 |
| 59                     | Basic Premium Ratio   | .473 | .445 | .424 | .408 | .394 | .382 | .371 | .362 | .353 | .344 | .329 | .316 | .304 | .283 |
|                        | Minimum Premium Ratio | .975 | .954 | .934 | .916 | .898 | .882 | .867 | .852 | .837 | .824 | .798 | .774 | .752 | .713 |
| 58                     | Basic Premium Ratio   | .471 | .442 | .421 | .404 | .389 | .377 | .366 | .356 | .347 | .338 | .323 | .310 | .298 | .277 |
|                        | Minimum Premium Ratio | .974 | .952 | .931 | .912 | .895 | .878 | .862 | .847 | .832 | .818 | .792 | .767 | .745 | .704 |
| 57                     | Basic Premium Ratio   | .468 | .438 | .417 | .399 | .385 | .372 | .361 | .351 | .341 | .333 | .317 | .303 | .291 | .270 |
|                        | Minimum Premium Ratio | .973 | .950 | .929 | .909 | .891 | .874 | .857 | .842 | .827 | .813 | .786 | .761 | .738 | .697 |
| 56                     | Basic Premium Ratio   | .465 | .434 | .412 | .395 | .380 | .367 | .355 | .345 | .335 | .326 | .311 | .297 | .285 | .263 |
|                        | Minimum Premium Ratio | .972 | .948 | .926 | .906 | .887 | .870 | .853 | .837 | .822 | .807 | .780 | .755 | .731 | .690 |
| 55                     | Basic Premium Ratio   | .462 | .430 | .408 | .390 | .374 | .361 | .349 | .339 | .329 | .320 | .304 | .290 | .278 | .257 |
|                        | Minimum Premium Ratio | .971 | .946 | .924 | .903 | .884 | .866 | .849 | .832 | .817 | .802 | .774 | .749 | .725 | .683 |
| 54                     | Basic Premium Ratio   | .458 | .426 | .403 | .384 | .369 | .355 | .343 | .333 | .323 | .314 | .298 | .284 | .271 | .250 |
|                        | Minimum Premium Ratio | .970 | .945 | .922 | .900 | .880 | .862 | .844 | .827 | .812 | .797 | .768 | .743 | .719 | .677 |
| 53                     | Basic Premium Ratio   | .455 | .422 | .398 | .379 | .363 | .350 | .337 | .327 | .317 | .307 | .291 | .277 | .265 | .244 |
|                        | Minimum Premium Ratio | .969 | .943 | .919 | .897 | .877 | .858 | .840 | .823 | .807 | .792 | .763 | .737 | .713 | .671 |
| 52                     | Basic Premium Ratio   | .451 | .417 | .393 | .374 | .358 | .344 | .332 | .320 | .310 | .301 | .285 | .271 | .258 | .238 |
|                        | Minimum Premium Ratio | .968 | .941 | .917 | .895 | .874 | .854 | .836 | .819 | .803 | .787 | .758 | .732 | .709 | .666 |
| 51                     | Basic Premium Ratio   | .447 | .413 | .388 | .369 | .352 | .338 | .325 | .314 | .304 | .295 | .278 | .264 | .252 | .232 |
|                        | Minimum Premium Ratio | .967 | .939 | .914 | .891 | .870 | .851 | .832 | .815 | .798 | .782 | .753 | .727 | .703 | .660 |
| 50                     | Basic Premium Ratio   | .443 | .408 | .383 | .363 | .346 | .332 | .319 | .308 | .298 | .288 | .272 | .258 | .245 | .225 |
|                        | Minimum Premium Ratio | .966 | .937 | .912 | .888 | .867 | .846 | .828 | .810 | .793 | .777 | .747 | .721 | .697 | .654 |
| 49                     | Basic Premium Ratio   | .440 | .403 | .378 | .357 | .340 | .326 | .313 | .301 | .291 | .282 | .265 | .251 | .239 | .219 |
|                        | Minimum Premium Ratio | .965 | .935 | .909 | .885 | .863 | .842 | .823 | .805 | .788 | .772 | .742 | .715 | .690 | .647 |
| 48                     | Basic Premium Ratio   | .436 | .399 | .372 | .352 | .334 | .320 | .307 | .295 | .285 | .275 | .259 | .245 | .232 | .213 |
|                        | Minimum Premium Ratio | .964 | .933 | .907 | .882 | .860 | .839 | .819 | .801 | .783 | .767 | .737 | .710 | .685 | .641 |
| 47                     | Basic Premium Ratio   | .431 | .394 | .367 | .346 | .328 | .313 | .300 | .289 | .278 | .269 | .252 | .238 | .226 | .207 |
|                        | Minimum Premium Ratio | .962 | .931 | .904 | .879 | .856 | .835 | .816 | .797 | .780 | .763 | .733 | .706 | .681 | .637 |
| 46                     | Basic Premium Ratio   | .427 | .388 | .361 | .339 | .321 | .306 | .293 | .282 | .271 | .262 | .246 | .232 | .220 | .201 |
|                        | Minimum Premium Ratio | .961 | .929 | .901 | .876 | .853 | .832 | .812 | .793 | .776 | .760 | .729 | .702 | .678 | .635 |
| 45                     | Basic Premium Ratio   | .423 | .383 | .354 | .333 | .315 | .300 | .286 | .275 | .265 | .255 | .239 | .226 | .215 | .196 |
|                        | Minimum Premium Ratio | .960 | .927 | .899 | .873 | .850 | .829 | .809 | .790 | .773 | .757 | .727 | .700 | .675 | .633 |
| 44                     | Basic Premium Ratio   | .418 | .377 | .348 | .326 | .308 | .293 | .280 | .268 | .258 | .249 | .233 | .220 | .209 | .191 |
|                        | Minimum Premium Ratio | .958 | .925 | .897 | .871 | .848 | .826 | .806 | .788 | .771 | .754 | .725 | .698 | .674 | .631 |
| 43                     | Basic Premium Ratio   | .413 | .371 | .342 | .319 | .301 | .286 | .273 | .262 | .252 | .243 | .227 | .215 | .204 | .186 |
|                        | Minimum Premium Ratio | .957 | .924 | .895 | .869 | .846 | .824 | .804 | .786 | .768 | .752 | .723 | .696 | .672 | .630 |

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| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 42                     | Basic Premium Ratio   | .408 | .365 | .335 | .313 | .294 | .279 | .266 | .255 | .245 | .236 | .221 | .208 | .197 | .180 |
|                        | Minimum Premium Ratio | .956 | .921 | .892 | .865 | .842 | .820 | .799 | .781 | .763 | .747 | .716 | .690 | .666 | .623 |
| 41                     | Basic Premium Ratio   | .403 | .359 | .329 | .306 | .288 | .272 | .259 | .248 | .238 | .229 | .213 | .201 | .190 | .173 |
|                        | Minimum Premium Ratio | .954 | .919 | .889 | .862 | .837 | .815 | .794 | .775 | .757 | .740 | .710 | .683 | .659 | .616 |
| 40                     | Basic Premium Ratio   | .398 | .353 | .322 | .299 | .281 | .265 | .252 | .241 | .231 | .222 | .207 | .194 | .184 | .167 |
|                        | Minimum Premium Ratio | .953 | .917 | .886 | .858 | .833 | .810 | .789 | .770 | .752 | .735 | .704 | .677 | .651 | .609 |
| 39                     | Basic Premium Ratio   | .392 | .347 | .316 | .292 | .274 | .258 | .245 | .234 | .224 | .215 | .200 | .188 | .177 | .161 |
|                        | Minimum Premium Ratio | .951 | .914 | .883 | .855 | .829 | .806 | .785 | .765 | .747 | .730 | .699 | .671 | .646 | .603 |
| 38                     | Basic Premium Ratio   | .386 | .340 | .309 | .286 | .267 | .252 | .238 | .227 | .217 | .209 | .194 | .182 | .171 | .155 |
|                        | Minimum Premium Ratio | .950 | .913 | .880 | .852 | .826 | .802 | .781 | .761 | .743 | .725 | .694 | .666 | .641 | .598 |
| 37                     | Basic Premium Ratio   | .380 | .333 | .302 | .279 | .260 | .245 | .232 | .221 | .211 | .202 | .188 | .176 | .166 | .150 |
|                        | Minimum Premium Ratio | .949 | .911 | .878 | .849 | .823 | .800 | .778 | .757 | .739 | .722 | .690 | .661 | .636 | .593 |
| 36                     | Basic Premium Ratio   | .373 | .326 | .295 | .272 | .253 | .238 | .225 | .214 | .204 | .196 | .181 | .170 | .160 | .145 |
|                        | Minimum Premium Ratio | .948 | .909 | .876 | .847 | .821 | .797 | .775 | .755 | .736 | .718 | .687 | .658 | .634 | .590 |
| 35                     | Basic Premium Ratio   | .366 | .318 | .287 | .264 | .246 | .230 | .218 | .207 | .197 | .189 | .175 | .164 | .154 | .140 |
|                        | Minimum Premium Ratio | .947 | .908 | .874 | .845 | .818 | .795 | .773 | .752 | .734 | .716 | .685 | .656 | .632 | .588 |
| 34                     | Basic Premium Ratio   | .358 | .310 | .279 | .256 | .238 | .223 | .211 | .200 | .191 | .183 | .169 | .158 | .149 | .135 |
|                        | Minimum Premium Ratio | .946 | .906 | .873 | .844 | .817 | .793 | .771 | .751 | .732 | .714 | .683 | .655 | .630 | .587 |
| 33                     | Basic Premium Ratio   | .349 | .302 | .271 | .249 | .231 | .216 | .204 | .194 | .184 | .177 | .163 | .153 | .144 | .130 |
|                        | Minimum Premium Ratio | .945 | .906 | .872 | .842 | .816 | .792 | .770 | .750 | .732 | .714 | .683 | .655 | .630 | .588 |
| 32                     | Basic Premium Ratio   | .341 | .294 | .263 | .241 | .224 | .209 | .197 | .187 | .178 | .171 | .158 | .148 | .139 | .126 |
|                        | Minimum Premium Ratio | .945 | .905 | .872 | .842 | .816 | .792 | .770 | .750 | .732 | .714 | .683 | .655 | .631 | .589 |
| 31                     | Basic Premium Ratio   | .333 | .285 | .255 | .233 | .216 | .202 | .190 | .180 | .172 | .164 | .152 | .142 | .134 | .122 |
|                        | Minimum Premium Ratio | .944 | .904 | .870 | .841 | .814 | .790 | .769 | .749 | .730 | .714 | .683 | .656 | .633 | .591 |
| 30                     | Basic Premium Ratio   | .324 | .277 | .247 | .225 | .208 | .195 | .183 | .174 | .166 | .159 | .147 | .137 | .130 | .118 |
|                        | Minimum Premium Ratio | .943 | .902 | .869 | .840 | .814 | .790 | .769 | .748 | .730 | .713 | .683 | .658 | .634 | .595 |
| 29                     | Basic Premium Ratio   | .315 | .268 | .239 | .218 | .201 | .188 | .177 | .168 | .160 | .153 | .142 | .133 | .126 | .115 |
|                        | Minimum Premium Ratio | .942 | .902 | .868 | .839 | .813 | .790 | .769 | .749 | .731 | .715 | .685 | .659 | .637 | .599 |
| 28                     | Basic Premium Ratio   | .306 | .260 | .231 | .210 | .194 | .181 | .170 | .161 | .153 | .147 | .136 | .127 | .120 | .109 |
|                        | Minimum Premium Ratio | .942 | .901 | .867 | .838 | .811 | .788 | .766 | .747 | .729 | .711 | .681 | .655 | .632 | .593 |
| 27                     | Basic Premium Ratio   | .298 | .252 | .223 | .202 | .186 | .173 | .163 | .153 | .146 | .139 | .128 | .119 | .112 | .101 |
|                        | Minimum Premium Ratio | .940 | .898 | .864 | .833 | .806 | .781 | .758 | .738 | .718 | .700 | .668 | .640 | .614 | .571 |
| 26                     | Basic Premium Ratio   | .290 | .244 | .216 | .195 | .179 | .166 | .155 | .146 | .138 | .132 | .121 | .112 | .105 | .094 |
|                        | Minimum Premium Ratio | .939 | .896 | .860 | .829 | .801 | .775 | .752 | .731 | .711 | .691 | .657 | .627 | .599 | .553 |
| 25                     | Basic Premium Ratio   | .281 | .236 | .208 | .188 | .172 | .159 | .148 | .139 | .132 | .125 | .114 | .105 | .098 | .088 |
|                        | Minimum Premium Ratio | .938 | .895 | .858 | .826 | .797 | .771 | .747 | .725 | .704 | .685 | .650 | .619 | .592 | .542 |
| 24                     | Basic Premium Ratio   | .270 | .226 | .199 | .179 | .164 | .152 | .142 | .133 | .126 | .120 | .110 | .102 | .095 | .086 |
|                        | Minimum Premium Ratio | .938 | .894 | .858 | .827 | .798 | .773 | .749 | .729 | .708 | .689 | .655 | .625 | .600 | .551 |

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| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 23                     | Basic Premium Ratio   | .259 | .216 | .190 | .171 | .156 | .145 | .136 | .128 | .121 | .115 | .106 | .098 | .093 | .084 |
|                        | Minimum Premium Ratio | .938 | .895 | .860 | .829 | .802 | .777 | .753 | .733 | .714 | .697 | .663 | .636 | .608 | .564 |
| 22                     | Basic Premium Ratio   | .248 | .207 | .181 | .163 | .150 | .139 | .130 | .123 | .116 | .111 | .102 | .095 | .090 | .082 |
|                        | Minimum Premium Ratio | .938 | .896 | .862 | .832 | .805 | .781 | .760 | .739 | .722 | .704 | .674 | .648 | .622 | .580 |
| 21                     | Basic Premium Ratio   | .236 | .197 | .173 | .156 | .143 | .133 | .125 | .118 | .112 | .107 | .099 | .093 | .088 | .080 |
|                        | Minimum Premium Ratio | .940 | .899 | .865 | .836 | .811 | .787 | .766 | .747 | .730 | .714 | .685 | .659 | .636 | .599 |
| 20                     | Basic Premium Ratio   | .226 | .188 | .165 | .149 | .136 | .126 | .119 | .112 | .107 | .102 | .094 | .089 | .084 | .077 |
|                        | Minimum Premium Ratio | .939 | .898 | .865 | .835 | .810 | .788 | .766 | .748 | .730 | .715 | .689 | .662 | .642 | .607 |
| 19                     | Basic Premium Ratio   | .218 | .180 | .156 | .140 | .128 | .119 | .111 | .105 | .100 | .096 | .089 | .084 | .080 | .074 |
|                        | Minimum Premium Ratio | .937 | .894 | .860 | .830 | .804 | .781 | .761 | .742 | .724 | .708 | .680 | .655 | .633 | .597 |
| 18                     | Basic Premium Ratio   | .208 | .171 | .148 | .133 | .121 | .112 | .105 | .099 | .095 | .091 | .084 | .080 | .076 | .071 |
|                        | Minimum Premium Ratio | .935 | .892 | .857 | .826 | .800 | .777 | .756 | .737 | .718 | .703 | .677 | .651 | .631 | .594 |
| 17                     | Basic Premium Ratio   | .199 | .162 | .140 | .125 | .115 | .106 | .099 | .094 | .090 | .086 | .081 | .076 | .073 | .069 |
|                        | Minimum Premium Ratio | .934 | .891 | .856 | .826 | .798 | .775 | .755 | .736 | .717 | .703 | .673 | .653 | .631 | .592 |
| 16                     | Basic Premium Ratio   | .189 | .154 | .133 | .119 | .109 | .101 | .095 | .090 | .086 | .082 | .077 | .073 | .071 | .067 |
|                        | Minimum Premium Ratio | .934 | .890 | .855 | .825 | .798 | .775 | .754 | .736 | .719 | .706 | .679 | .658 | .633 | .598 |
| 15                     | Basic Premium Ratio   | .181 | .146 | .126 | .113 | .103 | .096 | .090 | .086 | .082 | .079 | .075 | .071 | .069 | .065 |
|                        | Minimum Premium Ratio | .933 | .889 | .855 | .826 | .801 | .778 | .759 | .739 | .724 | .710 | .682 | .663 | .641 | .613 |
| 14                     | Basic Premium Ratio   | .176 | .139 | .119 | .108 | .100 | .093 | .088 | .084 | .081 | .078 | .074 | .070 | .068 | .065 |
|                        | Minimum Premium Ratio | .924 | .878 | .850 | .821 | .796 | .775 | .755 | .737 | .720 | .706 | .679 | .663 | .642 | .608 |
| 13                     | Basic Premium Ratio   | .170 | .131 | .113 | .103 | .096 | .090 | .085 | .082 | .079 | .076 | .072 | .070 | .067 | .064 |
|                        | Minimum Premium Ratio | .915 | .868 | .844 | .818 | .793 | .772 | .754 | .735 | .719 | .706 | .682 | .656 | .643 | .612 |
| 12                     | Basic Premium Ratio   | .164 | .123 | .107 | .099 | .092 | .087 | .083 | .080 | .077 | .075 | .071 | .069 | .067 | .064 |
|                        | Minimum Premium Ratio | .904 | .860 | .839 | .812 | .791 | .770 | .751 | .732 | .718 | .702 | .680 | .655 | .637 | .606 |
| 11                     | Basic Premium Ratio   | .156 | .113 | .102 | .094 | .089 | .084 | .081 | .078 | .075 | .073 | .070 | .068 | .066 | .063 |
|                        | Minimum Premium Ratio | .892 | .859 | .834 | .811 | .786 | .768 | .747 | .730 | .718 | .704 | .678 | .655 | .638 | .612 |
| 10                     | Basic Premium Ratio   | .148 | .104 | .097 | .090 | .086 | .082 | .078 | .076 | .074 | .072 | .069 | .067 | .065 | .063 |
|                        | Minimum Premium Ratio | .876 | .858 | .829 | .807 | .782 | .762 | .748 | .728 | .712 | .699 | .676 | .654 | .640 | .605 |
| 9                      | Basic Premium Ratio   | .139 | .098 | .092 | .087 | .082 | .079 | .076 | .074 | .072 | .070 | .068 | .066 | .065 | .062 |
|                        | Minimum Premium Ratio | .856 | .853 | .825 | .800 | .782 | .761 | .744 | .727 | .712 | .702 | .674 | .654 | .631 | .612 |
| 8                      | Basic Premium Ratio   | .106 | .093 | .087 | .083 | .079 | .076 | .074 | .072 | .070 | .069 | .067 | .065 | .064 | .062 |
|                        | Minimum Premium Ratio | .855 | .846 | .823 | .798 | .779 | .761 | .741 | .725 | .713 | .697 | .671 | .654 | .633 | .604 |
| 7                      | Basic Premium Ratio   | .097 | .088 | .083 | .079 | .076 | .074 | .072 | .070 | .069 | .068 | .066 | .064 | .063 | .061 |
|                        | Minimum Premium Ratio | .855 | .840 | .818 | .797 | .777 | .756 | .738 | .725 | .707 | .691 | .668 | .655 | .636 | .613 |
| 6                      | Basic Premium Ratio   | .089 | .083 | .079 | .076 | .074 | .072 | .070 | .068 | .067 | .066 | .065 | .063 | .062 | .061 |
|                        | Minimum Premium Ratio | .855 | .836 | .814 | .792 | .768 | .749 | .735 | .725 | .709 | .696 | .664 | .656 | .640 | .602 |
| 5                      | Basic Premium Ratio   | .082 | .078 | .075 | .073 | .071 | .069 | .068 | .067 | .066 | .065 | .063 | .062 | .062 | .061 |
|                        | Minimum Premium Ratio | .855 | .833 | .811 | .787 | .767 | .752 | .732 | .714 | .700 | .689 | .677 | .658 | .624 | .586 |

PROPOSED

| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| 4                      | Basic Premium Ratio   | .077 | .074 | .071 | .070 | .068 | .067 | .066 | .065 | .064 | .063 | .062 | .062 | .061 | .061 |
|                        | Minimum Premium Ratio | .855 | .830 | .811 | .782 | .767 | .752 | .729 | .714 | .700 | .689 | .677 | .658 | .624 | .586 |

**AMENDATORY SECTION** (Amending WSR 03-24-066, filed 12/1/03, effective 1/1/04)

**WAC 296-17-90496 Table V.**

RETROSPECTIVE RATING PLAN A3  
 MINIMUM PREMIUM RATIOS  
 AND BASIC PREMIUM RATIOS  
 LOSS CONVERSION FACTOR = .729  
 Effective January 1, ((2004)) 2006

| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| 63                     | Basic Premium Ratio   | .818 | .762 | .722 | .692 | .666 | .642 | .622 | .603 | .586 | .571 | .543 | .517 | .495 | .458 |
|                        | Minimum Premium Ratio | .947 | .916 | .892 | .871 | .853 | .837 | .822 | .808 | .795 | .782 | .759 | .738 | .718 | .682 |
| 62                     | Basic Premium Ratio   | .814 | .760 | .719 | .687 | .659 | .636 | .616 | .596 | .578 | .562 | .534 | .509 | .486 | .448 |
|                        | Minimum Premium Ratio | .945 | .912 | .887 | .866 | .848 | .831 | .815 | .801 | .788 | .775 | .751 | .729 | .709 | .673 |
| 61                     | Basic Premium Ratio   | .813 | .754 | .713 | .680 | .652 | .628 | .606 | .587 | .570 | .553 | .524 | .497 | .475 | .437 |
|                        | Minimum Premium Ratio | .942 | .909 | .883 | .861 | .842 | .825 | .809 | .794 | .780 | .767 | .743 | .721 | .700 | .663 |
| 60                     | Basic Premium Ratio   | .811 | .749 | .705 | .672 | .644 | .618 | .597 | .577 | .558 | .543 | .513 | .486 | .464 | .425 |
|                        | Minimum Premium Ratio | .939 | .905 | .879 | .856 | .836 | .819 | .802 | .787 | .773 | .759 | .734 | .712 | .690 | .653 |
| 59                     | Basic Premium Ratio   | .805 | .744 | .699 | .664 | .634 | .608 | .586 | .567 | .549 | .532 | .501 | .475 | .452 | .413 |
|                        | Minimum Premium Ratio | .937 | .901 | .874 | .851 | .831 | .813 | .796 | .780 | .765 | .751 | .726 | .703 | .681 | .643 |
| 58                     | Basic Premium Ratio   | .802 | .737 | .691 | .655 | .626 | .599 | .577 | .557 | .538 | .521 | .490 | .464 | .441 | .403 |
|                        | Minimum Premium Ratio | .934 | .898 | .870 | .846 | .825 | .807 | .789 | .773 | .758 | .744 | .718 | .694 | .672 | .633 |
| 57                     | Basic Premium Ratio   | .796 | .731 | .685 | .647 | .618 | .591 | .568 | .547 | .528 | .511 | .480 | .454 | .431 | .392 |
|                        | Minimum Premium Ratio | .932 | .894 | .865 | .841 | .819 | .800 | .782 | .766 | .751 | .736 | .710 | .685 | .663 | .624 |
| 56                     | Basic Premium Ratio   | .794 | .725 | .678 | .640 | .609 | .581 | .558 | .537 | .518 | .501 | .470 | .443 | .421 | .382 |
|                        | Minimum Premium Ratio | .928 | .890 | .860 | .835 | .813 | .794 | .776 | .759 | .743 | .728 | .701 | .677 | .654 | .614 |
| 55                     | Basic Premium Ratio   | .790 | .721 | .671 | .632 | .601 | .573 | .550 | .527 | .509 | .490 | .460 | .433 | .411 | .371 |
|                        | Minimum Premium Ratio | .925 | .885 | .855 | .830 | .807 | .787 | .768 | .752 | .735 | .721 | .693 | .668 | .645 | .606 |
| 54                     | Basic Premium Ratio   | .787 | .714 | .666 | .626 | .592 | .565 | .541 | .518 | .499 | .481 | .450 | .423 | .400 | .363 |
|                        | Minimum Premium Ratio | .921 | .881 | .849 | .823 | .801 | .780 | .761 | .744 | .728 | .713 | .685 | .660 | .637 | .597 |
| 53                     | Basic Premium Ratio   | .784 | .709 | .659 | .617 | .585 | .555 | .532 | .509 | .489 | .472 | .440 | .414 | .391 | .353 |
|                        | Minimum Premium Ratio | .917 | .876 | .844 | .818 | .794 | .774 | .754 | .737 | .721 | .705 | .677 | .652 | .629 | .589 |
| 52                     | Basic Premium Ratio   | .780 | .704 | .651 | .610 | .577 | .548 | .522 | .501 | .481 | .463 | .431 | .405 | .382 | .345 |
|                        | Minimum Premium Ratio | .913 | .871 | .839 | .812 | .788 | .767 | .748 | .729 | .713 | .697 | .669 | .644 | .621 | .581 |
| 51                     | Basic Premium Ratio   | .775 | .698 | .644 | .602 | .567 | .539 | .514 | .491 | .471 | .454 | .422 | .396 | .372 | .336 |
|                        | Minimum Premium Ratio | .909 | .866 | .833 | .806 | .782 | .760 | .740 | .722 | .705 | .689 | .661 | .635 | .613 | .573 |

PROPOSED

| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 50                     | Basic Premium Ratio   | .769 | .690 | .634 | .593 | .557 | .529 | .502 | .480 | .460 | .442 | .411 | .384 | .362 | .325 |
|                        | Minimum Premium Ratio | .905 | .861 | .828 | .799 | .775 | .752 | .733 | .714 | .697 | .681 | .652 | .627 | .604 | .564 |
| 49                     | Basic Premium Ratio   | .763 | .682 | .626 | .583 | .548 | .519 | .493 | .470 | .450 | .432 | .400 | .374 | .352 | .316 |
|                        | Minimum Premium Ratio | .901 | .856 | .822 | .793 | .768 | .745 | .725 | .706 | .689 | .673 | .644 | .618 | .595 | .555 |
| 48                     | Basic Premium Ratio   | .756 | .674 | .617 | .574 | .538 | .509 | .482 | .460 | .439 | .422 | .390 | .365 | .342 | .307 |
|                        | Minimum Premium Ratio | .897 | .851 | .816 | .786 | .761 | .738 | .718 | .699 | .682 | .665 | .636 | .610 | .587 | .547 |
| 47                     | Basic Premium Ratio   | .750 | .665 | .607 | .564 | .528 | .498 | .472 | .449 | .429 | .411 | .381 | .355 | .333 | .298 |
|                        | Minimum Premium Ratio | .892 | .846 | .810 | .780 | .754 | .731 | .710 | .692 | .674 | .658 | .628 | .602 | .579 | .539 |
| 46                     | Basic Premium Ratio   | .741 | .654 | .596 | .552 | .516 | .485 | .460 | .437 | .418 | .400 | .370 | .345 | .323 | .289 |
|                        | Minimum Premium Ratio | .888 | .840 | .803 | .773 | .747 | .724 | .703 | .684 | .666 | .650 | .621 | .596 | .573 | .534 |
| 45                     | Basic Premium Ratio   | .731 | .643 | .585 | .540 | .503 | .473 | .448 | .426 | .406 | .389 | .360 | .335 | .315 | .282 |
|                        | Minimum Premium Ratio | .884 | .834 | .796 | .766 | .740 | .717 | .696 | .677 | .660 | .643 | .614 | .589 | .567 | .528 |
| 44                     | Basic Premium Ratio   | .722 | .633 | .573 | .528 | .493 | .463 | .437 | .415 | .396 | .379 | .350 | .326 | .306 | .274 |
|                        | Minimum Premium Ratio | .879 | .828 | .790 | .759 | .732 | .709 | .689 | .670 | .653 | .637 | .608 | .583 | .561 | .523 |
| 43                     | Basic Premium Ratio   | .712 | .622 | .562 | .517 | .481 | .451 | .426 | .405 | .386 | .370 | .341 | .318 | .298 | .267 |
|                        | Minimum Premium Ratio | .874 | .822 | .783 | .752 | .726 | .703 | .682 | .663 | .646 | .630 | .602 | .578 | .556 | .518 |
| 42                     | Basic Premium Ratio   | .703 | .612 | .551 | .506 | .470 | .440 | .415 | .394 | .375 | .358 | .330 | .307 | .288 | .257 |
|                        | Minimum Premium Ratio | .869 | .815 | .776 | .745 | .718 | .694 | .673 | .654 | .637 | .621 | .593 | .568 | .547 | .509 |
| 41                     | Basic Premium Ratio   | .696 | .602 | .541 | .495 | .458 | .429 | .403 | .382 | .363 | .347 | .319 | .296 | .277 | .247 |
|                        | Minimum Premium Ratio | .863 | .809 | .769 | .737 | .710 | .686 | .665 | .645 | .628 | .612 | .583 | .559 | .537 | .499 |
| 40                     | Basic Premium Ratio   | .686 | .592 | .530 | .484 | .448 | .418 | .392 | .371 | .352 | .336 | .308 | .286 | .267 | .237 |
|                        | Minimum Premium Ratio | .858 | .802 | .762 | .729 | .701 | .677 | .656 | .637 | .619 | .603 | .574 | .549 | .527 | .490 |
| 39                     | Basic Premium Ratio   | .677 | .581 | .520 | .473 | .437 | .407 | .382 | .360 | .342 | .325 | .298 | .275 | .257 | .228 |
|                        | Minimum Premium Ratio | .852 | .796 | .754 | .721 | .693 | .669 | .648 | .628 | .610 | .594 | .566 | .541 | .519 | .482 |
| 38                     | Basic Premium Ratio   | .668 | .571 | .509 | .463 | .426 | .396 | .372 | .350 | .332 | .315 | .288 | .266 | .248 | .220 |
|                        | Minimum Premium Ratio | .846 | .789 | .747 | .714 | .686 | .661 | .639 | .620 | .602 | .586 | .557 | .533 | .510 | .473 |
| 37                     | Basic Premium Ratio   | .659 | .562 | .499 | .453 | .416 | .387 | .362 | .340 | .322 | .306 | .279 | .257 | .240 | .212 |
|                        | Minimum Premium Ratio | .839 | .781 | .740 | .706 | .678 | .653 | .631 | .612 | .594 | .578 | .550 | .525 | .503 | .466 |
| 36                     | Basic Premium Ratio   | .649 | .551 | .488 | .442 | .405 | .376 | .351 | .330 | .312 | .297 | .270 | .249 | .231 | .204 |
|                        | Minimum Premium Ratio | .832 | .774 | .732 | .698 | .670 | .645 | .624 | .604 | .586 | .570 | .542 | .517 | .496 | .459 |
| 35                     | Basic Premium Ratio   | .635 | .538 | .475 | .429 | .393 | .365 | .340 | .320 | .302 | .286 | .260 | .240 | .223 | .196 |
|                        | Minimum Premium Ratio | .825 | .766 | .724 | .690 | .662 | .637 | .616 | .596 | .579 | .563 | .535 | .510 | .489 | .453 |
| 34                     | Basic Premium Ratio   | .623 | .525 | .463 | .418 | .382 | .354 | .330 | .309 | .292 | .277 | .252 | .231 | .215 | .189 |
|                        | Minimum Premium Ratio | .816 | .757 | .715 | .682 | .654 | .629 | .608 | .589 | .571 | .556 | .528 | .504 | .483 | .447 |
| 33                     | Basic Premium Ratio   | .610 | .513 | .451 | .406 | .371 | .343 | .320 | .300 | .283 | .268 | .244 | .224 | .208 | .183 |
|                        | Minimum Premium Ratio | .808 | .749 | .707 | .674 | .646 | .622 | .600 | .582 | .564 | .549 | .521 | .498 | .477 | .442 |

PROPOSED

| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| Size Group             |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 32                     | Basic Premium Ratio   | .597 | .501 | .440 | .395 | .361 | .334 | .311 | .291 | .274 | .260 | .236 | .217 | .201 | .177 |
|                        | Minimum Premium Ratio | .799 | .740 | .699 | .666 | .638 | .614 | .593 | .575 | .558 | .543 | .515 | .492 | .472 | .438 |
| 31                     | Basic Premium Ratio   | .582 | .486 | .425 | .382 | .348 | .321 | .299 | .280 | .264 | .250 | .226 | .208 | .193 | .171 |
|                        | Minimum Premium Ratio | .791 | .732 | .690 | .658 | .630 | .606 | .586 | .567 | .551 | .536 | .510 | .487 | .467 | .434 |
| 30                     | Basic Premium Ratio   | .567 | .471 | .412 | .369 | .336 | .309 | .288 | .269 | .254 | .240 | .218 | .201 | .187 | .165 |
|                        | Minimum Premium Ratio | .782 | .723 | .681 | .649 | .622 | .599 | .579 | .561 | .545 | .530 | .504 | .482 | .463 | .430 |
| 29                     | Basic Premium Ratio   | .551 | .457 | .398 | .356 | .324 | .299 | .277 | .260 | .245 | .232 | .210 | .194 | .180 | .160 |
|                        | Minimum Premium Ratio | .773 | .714 | .673 | .642 | .615 | .592 | .572 | .555 | .539 | .524 | .499 | .477 | .459 | .427 |
| 28                     | Basic Premium Ratio   | .537 | .444 | .386 | .344 | .313 | .287 | .266 | .249 | .234 | .221 | .200 | .184 | .171 | .151 |
|                        | Minimum Premium Ratio | .764 | .705 | .665 | .633 | .606 | .584 | .564 | .546 | .530 | .516 | .491 | .470 | .451 | .421 |
| 27                     | Basic Premium Ratio   | .524 | .431 | .373 | .332 | .300 | .275 | .254 | .236 | .221 | .208 | .187 | .170 | .157 | .136 |
|                        | Minimum Premium Ratio | .755 | .697 | .655 | .623 | .596 | .573 | .552 | .534 | .518 | .502 | .476 | .453 | .433 | .400 |
| 26                     | Basic Premium Ratio   | .510 | .418 | .361 | .320 | .288 | .263 | .242 | .224 | .209 | .196 | .175 | .158 | .145 | .124 |
|                        | Minimum Premium Ratio | .747 | .688 | .646 | .613 | .586 | .562 | .541 | .523 | .505 | .490 | .463 | .439 | .418 | .383 |
| 25                     | Basic Premium Ratio   | .497 | .405 | .348 | .307 | .276 | .251 | .230 | .213 | .198 | .185 | .164 | .147 | .134 | .114 |
|                        | Minimum Premium Ratio | .738 | .679 | .638 | .605 | .577 | .553 | .531 | .512 | .495 | .479 | .451 | .427 | .405 | .369 |
| 24                     | Basic Premium Ratio   | .476 | .386 | .331 | .292 | .262 | .238 | .218 | .202 | .188 | .176 | .157 | .141 | .129 | .111 |
|                        | Minimum Premium Ratio | .727 | .669 | .628 | .596 | .569 | .546 | .525 | .506 | .490 | .474 | .447 | .423 | .402 | .367 |
| 23                     | Basic Premium Ratio   | .454 | .368 | .315 | .277 | .249 | .226 | .208 | .192 | .179 | .168 | .150 | .136 | .124 | .107 |
|                        | Minimum Premium Ratio | .716 | .659 | .619 | .588 | .561 | .539 | .519 | .501 | .485 | .469 | .443 | .420 | .400 | .365 |
| 22                     | Basic Premium Ratio   | .434 | .351 | .300 | .264 | .237 | .216 | .198 | .184 | .172 | .161 | .144 | .131 | .120 | .104 |
|                        | Minimum Premium Ratio | .704 | .649 | .611 | .580 | .555 | .533 | .513 | .496 | .480 | .465 | .439 | .417 | .397 | .363 |
| 21                     | Basic Premium Ratio   | .414 | .335 | .286 | .252 | .226 | .206 | .190 | .176 | .165 | .155 | .139 | .126 | .117 | .102 |
|                        | Minimum Premium Ratio | .693 | .640 | .603 | .573 | .548 | .527 | .508 | .491 | .476 | .461 | .436 | .414 | .395 | .361 |
| 20                     | Basic Premium Ratio   | .394 | .318 | .271 | .238 | .214 | .194 | .178 | .166 | .155 | .145 | .130 | .119 | .110 | .096 |
|                        | Minimum Premium Ratio | .683 | .631 | .595 | .566 | .541 | .520 | .502 | .485 | .470 | .456 | .431 | .410 | .391 | .358 |
| 19                     | Basic Premium Ratio   | .377 | .301 | .254 | .222 | .198 | .179 | .164 | .152 | .142 | .133 | .120 | .109 | .101 | .089 |
|                        | Minimum Premium Ratio | .674 | .621 | .585 | .557 | .533 | .513 | .494 | .478 | .464 | .450 | .426 | .405 | .387 | .355 |
| 18                     | Basic Premium Ratio   | .358 | .283 | .238 | .207 | .184 | .166 | .152 | .140 | .131 | .123 | .110 | .101 | .094 | .083 |
|                        | Minimum Premium Ratio | .664 | .612 | .575 | .547 | .524 | .505 | .488 | .472 | .458 | .445 | .421 | .401 | .383 | .352 |
| 17                     | Basic Premium Ratio   | .339 | .266 | .222 | .192 | .171 | .154 | .140 | .130 | .121 | .114 | .103 | .094 | .088 | .079 |
|                        | Minimum Premium Ratio | .654 | .602 | .567 | .539 | .517 | .497 | .480 | .466 | .453 | .440 | .418 | .398 | .380 | .350 |
| 16                     | Basic Premium Ratio   | .320 | .249 | .208 | .179 | .159 | .143 | .131 | .121 | .113 | .106 | .096 | .088 | .083 | .075 |
|                        | Minimum Premium Ratio | .644 | .593 | .559 | .532 | .510 | .491 | .475 | .461 | .448 | .436 | .414 | .395 | .378 | .348 |
| 15                     | Basic Premium Ratio   | .303 | .234 | .194 | .168 | .148 | .134 | .122 | .113 | .106 | .100 | .091 | .084 | .079 | .072 |
|                        | Minimum Premium Ratio | .635 | .586 | .552 | .526 | .504 | .486 | .470 | .457 | .445 | .433 | .412 | .393 | .376 | .346 |

PROPOSED



| Maximum Premium Ratio: |                       | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|-----------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                       |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 14                     | Basic Premium Ratio   | .293 | .220 | .180 | .157 | .141 | .128 | .117 | .109 | .103 | .097 | .089 | .082 | .078 | .071 |
|                        | Minimum Premium Ratio | .630 | .579 | .545 | .521 | .501 | .483 | .468 | .455 | .443 | .432 | .411 | .392 | .375 | .346 |
| 13                     | Basic Premium Ratio   | .281 | .204 | .167 | .148 | .133 | .122 | .112 | .105 | .099 | .094 | .086 | .081 | .076 | .070 |
|                        | Minimum Premium Ratio | .624 | .571 | .538 | .516 | .497 | .480 | .465 | .453 | .441 | .430 | .409 | .391 | .374 | .345 |
| 12                     | Basic Premium Ratio   | .269 | .187 | .156 | .139 | .126 | .116 | .108 | .101 | .096 | .091 | .084 | .079 | .075 | .069 |
|                        | Minimum Premium Ratio | .618 | .562 | .533 | .512 | .493 | .477 | .463 | .451 | .440 | .429 | .408 | .390 | .374 | .345 |
| 11                     | Basic Premium Ratio   | .254 | .167 | .145 | .130 | .119 | .110 | .103 | .097 | .092 | .088 | .082 | .077 | .073 | .068 |
|                        | Minimum Premium Ratio | .611 | .552 | .527 | .507 | .490 | .474 | .461 | .449 | .438 | .427 | .407 | .389 | .373 | .344 |
| 10                     | Basic Premium Ratio   | .238 | .150 | .135 | .122 | .113 | .105 | .098 | .093 | .089 | .085 | .079 | .075 | .072 | .067 |
|                        | Minimum Premium Ratio | .603 | .544 | .522 | .503 | .487 | .472 | .458 | .447 | .436 | .426 | .406 | .388 | .372 | .344 |
| 9                      | Basic Premium Ratio   | .219 | .138 | .125 | .115 | .106 | .100 | .094 | .089 | .085 | .082 | .077 | .073 | .071 | .066 |
|                        | Minimum Premium Ratio | .593 | .538 | .517 | .500 | .483 | .469 | .456 | .445 | .434 | .424 | .405 | .387 | .372 | .343 |
| 8                      | Basic Premium Ratio   | .197 | .127 | .116 | .107 | .100 | .094 | .090 | .086 | .082 | .079 | .075 | .072 | .069 | .065 |
|                        | Minimum Premium Ratio | .582 | .532 | .513 | .496 | .480 | .466 | .454 | .443 | .433 | .423 | .404 | .387 | .371 | .343 |
| 7                      | Basic Premium Ratio   | .170 | .117 | .108 | .100 | .094 | .089 | .085 | .082 | .079 | .077 | .073 | .070 | .068 | .064 |
|                        | Minimum Premium Ratio | .569 | .527 | .509 | .492 | .477 | .464 | .452 | .441 | .431 | .422 | .403 | .386 | .370 | .342 |
| 6                      | Basic Premium Ratio   | .137 | .107 | .100 | .094 | .089 | .085 | .081 | .078 | .076 | .074 | .071 | .068 | .066 | .064 |
|                        | Minimum Premium Ratio | .552 | .522 | .505 | .489 | .475 | .462 | .450 | .439 | .430 | .420 | .402 | .385 | .369 | .342 |
| 5                      | Basic Premium Ratio   | .105 | .098 | .092 | .087 | .083 | .080 | .077 | .075 | .073 | .071 | .068 | .066 | .065 | .063 |
|                        | Minimum Premium Ratio | .536 | .518 | .501 | .486 | .472 | .459 | .448 | .438 | .428 | .419 | .400 | .384 | .369 | .342 |
| 4                      | Basic Premium Ratio   | .104 | .089 | .085 | .081 | .078 | .075 | .073 | .072 | .070 | .068 | .066 | .065 | .064 | .062 |
|                        | Minimum Premium Ratio | .532 | .513 | .497 | .483 | .469 | .457 | .446 | .436 | .427 | .417 | .399 | .383 | .368 | .342 |

**AMENDATORY SECTION (Amending WSR 03-24-066, filed 12/1/03, effective 1/1/04)**

**WAC 296-17-90497 Table VI.**

**RETROSPECTIVE RATING PLAN B  
BASIC PREMIUM RATIOS  
AND LOSS CONVERSION FACTORS  
Effective January 1, ((2004)) 2006**

| Maximum Premium Ratio: |                        | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                        |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 63                     | Basic Premium Ratio    | .993 | .986 | .979 | .972 | .965 | .958 | .951 | .944 | .938 | .931 | .917 | .903 | .889 | .861 |
|                        | Loss Conversion Factor | .007 | .014 | .021 | .028 | .035 | .042 | .049 | .056 | .062 | .069 | .083 | .097 | .111 | .139 |
| 62                     | Basic Premium Ratio    | .992 | .985 | .977 | .970 | .962 | .954 | .947 | .939 | .931 | .924 | .909 | .893 | .878 | .848 |
|                        | Loss Conversion Factor | .008 | .015 | .023 | .030 | .038 | .046 | .053 | .061 | .069 | .076 | .091 | .107 | .122 | .152 |
| 61                     | Basic Premium Ratio    | .992 | .983 | .975 | .967 | .959 | .950 | .942 | .934 | .926 | .917 | .901 | .884 | .868 | .835 |
|                        | Loss Conversion Factor | .008 | .017 | .025 | .033 | .041 | .050 | .058 | .066 | .074 | .083 | .099 | .116 | .132 | .165 |
| 60                     | Basic Premium Ratio    | .991 | .982 | .973 | .964 | .955 | .946 | .937 | .928 | .919 | .910 | .892 | .874 | .856 | .819 |
|                        | Loss Conversion Factor | .009 | .018 | .027 | .036 | .045 | .054 | .063 | .072 | .081 | .090 | .108 | .126 | .144 | .181 |

PROPOSED

PROPOSED

| Maximum Premium Ratio: |                        | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| 59                     | Basic Premium Ratio    | .990 | .980 | .971 | .961 | .951 | .941 | .931 | .921 | .912 | .902 | .882 | .862 | .843 | .803 |
|                        | Loss Conversion Factor | .010 | .020 | .029 | .039 | .049 | .059 | .069 | .079 | .088 | .098 | .118 | .138 | .157 | .197 |
| 58                     | Basic Premium Ratio    | .989 | .979 | .968 | .957 | .947 | .936 | .926 | .915 | .904 | .894 | .872 | .851 | .830 | .787 |
|                        | Loss Conversion Factor | .011 | .021 | .032 | .043 | .053 | .064 | .074 | .085 | .096 | .106 | .128 | .149 | .170 | .213 |
| 57                     | Basic Premium Ratio    | .989 | .977 | .966 | .954 | .943 | .931 | .920 | .908 | .897 | .886 | .863 | .840 | .817 | .771 |
|                        | Loss Conversion Factor | .011 | .023 | .034 | .046 | .057 | .069 | .080 | .092 | .103 | .114 | .137 | .160 | .183 | .229 |
| 56                     | Basic Premium Ratio    | .988 | .976 | .963 | .951 | .939 | .927 | .914 | .902 | .890 | .878 | .853 | .829 | .805 | .756 |
|                        | Loss Conversion Factor | .012 | .024 | .037 | .049 | .061 | .073 | .086 | .098 | .110 | .122 | .147 | .171 | .195 | .244 |
| 55                     | Basic Premium Ratio    | .987 | .974 | .961 | .948 | .935 | .922 | .909 | .896 | .883 | .870 | .844 | .818 | .792 | .741 |
|                        | Loss Conversion Factor | .013 | .026 | .039 | .052 | .065 | .078 | .091 | .104 | .117 | .130 | .156 | .182 | .208 | .259 |
| 54                     | Basic Premium Ratio    | .986 | .972 | .959 | .945 | .931 | .917 | .904 | .890 | .876 | .862 | .835 | .807 | .780 | .724 |
|                        | Loss Conversion Factor | .014 | .028 | .041 | .055 | .069 | .083 | .096 | .110 | .124 | .138 | .165 | .193 | .220 | .276 |
| 53                     | Basic Premium Ratio    | .985 | .971 | .956 | .941 | .927 | .912 | .898 | .883 | .868 | .854 | .824 | .795 | .766 | .707 |
|                        | Loss Conversion Factor | .015 | .029 | .044 | .059 | .073 | .088 | .102 | .117 | .132 | .146 | .176 | .205 | .234 | .293 |
| 52                     | Basic Premium Ratio    | .984 | .969 | .953 | .938 | .922 | .907 | .891 | .876 | .860 | .845 | .814 | .783 | .752 | .690 |
|                        | Loss Conversion Factor | .016 | .031 | .047 | .062 | .078 | .093 | .109 | .124 | .140 | .155 | .186 | .217 | .248 | .310 |
| 51                     | Basic Premium Ratio    | .983 | .967 | .950 | .934 | .917 | .901 | .884 | .868 | .851 | .835 | .802 | .769 | .735 | .669 |
|                        | Loss Conversion Factor | .017 | .033 | .050 | .066 | .083 | .099 | .116 | .132 | .149 | .165 | .198 | .231 | .265 | .331 |
| 50                     | Basic Premium Ratio    | .982 | .965 | .947 | .929 | .911 | .894 | .876 | .858 | .841 | .823 | .787 | .752 | .717 | .646 |
|                        | Loss Conversion Factor | .018 | .035 | .053 | .071 | .089 | .106 | .124 | .142 | .159 | .177 | .213 | .248 | .283 | .354 |
| 49                     | Basic Premium Ratio    | .981 | .962 | .943 | .924 | .905 | .886 | .867 | .848 | .829 | .810 | .772 | .734 | .696 | .621 |
|                        | Loss Conversion Factor | .019 | .038 | .057 | .076 | .095 | .114 | .133 | .152 | .171 | .190 | .228 | .266 | .304 | .379 |
| 48                     | Basic Premium Ratio    | .980 | .959 | .939 | .919 | .898 | .878 | .858 | .837 | .817 | .797 | .756 | .716 | .675 | .594 |
|                        | Loss Conversion Factor | .020 | .041 | .061 | .081 | .102 | .122 | .142 | .163 | .183 | .203 | .244 | .284 | .325 | .406 |
| 47                     | Basic Premium Ratio    | .978 | .957 | .935 | .913 | .891 | .870 | .848 | .826 | .805 | .783 | .740 | .696 | .653 | .566 |
|                        | Loss Conversion Factor | .022 | .043 | .065 | .087 | .109 | .130 | .152 | .174 | .195 | .217 | .260 | .304 | .347 | .434 |
| 46                     | Basic Premium Ratio    | .977 | .954 | .931 | .908 | .885 | .862 | .839 | .816 | .793 | .770 | .724 | .677 | .631 | .539 |
|                        | Loss Conversion Factor | .023 | .046 | .069 | .092 | .115 | .138 | .161 | .184 | .207 | .230 | .276 | .323 | .369 | .461 |
| 45                     | Basic Premium Ratio    | .976 | .951 | .927 | .902 | .878 | .854 | .829 | .805 | .780 | .756 | .707 | .658 | .609 | .512 |
|                        | Loss Conversion Factor | .024 | .049 | .073 | .098 | .122 | .146 | .171 | .195 | .220 | .244 | .293 | .342 | .391 | .488 |
| 44                     | Basic Premium Ratio    | .974 | .948 | .922 | .897 | .871 | .845 | .819 | .793 | .767 | .742 | .690 | .638 | .587 | .483 |
|                        | Loss Conversion Factor | .026 | .052 | .078 | .103 | .129 | .155 | .181 | .207 | .233 | .258 | .310 | .362 | .413 | .517 |
| 43                     | Basic Premium Ratio    | .973 | .945 | .918 | .891 | .863 | .836 | .809 | .781 | .754 | .727 | .672 | .617 | .562 | .453 |
|                        | Loss Conversion Factor | .027 | .055 | .082 | .109 | .137 | .164 | .191 | .219 | .246 | .273 | .328 | .383 | .438 | .547 |
| 42                     | Basic Premium Ratio    | .970 | .941 | .911 | .881 | .852 | .822 | .792 | .763 | .733 | .703 | .644 | .585 | .525 | .406 |
|                        | Loss Conversion Factor | .030 | .059 | .089 | .119 | .148 | .178 | .208 | .237 | .267 | .297 | .356 | .415 | .475 | .594 |
| 41                     | Basic Premium Ratio    | .968 | .935 | .903 | .870 | .838 | .806 | .773 | .741 | .708 | .676 | .611 | .546 | .481 | .352 |
|                        | Loss Conversion Factor | .032 | .065 | .097 | .130 | .162 | .194 | .227 | .259 | .292 | .324 | .389 | .454 | .519 | .648 |

| Maximum Premium Ratio: |                        | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                        |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 40                     | Basic Premium Ratio    | .965 | .929 | .894 | .859 | .823 | .788 | .753 | .718 | .682 | .647 | .576 | .506 | .435 | .294 |
|                        | Loss Conversion Factor | .035 | .071 | .106 | .141 | .177 | .212 | .247 | .282 | .318 | .353 | .424 | .494 | .565 | .706 |
| 39                     | Basic Premium Ratio    | .962 | .923 | .885 | .847 | .808 | .770 | .732 | .693 | .655 | .616 | .540 | .463 | .386 | .233 |
|                        | Loss Conversion Factor | .038 | .077 | .115 | .153 | .192 | .230 | .268 | .307 | .345 | .384 | .460 | .537 | .614 | .767 |
| 38                     | Basic Premium Ratio    | .958 | .917 | .875 | .834 | .792 | .751 | .709 | .668 | .626 | .585 | .502 | .419 | .336 | .170 |
|                        | Loss Conversion Factor | .042 | .083 | .125 | .166 | .208 | .249 | .291 | .332 | .374 | .415 | .498 | .581 | .664 | .830 |
| 37                     | Basic Premium Ratio    | .955 | .910 | .865 | .820 | .776 | .731 | .686 | .641 | .596 | .551 | .461 | .371 | .282 | .102 |
|                        | Loss Conversion Factor | .045 | .090 | .135 | .180 | .224 | .269 | .314 | .359 | .404 | .449 | .539 | .629 | .718 | .898 |
| 36                     | Basic Premium Ratio    | .951 | .903 | .854 | .806 | .757 | .709 | .660 | .612 | .563 | .514 | .417 | .320 | .223 | .029 |
|                        | Loss Conversion Factor | .049 | .097 | .146 | .194 | .243 | .291 | .340 | .388 | .437 | .486 | .583 | .680 | .777 | .971 |
| 35                     | Basic Premium Ratio    | .947 | .895 | .842 | .789 | .736 | .684 | .631 | .578 | .525 | .473 | .367 | .262 | .156 | .000 |
|                        | Loss Conversion Factor | .053 | .105 | .158 | .211 | .264 | .316 | .369 | .422 | .475 | .527 | .633 | .738 | .844 | .987 |
| 34                     | Basic Premium Ratio    | .943 | .886 | .829 | .771 | .714 | .657 | .600 | .543 | .486 | .428 | .314 | .200 | .085 | .000 |
|                        | Loss Conversion Factor | .057 | .114 | .171 | .229 | .286 | .343 | .400 | .457 | .514 | .572 | .686 | .800 | .915 | .969 |
| 33                     | Basic Premium Ratio    | .938 | .876 | .814 | .752 | .690 | .628 | .567 | .505 | .443 | .381 | .257 | .133 | .009 | .000 |
|                        | Loss Conversion Factor | .062 | .124 | .186 | .248 | .310 | .372 | .433 | .495 | .557 | .619 | .743 | .867 | .991 | .953 |
| 32                     | Basic Premium Ratio    | .933 | .866 | .799 | .732 | .665 | .598 | .531 | .463 | .396 | .329 | .195 | .061 | .000 | .000 |
|                        | Loss Conversion Factor | .067 | .134 | .201 | .268 | .335 | .402 | .469 | .537 | .604 | .671 | .805 | .939 | .984 | .939 |
| 31                     | Basic Premium Ratio    | .927 | .854 | .781 | .707 | .634 | .561 | .488 | .415 | .342 | .268 | .122 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .073 | .146 | .219 | .293 | .366 | .439 | .512 | .585 | .658 | .732 | .878 | .994 | .965 | .925 |
| 30                     | Basic Premium Ratio    | .920 | .840 | .760 | .680 | .600 | .520 | .440 | .360 | .280 | .200 | .040 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .080 | .160 | .240 | .320 | .400 | .480 | .560 | .640 | .720 | .800 | .960 | .975 | .949 | .913 |
| 29                     | Basic Premium Ratio    | .913 | .826 | .739 | .651 | .564 | .477 | .390 | .303 | .216 | .128 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .087 | .174 | .261 | .349 | .436 | .523 | .610 | .697 | .784 | .872 | .990 | .958 | .935 | .902 |
| 28                     | Basic Premium Ratio    | .904 | .807 | .711 | .615 | .519 | .422 | .326 | .230 | .134 | .037 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .096 | .193 | .289 | .385 | .481 | .578 | .674 | .770 | .866 | .963 | .969 | .940 | .918 | .887 |
| 27                     | Basic Premium Ratio    | .892 | .785 | .677 | .570 | .462 | .355 | .247 | .140 | .032 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .108 | .215 | .323 | .430 | .538 | .645 | .753 | .860 | .968 | .983 | .946 | .918 | .897 | .868 |
| 26                     | Basic Premium Ratio    | .881 | .761 | .642 | .522 | .403 | .283 | .164 | .044 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .119 | .239 | .358 | .478 | .597 | .717 | .836 | .956 | .983 | .960 | .925 | .899 | .879 | .851 |
| 25                     | Basic Premium Ratio    | .868 | .736 | .604 | .472 | .340 | .208 | .075 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .132 | .264 | .396 | .528 | .660 | .792 | .925 | .987 | .961 | .940 | .907 | .883 | .864 | .838 |
| 24                     | Basic Premium Ratio    | .852 | .705 | .557 | .409 | .261 | .114 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .148 | .295 | .443 | .591 | .739 | .886 | .992 | .964 | .941 | .922 | .893 | .872 | .855 | .832 |
| 23                     | Basic Premium Ratio    | .835 | .669 | .504 | .338 | .173 | .008 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .165 | .331 | .496 | .662 | .827 | .992 | .969 | .944 | .924 | .907 | .881 | .862 | .848 | .827 |
| 22                     | Basic Premium Ratio    | .814 | .628 | .442 | .256 | .070 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .186 | .372 | .558 | .744 | .930 | .978 | .949 | .927 | .909 | .894 | .871 | .854 | .841 | .823 |

PROPOSED

| Maximum Premium Ratio: |                        | 1.05 | 1.10 | 1.15 | 1.20 | 1.25 | 1.30 | 1.35 | 1.40 | 1.45 | 1.50 | 1.60 | 1.70 | 1.80 | 2.00 |
|------------------------|------------------------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|
| <b>Size Group</b>      |                        |      |      |      |      |      |      |      |      |      |      |      |      |      |      |
| 21                     | Basic Premium Ratio    | .790 | .579 | .369 | .159 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .210 | .421 | .631 | .841 | .990 | .957 | .932 | .912 | .896 | .882 | .862 | .847 | .835 | .818 |
| 20                     | Basic Premium Ratio    | .758 | .516 | .274 | .032 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .242 | .484 | .726 | .968 | .966 | .936 | .913 | .895 | .881 | .869 | .851 | .837 | .827 | .812 |
| 19                     | Basic Premium Ratio    | .720 | .439 | .159 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .280 | .561 | .841 | .979 | .942 | .915 | .894 | .878 | .865 | .854 | .838 | .826 | .817 | .805 |
| 18                     | Basic Premium Ratio    | .672 | .344 | .016 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .328 | .656 | .984 | .954 | .920 | .896 | .877 | .863 | .851 | .842 | .827 | .817 | .810 | .799 |
| 17                     | Basic Premium Ratio    | .617 | .234 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .383 | .766 | .977 | .932 | .902 | .879 | .863 | .850 | .839 | .831 | .819 | .810 | .803 | .794 |
| 16                     | Basic Premium Ratio    | .550 | .100 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .450 | .900 | .953 | .913 | .885 | .865 | .851 | .839 | .830 | .823 | .812 | .804 | .798 | .790 |
| 15                     | Basic Premium Ratio    | .477 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .523 | .992 | .932 | .896 | .872 | .854 | .841 | .831 | .822 | .816 | .806 | .799 | .794 | .788 |
| 14                     | Basic Premium Ratio    | .414 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .586 | .973 | .912 | .881 | .861 | .846 | .834 | .825 | .818 | .812 | .804 | .797 | .793 | .787 |
| 13                     | Basic Premium Ratio    | .344 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .656 | .953 | .889 | .867 | .851 | .838 | .828 | .821 | .814 | .809 | .801 | .796 | .791 | .786 |
| 12                     | Basic Premium Ratio    | .256 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .744 | .931 | .874 | .856 | .842 | .831 | .823 | .816 | .810 | .806 | .799 | .794 | .790 | .785 |
| 11                     | Basic Premium Ratio    | .159 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .841 | .906 | .860 | .846 | .834 | .825 | .818 | .812 | .807 | .803 | .796 | .792 | .788 | .784 |
| 10                     | Basic Premium Ratio    | .042 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .958 | .879 | .848 | .836 | .827 | .819 | .813 | .807 | .803 | .800 | .794 | .790 | .787 | .783 |
| 9                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .982 | .850 | .838 | .828 | .820 | .813 | .808 | .803 | .800 | .797 | .792 | .788 | .786 | .782 |
| 8                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .952 | .838 | .828 | .820 | .813 | .808 | .803 | .800 | .796 | .794 | .790 | .787 | .784 | .781 |
| 7                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .917 | .828 | .820 | .813 | .807 | .803 | .799 | .796 | .793 | .791 | .788 | .785 | .783 | .780 |
| 6                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .876 | .818 | .812 | .806 | .802 | .798 | .795 | .792 | .790 | .788 | .785 | .783 | .782 | .779 |
| 5                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .826 | .809 | .804 | .800 | .797 | .794 | .791 | .789 | .787 | .786 | .783 | .782 | .780 | .778 |
| 4                      | Basic Premium Ratio    | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 | .000 |
|                        | Loss Conversion Factor | .815 | .800 | .797 | .794 | .792 | .790 | .788 | .786 | .785 | .784 | .782 | .781 | .779 | .777 |

PROPOSED

**AMENDATORY SECTION** (Amending WSR 04-24-025, filed 11/23/04, effective 1/1/05)

**WAC 296-17-920 Assessment for supplemental pension fund.** The amount of ~~((37-1))~~ 31.2 mills (~~\$((-0371))~~ .0312) shall be retained by each employer from the earnings of each worker for each hour or fraction thereof the worker is employed. The amount of money so retained from the employee shall be matched in an equal amount by each employer, except as otherwise provided in these rules, all such moneys shall be remitted to the department on or before the last day of January, April, July and October of each year for the preceding calendar quarter, provided self-insured employers shall remit to the department as provided under WAC 296-15-060. All such moneys shall be deposited in the supplemental pension fund.

**WSR 05-18-092**  
**PROPOSED RULES**  
**OFFICE OF**  
**INSURANCE COMMISSIONER**

[Insurance Commissioner Matter No. R 2003-05—Filed September 7, 2005, 10:30 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-19-003.

Title of Rule and Other Identifying Information: Amending WAC 284-24-065 Demonstration that rates satisfy the requirements of RCW 48.19.020 - i.e., that they are not excessive, inadequate, or unfairly discriminatory.

Hearing Location(s): Insurance Commissioner's Office, Room TR 120, 5000 Capitol Boulevard, Tumwater, WA 98501, on October 13, 2005, at 10:00 a.m.

Date of Intended Adoption: October 27, 2005.

Submit Written Comments to: Kacy Scott, P.O. Box 40258, Olympia, WA 98504-0258, e-mail Kacys@oic.wa.gov, fax (360) 586-3109, by October 11, 2005.

Assistance for Persons with Disabilities: Contact Lori Villaflores by October 11, 2005, TDD (360) 586-0241 or (360) 725-7087.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: RCW 48.19.040 (2) requires property and casualty insurers to submit (in their rate filings) supporting information to demonstrate that their rates are not excessive, inadequate, or unfairly discriminatory. WAC 284-24-065 currently requires insurers to submit detailed and complex calculations showing how they have accounted for the cost of capital in their rate making.

Reasons Supporting Proposal: The proposed amendment deletes most of the specific requirements for detailed and complex calculations. And for insurers who wish to avail themselves of this option, it offers an alternative, simpler way of showing that their rates are not excessive, inadequate, or unfairly discriminatory.

Statutory Authority for Adoption: RCW 48.02.060, 48.19.080.

Statute Being Implemented: RCW 48.19.020.

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

Name of Proponent: Mike Kreidler, Insurance Commissioner, governmental.

Name of Agency Personnel Responsible for Drafting: Melodie Bankers, P.O. Box 40255, Olympia, WA 98504-0255, (360) 725-7039; Implementation and Enforcement: Beth Berendt, P.O. Box 40255, Olympia, WA 98504-0255, (360) 725-7117.

No small business economic impact statement has been prepared under chapter 19.85 RCW. In accordance with RCW 19.85.030 (1)(a), a small business economic impact statement is not required because the proposed amendment to WAC 284-24-065 will impose no more than minor costs.

A cost-benefit analysis is not required under RCW 34.05.328. This proposed amendment is not a significant legislative rule as defined in RCW 34.05.328 (5)(c)(iii). This proposed amendment is a procedural rule as defined in RCW 34.04.328 [34.05.328] (5)(c)(i).

September 7, 2005

Mike Kreidler  
Insurance Commissioner

**AMENDATORY SECTION** (Amending Matter No. R 98-4, filed 10/7/98, effective 11/7/98)

**WAC 284-24-065 Demonstration that rates satisfy the requirements of RCW 48.19.020.** (1) When an insurer or rating organization files rates with the commissioner, it must demonstrate that the proposed rates satisfy the requirements of chapter 48.19 RCW. RCW 48.19.020 requires that premium rates for insurance shall not be excessive, inadequate, or unfairly discriminatory. A rate is reasonable and not excessive, inadequate, or unfairly discriminatory if it is an actuarially sound estimate of the expected value of all future costs associated with an individual risk transfer. Such costs include claims, claim settlement expenses, operational and administrative expenses, and the cost of capital. ~~((When an insurer or rating organization files rates with the commissioner, it must demonstrate how it has accounted for each of these costs, so that the commissioner can determine whether the proposed rates satisfy the requirements of RCW 48.19.020.~~

~~(2) An insurer filing rates must demonstrate that it has accounted for the cost of capital by showing that its expected after tax return on equity is consistent with its expected cost of capital. A rating organization filing rates must demonstrate that it has accounted for the cost of capital by showing that its members' or subscribers' expected after tax return on equity is consistent with their expected cost of capital. An insurer or rating organization may establish the expected cost of capital by citing:~~

~~(a) Data pertaining to historical after tax returns on equity for the property casualty insurance industry as a whole; or~~

~~(b) Data pertaining to historical after tax returns on equity for insurers writing coverages involving a similar level of risk; or~~

~~(c) Data pertaining to historical after tax returns on equity for other industries involving a similar level of risk; or~~

~~(d) In the case of a stock insurer, data pertaining to the after-tax return on equity necessary to attract and retain investors; or~~

~~(e) In the case of a mutual or reciprocal insurer, data pertaining to the after-tax return on equity necessary to maintain policyholders' surplus adequate to support the insurer's business.~~

(3) For the purposes of this section, equity shall customarily be computed under generally accepted accounting principles. However, at the rate filer's option, insurers' statutory surplus as regards policyholders may be used instead. The equity assigned to the writing of a particular coverage in this state shall be determined by making a reasonable allocation of total equity by coverage and by state. Allocation of equity by coverage may involve a recognition of the differences in the level of risk by coverage.

(4) The expected after-tax return shall include:

(a) Expected underwriting profit or loss; and

(b) Expected investment income, including, but not limited to, investment income on assets corresponding to unearned premium reserves, loss and loss adjustment expense reserves, and statutory surplus as regards policyholders; and

(c) Other expected income, at the filer's option; and

(d) Expected federal income taxes arising from (a), (b), and (c) of this subsection, including, but not limited to, taxes due to the revenue offset, reserve discounting, and alternative minimum tax provisions of the Tax Reform Act of 1986.

(5) Due to the variability of expected realized and unrealized capital gains and taxes thereon, the commissioner will not require that these items be included in the expected after-tax return for ratemaking purposes.

(6) Expected after-tax return on equity shall be determined as the annualized rate of return arising from policies to be written in the period during which the filing is expected to be in effect. The calculations involved should follow from the methods used in preparing the filing.

~~(7) In lieu of allocating its equity as prescribed by subsection (3) of this section, an insurer may establish a target operating ratio applicable to all coverages.)~~

(2) For the purposes of this section, "operating ratio" ~~((is))~~ means the sum of after-tax underwriting profit (or loss) and after-tax investment income on assets corresponding to unearned premium reserves and loss and loss adjustment expense reserves, divided by premium. ~~((The insurer must show that its target operating ratio corresponds to an expected after-tax return on equity that is consistent with its cost of capital, in accordance with subsection (2) of this section. Although investment income on assets corresponding to policyholders' surplus is not included in the calculation of an operating ratio, this component of investment income must be considered in establishing the target operating ratio, because it must be included in the expected after-tax return on equity, in accordance with subsection (4) of this section.~~

~~(8))~~ (3) For liability insurance, if the increased limits factors include risk loads, the proportion of the expected premium (net of expenses) arising from the risk loads for all policy limits shall be included in the expected underwriting profit or loss.

~~((9) So that the commissioner may more easily determine whether rates satisfy the requirements of RCW 48.19.020:~~

~~(a) The use of the word "indicated" in a rate filing to describe a rate or rate change shall be limited to situations in which:~~

~~(i) The insurer or rating organization making the filing has taken into account all of the factors listed in RCW 48.19.030 (3)(a) through (f); and~~

~~(ii) The rate or rate change labeled "indicated" corresponds to an expected after-tax return on equity which is supported as required by subsection (2) of this section.~~

~~(b) A rate filing must contain an explanation of any material difference between an indicated rate or rate change and a proposed rate or rate change.~~

~~(10) Filings of supplementary rating information, as defined by WAC 284-24-062 (2)(f), are exempt from the requirements of this section. However, if package modification factors are not supported by data showing the relationship between package and monoline loss experience and expenses, the requirements of this section apply to filings of package modification factors.)~~ (4) Rates are not considered excessive if the expected operating ratio is less than or equal to four percent.

(5) Rates are not considered inadequate if the expected operating ratio is greater than or equal to zero.

(6) When an insurer or rating organization files rates for which the expected operating ratio is less than zero or greater than four percent, it must demonstrate that the proposed rates and expected operating ratio are consistent with the principles stated in subsection (1) of this section.

WSR 05-18-095  
PROPOSED RULES  
DEPARTMENT OF  
FINANCIAL INSTITUTIONS

[Filed September 7, 2005, 10:59 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 04-03-080.

Title of Rule and Other Identifying Information: Regulating check cashers, check sellers, and small loan lenders licensed under chapter 31.45 RCW, and implementing chapter 86, Laws of 2003.

Hearing Location(s): Department of Financial Institutions, 150 Israel Road S.W., Room 319, Tumwater, WA 98501, on October 17, 2005, at 9-11 a.m.

Date of Intended Adoption: October 17, 2005.

Submit Written Comments to: Catherine Mele-Hetter, P.O. Box 41200, Olympia, WA 98504-1200, e-mail cmele-hetter@dfi.wa.gov, fax (360) 586-5068, by October 14, 2005.

Assistance for Persons with Disabilities: Contact Catherine Mele-Hetter by October 10, 2005, TTY (360) 664-8126.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed rules repeal the old rules, and make them comply with Gov-

ernor's Executive Order 05-03, Plain talk. This will make the rules more user friendly for licensees and the public.

The proposed rules modernize and clarify existing rules, and add many changes required by the new law passed in 2003 (SSB 5452, chapter 86, Laws of 2003). In summary the proposed rule:

- Incorporates the statutory definitions, including the amendments and additions from the 2003 act;
- Provides a more detailed description of the director's authority to conduct examinations and investigations.
- Confirms the consequences of late filing of annual assessment fees to the 2003 statutory changes;
- Eliminates securities and letters of credit as alternatives to the required surety bond;
- Establishes minimum requirements for small loan applications;
- Provides interpretive guidance regarding payment plans;
- Expands the requirements for disclosure statements to borrowers; and
- Makes additions to record-keeping requirements.

These changes will assist licensees in operating their businesses in compliance with the new law. It deletes references to older provisions of the law no longer used by licensees such as eliminating securities and letters of credit as alternatives to the required surety bond. The new rule also clarifies exactly what the director's authorities are in examinations and investigations. The new law requires that licensees offer payment plans to borrowers after four successive loans, and it also requires more disclosures that the licensee must provide to the borrower. This rule will assist licensees in providing the payment plan and the disclosures.

Reasons Supporting Proposal: There was a major statutory rewrite and the rules reflect the changes made by the statute and the governor's executive order.

Statutory Authority for Adoption: RCW 31.04.165.

Statute Being Implemented: Chapter 208-630 WAC.

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

Name of Proponent: Department of Financial Institutions, governmental.

Name of Agency Personnel Responsible for Drafting: Catherine Mele-Hetter, Department of Financial Institutions, 150 Israel Road S.W., Tumwater, WA 98501, (360) 902-0515; Implementation and Enforcement: Chuck Cross, Department of Financial Institutions, 150 Israel Road S.W., Tumwater, WA 98501, (360) 902-8733.

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

#### Small Business Economic Impact Statement

**Introduction:** The Department of Financial Institutions ("department") has prepared this SBEIS in compliance with chapter 19.85 RCW, the Regulatory Fairness Act ("RFA"). The preproposal statement of inquiry (form CR-101) was filed at WSR 04-03-080. Although this SBEIS addresses the rules as written on September 30, 2004, the department made changes to mitigate the impact on small businesses as described in the mitigation section of this SBEIS.

**Background for Proposed Rule:** The legislature passed and the governor signed the first Check Cashier, Check Seller, Small Loan Lender Regulatory Act in 1991, codified as chapter 31.45 RCW ("the act"). The act recognizes that borrowers who present a higher than average credit risk can only obtain credit at interest rates higher than those permitted under other legal interest rate limits. The purpose of the act is to authorize those higher rates, while providing appropriate borrower protections.

Rules were adopted under the authority of the original act in 1992 and amended in 1996. The act was extensively amended in 2003 (SSB 5452, chapter 86, Laws of 2003). The proposed rule amendments and additions are in response to those changes, and reflect an attempt to improve regulatory performance.

**Description of the Proposed Rule:** The proposed rule:

- Incorporates the statutory definitions, including the amendments and additions from the 2003 act;
- Provides a detailed description of the director's authority to conduct examinations and investigations;
- Confirms the consequences of late filing of annual assessment fees to the 2003 statutory changes;
- Eliminates securities and letters of credit as alternatives to the required surety bond;
- Establishes minimum requirements for small loan applications;
- Provides interpretive guidance regarding payment plans;
- Expands the requirements for disclosure statements to borrowers; and
- Makes additions to record-keeping requirements; and
- Authorizes special reports as requested by the director in addition to annual reports.

#### REQUIRED ELEMENTS OF SBEIS:

**ELEMENT 1. A brief description of the reporting, record-keeping, and other compliance requirements of the proposed rule and the kinds of professional services that a small business is likely to need in order to comply with the requirements.**

#### RESPONSE:

**Reporting:** There are new reporting requirements as follows:

1. The new proposal authorizes the department to gather certain information annually. The annual reports include (a) the number of borrowers whose accounts were referred to collection agencies; (b) the number of defaulted loans charged off as a business loss without the intent to make further efforts to collect amounts owed; (c) the number of loans per borrower per year; (d) the total number of loans made for each loan period; (e) the number of rescinded loans; and (f) the number of borrowers entering into a payment plan.

2. The new proposal also authorizes the department to gather certain information by special report. Special reports may include the following: (a) Transaction data concerning numbers of borrowers, frequency of borrowing, size and volume of transactions, transaction period, and such other data necessary to understand business volume and licensee's market; (b) technology and systems information including pro-

cess, practices, software, data capture, and any means of conducting business with consumers; (c) repayment methods, funds delivery methods, automatic clearing house utilization methods and data, and such other information related to the receipt and delivery of funds in consumer transactions as is deemed necessary to understand and regulate licensees; and (d) any company financial information, business organization information or policies, procedures and practices.

3. The proposed rule requires additional transaction data be compiled on a periodic basis. The additions include (a) the amount of monetary instruments sold; (b) the amount of the fee charged for the monetary instrument; (c) the amount of small loan proceeds disbursed; (d) fees charged for small loans; (e) amount of payments on small loans received; (f) origination date of small loan; (g) termination date of small loan; (h) payment plan dates; and (i) the name, address, and Social Security number, of each small loan borrower.

4. The proposed rule authorizes departmental requests for the previous day's transaction record. Licensees would be required to provide the data within one business day of the request.

**Record keeping:** The new record-keeping requirements are:

1. Information to demonstrate compliance with the consumer disclosure requirements of WAC 208-630-068;

2. Additions to the individual transaction records requirement to include specified data on the sale of monetary instruments and small loans (current requirements only relate to check cashing);

3. A record of cash disbursed in making small loans is added to the reconciliation of each day's activity;

4. A record of the disbursement of loan proceeds, and the receipt of all payments on the balance of small loans, and whether the disbursement or payment is on a successive loan or payment plan;

5. Personnel files must include employee's full name, date of birth, hire, termination, last known address and Social Security number; and

6. In each loan file, a copy of the application, and the note.

**Other compliance requirements:** The fee charged for examinations and investigations is increased from \$66.81 per hour of staff time, to \$69.00 per hour, an increase of \$2.19 per hour.

Disclosure of significant developments, such as insolvency, adverse license action by another state, criminal charges against key people affiliated with the licensee, and changes of control of the licensee must be made within fifteen days of the event instead of the current thirty days.

**Professional services required:** The reporting, record-keeping and other compliance requirements of the proposed rule do not necessarily require professional services. They can be performed by the licensee's office staff. However, many licensees will choose to capture information electronically that will be required repeatedly in subsequent reports. That may require the services of either in-house or contract programmers or system designers.

**ELEMENT 2. An analysis of the costs of compliance for identified industries, including costs of equipment, supplies, and increased administrative costs.**

**RESPONSE:** To gather the data necessary to analyze the costs of compliance for the check sellers and check cashers with small loan endorsements, the department sent a survey to all one hundred fifty licensees under the Check Cashier and Sellers Act. Forty-five licensees responded for a 30% response rate. Eight of the surveys are not included because the answers were incomplete or inapplicable. Only four of the thirty-seven respondents have more than fifty employees. All other respondents are "small businesses" under RCW 19.85.020. The small businesses that participated in the survey had from one to thirty-two employees. Each survey participant was asked to estimate the cost of each of the proposals that could have a cost impact on the licensee. Most of the respondents did not provide details of their calculations or describe whether the figures they used were for one or multiple reports, therefore, multiple requests could represent higher costs. The table below summarizes the results of the survey. Because the survey allowed anonymous responses, the table is numbered instead of identifying the participant.



## Survey Results for Licensees with under Fifty Employees

|    | Cost to Produce Annual Reports | Cost of Special Reports | Cost to Produce Trans. Data | Cost of Previous Day's Record | Cost to Maintain Personnel Information | # of Emps. | Total Cost   | Cost per Employee |
|----|--------------------------------|-------------------------|-----------------------------|-------------------------------|--|------------|--------------|-------------------|
| 1  | \$1,000.00                     | \$500.00                | \$500.00                    | \$50.00                       | \$0                                    | 3          | \$2,050.00   | \$683.33          |
| 2  | \$1,000.00                     | \$1,000.00              | \$1,000.00                  | \$1,000.00                    | \$1.00                                 | 1          | \$4,001.00   | \$4,001.00        |
| 3  | \$660.00                       | \$320.00                | \$100.00                    | \$20.00                       | \$0                                    | 6          | \$1,100.00   | \$183.33          |
| 4  | \$1,600.00                     | \$3,000.00              | \$1,600.00                  | \$50.00                       | \$0                                    | 4          | \$6,250.00   | \$1,562.50        |
| 5  | \$34.00                        | \$234.00                | \$34.00                     | \$0                           | \$0                                    | 2          | \$302.00     | \$151.00          |
| 6  | \$3,000.00                     | \$3,000.00              | \$3,000.00                  | \$3,000.00                    | \$3,000.00                             | 17         | \$15,000.00  | \$882.35          |
| 7  | \$7,710.00                     | \$5,125.00              | \$10,500.00                 | \$0                           | \$0                                    | 3          | \$23,335.00  | \$7,777.33        |
| 8  | \$100.00                       | \$500.00                | \$3,000.00                  | \$30.00                       | \$0                                    | 4          | \$3,630.00   | \$907.50          |
| 9  | \$2,500.00                     | \$400.00                | \$100.00                    | \$20.00                       | \$1,000.00                             | 12         | \$4,020.00   | \$335.00          |
| 10 | \$960.00                       | \$480.00                | \$480.00                    | \$120.00                      | \$0                                    | 7          | \$2,040.00   | \$291.43          |
| 11 | \$300.00                       | \$200.00                | \$50.00                     | \$15.00                       | \$15.00                                | 6          | \$580.00     | \$96.67           |
| 12 | \$25.00                        | \$275.00                | \$100.00                    | \$25.00                       | \$0                                    | 1          | \$425.00     | \$25.00           |
| 13 | \$640.00                       | \$1,280.00              | \$480.00                    | \$160.00                      | \$80.00                                | 2          | \$2,640.00   | \$1,320.00        |
| 14 | \$2,000.00                     | \$2,000.00              | \$2,000.00                  | \$2,000.00                    | \$2,000.00                             | 1          | \$10,000.00  | \$10,000.00       |
| 15 | \$160.00                       | \$400.00                | \$100.00                    | \$17.00                       | \$250.00                               | 4          | \$927.00     | \$231.75          |
| 16 | \$100.00                       | \$200.00                | \$250.00                    | \$50.00                       | \$25.00                                | 2          | \$625.00     | \$312.50          |
| 17 | \$5,000.00                     | \$5,000.00              | \$5,000.00                  | \$5,000.00                    | \$5,000.00                             | 1          | \$25,000.00  | \$25,000.00       |
| 18 | \$300.00                       | \$300.00                | \$125.00                    | \$75.00                       | \$0.00                                 | 32         | \$800.00     | \$25.00           |
| 19 | \$150.00                       | \$200.00                | \$30.00                     | \$10.00                       | \$20.00                                | 4          | \$410.00     | \$102.50          |
| 20 | \$14,700.00                    | \$7,250.00              | \$1,500.00                  | \$2,500.00                    | \$4,500.00                             | 30         | \$30,450.00  | \$1,015.00        |
| 21 | \$40.00                        | \$100.00                | \$20.00                     | \$10.00                       | \$50.00                                | 3          | \$220.00     | \$73.33           |
| 22 | \$100.00                       | \$100.00                | \$100.00                    | \$25.00                       | \$25.00                                | 3          | \$350.00     | \$116.67          |
| 23 | \$2,036.00                     | \$2,527.00              | \$1,654.00                  | \$3,000.00                    | \$0.00                                 | 20         | \$9,217.00   | \$460.85          |
| 26 | \$1,800.00                     | \$7,500.00              | \$6,000.00                  | \$4,500.00                    | \$100.00                               | 3          | \$19,900.00  | \$6,633.33        |
| 27 | \$450.00                       | \$200.00                | \$600.00                    | \$40.00                       | \$50.00                                | 5          | \$1,340.00   | \$268.00          |
| 28 | \$ 25.00                       | \$ 100.00               | \$ 100.00                   | \$ 10.00                      | \$ 5.00                                | 1          | \$ 240.00    | \$ 240.00         |
| 29 | \$ 3,500.00                    | \$ 2,500.00             | \$ 6,000.00                 | \$ 7,800.00                   | \$ -                                   | 5          | \$ 19,800.00 | \$ 3,960.00       |
| 30 | \$ 4,000.00                    | \$ 6,000.00             | \$ 2,000.00                 | \$ 2,900.00                   | \$ 100.00                              | 4          | \$ 15,000.00 | \$ 3,750.00       |
| 31 | \$ 250.00                      | \$ 375.00               | \$ 425.00                   | \$ 2,250.00                   | \$ 125.00                              | 4          | \$ 3,425.00  | \$ 856.25         |
| 32 | \$ 3,000.00                    | \$ 5,000.00             | \$ 5,000.00                 | \$ 100.00                     | \$ 100.00                              | 7          | \$ 13,200.00 | \$ 1,885.71       |
| 33 | \$ 100.00                      | \$ 100.00               | \$ 450.00                   | \$ 50.00                      | \$ 2,400.00                            | 5          | \$ 3,100.00  | \$ 620.00         |
|    | Average                        | Average                 | Average                     | Average                       | Average                                |            | Average      | Average           |
|    | \$1,846.45                     | \$1,811.81              | \$1,687.03                  | \$1,123.45                    | \$608                                  |            | \$7,076.68   | \$2,379.59        |

While most respondents did not break down their costs into different categories, we presume that the major costs of these rules are for increased labor and administrative costs.

There is a wide range of cost estimates among the respondents. We believe this is due to the estimated cost of the employee(s) responsible for preparing the report (i.e., use

of a temporary employee vs. use of the company accountant), the estimated time it would take to gather the information and the fact that some businesses plan on hiring a computer specialist to reprogram their computers to create reports for the items requested.

**Survey Results for Licensees with over Fifty Employees**

The four survey participants that were not defined as small businesses because they had more than fifty employees also had widely varying cost estimates. While each was asked to break down the costs, one of the respondents only gave a lump sum total cost estimate for all of the items (#3 in the chart below).

|   | Cost to Produce Annual Reports | Cost of Special Reports | Cost to Produce Trans. Data | Cost of Previous Day's Record | Cost to Maintain Personnel Information | # of Employees | Total Cost    | Cost per Employee |
|---|--------------------------------|-------------------------|-----------------------------|-------------------------------|--|----------------|---------------|-------------------|
| 1 | \$250.00                       | \$300.00                | \$600.00                    | \$120.00                      | \$500.00                               | 100            | \$1,770.00    | \$17.70           |
| 2 | \$1000.00                      | \$1000.00               | \$13,000.00                 | \$500.00                      |  | 1200           | \$15,500.00   | \$12.92           |
| 3 |                                |                         |                             |                               |  | 79             | \$190,202.00* | \$2,407.62        |
| 4 | \$6000.00                      | \$6000.00               | 0                           | 0                             | 0                                      | 116            | \$12,000.00   | \$103.45          |
|   |                                |                         |                             |                               |  |                |               |                   |
|   | Average                        | Average                 | Average                     | Average                       | Average                                |                | Average       | Average           |
|   | \$7250.00                      | \$2433.33               | \$4533.33                   | \$206.67                      | \$250.00                               |                | \$54,868.00   | \$635.42          |

\* \$140,355 of this is a one time cost. The survey participant did not break the costs down by the rules.

**ELEMENT 3. Whether compliance with the proposed rule will cause businesses to lose sales or revenue.**

**RESPONSE:** The rule does not affect demand for services, or in any way restrict the licensee's ability to provide services. The disclosure requirements are somewhat expanded, and there is some possibility that as a result of enhanced disclosure, some potential borrowers may explore other credit resources. However, since many payday loan borrowers do not qualify for other less costly loan products, it seems highly unlikely that enhanced disclosure will have a measurable effect on volume of business or revenue.

**ELEMENT 4. A comparison of compliance costs for the small business segment and the large business segment of the affected industries, and whether the impact on small business is disproportionate.**

**RESPONSE:** As illustrated above, it appears that the cost of compliance for a small business runs from a low of \$25.00 per employee to \$25,000 per employee with an average of \$2,379.59 per employee. For businesses with over fifty employees, the cost of compliance runs from a low of \$12.92 per employee to \$2,407.62 per employee with an average of \$635.42 per employee. Therefore, it does appear that the rules will have a disproportionate impact on small businesses.

**ELEMENT 5. Steps taken by the agency under RCW 19.85.030(2) to reduce costs of the proposed rule on small businesses, or reasonable justification for not doing so, addressing the specified mitigation steps.**

**RESPONSE:** We have reviewed the six steps under RCW 19.85.030 (3)(a) through (f). Our analysis is as follows:

**(a) Reducing, modifying, or eliminating substantive regulatory requirements:** There are three substantive requirements added by the proposed rule: An increase in the hourly staff fee for examinations, enhanced disclosures made

to borrowers, and a shortened period for licensees to notify the department of the occurrence of significant developments, such as bankruptcy, adverse actions taken against the license or a criminal conviction of a key person connected with the business.

The examination fee increase amounts to \$2.19 per hour. It does not keep pace with inflation since the last hourly fee amount was adopted. The total is less than the amount charged to some other licensees (e.g., money services businesses pay \$75 per hour). It is the minimum amount required to cover examination costs, which is the standard the department is required to use.

Enhanced disclosure is required to make key features of the amended act meaningful to consumers. These amendments include a right to rescind a loan, and the right to convert their loan to an installment payment plan after their fourth successive loan. For these rights to be meaningful, borrowers and potential borrowers must be informed that they exist.

The shortened period for informing the department of the occurrence of significant developments affecting the integrity and viability of the business will allow the department to take more timely regulatory action if appropriate. The current deadline of thirty days is long enough for significant harm to consumers to occur. The shorter time period will impose a minimal hardship on licensee.

For these reasons a reduction of these substantive regulatory requirements would be inappropriate.

**(b) Simplifying, reducing or eliminating record-keeping and reporting requirements:** In accordance with the requirements of RCW 19.85.030 the agency reduced the reporting and record-keeping requirements proposed by the original rule. The old rule proposal required special reports

PROPOSED

to the director from all licensees holding a small loan endorsement. The special reports were due not later than ninety days following receipt of the request. The special reports included (but were not limited to) the following information:

1. Transaction data concerning numbers of borrowers, frequency of borrowing, size and volume of transactions, transaction period, and such other data necessary to understand business volume and licensee's market;

2. Technology and systems information including process, practices, software, data capture, and any means of conducting business with consumers;

3. Repayment methods, funds delivery methods, automatic clearing house utilization methods and data, and such other information related to the receipt and delivery of funds in consumer transactions as is deemed necessary to understand and regulate licensees;

4. Any company financial information, business organization information, or policies, procedures and practices.

The rule, as filed with the CR-102 on September 7, 2005, requires reporting from most of the small loan endorsement market, but does not require this reporting for small businesses holding small loan endorsements. The new proposed rule requires that licensees with small loan endorsements with total loan volume in principal of over ten million provide the following information yearly to the department. This information is limited to the number of loans per borrower for the period; the number of loans per active military borrower during the period; and the number of loans with terms in each of the following categories for the year: One to seven days; eight to fourteen days; fifteen to twenty-one days; twenty-two to thirty-one days; thirty-two or more days. By requesting much less information in the report, and by reducing the number of licensees required to report, the department has significantly reduced reporting and record-keeping requirements. In addition, the reporting requirements only apply to the larger licensees which usually have the necessary technology to comply with reporting.

Other reporting and record-keeping requirements that are added by the proposed rule are fundamental to the task of regulating and monitoring this comparatively young industry, particularly the small loan part of the industry. Some requirements are for the purpose of demonstrating compliance with statutory duties. For example, RCW 31.45.088 imposes several disclosure requirements on licensees advertising and making small loans. Monitoring compliance with this section would be impossible without the requirement of maintaining appropriate information as required by this proposal.

The reporting and record-keeping requirements that remain unchanged are essential to the monitoring and enforcement mission of the department.

**(c) Reducing the frequency of inspections:** The statute does not require any particular examination frequency. The current rule requires an examination of each licensee at least every twenty four months. WAC 208-630-015. The proposed rule eliminates that requirement, and authorizes examinations at any time. In practice, examinations are concentrated on those licensees with identified compliance problems and those that are targeted through consumer complaints. Compliant, well run, complaint-free licensees experience less

frequent examinations. To alter that pattern to achieve an overall less frequent exam pattern would be contrary to the department's primary duty to protect consumers from higher risk licensees.

**(d) Delaying compliance timetables:** Compliance duties connected to time periods are the reporting requirements. WAC 208-630-090(7) retains the current authority of the director to extend the time for compliance upon a written request and good cause shown.

**(e) Reducing or modifying fine schedules for noncompliance:** The only "fine" or monetary penalty for noncompliance in the proposed rule is the late fee of 25% of the annual assessment for filing the annual assessment late. Various amounts were considered, but it was decided this is the lowest amount likely to deter late filing.

**ELEMENT 6. A description of how the agency will involve small business in the development of the proposed rule.**

**RESPONSE:** The agency has appointed an advisory panel composed of industry representatives and consumer advocates to review and assist in developing the proposed rule.

The agency has provided a copy of the CR-101 to all interested persons and all licensees. It will also provide access to those same parties when the CR-102 is filed.

**ELEMENT 7. A list of the industry(ies) affected by the proposed rule.**

**RESPONSE:** The industry affected by the proposed rule is check cashers, check sellers and payday loan lenders. Check cashers and sellers must obtain a license before engaging in business. Payday lenders must first obtain a check casher/seller license and then obtain an endorsement that permits them to make payday loans. Not all licensees provide all three services.

A copy of the statement may be obtained by contacting [Catherine Mele-Hetter, 150 Israel Road S.W., Tumwater, WA 98501, (360) 902-0515.]

A cost-benefit analysis is not required under RCW 34.05.328. It is not applicable to these rules.

September 6, 2005

Chuck Cross

Division Director

## NEW SECTION

**WAC 208-630-110 What definitions are required to understand these rules?** The definitions in RCW 31.45.010 and this section apply throughout this chapter unless the context clearly requires otherwise.

"Act" means chapter 31.45-RCW.

"Affiliate" means any person who directly or indirectly through one or more intermediaries, controls, or is controlled by, or is in common control with another person.

"Agent" for purposes of RCW 31.45.079 means a person who, pursuant to the terms of a written agreement and for compensation, performs small loan agent services on behalf of an exempt entity.

"Board director" means a director of a corporation or a person occupying a similar status and performing a similar function with respect to an organization, whether incorporated or unincorporated.

"Close of business" for the purposes of RCW 31.45.86 and these regulations means the actual time a licensee closes for business at the location from which a small loan was originated or 11:59 p.m. Pacific Time, whichever is earlier.

"Department" means the department of financial institutions.

"Exempt entity" means a person described in RCW 31.45.020 that is engaged in the business of making small loans.

"Investigation" means an examination undertaken for the purpose of detecting violations of chapter 31.45 RCW or these rules or obtaining information lawfully required under chapter 31.45 RCW or these rules.

"License" means a license issued by the director to engage in the business of check cashing or check selling under the provision of chapter 31.45 RCW.

"Monetary instrument" means a check, draft, money order or other commercial paper serving the same purpose.

"Payday advance lender" or "payday lender" means a licensee under this chapter who has obtained a small loan endorsement under RCW 31.45.073.

"Payday advance loan," "payday loan" or "deferred deposit loan" means the same as a small loan.

"Postdated check" means a check delivered prior to its date, generally payable at sight or on presentation on or after the day of its date. "Postdated check" does not include any promise or order made or submitted electronically by a borrower to a licensee.

"RCW" means the *Revised Code of Washington*.

"Small loan agent services" means all or substantially all of the following services:

- (1) Marketing and advertising small loans;
- (2) Taking small loan applications;
- (3) Assisting customers in completing small loan documentation;
- (4) Providing required disclosures;
- (5) Disbursing small loan proceeds;
- (6) Collecting small loans;
- (7) Retaining documents and records; and
- (8) Making reports.

"State" means the state of Washington.

"Unsafe or unsound financial practice" means any action, or lack of action, the likely consequences of which, if continued, would impair materially the net worth of a licensee or create an abnormal risk of loss to its customers.

## LICENSING REQUIREMENTS

### NEW SECTION

**WAC 208-630-120 What does a business have to do to operate as a check casher and seller, or to make small loans as a payday lender?** In order to engage in the business of check cashing and selling, a business must apply and obtain from the department a check cashing or selling license. A check casher or seller must first obtain a small loan endorsement to its license to make small loans in accordance with chapter 31.45 RCW and this chapter.

### NEW SECTION

**WAC 208-630-130 How does a business apply for a check casher's or seller's license or a small loan endorsement to a check casher's or seller's license?** Each applicant for a check casher license, or check seller license, or a small loan endorsement to a check casher's or seller's license must apply to the director by filing the following:

(1) An application in a form prescribed by the director including at least the following information:

(a) The legal name, residence, and business address of the applicant if the applicant is an individual or sole proprietorship, and in addition, if the applicant is a partnership, corporation, limited liability company, limited liability partnership, trust, company, or association, the name and address of every member, partner, officer, controlling person, and board director;

(b) The trade name or name under which the applicant will do business under the act;

(c) The street and mailing address of each location in which the applicant will engage in business under the act;

(d) The location at which the applicant's records will be kept; and

(e) Financial statements and any other pertinent information the director may require with respect to the applicant and its board directors, officers, trustees, members, or employees, including information regarding any civil litigation filed within the preceding ten years against the applicant or controlling person of the applicant;

(2) A surety bond and related power of attorney, or other security acceptable to the director in an amount equal to the penal sum of the required bond as set forth in this rule. In lieu of the bond, the applicant may demonstrate to the director net worth in excess of three times the amount of the penal sum of the required bond in accordance with RCW 31.45.030 (5)(b) and (e) and this rule;

(3) A current financial statement as of the most recent quarter end prepared in accordance with generally accepted accounting principles which includes a statement of assets and liabilities and a profit and loss statement;

(4) Information on the applicant's or any affiliate's current or previous small loan or related type business in this state or any other state, including, but not limited to, name, address, city, state, licensing authority, and whether any enforcement action is pending or has been taken against the applicant in any state;

(5) Upon request, a complete set of fingerprints and a recent photograph of each sole proprietor, owner, director, officer, partner, member, and controlling person; and

(6) An application fee.

Any information in the application regarding a personal residential address or telephone number, and any trade secret as defined in RCW 19.108.010 including any financial statement that is a trade secret is exempt from the public disclosure requirements of chapter 42.17 RCW.

### NEW SECTION

**WAC 208-630-140 Once a business finishes the application process, when does the director issue a license?** If the director determines that all licensing criteria of chapter

31.45 RCW have been met and the appropriate fees paid, the director shall issue a nontransferable license for the applicant to engage in the business of cashing and/or selling checks or a small loan endorsement to a license.

#### NEW SECTION

**WAC 208-630-150** **When does the license expire?** The license and small loan endorsement will remain continuously in effect until surrendered, suspended, or revoked.

#### NEW SECTION

**WAC 208-630-160** **Does each location where a licensee makes small loans have to have a small loan endorsement?** The law requires a small loan endorsement for each location where a licensee makes small loans. These locations include, in addition to traditional staffed locations, unstaffed locations at which electronic or telephonic terminals such as facsimile machines, telephones, computer terminals or similar devices are available to the public to provide access to small loans, whether or not the locations are located within the premises of an exempt entity.

#### NEW SECTION

**WAC 208-630-170** **Where may a licensee make small loans?** A small loan endorsement may authorize a licensee to make small loans at a location other than the licensed location where it cashes and sells checks.

#### NEW SECTION

**WAC 208-630-180** **Is there a bond requirement for licensees?** A licensee engaged in any business under chapter 31.45 RCW must obtain a bond. The bond must run to the benefit of the state and any person or persons who suffer loss. The licensee must file the bond with the director at the beginning of each calendar year. The bond must be issued by a surety which meets the requirements of chapter 48.28 RCW. The bond form must be acceptable to the director. The licensee may obtain a copy of an acceptable form from the department.

#### NEW SECTION

**WAC 208-630-190** **What type of bond is necessary and what are the conditions?** The bond shall be continuous and conditioned upon the licensee faithfully abiding by chapter 31.45 RCW and all rules in this chapter. It shall also be conditioned upon the licensee paying all persons who purchase monetary instruments from the licensee the face value of any monetary instrument dishonored by the drawee financial institution due to insufficient funds or by reason of the account having been closed. The surety shall only be liable for the face value of the dishonored monetary instrument, and shall not be liable for any interest or consequential damages. For a licensee with a small loan endorsement, the bond shall run to the benefit of the state and any person or persons who suffer loss due to the licensee's violation of chapter 31.45 RCW or this chapter.

#### NEW SECTION

**WAC 208-630-200** **How is a bond canceled?** The bond may be canceled by the surety by giving written notice to the director and licensee of its intent to cancel the bond. The cancellation is effective thirty days after the notice is received by the director.

#### NEW SECTION

**WAC 208-630-210** **What is the liability of the surety under the bond?** Whether or not the bond is renewed, continued, reinstated, reissued, or otherwise extended, replaced, or modified, including increases or decreases in the penal sum, it shall be considered one continuous obligation, and the surety shall not be liable in an aggregate or cumulative amount exceeding the penal sum set forth on the face of the bond. In no event shall the penal sum, or any portion thereof, at two or more points in time be added together in determining the surety's liability. The surety shall not be liable for any liability of the licensee for tortious acts, whether or not such liability is imposed by statute or common law, or is imposed by contract. The bond shall not be a substitute or supplement to any liability or other insurance required by law or by contract. If the surety desires to make payment without awaiting court action against it, the penal sum of the bond shall be reduced to the extent of any payment made by the surety in good faith under the bond.

#### NEW SECTION

**WAC 208-630-220** **Who may make claims against the bond?** Any person who is a purchaser of a monetary instrument from the licensee having a claim against the licensee for the dishonor of any monetary instrument by the drawee financial institution due to insufficient funds or by reason of the account having been closed, or any person who obtained a small loan from the licensee and was damaged by the licensee's violation of chapter 31.45 RCW or this chapter, may bring suit upon such bond or deposit in the superior court of the county in which the monetary instrument was purchased, or in the superior court of a county in which the licensee maintains a place of business. Jurisdiction shall be exclusively in the superior court. Any action must be brought not later than one year after the dishonor of the monetary instrument on which the claim is based. If the claims against a bond or deposit exceed the amount of the bond or deposit, each claimant shall only be entitled to a pro rata amount, based on the amount of the claim as it is valid against the bond, or deposit, without regard to the date of filing of any claim or action.

#### NEW SECTION

**WAC 208-630-230** **What if there are claims against the bond?** The licensee must notify the department of any claim against the bond within ten days after receiving notice of a claim.

NEW SECTION

**WAC 208-630-240 What is the amount of bond needed for licensees engaging only in check selling?** The penal sum of the surety bond for a person with a check seller license shall not be less than the amount established in the following table:

| Highest Monthly Liability* | Required Bond   | Plus Percentage of Excess |
|----------------------------|---|---------------------------|
| Up to \$50,000             | Highest Monthly Liability or \$10,000, whichever is greater | \$0                       |
| \$50,001 to \$100,000      | \$50,000  | .5 above \$50,000         |
| \$100,001 and above        | \$75,000  | .25 above \$100,000       |

\* The monthly liability is the total sum of checks for a given month. The "highest monthly liability" shall be determined by multiplying the highest monthly liability of checks from the preceding calendar year by seventy-five percent.

NEW SECTION

**WAC 208-630-250 What is the amount of bond needed if a licensee has a small loan endorsement?** The required penal sum of the bond for a small loan endorsement must be ten thousand dollars plus an additional one thousand dollars for each endorsed branch office beyond one branch.

NEW SECTION

**WAC 208-630-260 Does a licensee have any alternative to maintaining a surety bond?** In lieu of the surety bond required in this rule, an applicant or licensee may substitute one of the following alternatives with the approval of the director. Any alternative to the surety bond shall secure the same obligations as would the surety bond. The amount of alternative substituted under subsection (1) or (2) of this section must be equal to or greater than the amount of the required surety bond.

(1) **Time deposit.** An assignment in favor of the director of a certificate of deposit. The certificate of deposit must be issued by a financial institution in the state whose deposits or shares are insured by an agency of the government of the United States. The depositor is entitled to receive all interest and dividends on the certificate of deposit.

(2) **Demonstration of net worth.** A licensee or applicant for a small loan endorsement may demonstrate net worth in excess of three times the amount of the required bond. The licensee shall notify the director within ten business days of any date upon which its net worth decreases below the required amount. A licensee that fails to maintain the required level of net worth and continues to operate under a small loan endorsement will be required to immediately obtain a surety bond and maintain it for five years after the date of noncompliance. During this five-year period, the director will not accept a demonstration of net worth in lieu of a surety bond.

(3) **Reports required.** A licensee that maintains net worth in lieu of a surety bond shall submit annually to the director an audited financial statement and within forty-five days after the close of each quarter a supplementary year-to-date financial statement prepared in accordance with generally accepted accounting principles. The financial statements must include at a minimum a statement of assets and liabilities and a profit and loss statement. The director may continue to require other documents, agreements or information necessary to properly evaluate and ensure that the licensee remains in compliance with this section.

(4) **Bad debts and judgments.** A licensee that maintains net worth in lieu of a surety bond may not consider bad debts and certain judgments as assets. The director may approve exceptions in writing. The licensee must charge off its books any debt upon which any payment is six months or more past due. The licensee may not count as an asset any judgment more than two years old which has not been paid. Time consumed by an appeal from a judgment is not counted in the two-year limit.

(5) **Noncompliance.** A licensee that does not comply with this section must obtain and file with the director a surety bond in the required amount in WAC 208-630-030 by the date specified by the director.

NEW SECTION

**WAC 208-630-270 When and under what circumstances may the director have access to the criminal history of an applicant or licensee, or controlling person?** (1) The director may review any criminal history record information maintained by any federal, state, or local law enforcement agency relating to:

(a) An applicant for a license or small loan endorsement under chapter 31.45 RCW; or

(b) A controlling person of an applicant for a license under chapter 31.45 RCW.

(2) The director may deny, suspend or revoke a license if the applicant, licensee, or controlling person of the applicant or licensee fails to provide a complete set of fingerprints and a recent photograph on request.

(3) All criminal history record information received by the director is confidential information and is for exclusive use of the director and the division of consumer services. Except on court order or as provided by subsection (4) of this section, or otherwise provided by law, the information may not be released or otherwise disclosed to any other person or agency.

(4) The director may not provide a person being investigated under this section with a copy of the person's criminal history record obtained pursuant to subsection (1) of this section. This subsection does not prevent the director from disclosing to the person the dates and places of arrests, offenses, and dispositions contained in the criminal history records.

**LICENSING FEES**

NEW SECTION

**WAC 208-630-280 Does a licensee have to pay a fee for a license application?** At the time an applicant files for a

PROPOSED

license, the applicant must pay to the director a deposit fee for investigating and processing the application.

#### NEW SECTION

**WAC 208-630-290 How much are the fees for various license applications, and when does a licensee pay them?** (1) The director shall collect a fee of sixty-nine dollars per employee hour expended for services, plus actual expenses, for review, investigation and processing of:

- (a) New license applications;
- (b) Small loan endorsement applications;
- (c) Additional locations;
- (d) Change of control;
- (e) Relocation of office;
- (f) Voluntary or involuntary liquidation of licensee.

(2) The director may require a lump sum payment in advance to cover the anticipated cost of review and investigation of the activities described in this section.

#### NEW SECTION

**WAC 208-630-300 What happens if a licensee pays a lump sum payment in advance, and there is a surplus or deficiency in the application deposit?** If the deposit required exceeds the actual amount derived in WAC 208-630-290(1), the amount in excess shall be refunded.

If the deposit fee does not cover the costs of investigation and processing, the applicant will pay for any additional cost, which will be itemized and billed by the director.

#### NEW SECTION

**WAC 208-630-310 Is the licensee's deposit fee refundable?** The deposit fee is not refundable if the application is denied or withdrawn, or if the license is issued. The director will apply the deposit fee to the actual cost of investigating and processing the application.

### EXAMINATION AND INVESTIGATION

#### NEW SECTION

**WAC 208-630-320 What examination authority does the director have?** The director determines the frequency of examinations for the purpose of determining compliance with chapter 31.45 RCW and these rules.

The director or designee may at any time examine the records and documents used in the business of any licensee or licensee's agent wherever located.

The director or designee may examine the records and documents of any person the director believes is engaging in unlicensed business governed by chapter 31.45 RCW wherever located.

#### NEW SECTION

**WAC 208-630-330 May the director accept other reports in lieu of an examination?** The director or designees may accept reports prepared by independent certified professionals or prepared by another state or the federal gov-

ernment in lieu of, in whole or in part, an examination performed by the director.

#### NEW SECTION

**WAC 208-630-340 What should a licensee expect the director to review during an examination?** In conducting examinations the director or designee may:

(1) Obtain access, during reasonable business hours, to the offices and places of business, books, accounts, papers, files, records, computers, safes and vaults of any person in possession of information relevant to the examination;

(2) Interview any person the director or designee believes has information relative to the examination, including, but not limited to, any party to the transaction;

(3) Obtain statements in writing by any person, under oath or otherwise, as to all facts and circumstances concerning the matters under examination;

(4) Require the production of copies of any items in subsection (1) of this section;

(5) Require assistance and cooperation, from any licensee or employee or agent of any licensee under examination with respect to the conduct and subject matter of the examination;

(6) Conduct meetings and exit review with owners, managers or employees of the licensee being examined;

(7) Require a response from the subject of the examination.

#### NEW SECTION

**WAC 208-630-350 Who pays for the costs of an examination?** Every licensee must pay to the director the actual cost of examining and supervising each licensed place of business at the examination hourly rate of sixty-nine dollars per person per hour expended, plus actual expenses, which for out-of-state exams includes, without limitation, travel, lodging and per diem expense.

#### NEW SECTION

**WAC 208-630-360 Whether a business has a license or not, what should the business know about an investigation?** The director or designee may conduct investigations at any time, in or outside of the state, to determine whether any person has violated or is about to violate chapter 31.45 RCW, these rules, or any order issued under these laws and rules. For that purpose the director or designee may conduct inquiries, interviews and examinations of any person relevant to the investigation.

#### NEW SECTION

**WAC 208-630-370 What powers does the director have during an investigation?** The director or designee may investigate the business of a licensee, or other business or personal financial records of any person subject to investigation. In conducting investigations, the director or designee may:

(1) Have access to any location where records of the subject of the investigation are located, including offices, places

of business, commercial storage facilities, computers, safes and vaults for the purposes of obtaining, reviewing or copying books, accounts, papers, files, or records, including electronic records, or records in any format;

(2) Administer oaths and affirmations;

(3) Subpoena witnesses and compel their attendance at a time and place determined by the director or designee, and compel their testimony regarding any matter related to an investigation or examination under chapter 31.45 RCW or these rules, including:

(a) Testimony regarding the existence, description, nature, custody, condition and location of any relevant evidence;

(b) The identity and location of persons having knowledge of any matter related to the investigation; and

(c) Any matter reasonably calculated to lead to the discovery of material evidence.

(4) Subpoena the production of any books, records in any format, documents or other tangible things, or physical or documentary evidence or matter;

(5) Conduct oral examination, under oath or otherwise, publicly or privately, of any controlling person, employee, agent or independent contractor of a licensee;

(6) Conduct oral examination, under oath or otherwise, publicly or privately, of any person whose testimony is deemed relevant to the investigation;

(7) Copy, or request to be copied, any items described in subsection (1) of this section, or if the director or designee determines that:

(a) There is danger that original records may be destroyed, altered, or removed denying the director access; or

(b) Original documents are necessary for the preparation of criminal referral or trial, the director may take possession of originals of any items described in subsection (1) of this section, regardless of the source of such items. Originals and/or copies taken by the director may be held, returned, or forwarded to other regulatory or law enforcement officials as determined necessary by the director or designee.

(8) Conduct analysis and review of any items described in subsection (1) of this section;

(9) Require assistance, as necessary, from any employee or person subject to investigation under this section with respect to the conduct and subject matter of the investigation;

(10) Conduct meetings and exit reviews with owners, managers, officers, or employees of any person subject to investigation or examination under this chapter;

(11) Conduct meetings and share information with other regulatory or law enforcement agencies; and

(12) Prepare and deliver, as deemed necessary, a report of investigation requiring a response from the recipient.

The director may investigate the business and records of any person who the director has reason to believe is engaging in business which requires a license under chapter 31.45 RCW.

#### NEW SECTION

**WAC 208-630-380 What are the fees for an investigation?** Unless the person investigated is not required to hold a license, the person must pay the cost of the investigation at

the hourly rate of sixty-nine dollars per person per hour expended, plus actual expenses, which for out-of-state investigations includes, without limitation, travel, lodging and per diem expense.

#### NEW SECTION

**WAC 208-630-390 May the director hire other specialists to assist with examinations and investigations, and who will pay for them?** (1) The director may retain attorneys, accountants, or other professionals and specialists as examiners, auditors, or investigators, to conduct, or assist in the conduct of examinations, or investigations. Fees for services provided to the director by such professionals and specialists under this paragraph will be billed at such rates and in the manner described in WAC 208-630-350 and 208-630-380.

(2) The director may order the retention of such professionals and specialists as auditors, or investigators to conduct, or assist in the conduct of audits or investigations. Unless the director determines that the person investigated is not required to hold a license or otherwise should not bear the cost, the actual cost of these services will be borne by the person who is the subject of the audit, or investigation.

#### **ASSESSMENTS AND REPORTING REQUIREMENTS**

#### NEW SECTION

**WAC 208-630-400 Once licensed, what fees must a licensee pay to keep a license current?** (1) The director will charge each licensee an annual assessment at the rate set forth in subsection (2) of this section. Assessments for a calendar year will be computed on total volume of transactions as of December 31 of the previous calendar year.

(2) The annual assessment rate is:

(a) For check cashers:

(i) If the volume of checks cashed is one million dollars or less, there is no annual assessment;

(ii) If the volume of checks cashed is over one million dollars, the annual assessment is five hundred thirteen dollars and ninety-five cents per licensed location.

(b) For check sellers:

(i) If the volume of checks sold is one million dollars or less, there is no annual assessment;

(ii) If the volume of checks sold is over one million dollars, the annual assessment is five hundred thirteen dollars and ninety-five cents per licensed location.

(c) For licensees with small loan endorsements, in addition to (a) and/or (b) of this subsection:

(i) If the volume of small loans made is one million dollars or less, there is no annual assessment;

(ii) If the volume of small loans made is over one million dollars, the annual assessment is five hundred thirteen dollars and ninety-five cents per licensed location.

(3) For purposes of this section, "volume" includes all transactions made under this chapter and chapter 31.45 RCW by a Washington licensed check casher or check seller at all licensed locations.



NEW SECTION

**WAC 208-630-410 What happens if a licensee is late with an annual assessment fee?** If a licensee does not pay its annual assessment fee by April 15, the director must send the licensee a notice of suspension and assess a late fee of twenty-five percent of the annual assessment fee. The licensee's payment of both the annual assessment fee and the late fee must arrive in the department's offices by 5:00 p.m. on the tenth day after the annual assessment fee due date, unless the department is not open for business on that date, then the licensee's payment of both the annual assessment fee and the late fee must arrive in the department's offices by 5:00 p.m. on the next day the department is open for business. If the payment of both the annual assessment fee and the late fee does not arrive prior to such time and date, the expiration of the licensee's license is effective at 5:00 p.m. on the thirtieth day after the assessment fee due date.

NEW SECTION

**WAC 208-630-420 How can a license be reinstated after it expires?** The director may reinstate the license if, within twenty days after the effective date of expiration, the licensee:

- (1) Pays both the annual assessment fee and the late fee; and
- (2) Attests under penalty of perjury that it did not engage in conduct requiring a license under this chapter during the period its license was expired. The director may confirm the licensee's attestation by an investigation.

NEW SECTION

**WAC 208-630-430 When may a licensee expect a fee increase?** The department intends to increase its fee and assessment rates each year for several bienniums. The department intends to initiate a rule making for this purpose each biennium. This rule provides for an automatic annual increase in the rate of fees and assessments each fiscal year during the 2005-2007 biennium.

(1) On July 1, 2005, the fee and assessment rates as increased in the prior fiscal year, will increase by a percentage rate equal to the fiscal growth factor for the then current fiscal year. As used in this section, "fiscal growth factor" has the same meaning as the term is defined in RCW 43.135.025. However, there will be no rate increase under this subsection (1) for assessments described in WAC 208-630-022 (2)(a)(i), (b)(i) and (c)(i).

(2) The director may round off a rate increase under subsection (1) of this section. However, no rate increase may exceed the applicable fiscal growth factor.

NEW SECTION

**WAC 208-630-440 How will a licensee know about fee increases?** By June 1 of each year, the director will make available a chart of the new rates that will take effect on the immediately following July 1.

NEW SECTION

**WAC 208-630-450 When may the director waive fees?** The director may waive any or all of the fees and assessments imposed, in whole or in part, when he or she determines that both of the following factors are present:

- (1) The consumer services program fund exceeds the projected acceptable minimum fund balance level approved by the office of financial management; and
- (2) That such course of action would be fiscally prudent.

NEW SECTION

**WAC 208-630-460 When must a licensee inform the director of significant changes in business?** A licensee must notify the director in writing within fifteen days of the occurrence of any of the following significant developments:

- (1) Licensee filing for bankruptcy or reorganization.
- (2) Notification of the initiation of license revocation procedures in any state against the licensee.
- (3) The filing of criminal charges or a criminal indictment or information, in any way related to check cashing, check selling or small loan activities of the licensee, key officer, board director, or controlling person, including, but not limited to, the handling and/or reporting of moneys received and/or instruments sold.
- (4) A licensee, sole proprietor, owner, director, officer, partner, member or controlling person being convicted of a crime.

(5) A change of control. In the case of a corporation, control is defined as a change of ownership by a person or group acting in concert to acquire ten percent of the stock, or the ability of a person or group acting in concert to elect a majority of the board directors or otherwise effect a change in policy of the corporation. The director may require such information as deemed necessary to determine whether a new application is required. In the case of entities other than corporations, change in control shall mean any change in controlling persons of the organization either active or passive. Change of control investigation fees shall be billed to the persons or group at the rate billed for applications.

**REQUIREMENTS FOR CHECK CASHING AND MAKING SMALL LOANS (PAYDAY LENDING)**NEW SECTION

**WAC 208-630-470 What types of information must a licensee include on a borrower's application for a small loan?** The licensee must require and maintain an application for each borrower in each small loan transaction. Each application must contain the borrower's full name, Social Security number or other unique identifier acceptable to the director, current address, loan origination date, and whether the applicant is a military borrower at any time prior to the termination date of the loan. As used in this section "other unique identifier" means a state identification card, a passport, a document issued by the Immigration and Naturalization Service of the United States that provides identification of the borrower, a matricula consular, a driver's license, or other forms as approved by the director.

Licenses may rely upon an applicant representation regarding the applicant's military status, and are not required to conduct an independent investigation regarding military status.

#### NEW SECTION

**WAC 208-630-480 How must a licensee maintain customer small loan applications?** The licensee may maintain a single master application in paper or electronic form that the licensee updates each time a customer takes out a new loan.

#### NEW SECTION

**WAC 208-630-490 What information must the note or small loan agreement contain?** Each small loan made under a small loan endorsement pursuant to chapter 31.45 RCW must be evidenced by a written note or loan agreement which must contain at least the following:

- (1) The origination date of the loan;
- (2) The principal of the loan;
- (3) The manner in which the loan is to be repaid, including a statement of whether any check held in connection with a small loan may be redeemed in cash and if so, a statement of the date and time after which the licensee may choose not to permit redemption;
- (4) The termination date of the loan;
- (5) The dollar amount of fees and the method of calculating fees;
- (6) The annual percentage rate as defined in the federal Truth in Lending Act; and
- (7) The signature or electronic signature of the borrower.

#### NEW SECTION

**WAC 208-630-500 When must a licensee provide a note or small loan agreement to the borrower?** A licensee must provide a copy of the note or loan agreement (or if in electronic form, make available) to the borrower at the time the borrower executes the note or loan agreement.

#### NEW SECTION

**WAC 208-630-510 When does a borrower have a right to enter into a statutory payment plan?** A borrower has a right to convert a small loan to a statutory payment plan after four successive loans and prior to default on the last loan.

#### NEW SECTION

**WAC 208-630-520 If a borrower and licensee enter into a statutory payment plan, what is the term of the payment plan?** A payment plan under the provisions of RCW 31.45.084 must be for a period of at least sixty days unless a shorter period is agreed to by both the borrower and the licensee.

#### NEW SECTION

**WAC 208-630-530 If a borrower and licensee enter into a statutory payment plan, how must the payments be structured?** A payment plan under the provisions of RCW 31.45.084 must provide for at least three separate payments which, unless otherwise requested by the borrower and agreed to in writing by the lender, shall be:

- (1) Equal to the total amount of the payment plan divided by the number of payments (subject to reasonable rounding); and
- (2) Due at substantially equivalent intervals. For example, a sixty-day, three hundred fifty dollar payment plan entered into on May 1 providing for payments of one hundred twenty dollars on May 20, one hundred twenty dollars on June 11, and one hundred ten dollars on June 29, complies with this rule.

#### NEW SECTION

**WAC 208-630-540 Must a licensee comply with the federal Truth in Lending Act when entering into a payment plan?** An agreement to enter into a payment plan under the provisions of RCW 31.45.084 must comply with the federal Truth in Lending Act, 15 U.S.C. Sec. 1601.

#### NEW SECTION

**WAC 208-630-550 May the licensee and the borrower enter into a payment plan prior to the fourth consecutive loan?** A licensee is not prohibited from entering into a payment plan with a borrower at any time prior to the time a borrower's right to a statutory payment plan is triggered under RCW 31.45.084. Any payment plan other than a statutory payment plan may be on any terms on which a licensee and borrower may agree.

#### NEW SECTION

**WAC 208-630-560 What types of disclosures must a licensee make to a borrower?** (1) A licensee must deliver to the borrower at the time the licensee makes a small loan, a disclosure that meets the requirements of all applicable laws, including the federal Truth in Lending Act.

(2) A licensee must deliver to the borrower at the time the licensee makes the small loan a disclosure of the right to rescind the loan and the right to convert the loan to a payment plan.

#### NEW SECTION

**WAC 208-630-570 What must be included in the disclosures?** The disclosure referred to in WAC 208-630-560(2) must be substantially in the following form:

##### **Your right to a payment plan.**

If this is your fourth (or greater) successive loan, and if you are not in default, you may convert your loan to a payment plan with us. "Successive loans" means loans made to you by us with no more than three business days between the repayment in full of one loan and the beginning date of the next loan.

A payment plan will allow you, by paying a one time fee equal to the finance charge on your loan, to pay all that you owe in at least three payments over a period of at least sixty days.

**Your right to rescind (cancel) this loan. You have the right to rescind (cancel) this loan** by returning the amount of the loan in cash, or returning the check given to you by us to our office by the close of business on our next business day following the date of this loan. We may not charge you for canceling the loan and we will return to you any postdated check or electronic equivalent you have given to us.

#### NEW SECTION

**WAC 208-630-580 In addition to providing disclosures to the borrower, does a licensee have to post any disclosures?** Licensees that make small loans must post at each location where small loans are made a conspicuous notice substantially in the form set forth in the preceding question.

#### NEW SECTION

**WAC 208-630-590 How must a licensee format disclosures?** All disclosures must be presented in a manner and physical format that is clear, conspicuous and designed to call attention to each right and responsibility of the borrower and lender being disclosed. Such statements may be provided separately or included within the note or loan agreement.

#### NEW SECTION

**WAC 208-630-600 What documentation must a licensee keep to show that the licensee has made the proper disclosures?** A licensee must maintain in its files sufficient information to show compliance with the consumer disclosure requirements of chapter 31.45 RCW, these rules, and state and federal law.

#### NEW SECTION

**WAC 208-630-610 Are there accounting and financial records that a licensee must keep?** Licensees must maintain as a minimum the following records for at least two years.

(1) A licensee must maintain a record of transactions conducted. Such a record may be limited to the following provided a sufficient audit trail is available through records obtainable from the licensee's bank of account:

- (a) Amount of the checks cashed;
- (b) Amount of fees charged for cashing the check;
- (c) Amount of cash deducted from the transaction for the sales of other services or products;
- (d) Amount of each check or monetary instrument sold;
- (e) Amount of fee charged for the monetary instrument;
- (f) Amount of small loan proceeds disbursed;
- (g) Fees charged for small loans;
- (h) Amount of payments on small loans received;
- (i) Origination date of each small loan;
- (j) Termination date of each small loan;
- (k) Payment plan payment due dates;

(1) The information required to be maintained for applications in the rule.

(2) Licensees must maintain a cash reconciliation summarizing each day's activity and reconciling cash on hand at the opening of business to cash on hand at the close of business. Such reconciliation must separately reflect cash received from the sale of checks, redemption of returned items, bank cash withdrawals, cash disbursed in cashing of checks, cash disbursed in making small loans, cash received in payment of small loans and bank cash deposits.

(3) Records of the disbursement of loan proceeds and the receipt of all payments on the balance of small loans must be kept and must indicate the date of the transaction, the borrower's name, amount, and whether the disbursement or payment is on a loan or payment plan.

#### NEW SECTION

**WAC 208-630-620 In what form must a licensee maintain accounting and financial records?** Licensees may maintain records required in combined form, hand or machine posted, or automated, and licensees may maintain them on any electronic, magnetic, optical or other storage media. However the licensee must maintain the necessary technology to permit access to the records by the department for the period required by law.

#### NEW SECTION

**WAC 208-630-630 May the director ask a licensee for records regarding the previous day's transactions?** Upon request of the director or director's designee a licensee must within one business day make available, either directly or through a third party, a record of the previous day's transactions.

#### NEW SECTION

**WAC 208-630-640 What specific accounting records must a licensee maintain?** Licensees must maintain a general ledger containing records of all assets, liabilities, capital, income, and expenses. The licensee must post a general ledger from the daily record of checks cashed or other record of original entry, at least monthly, and it must be maintained in such manner as to facilitate the preparation of an accurate trial balance of accounts in accordance with generally accepted accounting practices.

#### NEW SECTION

**WAC 208-630-650 May a licensee maintain a consolidated general ledger if the licensee has two or more locations?** A licensee may maintain a consolidated general ledger reflecting activity at two or more locations by the same licensee provided that the licensee maintain books of original entry separately for each location.

#### NEW SECTION

**WAC 208-630-660 What must a licensee have in employees' personnel files?** Every licensee must maintain

personnel files for its employees. Each file must contain the employee's full name, date of birth, date of hire and date of termination, last known address and Social Security number.

#### NEW SECTION

**WAC 208-630-670 For licensees with small loan endorsements what information must the licensee keep in every loan file?** For licensees with small loan endorsements, each loan file must contain at least a copy of the application, a copy of the note or loan agreement and a copy of any disclosure statement. As used in this section, "application" means any information received by the licensee from the borrower for the purposes of making a lending decision, including, but not limited to, personal employment history and credit history.

#### NEW SECTION

**WAC 208-630-680 Are there specific banking requirements for check sellers?** All monetary instruments issued by check sellers must be drawn on a financial institution domiciled in the United States.

#### NEW SECTION

**WAC 208-630-690 When must a check casher deposit a monetary instrument?** Once a licensee cashes a monetary instrument the licensee must send the monetary instrument for deposit to the licensee's account at a depository financial institution located in Washington state or send it for collection not later than the close of business on the third business day after the day on which the licensee accepted the monetary instrument for cash. This subsection does not apply if the licensee accepted the monetary instrument as part of a small loan transaction under chapter 31.45 RCW.

#### NEW SECTION

**WAC 208-630-700 When may a licensee deposit a monetary instrument accepted in the course of making a small loan?** A licensee with a small loan endorsement may not deposit a monetary instrument accepted in the course of making a small loan under the act prior to the termination date and any time disclosed on the note or small loan agreement.

#### NEW SECTION

**WAC 208-630-710 What other federal and state laws and regulations must a licensee comply with?** Each licensee must comply with applicable federal and state laws including, but not limited to, the following:

- (1) Chapter 63.29 RCW, the Uniform Unclaimed Property Act; and
- (2) The federal Truth in Lending Act.

#### NEW SECTION

**WAC 208-630-720 Is a licensee required to register with the Secretary of the Treasury?** Each licensee must register with the Secretary of the Treasury of the United States if required by 31 U.S.C. Section 5330 or any regulations promulgated thereunder.

#### NEW SECTION

**WAC 208-630-730 What records and actions does a licensee need to take to assure the licensee is correctly reporting under the Bank Secrecy Act?** Each licensee shall maintain detailed records to satisfy currency transaction reporting and suspicious activity reporting requirements of the United States Treasury Department.

Each licensee shall implement an antimoney laundering program that includes the development of internal policies, procedures and controls, training of employees, the appointment of a compliance officer, and the appointment of an external reviewer of the antimoney laundering program if required by 31 U.S.C. Section 5318(h).

#### NEW SECTION

**WAC 208-630-740 What obligation does a licensee have to assure that employees comply with the laws and rules regarding payday lending and check cashing and selling?** Each licensee shall ensure that any employee or person who engages in business on behalf of the licensee under authority granted by chapter 31.45 RCW has sufficient understanding of the statutes and rules applicable to its business to assure compliance with such statutes and rules.

#### NEW SECTION

**WAC 208-630-750 What fees may licensees charge to collect a delinquent small loan?** A licensee when collecting a delinquent small loan may:

(1) Agree with the borrower for the payment of fees for a credit report received from a recognized credit reporting company when the licensee pays these fees to an unaffiliated third party for services. In no event may the fee exceed the actual cost charged by the provider of the credit report.

(2) Charge or collect a fee equal to or less than twenty-five dollars for a check returned unpaid by the bank drawn upon. Only one fee may be collected with respect to a particular check even if it has been redeposited and returned more than once.

#### NEW SECTION

**WAC 208-630-760 What are the legal restrictions on making small loans?** A licensee with a small loan endorsement is subject to various restrictions.

#### NEW SECTION

**WAC 208-630-770 May a licensee allow a borrower to refinance or "rollover" a small loan with another small loan?** A licensee may not allow a borrower to use a new small loan to pay off an existing small loan by the same

lender or an affiliate of the lender. Licensees may not apply the proceeds from any small loan to any other loan from the same lender or affiliate of the lender.

#### NEW SECTION

**WAC 208-630-780** May a licensee use a name or place of business other than that named on the license or small loan endorsement? A licensee may not make any loan under authority granted by chapter 31.45 RCW under any name or at any place of business other than that named on the license and small loan endorsement.

#### NEW SECTION

**WAC 208-630-790** What is the limit on the amount of checks a licensee may hold from one borrower? A licensee may not hold a check or checks in an aggregate face amount of more than seven hundred dollars plus allowable fees from any one borrower at any one time.

#### NEW SECTION

**WAC 208-630-800** May a licensee holding a borrower's check for a period longer than the statutory limit of forty-five days charge additional fees? A licensee may hold a check for more than forty-five days if requested to do so by the borrower. The licensee may not charge additional fees for holding the check.

#### NEW SECTION

**WAC 208-630-810** May a licensee charge additional fees to cash monetary instruments issued as part of a small loan? The licensee may not charge an additional fee to cash a monetary instrument issued as part of a small loan made under chapter 31.45 RCW.

#### NEW SECTION

**WAC 208-630-820** May a licensee charge any fees if a borrower decides to convert their loan to a payment plan? A licensee may not charge any fee or impose any other burden upon the decision of a borrower to convert their small loan to a payment plan as provided under RCW 31.45.084, other than the terms and conditions expressly authorized by RCW 31.45.084.

#### NEW SECTION

**WAC 208-630-830** What are a licensee's annual financial and reporting requirements? Each licensee must submit the reports of its Washington activities described in this section, on a form prescribed and made available by the director, due not later than one hundred five days after the close of the calendar year (or fiscal year if a licensee has established a fiscal year different from the calendar year). Licensees must make each report for the prior calendar year or fiscal year, which shall be referred to in these rules as the "period." A consolidated annual report must contain:

- (1) The total number of employees and annual payroll during the period;
- (2) The total number and dollar volume of transactions during the period;
- (3) The total dollar amount of fees collected during the period;
- (4) The total number and dollar amount of undeposited checks taken or held in connection with check cashing and small loan endorsement business at the end of the period;
- (5) The total number and dollar amount of returned (NSF) checks taken or held in connection with check cashing and small loan business at the end of the period, and the total dollar amount of fees collected for returned (NSF) checks during the period;
- (6) The total number and dollar amount of charge-offs (losses), net of any recoveries, for the period;
- (7) The total dollar amount of net income before and after taxes earned under authority of this chapter.

#### NEW SECTION

**WAC 208-630-840** Who may a licensee hire to prepare the financial statements in the annual report? Financial statements contained in the annual report may be prepared by outside accountants or by the licensee's own accountants.

#### NEW SECTION

**WAC 208-630-850** What information must a licensee have in the annual assessment report? An annual assessment report must contain:

- (1) The total dollar volume of checks cashed during the period, if applicable; and
- (2) The total dollar volume of checks sold during the period, if applicable.

#### NEW SECTION

**WAC 208-630-860** If licensee has a small loan endorsement, what other reports must be filed? For all licensees with small loan endorsements a report containing the following:

- (1) The total dollar volume of small loans made during the period, including payment plan loans;
- (2) The total number of loans made for the period;
- (3) The total number of borrowers for the period;
- (4) The number of borrowers whose accounts were referred to collection agencies;
- (5) The number of loans rescinded during the period;
- (6) The number of borrowers entering into a payment plan;
- (7) The number of loans made to borrowers to be paid through an ACH (automated clearing house) or other electronic transaction;
- (8) The number of loans made to borrowers through other than a physical visit to the licensee's location (e.g., internet, telephone, etc.); and
- (9) The number of active military borrowers during the period.

NEW SECTION

**WAC 208-630-870** If a licensee has a loan volume of at least ten million dollars in principal in the year prior, what additional reports must the licensee file with the director? For licensees with small loan endorsements and total loan volume of at least ten million dollars in principal in the one year period just prior to the period under report, a report containing the following in a form prescribed by the director:

- (1) The number of loans per borrower for the period;
- (2) The number of loans per military borrower during the period; and
- (3) The number of loans with terms in each of the following categories for the period:
  - (a) One to seven days;
  - (b) Eight to fourteen days;
  - (c) Fifteen to Twenty-one days;
  - (d) Twenty-two to thirty-one days; and
  - (e) Thirty-two or more days.

NEW SECTION

**WAC 208-630-880** What must a check seller report when surrendering or revoking a license? A licensee engaged in the business of selling monetary instruments whose license has been surrendered or revoked shall submit to the director, at its own expense, on or before one hundred five days after the effective date of such surrender or revocation, a closing annual report containing audited financial statements as of such effective date. This closing annual report shall cover the twelve months ending with such closure date or for such other period as the director may specify. If the report, certificate, or opinion of the independent accountant is in any way qualified, the director may require the licensee to take such action as appropriate to permit an independent accountant to remove such qualification from the report, certificate, or opinion. Such report shall include relevant information specified by the director.

NEW SECTION

**WAC 208-630-890** What must a licensee, other than a check seller, report when surrendering or revoking a license? A licensee not engaged in the business of selling monetary instruments whose license has been surrendered or revoked shall submit to the director at its own expense, on or before one hundred five days after the effective date of such surrender or revocation, a closing annual report covering the twelve months ending with such closure date or for such other period as the director may specify. Financial statements contained in this closing report may be prepared by outside accountants or by the licensee's own accountants.

NEW SECTION

**WAC 208-630-900** What additional information must a licensee include with annual reports and financial statements? The reports and financial statements in the consolidated annual report, the report for all licensees with small loan endorsements, and the report for licensees with small

loan endorsements over ten million dollars in principal in the one year prior to the reporting period must include at least a balance sheet and a statement of income together with such other relevant information as the director may require, prepared in accordance with general accepted accounting principles. The reports and financial statements in the report for licensees with small loan endorsements over ten million dollars in the one year prior to the reporting period must be accompanied by a report, certificate, or opinion of an independent certified public accountant or independent public accountant. The audits shall be conducted in accordance with generally accepted auditing standards.

NEW SECTION

**WAC 208-630-910** May a licensee request an extension of time to comply with reporting requirements? For good cause and upon written request, the director may extend the time for compliance with reporting requirements.

NEW SECTION

**WAC 208-630-920** Under what circumstances would a licensee submit unaudited financial statements to the director? A licensee shall, when requested by the director, for good cause, submit its unaudited financial statement, prepared in accordance with generally accepted accounting principles and consisting of at least a balance sheet and statement of income as of the date and for the period specified by the director.

NEW SECTION

**WAC 208-630-930** When may the director reject financial statements and other reports submitted to the director by the licensee? The director may reject any financial statement, report, certificate, or opinion filed pursuant to this section. The director must notify the licensee or other person required to make such filing of its rejection and the cause thereof.

NEW SECTION

**WAC 208-630-940** How much time does a licensee have to correct the deficiency in financial statements or other reports? Within thirty days after the receipt of such notice, the licensee or other person shall correct such deficiency. The director shall retain a copy of all filings so rejected.

NEW SECTION

**WAC 208-630-950** What are the trust accounting requirements that a licensee must comply with? (1) At least monthly a licensee in the business of selling checks shall withdraw from the trust account an amount equal to fees earned for the corresponding period from the sale of monetary instruments. The remaining balance of the trust account must be sufficient to cover all monetary instruments that remain outstanding and drawn against the trust account.

(2) A licensee is prohibited from allowing the bank of account to charge back checks or drafts deposited to the trust account and subsequently dishonored against said trust account.

(3) A licensee, whose license has been suspended, terminated, or not renewed, shall not make withdrawals from the trust account without the director's consent, until a closing report has been received according to these rules.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

- WAC 208-630-005 Definitions.
- WAC 208-630-010 Application deposit fee.
- WAC 208-630-015 Examinations.
- WAC 208-630-020 Schedule of fees paid by licensees and applicants.
- WAC 208-630-021 Application review and investigation fee.
- WAC 208-630-022 Annual assessment charge.
- WAC 208-630-023 Examination fees.
- WAC 208-630-02303 Fee increase.
- WAC 208-630-02305 Waiver of fees.
- WAC 208-630-025 Application for small loan endorsement to a check cashier or check seller license.
- WAC 208-630-030 Surety bond.
- WAC 208-630-035 Alternatives to the surety bond.
- WAC 208-630-040 Access to criminal history information.
- WAC 208-630-050 Issuance of license or small loan endorsement.
- WAC 208-630-060 Disclosure of significant developments.
- WAC 208-630-065 The note.
- WAC 208-630-068 Contents of disclosure statement to borrower.
- WAC 208-630-070 Accounting and financial records.
- WAC 208-630-075 Monetary instruments—Deposit requirements.
- WAC 208-630-080 Licensees are required to comply with federal and state laws including but not limited to the following.

- WAC 208-630-085 Licensee with small loan endorsement—Powers—Restrictions.
- WAC 208-630-090 Audit report by licensee—Financial statements.
- WAC 208-630-095 Knowledge of the law and regulations.
- WAC 208-630-100 Trust accounts—Limitations and prohibitions.

**WSR 05-18-096  
PROPOSED RULES  
DEPARTMENT OF LICENSING**  
[Filed September 7, 2005, 11:26 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 05-10-077.

Title of Rule and Other Identifying Information: WAC 308-56A-030 Owner name and address—Recorded on vehicle record—Application for certificate of ownership, 308-56A-040 Name and address—Change of address and 308-56A-500 Definitions; and new WAC 308-96A-096 Registration requirements.

Hearing Location(s): Department of Licensing, Conference Room 406, 1125 Washington Street S.E., Olympia, WA 98507, on October 26, 2005, at 10:00 a.m.

Date of Intended Adoption: November 22, 2005.

Submit Written Comments to: Dale R. Brown, P.O. Box 2957, 1125 Washington Street S.E., Olympia, WA 98507-2957, e-mail dbrown@dol.wa.gov, fax (360) 902-3827, by October 24, 2005.

Assistance for Persons with Disabilities: Contact Dale R. Brown by October 24, 2005, TTY (360) 664-8885.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: EHB 1241 passed by the 59th legislature changed the requirements to obtain a vehicle registration or certificate of ownership. Rule making is required to notify the public of procedures that need to be followed to meet these new requirements.

These requests include presenting a driver's license before receiving a registration.

Some revisions to existing rules, WAC 308-56A-030, 308-56A-040 and 308-56A-500, are needed to be compatible with these changes.

Statutory Authority for Adoption: RCW 46.16.010.

Statute Being Implemented: RCW 46.16.010.

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

Name of Proponent: None.

Name of Agency Personnel Responsible for Drafting: Steve Boruchowitz, 1125 Washington Street S.E., Olympia, WA, (360) 902-3629; Implementation and Enforcement: Eric Andersen, 1125 Washington Street S.E., Olympia, WA, (360) 902-4045.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business eco-

PROPOSED

conomic impact statement is not required pursuant to RCW 19.85.030 (1)(a). The proposed rule making does not impose more than a minor cost on businesses in the industry.

A cost-benefit analysis is not required under RCW 34.05.328. The contents of the proposed rules are explicitly and specifically dictated by statute.

Steve Boruchowitz, Manager  
Policy and Project Office

**AMENDATORY SECTION** (Amending WSR 04-07-168, filed 3/23/04, effective 4/23/04)

**WAC 308-56A-030 Owner name and address—Recorded on the vehicle record registration—Application for certificate of ownership.** (1) **What registered owner and lien holder or secured party information is required on the vehicle record registration - application for certificate of ownership (title)?**

~~((Effective April 23, 2004,))~~ The vehicle record, registration and application for certificate of ownership (title) must include:

(a) The name of each registered owner ~~(((individual(s)))~~ natural person or business) of the vehicle and, if the vehicle is subject to a lien or other security interest, the name of each secured party;

(b) The registered owner's primary residence street address (at the choice of the registered owner, a mailing address if different from the residence address can also be given); and

(c) The primary secured party's mailing address.

**(2) Is there other information I am required to provide before I can obtain a certificate of ownership (title) or registration?**

Yes. Before the department can issue a certificate of ownership (title) or registration, one of the following, in addition to the requirement listed in subsection (1) of this section, must be provided for each registered owner:

(a) Presentation of an unexpired Washington state driver's license; or

(b) Certification that he or she is:

(i) A Washington resident who does not operate a motor vehicle on public roads; or

(ii) Exempt from the requirement to obtain a Washington state driver's license under RCW 46.20.025.

**(3) What does primary residence mean for ((an individual owner and)) a registered owner ((that is)) who is a natural person or a business?**

(a) ("Primary residence" means the domicile of the registered owner.

(b)) In the case of ((an individual, the term "domicile")) a natural person, it means the person's true, fixed and permanent home ((and place of habitation)) in Washington. This does not include secondary or vacation homes where a vehicle is garaged or used. The department will presume that a registered owner's primary residence is the same as the address used in driver's license records ~~((and))~~ or voter registration records.

(c) In the case of a business, ((the term "domicile")) it means the principal place in Washington from which the licensed trade or business of the registered owner is directed,

managed, or conducted. Businesses with multiple Washington licensed business locations should use the licensed business location where the service vehicles owned and operated by the business are directed, managed, garaged, stored or maintained.

~~(((3)))~~ **(4) Do the addresses for the application for certificate of ownership, vehicle record and registration need to conform to United States Postal Service (USPS) standards?**

Yes. USPS address standards must be used on all vehicle records, registrations, and certificates of ownership.

~~(((4)))~~ **(5) Are there exceptions to the requirement to provide a primary residence street address?**

Yes. Exceptions will be made for:

~~(a) ((Overseas mailing addresses for military personnel, e.g., Army or Air Force Personnel Post Office (APO) or Fleet Post Office (FPO)) will be accepted;~~

~~(b) Members of the address confidentiality program administered through the secretary of state's office; or~~

~~(c) Those who do not have USPS mail delivery available at their primary residence street address.~~

~~(5))) Persons who are exempt by law from paying motor vehicle excise tax or fees.~~

~~(b) Vehicles that are exempt by law from paying motor vehicle excise tax or fees.~~

~~(c) Natural persons who are homeless; defined as someone with no housing.~~

~~(d) Other exceptions may apply as determined appropriate by the director or his or her designee.~~

**(6) Will the department renew a vehicle registration if the registered owner does not provide a primary residence street address?**

No. ~~((For purposes of determining if local taxes are due,))~~ The registered owner's primary residence street address is required for vehicle registration renewals unless ((one of the)) an exception((s)) specified in ((subsection (4) of)) this section is met ((and the completed and signed Certificate of Fact for Address Verification, in the form of a declaration under penalty of perjury, is filed with the department)).

~~(((6)))~~ **(7) What will the department do if ((it becomes aware that there is)) presented with documentation or other information to indicate there may be an error in the primary residence street address provided?**

The department will flag the vehicle record and the registered owner will be required, prior to the time of next renewal, to ~~((provide information to reconcile any discrepancy)):~~

(a) Show a residential utility bill, driver license or other documentation that verifies the primary residence street address; and

(b) Complete and sign a declaration under penalty of perjury on a form developed by the department.

~~(((7)))~~ **(8) Can more than one address be shown on the vehicle record or application if there are multiple registered owners with different addresses?**

No. ~~((Only one address for the registered owner will be shown on the vehicle record.))~~ The department can store the primary residence address and separate mailing address (if applicable) for only one of the registered owner(s).



~~((8))~~ (9) Can more than one address be shown on the vehicle record ~~((f))~~ or application if there is more than one secured party?

No. Only one address for the primary secured party will be shown on the vehicle record.

~~((9))~~ (10) Is the applicant or registered owner required to certify the truth of the address information contained in the application for certificate of ownership or vehicle renewal?

~~((Yes,))~~ No. The applicant or registered owner ~~((must))~~ will only be required to complete and sign a ~~((Certificate of Fact for Address Verification, in the form of a))~~ declaration under penalty of perjury on a form developed by the department when the department has been presented with documentation or other information to indicate there may be an error in the address information provided and the vehicle record has been flagged.

(11) What is the penalty if the applicant or registered owner provides false address information?

A person providing false residency information is guilty of a gross misdemeanor punishable by a fine of five hundred twenty-nine dollars.

(12) Is my residence address subject to public disclosure?

Where both a mailing address and a residence address are recorded on the vehicle record and are different, only a mailing address will be disclosed. Both addresses will be disclosed in response to requests from courts, law enforcement agencies, or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business.

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 04-07-168, filed 3/23/04, effective 4/23/04)

WAC 308-56A-040 Name and address—Change of address. (1) If the registered owner's address changes, does the owner need to notify the department?

Yes.

(2) What information does the registered owner need to provide to the department if their address changes?

The owner must provide the department with ~~((the following information))~~:

(a) The registered owner's name ~~((individual(s)))~~ natural person or business as it appears on the vehicle record(s);

(b) The license plate number or vehicle identification number (VIN) of each vehicle; and

(c) The new street address for the primary residence and at the choice of the registered owner, a separate mailing address if different from the primary residence address as defined in WAC 308-56A-030(2) with at least a five digit zip code and preferably a nine digit zip code ~~((; and~~

(d) The county of the new address).

(3) Are there exceptions to the requirement to provide a primary residence street address on the department's change of address form?

Yes. To be exempt from the requirement to provide the primary resident street address, the registered owner must

meet one of the exceptions in WAC 308-56A-030(4) and complete and sign a ~~((Certificate of Fact for Address Verification, in the form of a declaration under penalty of perjury, that at least one of the exceptions in WAC 308-56A-030(4) is met. The department shall provide the required form of address verification))~~ form developed by the department indicating which exception they meet.

(4) Does the address need to conform to United States Postal Service (USPS) standards?

Yes. USPS address standards must be used on all vehicle records, registrations, and certificates of ownership.

(5) Is the registered owner required to certify the truth of the information provided when using the department's change of address form?

~~((Yes, the owner must sign the department's change of address form, which includes certification under penalty of perjury that the information provided is true and correct.))~~ No. The registered owner will only be required to complete and sign a declaration under penalty of perjury on a form developed by the department if the department has been presented with documentation or other information to indicate that there may be an error in the address information provided and the vehicle record has been flagged.

(6) What is the penalty if the applicant or registered owner provides false address information when changing an address?

A person providing false residency information is guilty of a gross misdemeanor punishable by a fine of five hundred twenty-nine dollars.

(7) Is my residence address subject to public disclosure?

Where both a mailing address and a residence address are recorded on the vehicle record and are different, only a mailing address will be disclosed. Both addresses will be disclosed in response to requests from courts, law enforcement agencies, or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business.

AMENDATORY SECTION (Amending WSR 05-07-152, filed 3/23/05, effective 5/15/05)

WAC 308-56A-500 Definitions. The following definitions apply to terms used in chapters 46.12 and 46.16 RCW and chapter 308-56A WAC:

(1) "Affidavit in lieu of title" is a written declaration confirming the certificate of ownership, registration certificate, validation tab are unavailable, lost, stolen, destroyed or mutilated. The affidavit in lieu of title may be used to release interest in the vehicle. The signature of the owner completing the affidavit in lieu of title must be notarized or certified as described in WAC 308-56A-270.

(2) "Affidavit of loss" is a written statement confirming the certificate of ownership, registration certificate, validation tab or decal has been lost, stolen, destroyed or mutilated. The affidavit of loss release of interest form may be used to release interest in the vehicle and transfer gross weight license for that vehicle to a new owner. The signature of the owner completing the affidavit of loss release of interest must be notarized or certified as described in WAC 308-56A-270.

(3) "Affixed" means attached.

(4) "Brands" means a permanent notation on the certificate of ownership and vehicle registration certificate that records a circumstance or condition involving a vehicle.

(5) "Brands incident date" is the date that a brand was first applied to a vehicle. For states/jurisdictions participating in the National Motor Vehicle Title Information System (NMVTIS), it's the date the brand was first reported. For all other states/jurisdictions, it is established by using the date the current title was issued. Brands on Washington records prior to the effective date of this rule will reflect a brand incident date equal to the date the last Washington certificate of ownership was issued.

(6) "Certificate of ownership" (or "title") is a legal document indicating proof of ownership and will establish a fact or sustain a judgment unless contradictory evidence is produced.

(7) "Comment" means an indication on the certificate of ownership, vehicle title/registration application or vehicle registration certificate that relates to tax liability, type of ownership, title transaction type or a previous condition of the vehicle.

(8) "Commercial parking company" means any business directly engaged in providing vehicle parking upon property owned or controlled by the business and approved for public parking of vehicles.

(9) "Current license plate registration" means the current registration or one that has been expired less than one year.

(10) "Declaration in lieu of title" is a written statement confirming the certificate of ownership, registration certificate, validation tab is unavailable, lost, stolen, destroyed, or mutilated. The declaration in lieu of title may be used to release interest in the vehicle. The signature of the owner completing the declaration in lieu of title must be signed under penalty of perjury, as described in WAC 308-56A-270.

(11) "Declaration of loss" is a written statement confirming the certificate of ownership, registration certificate, validation tab or decal has been lost, stolen, destroyed, or mutilated. The declaration of loss release of interest form may be used to release interest in the vehicle and transfer gross weight license for that vehicle to a new owner. The signature of the owner completing the declaration of loss release of interest must be signed under penalty of perjury, as described in WAC 308-56A-270.

(12) "Department" means the same as described in RCW 46.04.162.

(13) "Department temporary permit" is a permit issued temporarily in lieu of permanent registration and license plates when required documentation is unavailable.

(14) "Electronic filing" is the use of an electronic method to transmit information to the department that may include, but is not limited to, the use of the internet and facsimile.

(15) "Involuntary divestiture" means a change in vehicle ownership without the registered owner's involvement.

(16) "Joint tenancy with rights of survivorship" (JTWRWS) means two or more people who own a vehicle in joint tenancy with the right to own individually if one of them dies.

(17) "Jurisdiction code" means an abbreviation assigned by the department generally based on the U.S. Postal Service designation that indicates state, province, district, or country.

(18) "Legal owner" means the same as described in RCW 46.04.270.

(19) "Lien holder" means a person or entity that has a legal right or interest in another's property until a debt or duty that it secures is satisfied.

(20) "Natural person" means a human being, as distinguished from an artificial person created by law.

(21) "Not eligible for road use" (NEFRU) means a vehicle that does not meet Federal Motor Vehicle Safety standards, other federal and/or state standards for public road use as adopted, applied, and enforced by the Washington state patrol described in RCW 46.37.005.

~~((21))~~ (22) "A declaration under penalty of perjury" means a statement signed by the applicant to the effect - "I declare under penalty of perjury under the laws of the state of Washington that the information I have provided on this form is true and correct. Anyone who knowingly makes a false statement may be guilty of a ~~((felony))~~ crime under state law ~~((and upon conviction shall be punished by a fine)).~~

~~((22))~~ (23) "Person" means the same as described in RCW 46.04.405.

~~((23))~~ (24) "Personal representative" means:

(a) An individual appointed by the court; or

(b) An individual named in the last will and testament and confirmed by the court to manage the estate of a deceased person.

Personal representative may also include executor, administrator, special administrator, and guardian or limited guardian and special representative as defined in RCW 11.02.005(1).

~~((24))~~ (25) "Registered owner" means the same as described in RCW 46.04.460.

~~((25))~~ (26) "Security interest" means a property interest created by agreement or by operation of law to secure performance of an obligation (repayment of a debt).

~~((26))~~ (27) "Security interest holders" means in this instance, the same as "lien holder" as defined in subsection (16) of this section.

~~((27))~~ (28) "Secured party" means in this instance the same as "lien holder" as defined in subsection (16) of this section.

~~((28))~~ (29) "Standard brand" is a brand found on the brands list maintained by the National Motor Vehicle Title Information System (NMVTIS) program.

~~((29))~~ (30) "Transferee" means a person to whom a vehicle is transferred, by purchase, gift, or any means other than by creation of a security interest, and any person who, as agent, signs an odometer disclosure statement for the transferee, when applicable.

~~((30))~~ (31) "Transferor" means a person who transfers ownership in a vehicle by sale, gift, or any means other than by creation of a security interest and any person who, as agent, signs an odometer disclosure statement for the transferor, when applicable.

~~((31))~~ (32) "Unique brand" means a brand issued by a state that is not participating in the National Motor Vehicle

Title Information System (NMVTIS) program and does not appear on the brands list maintained by NMVTIS.

((32)) (33) "Washington vehicle licensing office" means an office that is operated by the department or an agent or subagent appointed under RCW 46.01.140 for the purpose of carrying out the vehicle titling and registration provisions in Title 46 RCW.

#### NEW SECTION

#### **WAC 308-96A-096 Registration requirements. (1)**

**What is required when registering a vehicle in Washington?**

(a) The name of each registered owner, (natural person or business) of the vehicle and, if the vehicle is subject to a lien or other security interest, the name of each secured party;

(b) The registered owner's primary residence street address (at the choice of the registered owner, a mailing address if different from the residence address can also be given); and

(c) The primary secured party's mailing address; and

(d) One of the following:

(i) Presentation of an unexpired Washington state driver's license; or

(ii) Certification that he or she is:

- A Washington resident who does not operate a motor vehicle on public roads; or

- Exempt from the requirement to obtain a Washington state driver's license under RCW 46.20.025.

For purposes of this section, shared or joint ownership includes all registered owners shown on the active vehicle record.

(2) For the purposes of this section, "presents" means:

(a) In person, to bring and display the unexpired Washington state driver's license to the department or its agents and subagents.

(b) For internet transactions, to enter the license number and expiration date from an unexpired Washington state driver's license.

(c) By mail, to provide in writing the license number and expiration date from an unexpired Washington state driver's license.

(3) For the purposes of this section, "valid and compelling" reasons include:

(a) Driving privilege has been withdrawn by the department or a court.

(b) A co-owner is not available. Circumstances to include, but not be limited to, being incarcerated or out-of-state due to work assignment or personal need.

(c) A co-owner is deceased. Application for a new certificate of ownership is required to show change in ownership.

(d) Persons who are divorced and the registered owner awarded the vehicle presents a divorce decree showing the vehicle was awarded to them. Application for a new certificate of ownership is required to show change in ownership.

(e) Active military stationed in a foreign country or otherwise not available to provide the information.

(f) Other reasons determined by the director or his or her designee to be valid and compelling.

(4) For the purposes of this section, a "natural person" may be a resident of this state even though that person has or claims residency in another state or intends to leave this state at some future time. A natural person will be presumed a resident if at least two of the following conditions are met:

(a) You maintain a residence in this state for personal use;

(b) You have a Washington state driver's license or a Washington state resident hunting or fishing license;

(c) You use a Washington state address for federal income tax or state tax purposes;

(d) You have previously maintained a residence in this state for personal use and have not established a permanent residence outside the state of Washington (for example, a person who retires and lives in a motor home or vessel which is not permanently attached to any property);

(e) You claim this state as residence for obtaining eligibility to hold a public office or for judicial actions;

(f) You are a custodial parent with a child attending public school in this state;

(g) The department may consider factors other than those listed in this subsection to determine that a person intends to be located in or be a resident of this state. However, the department may not consider those factors alone to presume residency;

(h) A natural person who is a resident of Washington may not form a corporation, trust or other entity in another jurisdiction for the purpose of evading Washington vehicle registration.

"Natural person" means a human being, as distinguished from an artificial person created by law.

(5) When registering a vehicle with joint or shared ownership, you must present the following for each registered owner shown on the active vehicle record:

(a) The license number from an unexpired Washington state driver's license; or

(b) Certification that you or the co-owner is a Washington resident who does not operate a motor vehicle on public roads; or

(c) Certificate that you or the co-owner is exempt from the requirement to obtain a Washington driver's license under RCW 46.20.025.

PROPOSED



**WSR 05-18-011**  
**EXPEDITED RULES**  
**DEPARTMENT OF REVENUE**

[Filed August 25, 2005, 3:30 p.m.]

Title of Rule and Other Identifying Information: WAC 458-29A-400 Leasehold excise tax exemptions, this rule explains the exemptions from leasehold excise tax provided by RCW 82.29A.130, 82.29A.132 [82.29A.132], 82.29A.134 [82.29A.134], and 82.29A.136.

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 THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Margaret J. Partlow, Department of Revenue, P.O. Box 47453, Olympia, WA 98504-7453, fax (360) 586-5543, e-mail margaretpa@dor.wa.gov, AND RECEIVED BY November 7, 2005.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposal incorporates into the existing rule two additional exemptions from the leasehold excise tax that were passed by the 2005 legislature. The first exemption is for municipally-owned historic sites, and the second is for leasehold interests in certain amphitheaters.

Reasons Supporting Proposal: To incorporate recent statutory changes.

Statutory Authority for Adoption: RCW 82.29A.140.

Statute Being Implemented: RCW 82.29A.130; chapters 170, 514, Laws of 2005.

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

Name of Proponent: Department of Revenue, governmental.

Name of Agency Personnel Responsible for Drafting: Margaret J. Partlow, 1025 Union Avenue S.E., Suite #544, Olympia, WA, (360) 570-6123; Implementation and Enforcement: Stuart Thronson, 1025 Union Avenue S.E., Suite #100, Olympia, WA, (360) 570-3230.

August 25, 2005

Alan R. Lynn

Rules Coordinator

**AMENDATORY SECTION** (Amending WSR 02-18-036, filed 8/26/02, effective 9/26/02)

**WAC 458-29A-400 Leasehold excise tax—Exemptions.** (1) **Introduction.** This rule explains the exemptions from leasehold excise tax provided by RCW 82.29A.130, 82.29A.132, 82.29A.134, and 82.29A.136. To be exempt from the leasehold excise tax, the property subject to the leasehold interest must be used exclusively for the purposes for which the exemption is granted.

(2) **Operating properties of a public utility.** All leasehold interests that are part of the operating properties of a public utility are exempt from leasehold excise tax if the leasehold interest is assessed and taxed as part of the operating property of a public utility under chapter 84.12 RCW.

For example, tracks leased to a railroad company at the Port of Seaside are exempt from leasehold excise tax because the railroad is a public utility assessed and taxed under chapter 84.12 RCW and the tracks are part of the railroad's operating properties.

(3) **Student housing at public and nonprofit schools and colleges.** All leasehold interests in facilities owned or used by a school, college, or university which leasehold provides housing to students are exempt from leasehold excise tax if the student housing is exempt from property tax under RCW 84.36.010 and 84.36.050.

For example, the leasehold interest associated with a building used as a dormitory for Public University students is exempt from the leasehold excise tax.

(4) **Subsidized housing.** All leasehold interests of subsidized housing are exempt from leasehold excise tax if the property is owned in fee simple by the United States, the state of Washington or any of its political subdivisions, and residents of the housing are subject to specific income qualification requirements.

For example, a leasehold interest in an apartment house that is subsidized by the United States Department of Housing and Urban Development is exempt from leasehold excise tax if the property is owned by the state of Washington and residents are subject to income qualification requirements.

(5) **Nonprofit fair associations.** All leasehold interests used for fair purposes of a nonprofit fair association are exempt from leasehold excise tax if the fair association sponsors or conducts a fair or fairs supported by revenues collected under RCW 67.16.100 and allocated by the director of the department of agriculture. The property must be owned in fee simple by the United States, the state of Washington or any of its political subdivisions. However, if a nonprofit association subleases exempt property to a third party, the sublease is a taxable leasehold interest.

For example, a leasehold interest held by the Local Nonprofit Fair Association is considered exempt from leasehold excise tax. However, if buildings on the fairgrounds are rented to private parties for storage during the winter, these rentals may be subject to the leasehold excise tax.

(6) **Public employee housing.** All leasehold interests in public property used as a residence by an employee of the public owner are exempt from leasehold excise tax if the employee is required to live on the public property as a condition of his or her employment. The "condition of employment" requirement is met only when the employee is required to accept the lodging in order to enable the employee to properly perform the duties of his or her employment. However, the "condition of employment" requirement can be met even if the employer does not compel an employee to reside in a publicly owned residence.

The following examples identify a number of facts and then state a conclusion. These examples should be used only as a general guide. The status of each situation must be determined after a review of all of the facts and circumstances.

(a) A park ranger employed by the National Park Service, an agency of the United States government, resides in a house furnished by the agency at a national park. The ranger is required to be on call twenty-four hours a day to respond to requests for assistance from park visitors staying at an adjacent overnight campground. The use of the house is exempt from leasehold excise tax because the lodging enables the ranger to properly perform her duties.

(b) An employee of the Washington department of fish and wildlife resides in a house furnished by the agency at a fish hatchery although, under the terms of a collective bargaining agreement, the agency may not compel the employee to live in the residence as a condition of employment. In exchange for receiving use of the housing provided by the agency, the employee is required to perform additional duties, including regularly monitoring certain equipment at the hatchery during nights and on weekends and escorting public visitors on tours of the hatchery on weekends. The use of the house is exempt from leasehold excise tax because the lodging enables the employee to properly perform the duties of his employment. The use is exempt even though the employee would continue to be employed by the agency if the additional duties were not performed and even though state employees of an equal job classification are not required to perform the additional duties.

(c) A professor employed by State University is given the choice of residing in university-owned campus housing free of charge or of residing elsewhere and receiving a cash allowance in addition to her regular salary. If she elects to reside in the campus housing free of charge, the value of the lodging furnished to the professor would be subject to leasehold excise tax because her residence on campus is not required for her to perform properly the duties of her employment.

**(7) Interests held by enrolled Indians.** Leasehold interests held by enrolled Indians are exempt from leasehold excise tax if the lands are owned or held by any Indian or Indian tribe, and the fee ownership of the land is vested in or held in trust by the United States, unless the leasehold interests are subleased to a lessee which would not qualify under chapter 82.29A RCW, RCW 84.36.451 and 84.40.175 and the tax on the lessee is not preempted due to the balancing test (see WAC 458-20-192).

Any leasehold interest held by an enrolled Indian or a tribe, where the leasehold is located within the boundaries of an Indian reservation, on trust land, on Indian country, or is associated with the treaty fishery or some other treaty right, is not subject to leasehold excise tax. For example, if an enrolled member of the Puyallup Tribe leases port land at which the member keeps his or her boat, and the boat is used in a treaty fishery, the leasehold interest is exempt from the leasehold tax. For more information on excise tax issues related to enrolled Indians, see WAC 458-20-192 (Indians—Indian country).

**(8) Leases on Indian lands to non-Indians.** Leasehold interests held by non-Indians (not otherwise exempt from tax due to the application of the balancing test described in WAC 458-20-192) in any real property of any Indian or Indian tribe, band, or community that is held in trust by the United States or subject to a restriction against alienation imposed by

the United States are exempt from leasehold excise tax if the amount of contract rent paid is greater than or equal to ninety percent of fair market rental value. In determining whether the contract rent of such lands meets the required level of ninety percent of market value, the department will use the same criteria used to establish taxable rent under RCW 82.29A.020 (2)(b) and WAC 458-29A-200.

For example, Harry leases land held in trust by the United States for the Yakama Nation for the sum of \$900 per month. The fair market value for similar lands used for similar purposes is \$975 per month. The lease is exempt from the leasehold excise tax because Harry pays at least ninety percent of the fair market value for the qualified lands. For more information on the preemption analysis and other tax issues related to Indians, see WAC 458-20-192.

**(9) Annual taxable rent is less than two hundred fifty dollars.** Leasehold interests for which the taxable rent is less than \$250 per year are exempt from leasehold excise tax. For the purposes of this exemption, if the same lessee has a leasehold interest in two or more contiguous parcels of property owned by the same public lessor, the taxable rent for each contiguous parcel will be combined and the combined taxable rent will determine whether the threshold established by this exemption has been met. To be considered contiguous, the parcels must be in closer proximity than merely within the boundaries of one piece of property. When determining the annual leasehold rent, the department will rely upon the actual substantive agreement between the parties. Rent payable pursuant to successive leases between the same parties for the same property within a twelve-month period will be combined to determine annual rent; however, a single lease for a period of less than one year will not be projected on an annual basis.

The following examples identify a number of facts and then state a conclusion. These examples should be used only as a general guide. The status of each situation must be determined after a review of all of the facts and circumstances.

(a) The yacht club rents property from the Port of Bay City for its clubhouse and moorage. It also rents a parking stall for its commodore. The parking stall is separated from the clubhouse only by a common walkway. The parking stall lease is a part of the clubhouse lease because it is contiguous to the clubhouse, separated only by a necessary walkway.

(b) Ace Flying Club rents hangars, tie downs, and ramps from the Port of Desert City. It has separate leases for several parcels. The hangars are separated from the tie down space by a row of other hangars, each of which is leased to a different party. Common ramps and roadways also separate the club's hangars from its tie-downs. The hangars, because they are adjacent to one another, create a single leasehold interest. The tie downs are a separate taxable leasehold interest because they are not contiguous with the hangars used by Ace Flying Club.

(c) Grace leases a lot from the City of Flora, from which she sells crafts at different times throughout the year. She pays \$50 per month for the lot, and has a separate lease for each season during which she sells. She has one lease from May through September, and a separate lease for the time between Thanksgiving and Christmas, which might run thirty to forty days, depending on the year. The leases will be com-

bined for the purposes of determining the leasehold excise tax. They relate to the same piece of property, for the same activity by the same lessee, and occur within the same year.

(d) Elizabeth owns a Christmas tree farm. Every year she rents a small lot from the Port of Capital City, adjacent to its airport, to sell Christmas trees. She pays \$125 to the port to rent the lot for 6 weeks. It is the only time during the year that she rents the lot. Her lease is exempt from the leasehold excise tax, because it does not exceed \$250 per year in taxable rent.

**(10) Leases for a continuous period of less than thirty days.** Leasehold interests that provide use and possession of public property for a continuous period of less than thirty days are exempt from leasehold excise tax. In determining the duration of the lease, the department will rely upon the actual agreement and/or practice between the parties. If a single lessee is given successive leases or lease renewals of the same property, the arrangement is considered a continuous use and possession of the property by the same lessee. A leasehold interest does not give use and possession for a period of less than thirty days based solely on the fact that the public lessor has reserved the right to use the property or to allow third parties to use the property on an occasional, temporary basis.

**(11) Month-to-month leases in residential units to be demolished or removed.** Leasehold interests in properties rented for residential purposes on a month-to-month basis pending destruction or removal for construction of a public highway or public building are exempt from the leasehold excise tax. Thus, if the state or other public entity has acquired private property for purposes of building or expanding a highway, or for the construction of public buildings at an airport, the capitol campus, or some other public facility, and the public entity rents the property for residential purposes on a month-to-month basis pending destruction or removal for construction, these leases do not create taxable leasehold interests. This exemption does not require evidence of imminent removal of the residential units; the term "pending" merely means "while awaiting." The exemption is based upon the purpose for which the public entity holds the units.

For example, State University has obtained capital development funding for the construction of new campus buildings, and has purchased a block of residential property adjacent to campus for the sole purpose of expansion. Jim leases these houses from State University pursuant to a month-to-month rental agreement and rents them to students. Construction of the new buildings is not scheduled to begin for two years. Jim is not subject to the leasehold excise tax, because State University is holding the residential properties for the sole purpose of expanding its facilities, and Jim is leasing them pending their certain, if not imminent, destruction.

**(12) Public works contracts.** Leasehold interests in publicly owned real or personal property held by a contractor solely for the purpose of a public improvements contract or work to be executed under the public works statutes of Washington state or the United States are exempt from leasehold excise tax. To receive this exemption, the contracting parties must be the public owner of the property and the contractor that performs the work under the public works statutes.

For example, during construction of a second deck on the Nisqually Bridge pursuant to a public works contract between the state of Washington and Tinker Construction, any leasehold interest in real or personal property created for Tinker solely for the purpose of performing the work necessary under the terms of the contract is exempt from leasehold excise tax.

**(13) Correctional industries in state adult correctional facilities.** Leasehold interests for the use and possession of state adult correctional facilities for the operation of correctional industries under RCW 72.09.100 are exempt from leasehold excise tax.

For example, a profit or nonprofit organization operating and managing a business within a state prison under an agreement between it and the department of corrections is exempt from leasehold excise tax for its use and possession of state property.

**(14) Camp facilities for disabled persons.** Leasehold interests in a camp facility are exempt from leasehold excise tax if the property is used to provide organized and supervised recreational activities for disabled persons of all ages, and for public recreational purposes, by a nonprofit organization, association, or corporation which would be exempt from property tax under RCW 84.36.030(1) if it owned the property.

For example, a county park with camping facilities leased to a nonprofit charitable organization is exempt from leasehold excise tax if the nonprofit allows the property to be used by the general public for recreational activities throughout the year, and to be used as a camp for disabled persons for two weeks during the summer.

**(15) Public or entertainment areas of certain baseball stadiums.** Leasehold interests in public or entertainment areas of a baseball stadium with natural turf and a retractable roof or canopy, located in a county with a population of over one million people, with a seating capacity of over forty thousand, and constructed on or after January 1, 1995, are exempt from leasehold excise tax.

"Public or entertainment areas" for the purposes of this exemption include ticket sales areas, ramps and stairs, lobbies and concourses, parking areas, concession areas, restaurants, hospitality and stadium club areas, kitchens or other work areas primarily servicing other public areas, public rest rooms, press and media areas, control booths, broadcast and production areas, retail sales areas, museum and exhibit areas, scoreboards or other public displays, storage areas, loading, staging, and servicing areas, seating areas and suites, the playing field, and any other areas to which the public has access or that are used for the production of the entertainment event or other public usage, and any other personal property used for such purposes. "Public or entertainment areas" does not include locker rooms or private offices used exclusively by the lessee.

**(16) Public or entertainment areas of certain football stadiums and exhibition centers.** Leasehold interests in the public or entertainment areas of an open-air stadium suitable for national football league football and for Olympic and world cup soccer, with adjacent exhibition facilities, parking facilities, and other ancillary facilities constructed on or after January 1, 1998, are exempt from leasehold excise tax. For

the purpose of this exemption, the term "public and entertainment areas" has the same meaning as set forth in subsection (15) above.

(17) **Public facilities districts.** All leasehold interests in public facilities districts, as provided in chapter 36.100 or 35.57 RCW are exempt from leasehold excise tax.

(18) **State route 16 corridor transportation systems.** All leasehold interests in the state route number 16 corridor transportation systems and facilities constructed and operated under chapter 47.46 RCW are exempt from leasehold excise tax. RCW 82.29A.132.

(19) **Sales/leasebacks by regional transit authorities.** All leasehold interests in property of a regional transit authority or public corporation created under RCW 81.112.320 under an agreement under RCW 81.112.300 are exempt from leasehold excise tax. This exemption is effective July 28, 2000. RCW 82.29A.134.

(20) **Interests consisting of three thousand or more residential and recreational lots.** All leasehold interests consisting of three thousand or more residential and recreational lots that are or may be subleased for residential and recreational purposes are exempt from leasehold excise tax. Any combination of residential and recreational lots totaling at least three thousand satisfies the requirement of this exemption. This exemption is effective January 1, 2002. RCW 82.29A.136.

(21) Municipally owned historic sites. All leasehold interests in property that is:

(a) Owned by a municipal corporation;

(b) Listed on any federal or state register of historical sites; and

(c) Wholly contained within a designated national historic reserve under 16 U.S.C. Sec. 461.

(22) Amphitheaters. All leasehold interests in the public or entertainment areas of an amphitheater if a private entity is responsible for one hundred percent of the cost of constructing the amphitheater which is not reimbursed by the public owner, both the public owner and the private lessee sponsor events at the facility on a regular basis, the lessee is responsible under the lease or agreement to operate and maintain the facility, and the amphitheater has a seating capacity of over seventeen thousand reserved and general admission seats and is in a county with a population of over three hundred fifty thousand, but less than four hundred twenty-five thousand. For the purposes of this subsection, "public or entertainment areas" include box offices or other ticket sales areas, entrance gates, ramps and stairs, lobbies and concourses, parking areas, concession areas, restaurants, hospitality areas, kitchens or other work areas primarily servicing other public or entertainment areas, public rest room areas, press and media areas, control booths, broadcast and production areas, retail sales areas, museum and exhibit areas, scoreboards or other public displays, storage areas, loading, staging, and servicing areas, seating areas including lawn seating areas and suites, stages, and any other areas to which the public has access or which are used for the production of the entertainment event or other public usage, and any other personal property used for these purposes. "Public or entertainment areas" does not include office areas used predominately by the lessee.



**WSR 05-17-135**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Aging and Disability Services Administration)

[Filed August 19, 2005, 4:06 p.m., effective September 19, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The Division of Developmental Disabilities has received approval from the federal Centers for Medicare and Medicaid Services (CMS) to implement four home and community based service (HCBS) waivers, which replaced the community alternatives program (CAP) waiver.

These rules establish provider qualifications and clarify client appeal rights. When effective, these rules replace emergency rules filed as WSR 05-15-046.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-825-170, 388-825-180, 388-825-190, 388-825-260, 388-825-262, 388-825-264, 388-825-266, 388-825-268, 388-825-270, 388-825-272, 388-825-276, 388-825-278, 388-825-280, 388-825-282 and 388-825-284; and amending WAC 388-825-120.

Statutory Authority for Adoption: RCW 71A.12.030, 71A.12.120.

Adopted under notice filed as WSR 05-13-041 on June 7, 2005.

Changes Other than Editing from Proposed to Adopted Version: In WAC 388-825-130, the reference is changed from "chapter 388-458 WAC" to "WAC 388-458-0040 (1), (2) and (3)" for specificity; WAC 388-825-145(4), the wording is changed to read "...you may have to pay back continued benefits" to reflect the fact that collection is not pursued in all cases; WAC 388-825-150(2), cross references are added for the definition of "expiration" and for the consequences of not reapplying before the eligibility expiration date; WAC 388-825-150(3), this section is changed to clarify that it applies to state-only funded services; WAC 388-825-150(4), this section is changed to read: "The state-only funded service no longer exists, the Medicaid state plan has been amended, or the HCBS waiver agreement with the federal Centers for Medicare and Medicaid has been amended" to clarify that the promulgation of rules ending a program applies to state-only funded services; and WAC 388-825-160, this section is changed to comply with federal Medicaid rules.

A final cost-benefit analysis is available by contacting Steve Brink, P.O. Box 5310, Olympia, WA 98507-5310, phone (360) 725-3416, fax (360) 407-0955, e-mail brinksc@dshs.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 32, Amended 1, Repealed 15; 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 32, Amended 1, Repealed 15.

Date Adopted: August 16, 2005.

Andy Fernando, Manager  
 Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 04-02-014, filed 12/29/03, effective 1/29/04)

WAC 388-825-120 (~~(Adjudicative proceeding.)~~)  
When can I appeal department decisions through an administrative hearing process? (1) Administrative hearings are governed by the Administrative Procedure Act (chapter 34.05 RCW), RCW 71A.10.050, the rules in this chapter and by chapter 388-02 WAC. If any provision in this chapter conflicts with chapter 388-02 WAC, the provision in this chapter shall prevail.

(2) A client, former client, or applicant acting on the applicant's own behalf or through an authorized representative has the right to (~~(an adjudicative proceeding to contest the following department actions:~~

~~(a)) an administrative hearing.~~

(3) You have the right to an administrative hearing to dispute the following department actions:

(a) Authorization, denial, reduction, or termination of ((eligibility set forth in WAC 388-825-030 and 388-825-035)) services;

(b) ~~((Development or modification of the individual service plan set forth in WAC 388-825-050;~~

~~(e)) Authorization, denial, ((reduction,)) or termination of ((services or funds paid directly to the client set forth in WAC 388-825-055 or payment of SSP set forth in chapter 388-827 WAC)) eligibility;~~

~~((e)) (c) Authorization, denial, reduction, or termination of payment of SSP authorized by DDD set forth in chapter 388-827 WAC;~~

(d) Admission or readmission to, or discharge from, a residential habilitation center;

~~((e)) (e) Refusal to abide by your request not to send notices to any other person;~~

(f) Refusal to comply with your request to consult only with you;

(g) A decision to move you to a different type of residential service;

(h) Denial or termination of the provider of your choice or the denial of payment for any reason listed in WAC 388-825-375 through WAC 388-825-390;

(i) An unreasonable delay to act on an application for eligibility or service;

(j) A claim the client, former client, or applicant owes an overpayment debt(;

~~(f) A decision of the secretary under RCW 71A.10.060 or 71A.10.070;~~

~~(g) A decision to change a client's placement from one category of residential services to a different category of residential services.~~

(2) ~~Adjudicative proceedings are governed by the Administrative Procedure Act (chapter 34.05 RCW), RCW~~

71A.10.050, the rules in this chapter, and by chapter 388-02 WAC. If any provision in this chapter conflicts with chapter 388-02 WAC, the provision in this chapter shall govern.

(3) The applicant's application for an adjudicative proceeding shall be in writing and filed with the DSHS office of appeals within twenty-eight days of receipt of the decision the appellant wishes to contest.

(4) The department shall not implement the following actions while an adjudicative proceeding is pending:

(a) Termination of eligibility;

(b) Reduction or termination of service, except when the action to reduce or terminate the service is based on the availability of funding and/or service; or

(c) Removal or transfer of a client from a service, except when a condition in subsection (5)(f) of this section is present.

(5) The department shall implement the following actions while an adjudicative proceeding is pending:

(a) Denial of eligibility;

(b) Development or modification of an individual service plan;

(c) Denial of service;

(d) Reduction or termination of service when the action to reduce or terminate the service is based on the availability of funding or service;

(e) After notification of an administrative law judge's (or review judge) ruling that the appellant has caused an unreasonable delay in the proceedings; or

(f) Removal or transfer of a client from a service when:

(i) An immediate threat to the client's life or health is present;

(ii) Service termination or transfer for a specific group of clients in order to meet the intent of and comply with sections 205 and 207, chapter 371, Laws of 2002;

(iii) The client's service provider is no longer able to provide services due to:

(A) Termination of the provider's contract;

(B) Decertification of the provider;

(C) Nonrenewal of provider's contract;

(D) Revocation of provider's license; or

(E) Emergency license suspension.

(iv) The client, the parent when the client is a minor, or the guardian when the client is an adult, approves the decision.

(6) When the appellant files an application to contest a decision to return a resident of a state residential school to the community, the procedures specified in RCW 71A.10.050(2) shall govern the proceeding. These procedures include:

(a) A placement decision shall not be implemented during any period during which an appeal can be taken or while an appeal is pending and undecided unless the:

(i) Client's or the client's representative gives written consent; or

(ii) Administrative law judge (or review judge) after notice to the parties rules the appellant has caused an unreasonable delay in the proceedings.

(b) The burden of proof is on the department; and

(c) The burden of proof is whether the specific placement proposed by the department is in the best interests of the resident.

(7) The administrative law judge shall issue an initial or final order within sixty days of the department's receipt of the application for an adjudicative proceeding. When a party files a petition for administrative review, allowed under WAC 388-02-0215 (4)(w)(x) and/or (y), the review order shall be made within sixty days of the department's receipt of the petition. The decision rendering time is extended by as many days as the proceeding is continued on motion by, or with the assent of, the appellant).

#### NEW SECTION

**WAC 388-825-125 How do I request an administrative hearing?** (1) Your notice of the department decision will include instructions on how to file an administrative hearing, where to send it, and the length of time you have to file for a hearing.

(2) Your request may be made orally or in writing.

(3) You may request assistance in requesting an administrative hearing by calling DDD staff as stated in WAC 388-825-135.

#### NEW SECTION

**WAC 388-825-130 How long do I have to file a request for an administrative hearing?** (1) You have to request an administrative hearing within ninety days of receipt of the notification of the decision you are disputing.

(2) You must request an administrative hearing within the ten-day notice period, as described in WAC 388-458-0040 (1), (2) and (3), if you wish to maintain current services during the appeal process.

(3) The notification sent to you will include the date that the ten-day notice period ends.

#### NEW SECTION

**WAC 388-825-135 What if I need help to request an administrative hearing?** (1) You may call the department staff person listed in your notification letter and tell them you want to appeal the decision. The department staff person will notify the office of administrative hearings on your behalf.

(2) An oral request for an administrative hearing is complete if it contains enough information to identify the person making the request, the DDD action, and the case involved in the hearing request.

(3) The effective date of an oral request for an administrative hearing is the date that someone makes a complete oral request for hearing to any DDD representative in person or by leaving a message on the automated voice mail system of any DDD field office.

#### NEW SECTION

**WAC 388-825-140 Who else can help me appeal a department decision?** Department staff may assist you in requesting an administrative hearing. However, you can authorize anyone except an employee of the department to represent you at an administrative hearing.

**NEW SECTION**

**WAC 388-825-145 Will my benefits continue if I request an administrative hearing?** (1) If you request an administrative hearing within the ten-day notice period, as described in chapter 388-458 WAC, unless one or more of the conditions in WAC 388-825-150 applies, the department will take no action until there is a final decision on your appeal of the department's decision to:

- (a) Terminate your eligibility;
- (b) Reduce or terminate your services; or
- (c) Reduce or terminate the payment of SSP set forth in chapter 388-827 WAC.

(2) The department will take no action until there is a final decision on your appeal of the department's decision to remove or transfer you to another residential service unless one or more of the conditions in WAC 388-825-150 applies.

(3) The department will take no action to terminate your provider of choice unless one or more of the circumstances described in WAC 388-825-150 applies.

(4) After the administrative hearing, you may have to pay back continued benefits you get, as described in chapter 388-410 WAC, if the administrative hearing decision is in favor of the department.

**NEW SECTION**

**WAC 388-825-150 When can the department proceed to take action during my appeal?** The department will proceed to take action during your appeal if:

(1) It is an eligibility denial and you are not currently an eligible client.

(2) Your DDD eligibility has expired, per WAC 388-823-0010 and WAC 388-823-1040.

(3) There is no longer funding for state-only funded service.

(4) The state-only funded service no longer exists, the Medicaid state plan has been amended, or the HCBS waiver agreement with the federal Centers for Medicare and Medicaid has been amended.

(5) The administrative law judge or review judge rules that you have caused unreasonable delay in the proceedings.

(6) You are in imminent jeopardy.

(7) Your provider is no longer qualified to provide services due to:

- (a) A lack of a contract;
- (b) Decertification;
- (c) Revocation or suspension of a license; or
- (d) Lack of required registration, certification, or licensure.

(8) The parent of a person under the age of eighteen or the legal guardian approves the department's decision.

(9) You did not file your request for an administrative hearing within the ten-day notice period, as described in chapter 388-458 WAC.

(10) You:

(a) Tell us in writing that you do not want continued benefits;

(b) Withdraw your administrative hearing request in writing; or

(c) Do not follow through with the administrative hearing process.

**NEW SECTION**

**WAC 388-825-155 What are my appeal rights if I am appealing a decision to move me from a state residential habilitation center to the community?** The procedures in RCW 71A.10.050(2) govern the proceeding.

(1) The department will take no action until there is a final decision on your appeal to move you from a state residential habilitation center to the community unless you or your legal representative consent or the administrative law judge or review judge rules that you have caused an unreasonable delay in the proceedings.

(2) The burden of proof is on the department.

(3) The burden of proof is whether the proposed placement is in your best interest.

**NEW SECTION**

**WAC 388-825-160 When will a decision on my appeal be made?** The administrative law judge shall issue a hearing decision within ninety calendar days of the date the hearing is requested.

**NEW SECTION**

**WAC 388-825-165 Can I appeal the initial order of the administrative law judge?** You may file a petition for administrative review, pursuant to chapter 388-02 WAC.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

|                 |  |
|-----------------|--|
| WAC 388-825-170 | Community alternatives program (CAP).          |
| WAC 388-825-180 | Eligible persons.                              |
| WAC 388-825-190 | Community alternatives program (CAP)—Services. |

**INDIVIDUAL PROVIDER AND AGENCY PROVIDER QUALIFICATIONS****NEW SECTION**

**WAC 388-825-300 What is the purpose of WAC 388-825-300 through 388-825-400?** A client/legal representative may choose a qualified individual, agency, or licensed provider. The intent of WAC 388-825-300 through 388-825-400 is to describe:

(1) Qualification for individuals and agencies providing DDD services in the client's residence or the provider's residence or other setting; and

(2) Conditions under which the department will pay for the services of an individual provider or a home care agency provider or other provider.

NEW SECTION

**WAC 388-825-305 What service providers are governed by the qualifications in these rules?** These rules govern individuals and agencies contracted with to provide:

- (1) Respite care services;
- (2) Companion home services;
- (3) Personal care services through the Medicaid Personal Care program or DDD HCBS Basic, Basic Plus, or CORE waivers;
- (4) Alternative living services; or
- (5) Attendant care services.

NEW SECTION

**WAC 388-825-310 What are the qualifications for providers?** (1) Individuals and agencies providing Medicaid personal care (chapter 388-71 and 388-106 WAC) and DDD HCBS waiver personal care (chapter 388-845 WAC) must meet the qualifications and training requirements in WAC 388-71-0500 through 388-71-05909.

(2) Individuals and agencies providing nonwaiver DDD home and community based services (HCBS) in the client's residence or the provider's residence or other setting must meet the requirements in WAC 388-825-300 through 388-825-400.

(3) Individuals and agencies providing HCBS waiver services must meet the provider qualifications in chapter 388-845 WAC for the specific service.

NEW SECTION

**WAC 388-825-315 What is your responsibility when you hire an individual respite care, attendant care or personal care provider?** You or your legal representative:

- (1) Have the primary responsibility for locating, screening, hiring, supervising, and terminating an individual respite care, attendant care or personal care provider;
- (2) Establish an employer/employee relationship with the individual provider; and
- (3) May receive assistance from the social worker/case manager or other resources in this process.

NEW SECTION

**WAC 388-825-316 How do I choose a companion home or alternative living provider?** You can choose a qualified companion home or alternative living provider contracted with DDD or refer your choice of provider to DDD for contracting if your provider does not have a contract with DDD.

NEW SECTION

**WAC 388-825-320 How does a person become an individual provider, companion home provider or an alternative living provider?** In order to become an individual provider, companion home provider or an alternative living provider, a person must:

- (1) Be eighteen years of age or older.

(2) Provide the social worker/case manager/designee with:

- (a) Picture identification; and
- (b) A Social Security card.

(3) Complete and submit to the social worker/case manager/designee the department's criminal conviction background inquiry application, unless the provider is also the parent of the adult DDD client and exempted, per chapter 74.15 RCW.

(a) Preliminary results may require a thumbprint for identification purposes.

(b) An FBI fingerprint-based background check is required if the person has lived in the state of Washington less than three years.

(4) Provide references as requested.

(5) Complete orientation, if contracting as an individual provider.

(6) Sign a service provider contract to provide services to a DDD client.

(7) Meet additional requirements in WAC 388-825-355.

NEW SECTION

**WAC 388-825-325 What are required skills and abilities for individuals and agencies contracted to provide respite care, companion home services, personal care services through the Medicaid personal care program or the DDD HCBS Basic, Basic Plus or CORE waivers, alternative living services or attendant care services?** (1) As a provider of respite care, companion home services, personal care services through the Medicaid personal care program or the DDD HCBS Basic, Basic Plus, or CORE waivers, alternative living services or attendant care services, you must be able to:

- (a) Adequately maintain records of services performed and payments received;
- (b) Read and understand the person's service plan. Translation services may be used if needed;
- (c) Be kind and caring to the DSHS client for whom services are authorized;
- (d) Identify problem situations and take the necessary action;
- (e) Respond to emergencies without direct supervision;
- (f) Understand the way your employer wants you to do things and carry out instructions;
- (g) Work independently;
- (h) Be dependable and responsible;
- (i) Know when and how to contact the client's representative and the client's case resource manager;
- (j) Participate in any quality assurance reviews required by DSHS;

(2) If you are working with an adult client of DSHS as a provider of alternative living, attendant care or companion home services, you must also:

- (a) Be knowledgeable about the person's preferences regarding the care provided;
- (b) Know the resources in the community the person prefers to use and enable the person to use them;
- (c) Know who the person's friends are and enable the person to see those friends; and

(d) Enable the person to keep in touch with his/her family as preferred by the person.

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

#### NEW SECTION

**WAC 388-825-330 What is required for agencies wanting to provide care in the home of a person with developmental disabilities?** (1) Agencies providing personal care services must be licensed as a home care agency or a home health agency through the department of health.

(2) If a residential agency certified per chapter 388-820 WAC wishes to provide Medicaid personal care or respite care in the client's home, the agency must have home care agency certification or a home health license.

#### NEW SECTION

**WAC 388-825-335 Is a background check required of a home care agency provider?** In order to be a home care agency provider, a person must complete the department's criminal conviction background inquiry application, which is submitted by the agency to the department. This includes an FBI fingerprint-based background check if the home care agency provider has lived in the state of Washington less than three years.

#### NEW SECTION

**WAC 388-825-340 What is required for a provider to provide respite or residential service in their home?** Unless you are related to the client, or the client lives in a companion home, respite or residential services must take place in a home licensed by DSHS. Services are limited to those age-specific services contained in your license.

#### NEW SECTION

**WAC 388-825-345 What "related" providers are exempt from licensing?** (1) Relatives of a specified degree are exempt from the licensing requirement and may provide out-of-home respite in their home.

(2) Relatives of specified degree include parents, grandparents, brother, sister, step-parent, step-brother, step-sister, uncle, aunt, first cousin, niece or nephew.

#### NEW SECTION

**WAC 388-825-355 Are there any educational requirements for individuals providing respite care, attendant care, personal care services, companion home services, or alternative living services?** (1) If you are an individual providing personal care services for adults, you must meet the training requirements in WAC 388-71-05665 through 388-71-05909.

(2) If you are an individual contracted to provide companion homes services or alternative living services, you must:

(a) Have a high school diploma or GED;

(b) Successfully complete DDD specialty training within the first six months of beginning service; and

(c) Complete ten hours of continuing education related to the job responsibilities each subsequent calendar year.

(3) If you provide personal care for children, or provide respite care, there is no required training but DDD retains the authority to require training of any provider.

#### NEW SECTION

**WAC 388-825-360 How does an individual terminate employment as a provider?** State law makes it a crime to abandon a vulnerable adult. "Abandon" means leaving a person without the means or ability to obtain any of the basic necessities of life.

(1) If an individual wishes to "quit" or terminate employment as a provider, the individual must give at least two weeks written notice to his/her employer, their representative (if applicable) and the DDD case manager.

(2) The individual will be expected to continue working until the termination date unless otherwise determined by DSHS.

#### NEW SECTION

**WAC 388-825-365 Are providers expected to report abuse, neglect, exploitation or financial exploitation?** Providers are expected to report any abuse or suspected abuse immediately to child protective services, adult protective services or local law enforcement and make a follow-up call to the person's case manager.

#### NEW SECTION

**WAC 388-825-370 What are the responsibilities of an individual or home care agency when employed to provide respite care, attendant care, personal care, companion home services or alternative living services to a client?** An individual or home care agency employed to provide respite care, attendant care, personal care, companion home services, or alternative living services must:

(1) Understand the client's individual service plan or plan of care that is signed by the client or legal representative and social worker/case manager, and translated or interpreted, as necessary, for the client and the provider;

(2) Provide the services as outlined on the client's service plan, within the scope of practice in WAC 388-71-0215 and WAC 388-71-0230;

(3) Accommodate client's individual preferences and differences in providing care, within the scope of the service plan;

(4) Contact the client's representative and case manager when there are changes which affect the personal care and other tasks listed on the service plan;

(5) Observe the client for change(s) in health, take appropriate action, and respond to emergencies;

(6) Notify the case manager immediately when the client enters a hospital, or moves to another setting;

(7) Notify the case manager immediately if the client dies;

(8) Notify the department immediately when unable to staff/serve the client; and

(9) Notify the department when the individual or home care agency will no longer provide services. Notification to the client/legal guardian must:

- (a) Give at least two weeks' notice, and
- (b) Be in writing.

(10) Complete and keep accurate time sheets that are accessible to the social worker/case manager; and

(11) Comply with all applicable laws, regulations and contract requirements.

#### NEW SECTION

**WAC 388-825-375 When will the department deny payment for services of an individual or home care agency providing respite care, attendant care, personal care, companion home services or alternative living services?** (1) The department will deny payment for the services of an individual or home care agency providing respite care, attendant care, personal care, companion home services or alternative living services who:

(a) Is the client's spouse, per 42 C.F.R. 441.360(g), except in the case of an individual provider for a Chore services client. Note: For Chore spousal providers, the department pays a rate not to exceed the amount of a one-person standard for a continuing general assistance grant, per WAC 388-478-0030;

(b) Is providing services under this chapter to their natural/step/adoptive minor client aged seventeen or younger;

(c) Has been convicted of a disqualifying crime, under RCW 43.43.830 and 43.43.842 or of a crime relating to drugs as defined in RCW 43.43.830;

(d) Has abused, neglected, abandoned, or exploited a minor or vulnerable adult, as defined in chapter 74.34 RCW;

(e) Has had a license, certification, or a contract for the care of children or vulnerable adults denied, suspended, revoked, or terminated for noncompliance with state and/or federal regulations;

(f) Does not successfully complete the training requirements within the time limits required in WAC 388-71-05665 through 388-71-05909; or

(g) Is terminated by the client (in the case of an individual provider) or by the home care agency (in the case of an agency provider).

(2) The department will deny payment for the services of an individual or a home care agency providing companion home services or alternative living services to their natural/step/adoptive adult child.

(3) The department will deny payment for services of a legal representative appointed by the courts providing companion home services to the client for whom they are the legal representative.

(4) In addition, the department may deny payment to or terminate the contract of an individual provider as provided under WAC 388-825-380, 388-825-381, 388-825-385 and 388-825-390.

#### NEW SECTION

**WAC 388-825-380 When can the department reject the client's choice of an individual respite care, attendant care or personal care provider?** The department may reject a client's request to have a family member or other person serve as his or her individual respite care, attendant care or personal care provider if the case manager has a reasonable, good faith belief that the person will be unable to appropriately meet the client's needs. Examples of circumstances indicating an inability to meet the client's needs could include, without limitation:

(1) Evidence of alcohol or drug abuse;

(2) A reported history of domestic violence, no-contact orders, or criminal conduct (whether or not the conduct is disqualifying under RCW 43.43.830 and 43.43.842;

(3) A report from the client's health care provider or other knowledgeable person that the requested provider lacks the ability or willingness to provide adequate care;

(4) Other employment or responsibilities that prevent or interfere with the provision of required services;

(5) Excessive commuting distance that would make it impractical to provide services as they are needed and outlined in the client's service plan.

#### NEW SECTION

**WAC 388-825-381 When can the department reject the client's choice of a companion home services or alternative living services provider?** The department can reject the client's choice of a companion home services or alternative living services provider for any reason listed in WAC 388-825-380 or when:

(1) The department has assessed the client to need more than forty hours of alternative living services, thereby requiring services be provided by a DDD certified supportive living agency per chapter 388-820 WAC; and/or

(2) The client's choice of companion home provider is the client's parent or court appointed legal representative unless the provider was contracted and paid to provide companion home services prior to February 2005.

#### NEW SECTION

**WAC 388-825-385 When can the department terminate or summarily suspend an individual respite care, attendant care, personal care, companion home services or alternative living services provider's contract?** The department may take action to terminate an individual respite care, attendant care, personal care, companion home services or alternative living services provider's contract if the provider's inadequate performance or inability to deliver quality care is jeopardizing the client's health, safety, or well-being. The department may summarily or immediately suspend the contract pending a hearing based on a reasonable, good faith belief that the client's health, safety, or well-being is in imminent jeopardy. Examples of circumstances indicating jeopardy to the client could include, without limitation:

(1) Domestic violence or abuse, neglect, abandonment, or exploitation of a minor or vulnerable adult;

- (2) Using or being under the influence of alcohol or illegal drugs during working hours;
- (3) Other behavior directed toward the client or other persons involved in the client's life that places the client at risk of harm;
- (4) A report from the client's health care provider that the client's health is negatively affected by inadequate care;
- (5) A complaint from the client or client's representative that the client is not receiving adequate care;
- (6) The absence of essential interventions identified in the service plan, such as medications or medical supplies; and/or
- (7) Failure to respond appropriately to emergencies.

**NEW SECTION**

**WAC 388-825-390** When can the department otherwise terminate an individual's contract to provide respite care, attendant care, personal care, companion home services or alternative living services? The department may otherwise terminate the individual's contract to provide respite care, attendant care, personal care, companion home services or alternative living services for default or convenience in accordance with the terms of the contract and to the extent that those terms are not inconsistent with these rules.

**NEW SECTION**

**WAC 388-825-395** What are the client's rights if the department denies, terminates, or summarily suspends an individual's contract to provide respite care, attendant care, personal care, companion home services or alternative living services? If the department denies, terminates, or summarily (immediately) suspends the individual's contract to provide respite care, attendant care, personal care, companion home services or alternative living services, the client has the right to:

- (1) A fair hearing to appeal the decision, per chapter 388-02 WAC and WAC 388-825-120; and
- (2) Receive services from another currently contracted individual or home care agency, or other options the client is eligible for, if a contract is summarily suspended.
- (3) The hearing rights afforded under this section are those of the client, not the individual provider.

**NEW SECTION**

**WAC 388-825-396** Does the provider of respite care, attendant care, personal care, companion home services or alternative living services have a right to a fair hearing? (1) The hearing rights afforded under WAC 388-825-395(1) are those of the client.

(2) The provider of respite care, attendant care, personal care, companion home services or alternative living services does not have a right to a fair hearing.

**NEW SECTION**

**WAC 388-825-400** Self-directed care—Who must direct self-directed care? Self-directed care under chapter 74.39 RCW must be directed by an adult client for whom the

health-related tasks are provided. The adult client is responsible to train the individual provider in the health-related tasks which the client self-directs.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

|                 |  |
|-----------------|--|
| WAC 388-825-260 | What are qualifications for individual service providers?  |
| WAC 388-825-262 | What services do individuals provide for persons with developmental disabilities?                                |
| WAC 388-825-264 | If I want to provide services to persons with developmental disabilities, what do I do?                          |
| WAC 388-825-266 | If I want to provide respite care in my home, what is required?  |
| WAC 388-825-268 | What is required for agencies wanting to provide care in the home of a person with developmental disabilities?   |
| WAC 388-825-270 | Are there exceptions to the licensing requirement?   |
| WAC 388-825-272 | What are the minimum requirements to become an individual provider?  |
| WAC 388-825-276 | What are required skills and abilities for this job?   |
| WAC 388-825-278 | Are there any educational requirements for individual providers?   |
| WAC 388-825-280 | What are the requirements for an individual supportive living service (also known as a companion home) contract? |
| WAC 388-825-282 | What is "abandonment of a vulnerable adult"?   |
| WAC 388-825-284 | Are providers expected to report abuse?  |

PERMANENT

**WSR 05-17-158**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Aging and Disability Services Administration)  
 [Filed August 22, 2005, 4:25 p.m., effective September 22, 2005]

Effective Date of Rule: Thirty-one days after filing.  
 Purpose: The purpose of the rule is to correct name and address changes, correct outdated rule and statute references,

consolidate all definitions into one section and repeal obsolete sections. It also amends the currently adopted rule to be consistent with chapter 70.128 RCW and recent amendments to this statute (HB 2444, chapter 223, Laws of 2002; and SB 5733, chapter 140, Laws of 2004) and other rules, and consolidates information for ease of reading.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-76-59020, 388-76-64005, 388-76-9970, 388-76-9972, 388-76-9974, 388-76-9976, 388-76-9978 and 388-76-9990; and amending WAC 388-76-540, 388-76-560, 388-76-575, 388-76-585, 388-76-595, 388-76-655, 388-76-685, and 388-76-715.

Statutory Authority for Adoption: RCW 70.128.040.

Adopted under notice filed as WSR 05-13-126 on June 20, 2005.

Changes Other than Editing from Proposed to Adopted Version: Deleted a repealed WAC reference in WAC 388-76-540 Definitions, under the definition of "Personal care services."

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 8.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 8, Repealed 8.

Date Adopted: August 18, 2005.

Andy Fernando, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 02-21-098, filed 10/21/02, effective 11/21/02)

**WAC 388-76-540 Definitions.** "Abandonment" means action or inaction by a person or entity with a duty of care for a frail elder or vulnerable adult that leaves the vulnerable person without the means or ability to obtain necessary food, clothing, shelter, or health care.

"Abuse" means a nonaccidental act of physical or mental mistreatment or injury, or sexual mistreatment, which harms a person through action or inaction by another individual.

"Adult family home" means the same as the definition in RCW 70.128.010.

"Applicant" means an individual, partnership, corporation, or other entity seeking a license to operate an adult family home.

"Capacity" means the maximum number of persons in need of personal or special care permitted in an adult family home at a given time. This number shall include related children or adults in the home who receive special care.

"Caregiver" means any person eighteen years of age or older responsible for providing direct personal care to a resident and may include but is not limited to the provider, resident manager, employee, relief caregiver, volunteer, student, entity representative, or household member.

"Case manager" means the department staff person or designee assigned to negotiate, monitor, and facilitate a service plan for residents receiving services fully or partially paid for by the department.

"Chemical restraint" means a psychopharmacologic drug that is used for discipline or convenience and not required to treat the resident's medical symptoms.

"Dementia" is defined as a condition documented through the assessment process required by WAC 388-76-61020.

"Department" means the Washington state department of social and health services.

**"Developmental disability" means:**

(1) A person who meets the eligibility criteria defined in Washington Administrative Code by the division of developmental disabilities under WAC 388-823-0040; or

(2) A person with a severe, chronic disability which is attributable to cerebral palsy or epilepsy, or any other condition, other than mental illness, found to be closely related to mental retardation which results in impairment of general intellectual functioning or adaptive behavior similar to that of a person with mental retardation, and requires treatment or services similar to those required for these persons (i.e., autism); and

(a) The condition was manifested before the person reached age twenty-two;

(b) The condition is likely to continue indefinitely; and

(c) The condition results in substantial functional limitations in three or more of the following areas of major life activities:

(i) Self-care;

(ii) Understanding and use of language;

(iii) Learning;

(iv) Mobility;

(v) Self-direction; and

(vi) Capacity for independent living.

"Enablers" means a physical device used to facilitate a resident's self-administration of a prescribed or over-the-counter medication. Physical devices include, but are not limited to a medicine cup, glass, cup, spoons, bowl, pre-filled syringes, syringes used to measure oral liquids, specially adapted table surfaces, drinking straw, piece of cloth, and the resident's hand.

"Entity provider" means any corporation, partnership, association, or limited liability company that is licensed under this chapter to operate an adult family home.

"Entity representative" means the individual designated by an entity provider who is responsible for the daily operation of the adult family home.

"Exploitation" means the illegal or improper use of a frail elder or vulnerable adult or that person's income or resources, including trust funds, for another person's profit or advantage.

"Frail elder or vulnerable adult" means the same as the definition in RCW 74.34.020 or 43.43.830.



**"Individual provider"** means an individual person or a legally married couple who is licensed to operate an adult family home.

**"Inspection"** means an on-site visit by department personnel to determine the adult family home's compliance with this chapter and chapter 70.128 RCW, Adult family homes.

**"Medication organizer"** is a container with separate compartments for storing oral medications organized in daily doses.

**"Mental illness"** is defined as an Axis I or II diagnosed mental illness as outlined in volume IV of the Diagnostic and Statistical Manual of Mental Disorders (a copy is available for review through the aging and disability services administration).

**"Multiple facility provider"** means an individual or entity provider who is licensed to operate more than one adult family home.

**"Neglect"** means a pattern of conduct or inaction resulting in deprivation of care necessary to maintain a resident's physical or mental health.

**"Nursing assistant"** means the same as the definition in chapter 18.88A RCW.

**"Over-the-counter (OTC) medication"** is any medication that can be purchased without a prescriptive order, including but not limited to vitamin, mineral, or herbal preparations.

**"Personal care services"** means both physical assistance and/or prompting and supervising the performance of direct personal care tasks as determined by the resident's needs ((as defined in WAC 388-71-202, Long term care services—Definitions)). Personal care services do not include assistance with tasks performed by a licensed health professional.

**"Physical restraint"** means a manual method, obstacle, or physical or mechanical device, material, or equipment attached or adjacent to the resident's body that restricts freedom of movement or access to his or her body, is used for discipline or convenience, and not required to treat the resident's medical symptoms.

**"Practitioner"** includes a physician, osteopathic physician, podiatric physician, pharmacist, licensed practical nurse, registered nurse, advanced registered nurse practitioner, dentist, and physician assistant. Refer to chapter 69.41 RCW for a complete listing of practitioners.

**"Prescribed medication"** refers to any medication (legend drug, controlled substance, and over-the-counter) that is prescribed by an authorized practitioner.

**"Provider"** means any person or entity that is licensed under this chapter to operate an adult family home.

**"Resident"** means any adult unrelated to the provider who lives in the adult family home and who is in need of care. **"Resident"** includes former residents when examining complaints about admissions, readmissions, transfers or discharges. For decision-making purposes, the term "resident" includes the resident's surrogate decision maker in accordance with state law or at the resident's request.

**"Resident manager"** means a person employed or designated by the provider to manage the adult family home.

**"Special care"** means care beyond personal care services as defined by "personal care services" in this section.

**"Unsupervised"** means the same as the definition in RCW ((43.43.830(8))) 43.43.830(9).

**AMENDATORY SECTION** (Amending WSR 98-11-095, filed 5/20/98, effective 7/1/98)

**WAC 388-76-560 License eligibility.** (1) The department shall consider separately and jointly as applicants each person and entity named or affiliated in an application for an adult family home license. A person is considered affiliated with the applicant if the person is listed on the application as a partner, officer, director, resident manager, or majority owner of the applying entity, or is the spouse of the applicant. If the department finds any person or entity unqualified, the department shall deny the license.

(2) In making a determination whether to grant an adult family home license, the department shall review:

(a) The information in the application; and

(b) Other documents and information the department deems relevant, including inspection and complaint investigation findings in each facility or home for the care or provision of services to children or vulnerable adults with which the applicant or any partner, officer, director, managerial employee, or owner of five percent or more of the entity applicant is or has been affiliated.

(3) The applicant and the home for which the license is sought shall comply with all requirements established by chapter 70.128 RCW and this chapter. The department may deny a license for noncompliance with any such requirements.

(4) An individual provider shall be twenty-one years of age or older.

~~((5)) All providers shall be registered with the department of health as required by RCW 70.128.120, prior to applying for an adult family home license. This registration must be renewed annually.~~

~~(6) Each resident manager shall register with the department of health as required by RCW 70.128.120. This registration must be renewed annually.~~

~~(7)) (5) A provider shall have the understanding, ability, emotional stability and physical health suited to meet the emotional and physical care needs of vulnerable adults.~~

~~((8)) (6) An adult family home shall not simultaneously be licensed as a boarding home.~~

~~((9)) (7) The department shall deny, suspend or revoke a license if any of the following people have a history of significant noncompliance with federal or state regulations in providing care or services to vulnerable adults or children:~~

~~((#)) An applicant/provider,~~

• A person affiliated with the applicant,

~~((#)) A resident manager,~~

~~((#)) A partner of the entity,~~

~~((#)) An officer of the entity,~~

~~((#)) A director of the entity,~~

~~((#)) A managerial employee of the entity,~~

~~((#)) An entity representative, ((#))~~

• Spouse of the provider, or

~~((#)) An owner of five percent or more of the entity.~~

The department shall consider, at a minimum, the following as a history of significant noncompliance requiring denial of a license:

- (a) Revocation or suspension of a license for the care of children or vulnerable adults;
- (b) Enjoined from operating a facility for the care of children or adults;
- (c) Revocation, cancellation, suspension, or nonrenewal of a Medicaid or Medicare provider agreement by the contracting agency; or
- (d) Revocation, cancellation, suspension, or nonrenewal of any agreement with a public agency for the care or treatment of children or vulnerable adults, when the action is taken by the public agency.

~~((14))~~ (8) The department may deny, suspend or revoke a license if any of the following people meet any of the criteria under subsection (9) of this section:

- ~~((#))~~ Any person who is a caregiver;
- ~~((#))~~ Any person who has unsupervised access to residents in the adult family home; or
- ~~((#))~~ Any person who lives in the home but who is not a resident.

~~((14))~~ (9) The department shall deny, suspend or revoke a license if:

- ~~((#))~~ An applicant/provider,
  - A person affiliated with the applicant,
- ~~((#))~~ Any person who is a caregiver,
- ~~((#))~~ Any person who has unsupervised access to residents in the adult family home,
- ~~((#))~~ Any person who lives in the home but who is not a resident,
  - ~~((#))~~ A resident manager,
  - ~~((#))~~ A partner of the entity,
  - ~~((#))~~ An officer of the entity,
  - ~~((#))~~ A director of the entity,
  - ~~((#))~~ A managerial employee of the entity,
  - ~~((#))~~ An entity representative,
  - A spouse of the provider
- ~~((#))~~ An owner of fifty percent or more of the entity, or
- ~~((#))~~ An owner who exercises control over daily operations; has been:

- (a) Convicted of a crime against a person as defined under RCW 43.43.830 or 43.43.842;
- (b) Convicted of a crime relating to financial exploitation as defined under RCW 43.43.830 or 43.43.842;
- (c) Found by a court in a protection proceeding under chapter 74.34 RCW to have abused or financially exploited a vulnerable adult;
- (d) Found in any final decision issued by a disciplinary board to have sexually or physically abused or exploited any minor or a person with a developmental disability or to have abused or financially exploited any vulnerable adult;
- (e) Found in any dependency action under RCW ~~((13.34.030(2)(b)))~~ 13.34.030(5)(b) to have sexually abused or exploited any minor or to have physically abused any minor; or
- (f) Found by a court in a domestic relations proceeding under Title 26 RCW to have sexually abused or exploited any minor or to have physically abused any minor.

~~((12))~~ (10) The department may deny, suspend or revoke a license, if:

- ~~((#))~~ An applicant/provider,
  - A person affiliated with the applicant,
- ~~((#))~~ Any person who is a caregiver,
- ~~((#))~~ Any person who has unsupervised access to residents in the adult family home,
- ~~((#))~~ Any person who lives in the home but who is not a resident,
  - ~~((#))~~ A resident manager,
  - ~~((#))~~ A partner of the entity,
  - ~~((#))~~ An officer of the entity,
  - ~~((#))~~ A director of the entity,
  - ~~((#))~~ A managerial employee of the entity,
  - ~~((#A))~~ An entity representative,
  - A spouse of the provider,
- ~~((#))~~ An owner of fifty percent or more of the entity, or
- ~~((#))~~ An owner who exercises control over daily operations has:
  - (a) Obtained or attempted to obtain a license by fraudulent means or misrepresentation;
  - (b) Permitted, aided, or abetted the commission of any illegal act on the adult family home premises;
  - (c) Been convicted of a felony or a crime against a person if the conviction reasonably relates to the competency of the person to own or operate an adult family home;
  - (d) Had sanction, corrective, or remedial action taken by federal, state, county, or municipal health or safety officials related to the care or treatment of children or vulnerable adults;
  - (e) Engaged in or been convicted of the illegal use of drugs or the excessive use of alcohol within the past five years without evidence of rehabilitation;
  - (f) Been convicted of the illegal selling or distribution of drugs;
  - (g) Been convicted of any crime involving a firearm used in the commission of a felony or in an act of violence against a person;
  - (h) Operated a facility for the care of children or adults without a license;
  - (i) Misappropriated property of residents;
  - (j) Been denied a license or license renewal to operate a facility that was licensed for the care of children or vulnerable adults;
  - (k) Relinquished or returned a license in connection with the operation of any facility for the care of children or vulnerable adults, or did not seek the renewal of such license, following written notification of the licensing agency's initiation of denial, suspension, cancellation or revocation of the license;
  - (l) Had resident trust funds or assets of an entity providing care to children or vulnerable adults seized by the IRS or a state entity for failure to pay income or payroll taxes;
  - (m) Refused to permit authorized department representatives to interview residents or have access to resident records;
  - (n) Interfered with a long term care ombudsman in the performance of his or her official duties;
  - (o) Exceeded licensed capacity in the operation of an adult family home; or

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(p) Been found by the court in a proceeding under Title 26 RCW to have committed an act of domestic violence toward a family or household member.

~~((13))~~ (11) The department may deny, suspend or revoke a license if:

- ~~((#))~~ An applicant,
- ~~((#))~~ A provider,
- ~~((#))~~ A resident manager,
- ~~((#))~~ A partner of the entity,
- ~~((#))~~ An officer of the entity,
- ~~((#))~~ A director of the entity,
- ~~((#))~~ A managerial employee of the entity,
- ~~((#))~~ An entity representative,
- ~~((#))~~ An owner of fifty percent or more of the entity, or
- ~~((#))~~ An owner who exercises control over daily operations,

Failed to meet financial obligations as the obligations fell due in the normal course of business, thereby impeding his/her ability to care for residents.

~~((14))~~ (12) The department shall deny an adult family home license to an applicant who is licensed to care for children in the same home unless:

- (a) It is necessary in order to allow a resident's child(ren) to live in the same home as the resident or to allow a resident who turns eighteen to remain in the home;
- (b) The applicant provides satisfactory evidence to the department of the home's capability to meet the needs of children and adults residing in the home; and
- (c) The total number of persons receiving care in the home does not exceed the number permitted by the licensed capacity of the adult family home.

**AMENDATORY SECTION** (Amending Order 3984, filed 6/19/96, effective 7/20/96)

**WAC 388-76-575 Licensing of state employees.** (1) Aging and ~~((adult))~~ disability services administration employees and any member of an employee's household shall be prohibited from obtaining an adult family home license.

(2) Department employees and any member of the employee's household shall be prohibited from obtaining an adult family home license when the employee's duties include:

- (a) Placement of persons in a licensed adult family home; or
- (b) Authorizing payment for such persons.

**AMENDATORY SECTION** (Amending Order 3984, filed 6/19/96, effective 7/20/96)

**WAC 388-76-585 Change of provider or provider address.** (1) A change of provider occurs when there is a substitution of:

- (a) The provider ultimately responsible for the daily operational decisions of the adult family home; or
  - (b) Control of an entity provider.
- (2) Events which constitute a change of provider include but are not limited to the following:
- (a) The form of legal organization of the provider is changed (e.g., an individual provider forms a partnership,

corporation, ~~((#))~~ association, or dissolution or merger of a licensed entity with another legal organization);

(b) Operational responsibilities are transferred by the initial provider to another party regardless of whether ownership of some or all of the real property and/or personal property assets of the adult family home is also transferred;

(c) Two individuals are both licensed as a married couple to operate the adult family home and an event, such as divorce, occurs which results in only one of the individuals operating the home;

(d) If the provider is a partnership, any event occurs which dissolves the partnership;

(e) If the provider is a corporation, and the corporation:

- (i) Is dissolved;
- (ii) Merges with another corporation which is the survivor; or
- (iii) Consolidates with one or more corporations to form a new corporation;

(f) If the provider is a corporation and, whether by a single transaction or multiple transactions within any continuous twenty-four month period, fifty percent or more of the stock is transferred to one or more:

- (i) New or former stockholders; or
- (ii) Present stockholders each having held less than five percent of the stock before the initial transaction; or

(g) Any other event or combination of events which results in a substitution or substitution of control of the provider.

(3) An adult family home license is not transferable and is only valid for the location and provider listed on the license. A change in either the provider or the location requires a new license.

(4) The operation or ownership of an adult family home shall not be transferred until the new provider has been issued a license to operate the home. The new provider shall comply with license application requirements.

(5) The provider shall not commence operation of an adult family home at a new location until the department has approved a license for that location.

(6) The provider shall notify the adult family home's residents, in writing, at least thirty days prior to the effective date of a change of provider or location.

(7) The new provider is subject to the provisions of this chapter, the rules adopted under this chapter, and other applicable law.

(8) In order to ensure that the safety of residents is not compromised by a change in provider, the new provider is responsible for correction of all violations that may exist at the time of the new license.

**AMENDATORY SECTION** (Amending WSR 98-11-095, filed 5/20/98, effective 7/1/98)

**WAC 388-76-595 Inspections and ombudsman visits.**

(1) The department shall conduct unannounced inspections and complaint investigations to determine the provider's compliance with this chapter and chapter 70.128 RCW.

(2) The provider shall ensure that department staff have access to the home, residents, and all resident records therein and shall not willfully interfere or fail to cooperate with

department staff in the performance of official duties. Examples of willful interference or failure to cooperate include but are not limited to, not allowing department staff to talk to residents in private, not allowing department staff entrance into the home, or not allowing department staff access to resident records.

(3) Department staff shall have access to relevant staff records which must be kept in the adult family home. Relevant staff records include: Criminal history background inquiries; tuberculosis test documentation; CPR-First-aid cards; department of health registration; fundamentals of caregiving, modified fundamentals of caregiving, nurse delegation and continuing education certificates; and any other special certificates.

(4) Within ten ((calendar)) working days of the inspection of the adult family home, the department's inspection report will be mailed or hand delivered to the provider.

(5) Within ten calendar days of the completion of complaint investigation data collection, any department inspection report related to a complaint investigation will be mailed or hand delivered to the provider.

(6) A provider shall submit to the department the planned corrective measures for violations and/or deficiencies within ten calendar days of receipt of a statement of deficiencies or an inspection report.

(7) Upon request, the department will supply to the public copies of inspection reports and complaint investigation reports, as soon as they are completed.

(8) The department will include a copy of the provider's planned corrective measures with the inspection and complaint investigation reports, if a copy is available at the time of the request.

(9) Any written decision by the department to take an enforcement action will be immediately available to the public.

(10) Subsections (7) through (9) above are subject to applicable public disclosure and confidentiality requirements.

(11) The adult family home shall not willfully interfere with a representative of the Washington protection and advocacy system as defined under RCW 71A.10.080 or the long term care ombudsman in the performance of official duties, as defined under chapter 43.190 RCW, Long-term care ombudsman program, the state regulations for the long-term care ombudsman program, and under federal law. The department shall impose a penalty of not more than one thousand dollars for any such willful interference with a representative from the long-term care ombudsman program.

**AMENDATORY SECTION** (Amending WSR 03-14-018, filed 6/19/03, effective 7/20/03)

**WAC 388-76-655 General management and administration.** (1) The provider shall not admit or retain any resident whose needs the provider cannot meet.

(2) The provider shall ensure all of the following:

(a) That staff are competent and receive necessary training, including but not limited to any training required under chapter 388-112 WAC to perform assigned tasks;

(b) The adult family home is in compliance with the requirements of this chapter and other applicable state laws;

(c) The home employs sufficient staff to meet the needs of the residents; and

(d) That he/she is available to respond to resident needs and caregiver inquiries within a reasonable time frame. In the event a provider is unavailable (including but not limited to being on vacation), a person must be designated to respond on behalf of the provider.

(3) The provider shall ensure that all caregivers are at least eighteen years of age or older.

(4) The provider shall ensure that the provider, entity representative, resident manager and all caregivers:

(a) Are able to communicate or make provisions for communicating with the resident in his or her primary language;

(b) Have a clear understanding of job responsibilities and knowledge of residents' negotiated care plans in order to be able to provide care specific to each resident's needs; and

(c) Not engage in the illegal use of drugs or the excessive use of alcohol when providing care to residents; and

(d) Possess a valid first-aid and CPR card prior to providing care for residents unless such care is directly supervised by a fully qualified caregiver who has a valid first-aid and CPR card.

(5) The provider shall ensure that:

(a) There is at least one caregiver present in the home whenever one or more residents are on the premises;

(b) The caregiver referred to in (a) of this subsection is capable of understanding and speaking English well enough to be able to respond appropriately to emergency situations; and

(c) At least one caregiver is accessible by phone or beeper for emergencies when there are no residents on the home's premises.

(6) An adult family home shall be exempt from subsection (5)(a) of this section if:

(a) The home provides care to residents whose primary disabilities are developmental disabilities as defined by WAC ((388-76-590)) 388-76-540; and

(b) It is determined and documented in a resident's current negotiated care plan that the resident is capable and willing to be left alone unsupervised in the adult family home during normal awake hours. The maximum period of time a resident can be left alone must be documented in the negotiated care plan.

**AMENDATORY SECTION** (Amending WSR 98-11-095, filed 5/20/98, effective 7/1/98)

**WAC 388-76-685 Criminal history disclosure and background inquiries.** (1) Before the adult family home employs, directly or by contract, a resident manager, entity representative or caregiver, or accepts as a caregiver any volunteer or student, or allows a household member unsupervised access to residents, the home shall:

(a) Require the person to complete the residential care services background inquiry form which includes:

(i) A disclosure statement; and

(ii) A statement authorizing the adult family home, the department, and the Washington state patrol to conduct a background inquiry;

(b) Verbally inform the person:

(i) That he or she may request a copy of the background inquiry result; and

(ii) Of the inquiry result within ten days of receipt; and

(c) Notify the appropriate licensing or certification agency of any person resigning or terminated as a result of having a conviction record.

(2) The adult family home provider shall not employ any person, directly or by contract, or accept as a volunteer or student any person who may have unsupervised access to residents, or allow a household member unsupervised access to residents if the person or background inquiry discloses that the person was:

(a) Convicted of a crime against persons as defined under RCW 43.43.830;

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

(c) Found by a court in a domestic relations proceeding under Title 26 RCW to have sexually abused or exploited any minor or to have physically abused any minor;

(d) Subject to an order of protection under chapter 74.34 RCW for abuse, neglect, abandonment or financial exploitation of a vulnerable adult;

(e) Found in a final decision issued by a disciplinary board to have:

(i) Sexually or physically abused or exploited any minor or developmentally disabled person; or

(ii) Abused, neglected, abandoned or financially exploited any vulnerable adult; or

(f) Found in any dependency action under RCW ~~((13.34.030(2)(b)))~~ 13.34.050(1) to have ~~((sexually assaulted))~~ engaged in circumstances of sexual abuse or exploited any minor or to have physically abused any minor.

(3) The adult family home may choose to employ a person with a conviction of a crime only if the conviction is one of the crimes listed in RCW 43.43.842 and the required number of years has passed.

(4) An adult family home may conditionally employ a person pending the result of a background inquiry, provided the home requests the inquiry within seventy-two hours of the conditional employment.

(5) A background inquiry result is valid for two years from the date it is conducted, at which point a new background inquiry application must be submitted.

(6) The adult family home shall establish procedures ensuring:

(a) All disclosure statements and background inquiry applications and responses and all copies are maintained in a confidential and secure manner;

(b) All background inquiry results and disclosure statements are used for employment purposes only;

(c) Background inquiry results and disclosure statements are not disclosed to any person except:

(i) The person about whom the adult family home made the disclosure or background inquiry;

(ii) Authorized state and federal employees; and

(iii) The Washington state patrol auditor.

(7) A record of inquiry results shall be retained by the adult family home for eighteen months beyond the date of employment termination.

(8) The provider shall secure and submit any additional documentation and information as requested by the department to satisfy the requirements of this section.

AMENDATORY SECTION (Amending Order 3984, filed 6/19/96, effective 7/20/96)

**WAC 388-76-715 Dispute resolution.** (1) When a provider disagrees with the department's finding of a violation under this chapter, the provider shall have the right to have the violation reviewed by the department under the department's dispute resolution process. The purpose of the review is to give the provider an opportunity to present information which might warrant modification or deletion of a finding of a violation. The provider may submit a written statement for review. In addition to a written statement, the provider may request to present the information in person to a department designee. Requests for review shall be made to the department ~~((s community services quality assurance area manager))~~ at the address provided in the department's certified letter within ten days of receipt of the written finding of a violation.

(2) When requested by a provider, the department shall expedite the dispute resolution process to review violations upon which a department order imposing license suspension, stop placement, or a condition on a license is based.

(3) Orders of the department imposing license suspension, stop placement, or conditions on a license are effective immediately upon notice and shall continue pending dispute resolution.

REPEALER

The following sections of the Washington Administrative Code are repealed:

|                  |   |
|------------------|---|
| WAC 388-76-59020 | What definitions apply to specialty adult family home designations? |
| WAC 388-76-64005 | Definitions.  |
| WAC 388-76-9970  | Purpose.  |
| WAC 388-76-9972  | Definitions.  |
| WAC 388-76-9974  | Effective date of the moratorium.                                   |
| WAC 388-76-9976  | Process for requesting an individual accommodation.                 |
| WAC 388-76-9978  | Applications that will be processed during the moratorium.          |
| WAC 388-76-9980  | Notification of the end of the moratorium.                          |

PERMANENT

**WSR 05-18-002**  
**PERMANENT RULES**  
**DEPARTMENT OF LICENSING**

[Filed August 25, 2005, 8:23 a.m., effective September 25, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Current rules allow disclosure of addresses in certain instances. The proposal is to add language to subsection (2)(e) and to add a new subsection (3) that restricts the use of a residence address when disclosure is requested.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 308-56A-090.

Statutory Authority for Adoption: RCW 46.16.010.

Other Authority: RCW 46.12.370 and 46.12.380.

Adopted under notice filed as WSR 05-13-099 on June 16, 2005.

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 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.

Date Adopted: August 25, 2005.

Sharon L. Whitehead  
 for Liz Luce  
 Director

**AMENDATORY SECTION** (Amending WSR 02-01-123, filed 12/19/01, effective 1/19/02)

**WAC 308-56A-090 Disclosure of individual vehicle owner information.** (1) **What vehicle record owner information is protected from disclosure?** Vehicle information protected from disclosure is the same as under chapters 42.17 and 46.12 RCW which includes:

- (a) Name and address information;
- (b) Social Security numbers;
- (c) Medical or disability information; and
- (d) Telephone numbers.

(2) **Who may receive disclosure of individual vehicle owner names and addresses?**

(a) Government agencies that require use of name and address information in their normal course of business;

(b) Any business entity that requires use of name and address information in their normal course of business in accordance with these rules;

(c) Vehicle manufacturers who require vehicle ownership information for recall of their product;

(d) Individuals that provide proof of personal identification:

- (i) For vehicles currently registered in their name; or

(ii) For vehicles they can provide a bill of sale or acceptable documents indicating that they purchased the vehicle.

(e) Please see subsection (3) of this section for additional restrictions.

Business and government entities requesting disclosure of individual vehicle owner names and addresses must enter into a disclosure agreement with the department.

(3) **When both a mailing and residence address are recorded on the vehicle record, which address will be disclosed?** Where both a mailing address and residence address are recorded on the vehicle record and are different, only the mailing address will be disclosed. Both addresses will be disclosed in response to requests from courts, law enforcement agencies, or government entities with enforcement, investigative, or taxing authority and only for use in the normal course of conducting their business.

(4) **What documentation does the department require to disclose vehicle owner name(s) and address(es)?** The department requires:

(a) A signed and notarized vehicle/vessel record disclosure request application form provided by the department and completed by the applicant indicating the specific purpose for which the information will be used; and

(b) A disclosure agreement with the department as required by RCW 46.12.380.

(c) Acceptable business entity verification; or

(d) A contract with the department.

((4)) (5) **What is acceptable business verification?** For purposes of this section acceptable business verification includes:

(a) If the requester is a licensed Washington business, a copy of its current master business license;

(b) If the requester is a business that is not required to be licensed in this state, its federal employer identification number/federal tax number (or Uniform Business Identifier) on official letterhead with a notarized signature of the owner or an authorized representative;

(c) If an attorney, a copy of the current bar card; or

(d) If a private investigator, a copy of the current private investigator's license.

((5)) (6) **Does a business need to supply a new form and copy of the business license each time vehicle information is requested?** Yes, each time a request is made for vehicle information a new form and copy of the business license is needed, unless a contract exists between the business and the department.

((6)) (7) **If a business entity has entered into a contract or agreement with the department, is a separate request for each inquiry required?** No. If a business entity has entered into a signed contract between the business and the department, a separate request for each inquiry is not required.

((7)) (8) **Are businesses allowed individual owner information on vehicle records?** Yes, if a business requires individual owner information to conduct its regular business and qualifies under RCW 46.12.380 and 18 U.S.C. 27.21 (commonly known as Driver Privacy Protection Act), it may receive individual vehicle owner information.

((8)) (9) **Who may release the vehicle owner name and address information?**

PERMANENT

## WSR 05-18-010

## PERMANENT RULES

## DEPARTMENT OF REVENUE

[Filed August 25, 2005, 3:28 p.m., effective September 25, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: New section: WAC 458-16-1000 Property belonging to federally recognized Indian tribes—Definitions—Exemption—Declaration process—Appeal rights, this rule describes the property tax exemption that may be claimed by a federally recognized Indian tribe for property exclusively used for essential government services in accordance with the 2004 changes to RCW 84.36.010. The rule explains the parameters of the exemption, how the exemption may be obtained, how a tribe may appeal a denial of an exemption claim, how essential government services is defined, and provides applicable examples.

Statutory Authority for Adoption: RCW 84.36.010 and 84.36.865.

Adopted under notice filed as WSR 05-12-101 on May 27, 2005.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 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 1, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 0, Repealed 0.

Date Adopted: August 25, 2005.

Janis P. Bianchi, Manager

Interpretations and Technical Advice Unit

NEW SECTION

**WAC 458-16-1000 Property belonging to federally recognized Indian tribes—Definitions—Exemption—Declaration process—Appeal rights.** (1) **Introduction.** This section implements the amendments to RCW 84.36.010 made by the 2004 legislature and published in the 2004 regular session laws as chapter 236. RCW 84.36.010 exempts "all property belonging exclusively to any federally recognized Indian tribe located in the state, if that property is used exclusively for essential government services." This section explains the exemption, how the exemption may be obtained, how essential government services is defined, and how a tribe or an assessor may appeal an exemption determination.

(2) **Definitions.** For purposes of this section, the following definitions apply:

(a) "Assessor" means a county assessor or any person authorized to act on behalf of the assessor.

(a) The public disclosure unit of the vehicle services division of the department of licensing; or

(b) Agents and subagents, but only when disclosing information for purposes described in subsection (2)(d) of this section.

~~((9))~~ (10) **When may the department disclose the individual name(s) and address(es) of vehicle owners?** Notwithstanding the provisions of chapter 42.17 RCW, the department may disclose names and addresses of vehicle owners when:

(a) The requesting party is a business entity that requests the information for use in their normal course of business;

(b) The request is in writing, signed by the person requesting disclosure, contains the full legal name and address of the requesting party and/or their business, and specifies the purpose for which the information will be used; and

(c) The requesting party enters into a disclosure agreement with the department in which the party:

(i) Agrees they will use the information only for the purpose stated in the request for the information; and

(ii) Will not use, or facilitate the use of the information for the purpose of making any unsolicited business contact with a person named in the disclosed information.

~~((10))~~ (11) **What does the term "unsolicited business contact" mean?** The term "unsolicited business contact" means a contact that is intended to result in or promote the sale of any goods or services to a person named in the disclosure information. The term does not apply to situations where the requesting party and such person have been involved in a business transaction prior to the date of the disclosure request and where the request is made in connection with the transaction.

~~((11))~~ (12) **Is the department required to notify the vehicle owner when ownership information is disclosed?** When the department grants a request from an attorney or private investigator for information under this section, the department will provide notice to the vehicle owner that the request has been granted. The notice will provide the name and address of the requesting party. Additionally, if a contract holder releases owner information to a private investigator or attorney, they must notify the vehicle owner that a request has been granted, and include the name and address of the requesting party.

~~((12))~~ (13) **How long will the department retain the request for disclosure of vehicle owner information?** The department will retain the request for disclosure for three years.

~~((13))~~ (14) **Who is responsible for assuring that the information is used appropriately?** Any person, business, entity or association that receives vehicle owner information under this section is responsible for assuring that the information received is not used for a purpose contrary to the agreement between the person, business, entity or association and the department.



(b) "Board" or "BTA" means the state board of tax appeals described in chapter 82.03 RCW and chapters 456-09 and 456-10 WAC.

(c) "Declaration" means the exemption declaration filed by an Indian tribe with the department to claim the property tax exemption authorized in RCW 84.36.010.

(d) "Department" means the department of revenue, property tax division.

(e) "Essential government services" means services such as tribal administration, public facilities, fire, police, public health, education, sewer, water, environmental and land use, transportation, and utility services. See subsections (4) and (5) below that outline more complete and detailed examples of "essential government services" for the purposes of this section.

(f) "Federally recognized Indian tribe," "Indian tribe," or "tribe" means any Indian nation, tribe, band, community, or other entity that is recognized as an "Indian tribe" by the United States Department of the Interior. The phrase "federally recognized Indian tribe" and the term "tribe" have the same meaning as "Indian tribe." See WAC 458-20-192 for more explicit information regarding these defined terms.

(g) "State" means the state of Washington.

(3) **Exemption.** To qualify for the exemption authorized by chapter 236, Laws of 2004, real and personal property located in the state must:

(a) Belong exclusively to a federally recognized Indian tribe; and

(b) Be used exclusively for essential government services.

Property may already be exempt under federal law. For example, real property owned by the federal government and held in trust for a federally recognized Indian tribe, or property held by a tribe in restricted fee status, is exempt from property tax.

(i) **What is the effective date of exemption?** The effective date of the exemption is June 10, 2004. The exemption first applies to taxes due in 2005.

(ii) **How may a tribe claim this exemption? - Exemption declaration required.**

(A) **Declaration form - how it may be obtained.** An Indian tribe claiming the exemption described in this section must submit an exemption declaration and supporting documentation regarding the ownership and use of the property to the department. The declaration must be on a form prescribed by the department and signed by an authorized agent of the tribe. This information will be used to determine whether the property qualifies for exemption. An exemption declaration may be obtained from the department or downloaded from the department's internet site under the "forms" heading for property tax at <http://dor.wa.gov/>.

(B) **Exemption declaration.** Declarations must be filed with the department to exempt property for taxes due the following year. A tribe may submit one exemption declaration for all real and personal property that it owns exclusively if the property is used exclusively for essential government services. If real property is owned in part and/or used in part by another individual or entity, a separate exemption declaration must be submitted for each parcel.

(C) **Other documentation a tribe may be required to submit with exemption declaration to determine eligibility.** In addition to the exemption declaration, a tribe may be asked to submit the following information regarding the real or personal property for which exemption is sought to determine the amount of and eligibility for the exemption:

(I) An accurate description of the real and personal property including the county tax parcel number(s), and a copy of the current deed(s);

(II) An accurate map identifying by dimension the use of all real property that shows buildings, building sites, parking areas, landscaping, floor plans of the buildings, and vacant areas. The map or floor plan will be used to determine whether the property is entitled to a total or partial exemption based upon the use of the area;

(III) If the property is rented or loaned to another party, a copy of the rental agreement or other document explaining the terms of the lease or loan. This documentation must describe:

- What property is rented or loaned;
- The name of the party to whom the property is rented or loaned; and
- How the property is being used.

(D) **Department's review of exemption declaration and notice of exemption determination.** Upon receipt of the exemption declaration the department will review the declaration and all supporting documentation. The department may physically inspect the property in order to verify exempt use. Additional information may be requested about the ownership and use of the property, if the department needs this information to determine whether the property qualifies for exemption. An exemption declaration is not considered complete until the department receives all required information. The department shall then determine the taxable status of the property. The burden is upon the tribe to demonstrate exempt use and ownership. The department may deny the exemption declaration, in whole or in part, if it believes the property does not qualify for exemption. If the exemption declaration is denied for any portion of the property, the department must clearly state the reason(s) for denial in a written determination. A denial may be appealed, as explained in subsection (13) of this section.

(E) **When will the property be exempt from payment of taxes?** If an exemption declaration is approved, the property is exempt from property taxes due the year immediately following the year in which the declaration is submitted and for all subsequent years unless the property is sold or transferred or the tribe ceases to use the property exclusively for essential government services (see subsections (11) and (12) of this section).

(4) **Essential government services as defined in RCW 84.36.010.** For the purposes of this section, "essential government services" mean services such as tribal administration, public facilities, fire, police, public health, education, sewer, water, environmental and land use, transportation, and utility services. Property used for essential government services includes property:

(a) Used to provide access to water or land for the exercise by a tribe or its tribal members of their treaty rights;



(b) Used for the protection and stewardship of forest land, shoreline, watershed, or other environmentally sensitive areas;

(c) Used for the preservation of historically or culturally significant sites; and

(d) Used by a utility company providing services to residents of Indian country, as defined in WAC 458-20-192. The property of a utility company that provides services to an area extending outside of Indian country does not qualify for exemption.

**(5) Examples regarding essential government services.** The following examples identify a number of facts and then state a conclusion. These examples should be used only as a general guide and are not to be used to determine eligibility for exemption. All examples assume exclusive ownership of property located in the state by a federally recognized tribe.

(a) A tribe uses property for a courthouse, police station, fire station, hospital, library, and public schoolhouse. Each of these uses is a use for essential government services.

(b) A tribe acquires off-reservation land along the headwaters of a stream flowing into the reservation. The land is maintained as a conservation zone, limiting pollution and protecting water quality. The property is used for essential government services.

(c) A tribe operates a fish hatchery as part of its fisheries program. The property is used for essential government services.

(d) A tribe operates a fish cannery and processing center. The property is used for a commercial activity and is not used for essential government services.

(e) A tribe maintains and operates a parking lot or garage that is adjacent to its tribal administration building and courthouse. The parking lot or garage is integrally related to the essential government services provided in close proximity to its location. The property is used for essential government services. However, if the parking lot or garage is also used for ineligible purposes (such as parking for business patrons), it is taxable.

(f) A tribe operates a sawmill and log yard used to process and store timber or logs removed from its forest lands. Both the sawmill and log yard are commercial activities. The property is not used for essential government services.

(g) A tribe's members are unable to reach an off-reservation portion of a river in order to exercise fishing rights without crossing private property. The tribe purchases a parcel in order to allow access and establishes a footpath to the river. The property is used for essential government services.

**(6) Property jointly owned by an Indian tribe and another individual or entity used exclusively for essential government services - eligibility for exemption.** The percentage of the property owned exclusively by a tribe and used exclusively for essential government services is eligible for exemption.

**(7) Property used for qualifying and nonqualifying purposes - mixed use of property - eligibility for exemption.** If property belongs exclusively to an Indian tribe and is used for qualifying and nonqualifying purposes and if the two uses are physically separate on the real property, the department shall administratively segregate the portion of the prop-

erty that is used exclusively for essential government services and exempt that portion of the property from property tax. The portion of the property that is used for nonqualifying uses is subject to taxation.

(a) An administrative segregation occurs when the department separates the exempt value from the taxable value. The assessor may create a new tax parcel number that exists solely for property tax purposes.

(b) Example: A tribal administrative office may be located in the same building as a convenience store run as a commercial enterprise. The portion of the building used for tribal administration offices is exempt and the portion of the building used as a convenience store is taxable.

(c) If the property is used at times for exempt or qualifying services and at other times for nonexempt purposes, the "exclusively used" standard is not met and the property is taxable.

**(8) Property owned by an Indian tribe that is leased - eligibility for exemption.** If property belonging exclusively to an Indian tribe is leased to an individual, a for-profit or nonprofit entity, a tribal member, or another governmental entity, the tenant's or lessee's activities will determine whether the property qualifies for exemption.

**(9) Undeveloped property within or contiguous to a reservation - eligibility for exemption.** Consolidation and reacquisition of undeveloped real property within or contiguous to a tribe's reservation resolves questions of jurisdiction and is an essential government service for a tribal government.

**(10) Property used for commercial or enterprise activities - ineligible for exemption.** Property used for commercial or enterprise activities does not qualify for exemption. For purposes of this section, a "commercial or enterprise activity" means an activity financed and operated in a manner similar to a private business enterprise. The burden is upon the tribe to prove that the property is not used for commercial or enterprise activities. The collection of a fee, such as a fee for the use of the picnic area in a park, does not make an activity a commercial or enterprise activity. Property used for a commercial or enterprise activity will not qualify for the exemption when funds received from the activity are used to provide essential government services. For example, if a tribe owns exclusively property on which it operates a gas station and the profits from the gas station are used to pay for essential government services, the property does not qualify for the exemption.

**(11) Sale, transfer, or cessation of use of exempt property.** If a tribe sells or transfers property or ceases to use real property for an essential government service as required under RCW 84.36.010, the exemption will be canceled as of the date the property was sold or transferred or the exempt use of the property ceased. Real property that no longer retains its exempt status will be assessed a pro rata portion of the taxes allocable to the property for the remaining portion of the tax year after the date the property lost its exempt status. If only a portion of the property has lost its exempt status, only that portion of the property is subject to tax. See RCW 84.40.350 through 84.40.390 for a more complete explanation of what occurs when the status of real property changes from exempt to taxable.

(a) **Duty to notify department.** A tribe must notify the department of any change in the ownership or use of the property that might affect its exempt status within a reasonable amount of time. If any portion of the exempt property is loaned or rented, the tribe is also required to report this change to the department because the loan or rental may affect the taxable status of the property. Any other person who knows or has information regarding a change in ownership or use of exempt property may notify the department of any such change. Upon receipt of change notice, the department will determine whether the property retains its exempt status.

(b) **Notice to tribe.** The department must notify the tribal owner of the exempt property if the exemption is being removed, in whole or in part. The tribe may appeal the removal of the exemption to the BTA. At the same time, the tribe may provide additional information to the department for reconsideration of the determination.

(12) **Can the exemption be claimed for prior years - refunds?** A tribe may submit an exemption declaration for previous years, up to a maximum of three years from the date taxes were paid on the property, if the taxpayer provides the department with acceptable proof that the property qualified for exemption during the pertinent assessment years. If the exemption is granted, the tribe must submit a refund claim to the county treasurer. RCW 84.69.020(2) and 84.69.030. However, no exemption can be claimed for any time period prior to 2004, the first assessment year affected by RCW 84.36.010 as amended by chapter 236.

(13) **Administrative appeal rights - board of tax appeals.** The tribe or assessor may appeal an exemption determination made by the department to the BTA under RCW 82.03.130 (1)(c). A notice of appeal can be obtained from the department or the BTA, or downloaded from the BTA internet site, <http://bta.state.wa.us/>.

## WSR 05-18-016

### PERMANENT RULES

#### DEPARTMENT OF ECOLOGY

[Order 02-17—Filed August 26, 2005, 3:05 p.m., effective September 26, 2005]

Effective Date of Rule: Thirty-one days after filing.

**Purpose:** The purpose of this new rule, chapter 173-505 WAC, is to establish a water right for instream flows to satisfy the statutory directive, chapter 90.54 RCW, to protect instream resources of wildlife, fish, water quality, navigation, recreation, scenic, aesthetics and other environmental values. The rule also will guide future water resource management in the Stillaguamish River basin, WRIA 5. The rule was developed by the Department of Ecology in conjunction with the Stillaguamish River Implementation Review Committee (SIRC). SIRC committee members consist of representatives from the Stillaguamish Indian tribe, regional salmon recovery groups, federal and local governments.

**Statutory Authority for Adoption:** Chapters 43.27A, 90.54, 90.22, and 90.82 RCW.

Adopted under notice filed as WSR 05-09-124 on April 20, 2005.

Changes Other than Editing from Proposed to Adopted Version: **WAC 173-505-010 General.** In subsection (2)(b) the last half of the second sentence was deleted. The change was made to clarify the relationship of hydraulic continuity, impairment of instream flows, and provisions for junior water rights. The determination of hydraulic continuity and determination of impairment (effect on the flow or level of a stream or river) are two different questions. The presumption of hydraulic continuity was struck, as it is a fact specific inquiry.

**WAC 173-505-020 Purpose.** In subsection (2), the word reservation was made plural. The change was made because there are two stockwatering reservations. In subsection 3, the last sentence was modified to clearly state the rule's requirements do not replace statutory requirements. A commentator thought the rule supplanted or replace the statutory criteria for water right decision making and that is not the case. A sentence was added that the rule does not relieve anyone from compliance with relevant statutory requirements.

**WAC 173-505-030 Definitions.** A second sentence was added to the introductory language to clearly state that definitions in this section, if they are different than how the word is described in other water rules, are used for this chapter. The sentence added is "In the event that these definitions differ from those contained in related rules, the definitions presented here will supersede any others for this chapter."

The definition of "municipal water supplier" from the statute was added because we deleted a definition of "public water supply." The term "municipal water supplier" is more precise and comports with the Municipal Water Law of 2003. The definition was added to facilitate users being able to locate terms instead of providing a statutory reference.

The definition of "municipal water supply purposes" from the statute was added because we deleted a definition of "public water supply." The term "municipal water supply purposes" is more precise than "public water supply" and comports with the Municipal Water Law of 2003. The definition was added to facilitate users being able to locate terms instead of providing a statutory reference.

The definition of "public water system" was deleted and replaced with "municipal water supplier." Some public water systems are not municipal water suppliers and that caused some commenter confusion related to the policy of requiring connection to public water system as compared to a municipal water supplier.

The definition of "reservation" was modified to more clearly state the effective date of a reservation, as well as the priority date of a given appropriation from a reservation, is the same as the effective date of this chapter.

The definition of "timely and reasonable" was deleted. The term as defined in the original proposal did not comport with the term as used and defined by Department of Health. The term is also one part of a municipal water suppliers' duty to serve under RCW 43.20.260. To avoid confusion, we deleted the version in the rule.

**WAC 173-505-040 Establishment of stream management units.** The location description of the Jim Creek station had the wrong longitude. The longitude in the proposed rule

was 122 03 07. The correct longitude is 122 03 06. The location of the station did not change.

**WAC 173-505-070 Stream closures.** In subsection (1) the language on hydraulic continuity of ground water and closure of surface water was clarified. The closure applies to ground water the withdrawal of which will have an effect on the flow or level of the rivers and streams.

In subsection (2) we list the exceptions to the closures. Originally, ecology did not list WAC 173-505-060, lakes, because a lake is not a stream. However, a commenter was confused as to whether or not lakes were subject to the closure. Lakes are not subject to the closure so we added WAC 173-505-060 to the list of sections excepted from the closure to clearly state that lakes are not closed.

In subsection (3), first sentence, we changed the word "noninterruptable" to be "uninterruptible." The change was made for consistency because uninterruptible is the word used in the rest of the chapter. The words mean the same thing.

**WAC 173-505-080 Future stock watering.** In subsection (1)(b) the second sentence was changed to read "Uses that meet the following conditions shall be considered to qualify as direct stock watering from a stream:" The change was made to recognize that stockwatering tanks that meet the criteria of the rule are recognizes [recognized] as a direct diversion and not a change of water right.

In subsection (2), the volume of the reserve was changed from two to twenty. An error was discovered in calculating the reserve. The change of two to twenty is substantially different from the proposed rule. The effect of the change is to allow more stockwatering in the future than would have been satisfied with two acre-feet. Also in subsection (2) the language related to a daily limit on use of water the ground water reserve was deleted. The language deleted is "of up to five thousand gallons per day for individual users." The language was deleted because of a recent attorney general's informal opinion that stockwatering via the ground water permit exempt well is unlimited as to a daily volume. The informal opinion is contrary to previous guidance on this issue. Because of the uncertainty surrounding this issue the language was removed.

**WAC 173-505-090 Reservation of permit-exempt ground water for future domestic uses.** Subsection (2)(a) was modified to more clearly state the water from the reservation is for single or group domestic use. The new language is "This reservation is for either single or small group domestic uses, as defined in WAC 173-505-030(5)."

A new subsection (2)(d) was written to replace old subsection (2)(d)(i) to reflect the policy local government's recognize the reservation to activate it if they make decisions regarding water supply for buildings requiring potable water or a decision on the platting of property and the project proponent will use water from the reserve. This idea was in the original proposed rule as requiring local governments to make the terms and conditions of the reservation a term and condition of a building permit. That language was deleted.

Subsection (2)(e) was modified to clearly state that an applicant for a building permit or subdivision approval proposing a water use under the reservation must comply with

the terms of the reservation. The reference to subsection "b" was deleted as it is not applicable to the water user.

A new subsection (2)(f) was drafted to replace old subsection (2)(e) to make a better connection to the RCW 43.20.260 and the Municipal Water Law of 2003. The policy or requirement is the same; the new language is more precise and removed confusion regarding public water systems that are not subject to RCW 43.20.260.

The old subsection (2)(f) was deleted in response to commentators who said it was unreasonable, unworkable and could not be enforced. This is the section of the proposed rule that would have required water wells constructed after the effective date of the rule, and within the service area of a public water system to be abandoned if public water supply was extended into the area. Ecology recognized it was problematic and deleted the language.

The old subsection (3) related to ecology providing notice of the reservation was deleted. The same idea with different language is reflected in new subsection (2)(d). In the proposed subsection (4), second sentence, the word "only" was struck from the sentence. The word was struck because the list of other water sources was not exclusive. There are other ways to meet water needs than "only" the ones listed.

In subsection (4)(b) the language "The county or city shall provide ecology with an annual report on the number of building permits and subdivision approvals that will use water from the reservation. This report must also identify the type of use associated with each approval." was deleted. Several comments noted the language appeared to be an unfunded mandate from the state and or the state was trying to get the local governments to do the reservation accounting. It was also noted that ecology lacked statutory authority to compel the local governments to provide the data. It was not and is not ecology's intent to have the local governments do the reservation accounting. To avoid confusion, the language was deleted. Ecology will still use the information from the local governments; however, it is not a requirement of the rule.

Proposed subsection (6) was deleted because of confusion it created. The policy is that if conditions change, ecology will reevaluate the reservation of water and its use. Ecology was not specific that this reevaluation would be done by rule making. The subsection was deleted since proposed WAC 173-505-170 Regulation review, provides for an opportunity to review the rule. The deleted language was duplicative.

Subsection 070(a) [(7)(a)] was modified to add the idea that accounting for water use under the reservation can include empirical data on actual water use.

**WAC 173-505-100 Maximum allocations.** In subsection (2), first sentence, the reference to a USGS gage on the Stillaguamish River at Silvana was changed to refer to an ecology gage at the same location.

Subsection (3) was modified to clearly state that existing water rights are not subject to instream flow requirements. The language created confusion as to whether or not existing rights would be subject to instream flows. That is not the case. The proposed rule in WAC 173-505-010(3) says existing rights are not affected. For the rule to be internally con-

sistent, consistent with statutes, and avoid confusion, the change was made.

WAC 173-505-110 Future permitting actions. In subsection (1)(c) the word "additional" was deleted. The word implied that existing studies may not be sufficient and that is not the case. To avoid confusion the change was made.

WAC 173-505-120 Alternative sources of water. In subsection (2) the words "the proposed" was replaced with "a new." The originally proposed language was not clear that alternative sources of water can be used instead of a new source.

A final cost-benefit analysis is available by contacting Cathy Carruthers, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6564, fax (360) 407-6989, e-mail caca461@ecy.wa.gov.

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 18, 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.

Date Adopted: August 26, 2005.

Jay J. Manning  
Director

## Chapter 173-505 WAC

### INSTREAM RESOURCES PROTECTION AND WATER RESOURCES PROGRAM

#### Stillaguamish River Basin Water Resources Inventory Area (WRIA) 5

#### NEW SECTION

**WAC 173-505-010 General provisions—Authority and applicability.** (1) This chapter is adopted under the authority of the Water Resources Act of 1971 (chapter 90.54 RCW), Minimum Water Flows and Levels Act (chapter 90.22 RCW), Water Well Construction Act (chapter 18.104 RCW), Water resource management (chapter 90.42 RCW), Regulation of public ground waters (chapter 90.44 RCW), and Water resources management program (chapter 173-500 WAC).

(2) This chapter applies to the use and appropriation of:

(a) All surface waters that drain within the Stillaguamish River basin, also known as water resources inventory area (WRIA) 5, including its tributaries and areas adjacent to the mouth of the Stillaguamish River that drain to salt water; and

(b) All ground water hydraulically connected with surface waters of the Stillaguamish River basin. Existing studies indicate a substantial likelihood that all waters within WRIA 5 are in hydraulic continuity with the surface waters covered herein.

(3) This chapter shall not affect existing water rights, including perfected riparian rights or other appropriative rights existing on the effective date of this chapter, unless otherwise provided for in the conditions of the water right in question.

(4) This chapter shall also not affect federal Indian and non-Indian reserved rights. The Stillaguamish Tribe of Indians and the Tulalip Tribes reserve the right to a claim for a treaty-derived off-reservation instream flow right with senior priority. The extent of such rights can only be adjudicated in federal or state court.

(5) This chapter does not limit the department's authority to establish instream flow requirements or conditions under other laws, including hydropower licensing under RCW 90.48.260.

(6) In accordance with RCW 90.54.090, all agencies of state and local government, including counties and municipal and public corporations, shall, whenever possible, carry out powers vested in them in manners which are consistent with this chapter.

(7) In administering and enforcing this chapter, the department's actions shall be consistent with the provisions of chapter 90.54 RCW.

#### NEW SECTION

**WAC 173-505-020 Purpose.** (1) The purpose of this chapter is to retain perennial rivers, streams, and lakes in the Stillaguamish River basin with instream flows and levels necessary to protect and preserve wildlife, fish, scenic, aesthetic, recreation, water quality and other environmental values, navigational values, and stock water requirements.

(2) The chapter creates a reservation of adequate and safe supplies of potable water to satisfy human domestic needs, and reservations for stock watering.

(3) This chapter sets forth the department's policies to guide the protection, utilization and management of Stillaguamish River basin surface water and interrelated ground water resources. It establishes instream flows and closures, and sets forth a program for administration of future water allocation and use. This chapter does not relieve anyone from compliance with relevant statutory requirements.

#### NEW SECTION

**WAC 173-505-030 Definitions.** For the purposes of this chapter, the following definitions shall be used. In the event that these definitions differ from those contained in related rules, the definitions presented here will supersede any others for this chapter:

(1) "**Allocation**" means the designating of specific amounts of water for specific beneficial uses.

(2) "**Appropriation**" means the process of legally acquiring the right to specific amounts of water for beneficial uses, as consistent with the requirements of the ground and surface water codes and other applicable water resource stat-

utes. This term refers to both surface and ground water right permits and to ground water withdrawals otherwise exempted from permit requirements under RCW 90.44.050.

(3) **"Consumptive use"** means a use of water that diminishes the amount or quality of water in the water source.

(4) **"Department"** means the Washington state department of ecology.

(5) **"Domestic water use"** means, for the purposes of administering WAC 173-505-090, potable water to satisfy the human domestic needs of a household or business, including water used for drinking, bathing, sanitary purposes, cooking, laundering, and other incidental uses. Outdoor watering shall be limited to an area not to exceed a total of 1/12th of an acre, or three thousand six hundred thirty square feet, for all outdoor uses for each individual domestic water use. Under all circumstances, total outdoor watering for multiple residences under the permit exemption (RCW 90.44.050) shall not exceed one-half acre.

(6) **"Instream flow"** means a stream flow level set in rule that is required to protect and preserve fish, wildlife, scenic, aesthetic and other environmental values, and navigational values. The term "instream flow" means a base flow under chapter 90.54 RCW, a minimum flow under chapter 90.03 or 90.22 RCW, or a minimum instream flow under chapter 90.82 RCW.

(7) **"Mitigation plan"** means a scientifically sound plan voluntarily submitted by a project proponent to offset the impacts of a proposed water use and approved by the department. A mitigation plan can be submitted to the department for a stream, basin, reach, or other area. A mitigation plan must show that the withdrawal with mitigation in place will not impair existing water rights, including instream flow rights, or diminish water quality. The plan must provide mitigation for the duration of the water use.

(8) **"Municipal water supplier"** means an entity that supplies water for municipal water supply purposes. (RCW 90.03.015.)

(9) **"Municipal water supply purposes"** means a beneficial use of water: (a) For residential purposes through fifteen or more residential service connections or for providing residential use of water for a nonresidential population that is, on average, at least twenty-five people for at least sixty days a year; (b) for governmental or governmental proprietary purposes by a city, town, public utility district, county, sewer district, or water district; or (c) indirectly for the purposes in (a) or (b) of this subsection through the delivery of treated or raw water to a public water system for such use. (Partial definition; for the complete text of this definition refer to RCW 90.03.015.)

(10) **"Nonconsumptive use"** means a use of water that does not diminish the amount or quality of water in the water source.

(11) **"Permit-exempt withdrawals"** or **"permit exemption"** means a ground water withdrawal exempted from permit requirements under RCW 90.44.050, but which is otherwise subject to the ground water code.

(12) **"Reservation"** means an allocation of water for future beneficial uses. The effective date of a reservation, as well as the priority date of a given appropriation from a reservation, is the same as the effective date of this chapter.

(13) **"Stream management unit"** means a stream segment, reach, or tributary used to describe the part of the relevant stream to which a particular instream flow level applies.

(14) **"Withdrawal"** means the appropriation or use of ground water, or the diversion or use of surface water.

NEW SECTION

**WAC 173-505-040 Establishment of stream management units.** The department hereby establishes the following stream management units.

**Table 1**  
**Stream Management Unit Information**  
(N.F. is North Fork; S.F. is South Fork)

| Stream Management Unit Name                    | Control Point by River Mile (RM) or Latitude North (Lat.) and Longitude West (Long.)            | Stream Management Reach  |
|--|---|--|
| Stillaguamish Mainstem                         | Stillaguamish River nr Silvana Ecology Station #05A070 RM 11.2 Lat. 48 11 49.5, Long. 122 12 32 | From the mouth at Port Susan to the confluence of the N.F. of the Stillaguamish River and the S.F. of the Stillaguamish River. |
| <b>North Fork (N.F.) Stillaguamish River:</b>  |   |  |
| N.F. Stillaguamish River at Arlington, WA      | USGS Station #12167000 RM 6.5 Lat. 48 15 42, Long. 122 02 47                                    | From confluence with the S.F. Stillaguamish to river mile 17.6.  |
| N.F. Stillaguamish River at Oso                | Ecology Station #05B090 RM 17.6 Lat. 48 16 21, Long. 122 53 17                                  | From river mile 17.6 to headwaters.  |
| <b>South Fork (S. F.) Stillaguamish River:</b> |   |  |
| S.F. Stillaguamish River                       | RM 24.4   | From confluence with the N.F. Stillaguamish River to RM 34.9.  |
| S.F. Stillaguamish River at Granite Falls, WA  | USGS Station #12161000 RM 34.9 Lat. 48 06 12, Long. 121 57 07                                   | From S.F. Stillaguamish River at RM 34.9 to headwaters.  |

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| Stream Management Unit Name                                | Control Point by River Mile (RM) or Latitude North (Lat.) and Longitude West (Long.) | Stream Management Reach   |
|--|--|---|
| <b>Stillaguamish River Tributaries:</b>                    |  |   |
| Church Creek nr Stanwood                                   | Ecology Station #05L070<br>RM 3<br>Lat. 48 14 54,<br>Long. 122 18 48                 | From mouth to headwaters, including tributaries.                        |
| Glade Bekken Creek - stream 0030                           | At the Sylvania Terrace Rd. crossing RM 0.5  | From mouth to headwaters, including tributaries.                        |
| Portage Creek  | At 208th St. NE & 66th Ave. crossing RM 7.0  | From mouth to headwaters, including tributaries.                        |
| Fish Creek   | At Sill Rd. crossing RM 2.0  | From mouth to headwaters, including tributaries.                        |
| Pilchuck at Bridge 626                                     | Ecology Station #05D070<br>RM 0.5<br>Lat. 48 12 49,<br>Long. 122 13 03               | From mouth to the Campground Bridge, including tributaries.             |
| Pilchuck Creek above Lake Creek                            | Ecology Station #05D150<br>RM 17<br>Lat. 48 20 35,<br>Long. 122 03 23                | From Campground Bridge to headwaters, except Lake Cavanaugh.            |
| <b>Pilchuck Creek Tributaries:</b>                         |  |   |
| Lake Creek nr mouth  | Ecology Station #05K060<br>RM 0.2<br>Lat. 48 20 29,<br>Long. 122 03 18               | From mouth to headwaters, including tributaries, except Lake Cavanaugh. |
| <b>North Fork (N. F.) Stillaguamish River Tributaries:</b> |  |   |
| Squire Creek at Squire Creek Park                          | Ecology Station #05H070<br>RM 1.2<br>Lat. 48 16 13,<br>Long. 121 40 17               | From mouth to headwaters, including tributaries.                        |

| Stream Management Unit Name | Control Point by River Mile (RM) or Latitude North (Lat.) and Longitude West (Long.) | Stream Management Reach                          |
|-----------------------------|--|--|
| Deer Creek nr Oso           | Ecology Station #05C090<br>RM 1.3<br>Lat. 48 17 03,<br>Long. 121 55 35               | From mouth to headwaters, including tributaries. |
| Brooks Creek                | At Brooks Creek Rd. Bridge RM 0.3  | From mouth to headwaters, including tributaries. |
| Montague Creek              | At Hwy 530 bridge RM 0.3   | From mouth to headwaters, including tributaries. |
| Rollins Creek               | Off C Post off Hwy 530 about RM 1.0  | From mouth to headwaters, including tributaries. |
| Boulder River nr mouth      | Ecology Station #05J060<br>RM 0.5<br>Lat. 48 16 40,<br>Long. 121 46 52               | From mouth to headwaters, including tributaries. |
| French Creek                | At Hwy 530 bridge RM 0.4   | From mouth to headwaters, including tributaries. |
| Segelson Creek              | At Swede Haven Rd. bridge off Hwy 530 RM 0.3   | From mouth to headwaters, including tributaries. |
| Furland Creek               | At Hwy 530 bridge RM 0.2   | From mouth to headwaters, including tributaries. |
| Ashton Creek                | At Hwy 530 bridge RM 0.2   | From mouth to headwaters, including tributaries. |
| Grant Creek                 | At Hillis Rd. bridge off Hwy 530 RM 0.1  | From mouth to headwaters, including tributaries. |

| Stream Management Unit Name                                | Control Point by River Mile (RM) or Latitude North (Lat.) and Longitude West (Long.) | Stream Management Reach                          |
|--|--|--|
| Rock Creek   | At RM 1.1  | From mouth to headwaters, including tributaries. |
| Koonz Creek - Stream 0138                                  | At WDFW bridge RM 1.5  | From mouth to headwaters, including tributaries. |
| Harvey Creek   | At side road crossing of Grandview Rd. RM 1.5  | From mouth to headwaters, including tributaries. |
| <b>South Fork (S. F.) Stillaguamish River Tributaries:</b> |  |  |
| Jim Creek at Whites Road                                   | Ecology Station #05G070<br>RM 3.3<br>Lat. 48 10 41,<br>Long. 122 03 06               | From mouth to headwaters, including tributaries. |
| Siberia Creek, tributary to Jim Creek                      | At mouth near 131st Ave. NE, RM 0.0  | From mouth to headwaters, including tributaries. |
| Canyon Creek nr Masonic Park                               | Ecology Station #05F080<br>RM 5.0<br>Lat. 48 07 17,<br>Long. 121 54 17               | From mouth to headwaters, including tributaries. |
| Armstrong Creek  | At Harvey Creek Rd. crossing RM 1.0  | From mouth to headwaters, including tributaries. |
| Jordan Creek   | At Jordan Rd. crossing RM 0.1  | From mouth to headwaters, including tributaries. |
| Tiger Creek - stream 0363                                  | Near Masonic Park, RM 1.6  | From mouth to headwaters, including tributaries. |

**NEW SECTION****WAC 173-505-050 Establishment of instream flows.**

(1) Instream flows established in this section protect stream flows from future withdrawals, and preserve flow levels that

are necessary to protect wildlife, fish, water quality, scenic, aesthetic and other environmental values, navigational values, and stock watering requirements.

(2) Instream flows established in this section are water rights with a priority date the same as the effective date of this chapter.

(3) Instream flows are expressed in cubic feet per second (cfs). These flows are measured at the control points identified in WAC 173-505-040 and apply to the stream management reach. The instream flow provisions for any water right located in a stream management unit shall specifically describe the instream flow levels for the control station in that unit and shall refer generally to other downstream instream flow requirements that may also become controlling and critical to the use of water under such right.

(4) Instream flows are to be protected from impairment by junior water rights. Except as provided in WAC 173-505-080, 173-505-090, and 173-505-110, junior water rights shall be exercised only when flow conditions provide enough water to satisfy senior rights, including the instream flows set in this chapter. Withdrawals of water that would conflict with the established instream flows shall be authorized only in those situations where it is clear that overriding considerations of the public interest will be served.

(5) Stream flow requirements on existing water rights are not modified by this chapter. Existing water rights that include a provision that water use will be subject to future instream flows are now subject to the instream flows established in WAC 173-505-050.

(6) Instream flows are established for the stream management units in WAC 173-505-040, as follows:

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**Table 2**  
**Instream Flows for the Mainstem and North and South Forks, Stillaguamish River**  
 (in cubic feet per second) (RM=River Mile)

| Month | Day   | Ecology                  | USGS                                  | Ecology                                | USGS                                   |  |
|-------|-------|--------------------------|---------------------------------------|--|--|--|
|       |       | Station<br>#05A070       | Station<br>#12167000                  | Station<br>#05B090                     | Station<br>#12161000                   | Station<br>#12161000                   |
|       |       | Stillaguamish<br>RM 11.2 | North Fork<br>Stillaguamish<br>RM 6.5 | North Fork<br>Stillaguamish<br>RM 17.6 | South Fork<br>Stillaguamish<br>RM 24.4 | South Fork<br>Stillaguamish<br>RM 34.9 |
| Jan.  | 1-31  | 2200                     | 1200                                  | 915                                    | 1800                                   | 1200                                   |
| Feb.  | 1-29  | 2000                     | 1200                                  | 850                                    | 1600                                   | 1200                                   |
| Mar.  | 1-15  | 2000                     | 1300                                  | 850                                    | 2250                                   | 1600                                   |
|       | 16-31 | 2000                     | 1300                                  | 915                                    | 2250                                   | 1600                                   |
| Apr.  | 1-30  | 2000                     | 1300                                  | 915                                    | 2000                                   | 1600                                   |
| May   | 1-31  | 2000                     | 1300                                  | 915                                    | 2000                                   | 1600                                   |
| Jun.  | 1-15  | 2000                     | 1300                                  | 915                                    | 1200                                   | 1060                                   |
|       | 16-30 | 2000                     | 1400                                  | 650                                    | 1200                                   | 1060                                   |
| Jul.  | 1-15  | 2000                     | 1100                                  | 600                                    | 1150                                   | 1060                                   |
|       | 16-31 | 2000                     | 800                                   | 500                                    | 750                                    | 700                                    |
| Aug.  | 1-15  | 1700                     | 800                                   | 425                                    | 750                                    | 700                                    |
|       | 16-31 | 1700                     | 800                                   | 500                                    | 750                                    | 700                                    |
| Sep.  | 1-15  | 1700                     | 800                                   | 700                                    | 775                                    | 700                                    |
|       | 16-30 | 1700                     | 800                                   | 850                                    | 775                                    | 700                                    |
| Oct.  | 1-15  | 1700                     | 800                                   | 870                                    | 1250                                   | 1200                                   |
|       | 16-31 | 1700                     | 800                                   | 870                                    | 1900                                   | 1700                                   |
| Nov.  | 1-15  | 2200                     | 950                                   | 915                                    | 2300                                   | 1800                                   |
|       | 16-30 | 2200                     | 950                                   | 915                                    | 2300                                   | 1800                                   |
| Dec.  | 1-31  | 2200                     | 1300                                  | 915                                    | 2500                                   | 1800                                   |

**Table 3**  
**Instream Flows for Tributaries of the Mainstem and North and South Forks Stillaguamish River Basin**  
 (in cubic feet per second) (RM=River Mile)

| Month | Day   | RM 0.5            | RM 17             | RM 1.2          | RM 3.3       | RM 5.0          | RM 0.3        | RM 1.3        | RM 0.3          |
|-------|-------|-------------------|-------------------|-----------------|--------------|-----------------|---------------|---------------|-----------------|
|       |       | Pilchuck<br>Creek | Pilchuck<br>Creek | Squire<br>Creek | Jim<br>Creek | Canyon<br>Creek | Lake<br>Creek | Deer<br>Creek | Brooks<br>Creek |
| Jan.  | 1-31  | 170               | 98                | 200             | 250          | 525             | 21            | 411           | 39              |
| Feb.  | 1-29  | 170               | 98                | 200             | 250          | 450             | 21            | 411           | 39              |
| Mar.  | 1-15  | 170               | 98                | 280             | 250          | 450             | 21            | 474           | 68              |
| Mar.  | 16-31 | 170               | 98                | 280             | 250          | 450             | 21            | 474           | 68              |
| Apr.  | 1-30  | 170               | 98                | 280             | 250          | 450             | 21            | 474           | 68              |
| May   | 1-31  | 170               | 98                | 280             | 250          | 450             | 21            | 474           | 68              |
| Jun.  | 1-15  | 170               | 98                | 280             | 250          | 450             | 21            | 313           | 45              |
|       | 16-30 | 170               | 98                | 280             | 250          | 350             | 21            | 313           | 45              |
| Jul.  | 1-31  | 170               | 98                | 200             | 250          | 350             | 21            | 195           | 45              |
| Aug.  | 1-31  | 140               | 98                | 200             | 250          | 350             | 21            | 88            | 17              |
| Sep.  | 1-30  | 170               | 98                | 200             | 250          | 400             | 21            | 353           | 17              |
| Oct.  | 1-31  | 170               | 98                | 200             | 250          | 525             | 21            | 617           | 39              |
| Nov.  | 1-15  | 170               | 98                | 160             | 250          | 525             | 21            | 411           | 39              |
| Nov.  | 16-30 | 170               | 98                | 160             | 250          | 525             | 21            | 411           | 39              |
| Dec.  | 1-31  | 170               | 98                | 160             | 250          | 525             | 21            | 411           | 39              |

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Table 4

**Instream Flows for Tributaries of the Mainstem and North and South Forks Stillaguamish River Basin**  
(in cubic feet per second) (RM=River Mile)

| Month | Day   | RM 0.3<br>Montague<br>Creek | RM 1.0<br>Rollins<br>Creek | RM 0.5<br>Boulder<br>Creek | RM 0.4<br>French<br>Creek | RM 0.3<br>Segelson<br>Creek | RM 0.2<br>Furland<br>Creek | RM 0.2<br>Ashton<br>Creek | RM 0.1<br>Grant<br>Creek |
|-------|-------|-----------------------------|----------------------------|----------------------------|---------------------------|-----------------------------|----------------------------|---------------------------|--------------------------|
| Jan.  | 1-31  | 29                          | 47                         | 167                        | 56                        | 47                          | 33                         | 34                        | 67                       |
| Feb.  | 1-29  | 29                          | 47                         | 167                        | 56                        | 47                          | 33                         | 34                        | 67                       |
| Mar.  | 1-15  | 53                          | 80                         | 203                        | 73                        | 79                          | 44                         | 46                        | 87                       |
| Mar.  | 16-31 | 53                          | 80                         | 203                        | 73                        | 79                          | 44                         | 46                        | 87                       |
| Apr.  | 1-30  | 53                          | 80                         | 203                        | 73                        | 79                          | 44                         | 46                        | 87                       |
| May   | 1-31  | 53                          | 80                         | 203                        | 73                        | 79                          | 44                         | 46                        | 87                       |
| Jun.  | 1-15  | 35                          | 53                         | 134                        | 48                        | 52                          | 29                         | 30                        | 57                       |
| Jun.  | 16-30 | 35                          | 53                         | 134                        | 48                        | 52                          | 29                         | 30                        | 57                       |
| Jul.  | 1-31  | 35                          | 53                         | 134                        | 48                        | 52                          | 29                         | 30                        | 57                       |
| Aug.  | 1-31  | 12                          | 20                         | 154                        | 18                        | 20                          | 10                         | 10                        | 23                       |
| Sep.  | 1-30  | 12                          | 47                         | 250                        | 84                        | 47                          | 49                         | 51                        | 101                      |
| Oct.  | 1-31  | 29                          | 47                         | 167                        | 84                        | 47                          | 49                         | 51                        | 101                      |
| Nov.  | 1-15  | 29                          | 47                         | 167                        | 56                        | 47                          | 33                         | 34                        | 67                       |
| Nov.  | 16-30 | 29                          | 47                         | 167                        | 56                        | 47                          | 33                         | 34                        | 67                       |
| Dec.  | 1-31  | 29                          | 47                         | 167                        | 56                        | 47                          | 33                         | 34                        | 67                       |

Table 5

**Instream Flows for Tributaries of the Mainstem and North and South Forks Stillaguamish River Basin**  
(in cubic feet per second) (RM=River Mile)

| Month | Day   | RM 3.0<br>Church<br>Creek | RM 0.5<br>Glade<br>Bekken<br>Creek | RM 7.0<br>Portage<br>Creek | RM 2.0<br>Fish<br>Creek | RM 1.1<br>Rock<br>Creek | RM 1.5<br>Koonz<br>Creek |
|-------|-------|---------------------------|------------------------------------|----------------------------|-------------------------|-------------------------|--------------------------|
| Jan.  | 1-31  | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |
| Feb.  | 1-29  | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |
| Mar.  | 1-15  | 43                        | 21                                 | 22                         | 30                      | 53                      | 36                       |
| Mar.  | 16-31 | 43                        | 21                                 | 22                         | 30                      | 53                      | 36                       |
| Apr.  | 1-30  | 43                        | 21                                 | 22                         | 30                      | 53                      | 36                       |
| May   | 1-31  | 43                        | 21                                 | 22                         | 30                      | 53                      | 36                       |
| Jun.  | 1-15  | 28                        | 14                                 | 14                         | 20                      | 35                      | 24                       |
| Jun.  | 16-30 | 28                        | 14                                 | 14                         | 20                      | 35                      | 24                       |
| Jul.  | 1-31  | 28                        | 14                                 | 14                         | 20                      | 35                      | 24                       |
| Aug.  | 1-31  | 10                        | 4                                  | 4                          | 6                       | 12                      | 8                        |
| Sep.  | 1-30  | 10                        | 4                                  | 4                          | 6                       | 29                      | 19                       |
| Oct.  | 1-31  | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |
| Nov.  | 1-15  | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |
| Nov.  | 16-30 | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |
| Dec.  | 1-31  | 24                        | 10                                 | 11                         | 16                      | 29                      | 19                       |

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**Table 6**  
**Instream Flows for Tributaries of the Mainstem and North and South Forks Stillaguamish River Basin**  
 (in cubic feet per second) (RM=River Mile)

| Month | Day   | RM 1.5<br>Harvey<br>Creek | RM 1.0<br>Armstrong<br>Creek | RM 0.1<br>Jordan<br>Creek | RM 1.6<br>Tiger<br>Creek | RM 0.0<br>Siberia<br>Creek |
|-------|-------|---------------------------|------------------------------|---------------------------|--------------------------|----------------------------|
| Jan.  | 1-31  | 9                         | 34                           | 18                        | 27                       | 37                         |
| Feb.  | 1-29  | 9                         | 34                           | 18                        | 27                       | 37                         |
| Mar.  | 1-15  | 6                         | 46                           | 34                        | 48                       | 49                         |
| Mar.  | 16-31 | 6                         | 46                           | 34                        | 48                       | 49                         |
| Apr.  | 1-30  | 6                         | 46                           | 34                        | 48                       | 49                         |
| May   | 1-31  | 4                         | 46                           | 34                        | 48                       | 49                         |
| Jun.  | 1-15  | 4                         | 30                           | 22                        | 32                       | 32                         |
| Jun.  | 16-30 | 4                         | 30                           | 22                        | 32                       | 32                         |
| Jul.  | 1-31  | 4                         | 30                           | 22                        | 32                       | 32                         |
| Aug.  | 1-31  | 4                         | 10                           | 7                         | 11                       | 11                         |
| Sep.  | 1-30  | 4                         | 51                           | 18                        | 11                       | 27                         |
| Oct.  | 1-31  | 4                         | 51                           | 18                        | 11                       | 55                         |
| Nov.  | 1-15  | 9                         | 34                           | 18                        | 27                       | 37                         |
| Nov.  | 16-30 | 9                         | 34                           | 18                        | 27                       | 37                         |
| Dec.  | 1-31  | 9                         | 34                           | 18                        | 27                       | 37                         |

**NEW SECTION**

**WAC 173-505-060 Lakes and ponds.** RCW 90.54.020(3) provides, in part, that the quality of the natural environment shall be protected, and where possible, enhanced, and lakes and ponds shall be retained substantially in their natural condition. The department has determined that further consumptive withdrawals would impact the lakes and ponds of the Stillaguamish River basin. Therefore, surface withdrawals from all lakes and ponds shall be limited to single in-house domestic uses not to exceed one hundred fifty gallons per day per residence.

**NEW SECTION**

**WAC 173-505-070 Stream closures.** (1) The department determines that, based on historical and current low flows and uses, no water is available for additional year-round appropriation from the streams and tributaries in the Stillaguamish River basin. All unappropriated water from the streams and rivers is hereby appropriated for purposes of protecting and preserving fish and wildlife and other instream values, as of the date of this chapter. Therefore, the department closes all the rivers and streams in the Stillaguamish River basin to any further appropriations. This includes all ground water hydraulically connected to those surface waters, the withdrawal of which will have an effect on the flow or level of the rivers and streams.

(2) Exceptions to the closures and instream flow requirements are provided in WAC 173-505-060, 173-505-070(3), 173-505-080, 173-505-090 and 173-505-110.

(3) The department finds that there is some water above the instream flows at specific locations and times of year that could be captured for storage or other projects that do not

require year-round, uninterrupted water supplies. Therefore, the water sources described in the table below have water available for the time periods specified. These withdrawals are subject to the instream flows established in WAC 173-505-050 and the maximum allocations defined in WAC 173-505-100(2).

**Table 7**  
**Water Source and Open Periods\***

| Water Source  | Open Period        |
|---|--------------------|
| Stillaguamish River from its multiple mouths at Port Susan to the confluence of N.F. Stillaguamish River and S.F. Stillaguamish River (RM 0 to 17.8). | October 16-June 30 |
| N.F. Stillaguamish, from RM 0 (its confluence with the S.F. Stillaguamish) to river mile 17.6.  | October 16-June 30 |
| N.F. Stillaguamish River, from RM 17.6 to its headwaters.   | November 1-June 30 |

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| Water Source  | Open Period                               |
|---|---|
| S.F. Stillaguamish River from its confluence with the N.F. Stillaguamish River (RM 17.8) to RM 34.9.  | November 1-June 15                        |
| Pilchuck Creek from mouth to RM 16.4 (confluence of Bear Creek).  | October 16-May 31                         |
| Squire Creek from mouth to its headwaters.  | November 1-February 15, and May 1-June 30 |
| Canyon Creek from mouth to RM 11.8 (confluence of N.F. Canyon Creek and S.F. Canyon Creek).   | December 1-May 31                         |
| N.F. is North S.F. is South Fork RM is river mile Fork<br>*Tributaries to the water sources are excluded from the open period unless specifically listed. |   |

**NEW SECTION**

**WAC 173-505-080 Future stock watering.** (1) Consistent with RCW 90.22.040, the department retains one cubic foot per second of surface water for future stock watering pursuant to the following requirements:

(a) This surface water flow is available to satisfy stock watering requirements for stock on riparian grazing lands which drink directly from streams, lakes or other public waters. Appropriation or use of water from the reservation for stock watering shall be limited to the land base and carrying capacity of the grazing lands next to the stream or water course. The reservation shall not be available for feedlots and other activities which are not related to normal grazing land uses.

(b) The department encourages existing riparian stock water right holders to remove livestock from streams for the purpose of protecting water quality and stream habitat. Uses that meet the following conditions shall be considered to qualify as direct stock watering from a stream:

(i) Small amounts of water are diverted (screened and piped) to nearby stock water tanks for consumption by livestock;

(ii) Stock water tanks shall be located close to the surface water source, and have as short a bypass reach as possible, while providing protection to the water body, stream bank and associated vegetative zone;

(iii) If a float or demand type valve is not used, the tank overflow must return to the same source, at or near the point of diversion;

(iv) The stock tank must serve stock, which normally range that parcel of property; and

(v) The quantity of water consumed from the stock tank should not exceed the quantity consumed if the stock drank directly from the stream.

(c) The decision by a person to divert stock water from the stream and into a tank does not constitute an adjudication of any claim to the right to the use of the water, as between the claimant and the state, or as between one or more water use claimants and another or others.

(2) The department reserves twenty acre-feet per year of ground water for future stock watering.

(3) The department will maintain an estimate of the amount of water used from the reservation, and reserves the right to require metering and reporting of water use to ensure compliance with the conditions of use for stock watering under this section.

**NEW SECTION**

**WAC 173-505-090 Reservation of permit-exempt ground water for future domestic uses.** (1) The department has weighed the public interest supported by providing a limited amount of water for domestic uses with the potential for negative impact to instream flow resources. The department finds that the public interest advanced by this limited reservation clearly overrides the small potential for negative impacts on instream resources (RCW 90.54.020 (3)(a)).

Based on this finding, the department hereby allocates a total amount of water not to exceed five cubic feet per second (5 cfs) to provide adequate and safe supplies of water for year-round future domestic uses. Of that 5 cfs, the reservation is further defined by limits on the amount of reserved water that can be withdrawn from the North and South Forks of the Stillaguamish River, as identified in the following table.

This reservation of ground water is not subject to the instream flows established in WAC 173-505-050 or the stream closures established in WAC 173-505-070.

**Table 8  
Allocation of Reservation as Measured at Specified River Miles**

| Water Source (RM - River Mile)  | Amount of Water Available, Measured in Cubic Feet per Second (cfs) and Gallons per Day (gpd) |
|---|--|
| Stillaguamish River at RM 11.2  | 5 cfs or 3.23 million gpd  |
| <b>Of that 5 cfs, the following maximums may be taken from the specified locations:</b> |  |
| North Fork Stillaguamish River at RM 6.5  | 2 cfs or 1,292,544 gpd   |
| South Fork Stillaguamish River at RM 24.4   | 1.5 cfs or 969,408 gpd   |

PERMANENT

(2) Use of water under the reservation is available only if all the conditions set forth in this section are fully complied with. Conditions for use of the reservation water are:

(a) The reserved water shall be for ground water uses exempt from a water right permit application. This reservation is for either single or small group domestic uses, as defined in WAC 173-505-030(5).

(b) This reservation of ground water shall not exceed 3.23 million gallons of water per day (5 cfs).

(c) Domestic water use shall meet the water use efficiency standards of the uniform plumbing code as well as any applicable local or state requirements for conservation standards.

(d) This reservation shall be applicable only when the appropriate city(ies) or counties submit a written acknowledgment to the department that confirms that any legally required determinations of adequate potable water for building permits and subdivision approvals will be consistent with applicable provisions of this chapter.

Once this chapter is adopted and written acknowledgment is received, the department will promptly notify those city(ies) or counties, the tribes, water well contractors and the public that the reserve is in effect in those jurisdictions where acknowledgments exist.

(e) It shall be the responsibility of an applicant for a building permit or subdivision approval proposing a water use under the reservation to comply with the conditions in (a), (c), (e), (f), (g) and (h) of this subsection and all other conditions of this chapter.

(f) A new ground water withdrawal under this reservation is not allowed in areas where a municipal water supply has been established and a connection can be provided by the municipal supplier. If an applicant for a building permit or subdivision approval cannot obtain water through a municipal supplier, the applicant must obtain a letter from a municipal supplier prior to drilling a well which states that service was denied. Such a denial shall be consistent with the criteria listed in RCW 43.20.260.

(g) Outdoor water use is limited to the watering of an outdoor area not to exceed a total of 1/12th of an acre for all outdoor uses under each individual domestic water use. Under all circumstances, total outdoor watering for multiple residences under the permit exemption (RCW 90.44.050) shall not exceed one-half acre.

(h) The department reserves the right to require metering and reporting of water use for single domestic users, if more accurate water use data is needed for management of the reservation and water resources in the area of the reservation. All other ground water users under the permit-exemption shall be required to install and maintain measuring devices, in accordance with specifications provided by the department, and report the data to the department.

(3) The reservation is a one-time, finite amount of water. Once the reservation is fully allocated, it is no longer available. Other water sources may be available under the provisions in WAC 173-505-110, 173-505-120, 173-505-130 and 173-505-140.

(4) The department shall notify the appropriate county, in writing, when it determines that fifty percent, seventy-five percent, and one hundred percent of the reservation has been

allocated. The department shall also issue a public notice annually in a newspaper of general circulation for the region that shows the amounts of reserved water that have been allocated and what remains unallocated, as well as identifying any water source that has been fully allocated and from which water is no longer available under this reservation.

(5) If a water use is not in compliance with any condition of this reservation, the department may take action consistent with WAC 173-505-150.

(6)(a) A record of all ground water withdrawals from the reservation shall be maintained by the department. The department will account for water use under the reservation based on the best available information reflecting actual water uses contained in well logs, water availability certificates issued by the counties, water rights issued by the department, public water system approvals or other documents. When other sources of information are not readily available, the department may account for water use at a rate of three hundred fifty gallons per day (gpd) per residence or business. This figure may be adjusted down to one hundred seventy-five gpd if the residence or business is served by an on-site septic system.

(b) If an entity using water under this reservation subsequently abandons the withdrawal and notifies the department, the water use may be credited back to the reservation.

NEW SECTION

**WAC 173-505-100 Maximum allocations.** (1) High flows provide critical ecological functions such as channel and riparian zone maintenance, flushing of sediments, and in and out migration of fish. The protection of the frequency and duration of higher ecological flows can be accomplished by establishing a maximum amount of water/flow that can be withdrawn from the stream above the instream flow levels.

(2) Therefore, the department determines that the total consumptive withdrawals from existing and future water rights in the Stillaguamish River basin during open periods shall not exceed a total of 300 cubic feet per second (cfs) as measured at ecology station #05A070, river mile 11.2. Of that 300 cfs, the maximum allocation is further defined by limits on the amount of water that can be withdrawn from specified stream reaches, at specific times. Refer to the table and map, below.

**Table 9  
Maximum Allocation**

| Water Source*   | Open Period                |
|---|----------------------------|
| Stillaguamish River from its multiple mouths at Port Susan to the confluence of N.F. Stillaguamish River and S.F. Stillaguamish River (RM 0 to 17.8). | October 16-June 30         |
|   | Maximum Allocation 300 cfs |
| <b>Of that 300 cfs, the following maximums may be taken from the specified stream reaches at the specified times:</b>                                 |                            |

PERMANENT

| Water Source*  | Open Period                |
|--|----------------------------|
| N.F. Stillaguamish, from RM 0 (its confluence with the S.F. Stillaguamish) to river mile 17.6.       | October 16-June 30         |
|  | Maximum Allocation 150 cfs |
| N.F. Stillaguamish River, from RM 17.6 to its headwaters.  | November 1-June 30         |
|  | Maximum Allocation 120 cfs |
| S.F. Stillaguamish River from its confluence with the N.F. Stillaguamish River (RM 17.9) to RM 34.9. | November 1-June 15         |
|  | Maximum Allocation 150 cfs |
| Pilchuck Creek from mouth to RM 16.4 (confluence of Bear Creek).                                     | October 16-May 31          |
|  | Maximum Allocation 50 cfs  |

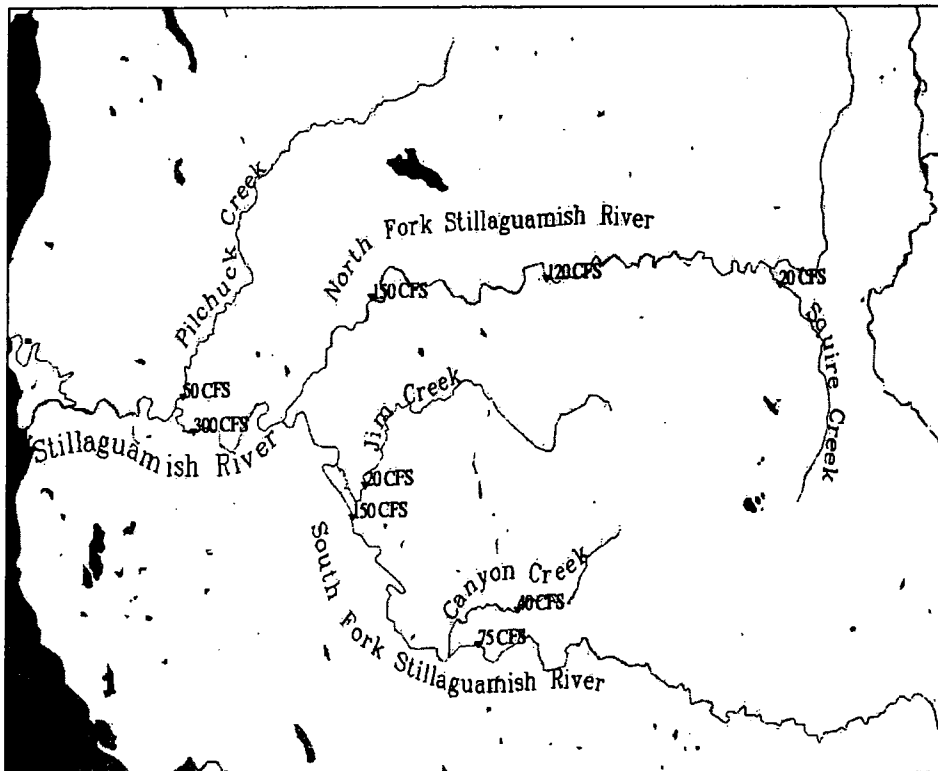
| Water Source*   | Open Period                               |
|---|---|
| Squire Creek from mouth to its headwaters.  | November 1-February 15, and May 1-June 30 |
|   | Maximum Allocation 20 cfs                 |
| Canyon Creek from mouth to RM 11.8 (confluence of N.F. Canyon Creek and S.F. Canyon Creek). | December 1-May 31                         |
|   | Maximum Allocation 40 cfs                 |
| N.F. is North Fork  | S.F. is South Fork                        |
|   | RM is river mile                          |

\* Tributaries to the water sources are excluded from the open period unless specifically listed.

N.F. is North Fork; S.F. is South Fork; cfs is cubic feet per second; confluence = the juncture of two or more flowing streams

PERMANENT

**Figure 1**  
**Maximum allocations for specific stream reaches (listed above) in the Stillaguamish River basin, measured at designated control points**



(3) All water rights issued after the effective date of this chapter are subject to the maximum allocation limits, the instream flows established in WAC 173-505-050 and other applicable provisions in this chapter. Use of the water must be consistent with the requirements of the surface water code (chapter 90.03 RCW) and other applicable statutory, administrative and case laws.

(4) The department will maintain a record of the amount of water allocated from all water rights in the Stillaguamish River basin, including those existing prior to the effective date of this chapter. When the maximum allocation is fully appropriated for any river, river reach, or stream, the department shall notify the appropriate county, in writing. The department shall also issue a public notice in a newspaper of general circulation for the region stating the maximum allocation is fully allocated.

#### NEW SECTION

**WAC 173-505-110 Future permitting actions.** (1) Surface and ground water permits not subject to the instream flows and closures established in WAC 173-505-050 and 173-505-070 may be issued if any of the following situations apply:

(a) The proposed use is nonconsumptive, and compatible with the intent of this chapter.

(b) The applicant elects to submit a scientifically sound mitigation plan, as defined in WAC 173-505-030(7), and it is approved by the department. If monitoring of a mitigation plan shows the mitigation is not effective, use of water under the permit shall then be subject to the instream flows. In the case of a closed stream, the use shall cease until a more effective mitigation plan is put in place.

(c) The proposed ground water use will not impair senior water rights. Based on the hydrogeology of the basin, and the location and depth where ground water withdrawals generally occur, future ground water withdrawals have a high likelihood of capturing water that would result in impacts to surface water flows and levels in the Stillaguamish River basin. Therefore, a ground water permit that is not subject to the instream flows or closures may be approved only if an applicant can demonstrate, through studies and technical analysis, and to the satisfaction of the department, that the proposed use will not cause impairment to existing water rights, including the instream flows set in this chapter.

(d) Before the department can approve a water right application for a new public water supply under (b) or (c) of this subsection, the applicant must also demonstrate that there are no other municipal water suppliers in the same proposed retail service area that can provide water. If domestic potable water can be provided by another municipal supplier, the department shall reject the water right application.

(e) The proposed use is for a salmon recovery project recommended for approval by the department of fish and wildlife.

(2) All water right permits approved by the department for a consumptive use from a water source with instream flows established by this chapter and during open periods are subject to those instream flows, as established in WAC 173-505-050. In addition, the total appropriation cannot exceed

the maximum allocation limits described in WAC 173-505-100.

(3) No right to withdraw, divert or store the public surface or ground waters of the Stillaguamish River basin that conflicts with the provisions of this chapter will hereafter be granted, except in cases where such rights will clearly serve overriding considerations of the public interest, as stated in RCW 90.54.020 (3)(a).

(4) All future surface and ground water permit holders shall be required to install and maintain measuring devices, in accordance with specifications provided by the department, and report the data to the department in accordance with the permit requirements. In addition, the department may require the permit holder to monitor stream flows and ground water levels.

#### NEW SECTION

**WAC 173-505-120 Alternative sources of water.** (1) The legislature has long acknowledged that water supply and availability around the state are becoming increasingly limited, particularly during summer and fall months and dry years when demand is greatest. Growth and prosperity have significantly increased the competition for this limited resource (RCW 90.54.090 (1)(a)). This chapter provides limited exceptions for new uses in the Stillaguamish River basin. However, there is a continuing need for ongoing and reliable sources for new water uses. This need dictates the continued development and use of alternative sources of water, such as:

- Reuse of reclaimed water;
- Artificial recharge and recovery;
- Multipurpose water storage facilities;
- Conservation and efficiency measures applied to existing uses and the transfer of saved water;
- Acquisition of existing water rights; and
- Establishment of a trust water rights program.

(2) Alternative sources of water of equal or better quality than a new source can be used to improve stream flows for fish, offset impacts of withdrawals on stream flows and provide sources of water for future out-of-stream uses.

#### NEW SECTION

**WAC 173-505-130 Establishment of trust water rights program.** (1) The department will establish a trust water right program to facilitate the acquisition of existing water rights through purchases, long-term leases, donations and conserved water saved through state and federally funded conservation projects.

(2) The determination of how much water should be allocated between future out-of-stream uses and the restoration and enhancement of instream flows will be made at the time the water is acquired and deposited into the trust water rights program.

#### NEW SECTION

**WAC 173-505-140 Future changes and transfers.** No changes or transfers to existing surface or ground water rights in the Stillaguamish River basin shall hereafter be granted that conflict with the purposes or provisions of this chapter.

Any change or transfer proposals can be approved only if there is a finding that existing rights, including instream flows hereby established, will not be impaired.

**NEW SECTION**

**WAC 173-505-150 Compliance and enforcement.** (1) In accordance with RCW 90.03.605, in order to obtain compliance with this chapter, the department shall prepare and distribute technical and educational information regarding the scope and requirements of this chapter to the public. This is intended to assist the public in complying with the requirements of their water rights and applicable water laws.

(2) When the department determines that a violation has occurred, it shall:

(a) First attempt to achieve voluntary compliance. An approach to achieving this is to offer information and technical assistance to the person, in writing, identifying one or more means to accomplish the person's purposes within the framework of the law.

(b) If education and technical assistance do not achieve compliance, the department shall issue a notice of violation, a formal administrative order under RCW 43.27A.190, or assess penalties under RCW 43.83B.336, 90.03.400, 90.03.410, 90.03.600, 90.44.120 and 90.44.130.

**NEW SECTION**

**WAC 173-505-160 Appeals.** All final written decisions of the department of ecology pertaining to water right applications, permits, certificates, regulatory orders and related decisions made pursuant to this chapter can be appealed to the pollution control hearings board in accordance with chapter 43.21B RCW.

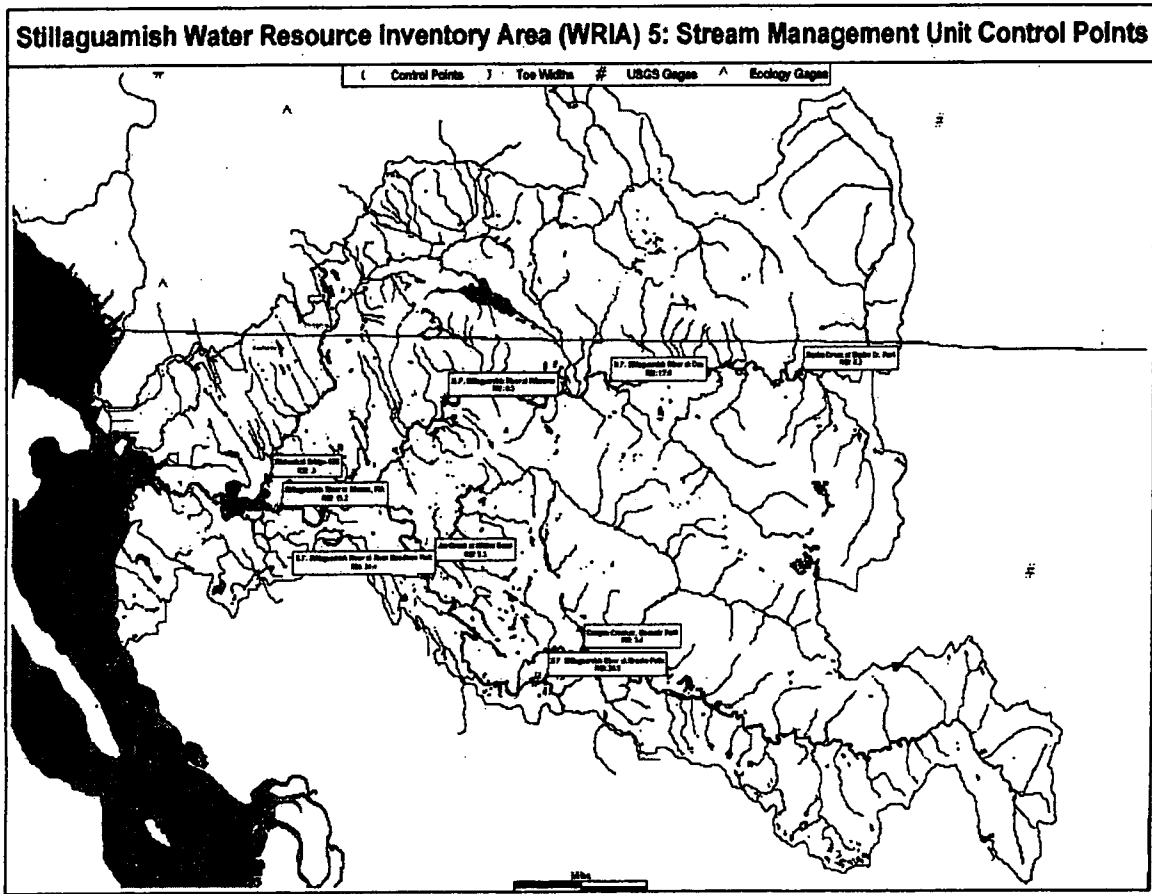
**NEW SECTION**

**WAC 173-505-170 Regulation review.** Review of this chapter may be initiated by the department whenever significant new information is available, a significant change in conditions occurs, or statutory changes are enacted that are determined by the department to require review of the chapter.

**NEW SECTION**

**WAC 173-505-180 Map.** For the purposes of administering this chapter, the boundaries of the Stillaguamish River basin contained in the figure below are presumed to accurately reflect the basin hydrology unless demonstrated otherwise.

Figure 2



PERMANENT

WSR 05-18-017

PERMANENT RULES

DEPARTMENT OF REVENUE

[Filed August 26, 2005, 3:25 p.m., effective September 26, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Under RCW 43.20A.725 and 80.36.430, the department is required to annually determine the tax rates imposed on switched access lines to fund the telephone relay service program and the Washington telephone assistance program. Each tax rate is determined by dividing the respective program budgets by the number of switched access lines reported to the department in the prior calendar year. The department retains no discretion in the determination of these tax rates, the amount of which is explicitly dictated by the statutory formulas and inputs provided to the department.

WAC 458-20-270 Telephone program excise tax rates, is a new rule providing these tax rates. WAC 458-20-270 was initially adopted as an emergency rule because it was required to take effect by July 1, 2005. This action will adopt a permanent rule.

The tax rates being adopted in this permanent rule are the same as those in the emergency rule.

Statutory Authority for Adoption: RCW 82.32.300 and 82.01.060(2).

Other Authority: RCW 43.20A.725 and 80.36.430.

Adopted under notice filed as WSR 05-13-163 on June 21, 2005.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 0, Repealed 0.

Date Adopted: August 26, 2005.

Janis P. Bianchi, Manager  
Interpretations and Technical Advice Unit

NEW SECTION

WAC 458-20-270 Telephone program excise tax rates. RCW 82.72.020 requires the department of revenue (department) to collect certain telephone program excise taxes. Those taxes include the tax on switched access lines imposed by RCW 43.20A.725 (telephone relay service—TRS) and 80.36.430 (Washington telephone assistance program—WTAP). Pursuant to those statutes, the department must annually determine the rate of each respective tax according to the statutory formulas.

For the period July 1, 2005, through June 30, 2006, the monthly telephone program excise tax rates are as follows:

|      |                                   |
|------|-----------------------------------|
| TRS  | 10 cents per switched access line |
| WTAP | 14 cents per switched access line |

WSR 05-18-021

PERMANENT RULES

BOARD OF PILOTAGE COMMISSIONERS

[Filed August 29, 2005, 11:09 a.m., effective October 1, 2005]

Effective Date of Rule: October 1, 2005

Purpose: To establish new rules concerning pilot licensing qualifications and procedures.

Citation of Existing Rules Affected by this Order: Amending WAC 363-116-075, 363-116-080, 363-116-082, 363-116-083, 363-116-175, and 363-116-300.

Statutory Authority for Adoption: Chapter 88.16 RCW.

Other Authority: SSB 5150 enacted on April 12, 2005, by the Washington state legislature.

Adopted under notice filed as WSR 05-14-110 on July 1, 2005.

Changes Other than Editing from Proposed to Adopted Version: **WAC 363-116-065 Number of pilots.**

(2) In setting the number of pilots and making decisions as to when to hold an examination and admit applicants to the training program, the board ~~shall may~~<sup>1</sup> consider factors which include, but are not limited to, the following:

(i) Administrative ~~responsibilities~~, continuing education and training requirements ~~and responsibilities of pilots and pilot organizations~~ consistent with the policy of chapter 88.16 RCW<sup>2</sup>; and

**WAC 363-116-0751 Qualifications for pilot applicants taking examinations on or after July 1, 2008.**

(3) An applicant who does not meet the sea service requirements set forth in subsection (1) or (2) of this section but is otherwise qualified to take the examination, shall be eligible to take ~~the first examinations~~ given on or after July 1, 2008, if the applicant qualified for, took and passed the most recent examination given prior to July 1, 2008, pursuant to WAC 363-116-075 and any subsequent examinations given after July 1, 2008 pursuant to WAC 363-116-0751<sup>3</sup>.

**WAC 363-116-076 Examination for pilot applicants.**

(3) The written examination shall be in compliance with RCW 88.16.090 and may consist of questions covering, but not limited to, the following subjects:

(a) ~~International~~ Rules of the Road then applicable to the pilotage district for which the applicant is applying and accompanying information set forth in United States government publications on the subject;

(b) ~~Inland Rules of the Road (Grays Harbor pilotage district only) and accompany information set forth in United States government publications on the subject;~~<sup>4</sup>

PERMANENT



**WAC 363-116-077 Simulator evaluation for pilot applicants.**

(2) In this evaluation applicants shall be observed by available board members but shall be evaluated only by those board members who hold, or have held a minimum U.S. Coast Guard license as master of steam or motor vessels of not more than 1600 gross tons, provided that no currently licensed Washington State pilots shall be evaluators or be present during the evaluation. The Board shall also appoint a minimum of two additional  ~~If the board determines that it does not have enough evaluators from among its ranks, it may appoint other~~ evaluators who hold, or have held within ten years of the examination date, a state pilot license issued by ~~Washington or~~ another state or who have held a Washington State pilot license within the last ten years.<sup>5</sup>

(3) ~~All a~~ applicants shall will be evaluated in writing based on some or all of the following factors:

(g) Understanding and command of the ~~International~~ Rules of the Road then applicable to the pilotage district for which the applicant is applying, and

(h) ~~Understanding and command of the Inland Rules of the Road (Grays Harbor pilotage district only).~~<sup>6</sup>

**WAC 363-116-078 Training program.**

(1) Notification. ... An applicant or his designated attorney in fact shall respond within fifteen calendar days of receipt of notification to accept, refuse, or request a delayed<sup>7</sup> entry into the training program.

(4) Development. As soon as practical after receiving notification of eligibility for entry into the training program as set forth in this section<sup>8</sup>, the applicant shall meet with the trainee evaluation committee for the purpose of devising a training program for that applicant.

(5) Initial evaluation.

(b) As a condition of completing the initial evaluation, the pilot trainee shall:

(i) Pass ~~the~~ any required<sup>9</sup> local knowledge examination given by the board covering the routes described in (a)(i) of this subsection.

(10) Stipend. ... The stipend paid to pilot trainees shall be six thousand dollars per month (or such other amount as may be set by the board from time to time), shall be contingent upon the board's setting of a training surcharge fee in the tariffs levied pursuant to WAC 363-116-185 and WAC 363-116-300 sufficient to cover the expense of the stipend<sup>10</sup> and shall be paid from a pilot ~~trainee trust training~~ account maintained by as directed by the board. ~~Any~~<sup>11</sup> approved pilot association or other organization collecting the pilotage tariff levied by WAC 363-116-185 or 363-116-300 shall transfer the pilot training surcharge receipts to the board at least once a month or otherwise dispose of such funds as directed by the board.<sup>12</sup> The board may set different training stipends for different pilotage districts. ~~This shall be a segregated account funded by all receipts from the pilot training surcharge in the pilotage tariff. These funds~~ Receipts from the training surcharge shall not belong to the pilot providing the service to the ship that generated the fee or to the pilot association or other organization maintaining collecting the trust account surcharge receipts,<sup>13</sup> but shall be ~~held in trust to be dis-~~

posed of as directed by the board ~~to pilot trainees receiving a stipend.~~ Pilot associations or other organizations collecting maintaining such trust accounts shall transfer pilot trainee surcharge receipts ~~into the trust account at least once a month and~~ shall provide an accounting of such funds to the board on a quarterly basis or at such other intervals as may be requested by the board. ~~The disposition of all funds in the account shall be directed by the board.~~ Any audited financial statements filed by pilot associations or other organizations collecting pilotage tariffs shall include an accounting of the collection and disposition of these surcharge fees. The board shall direct the disposition of all funds in the account.<sup>14</sup>

(11) Trainee evaluation committee. There is hereby created a trainee evaluation committee to which members shall be appointed by the ~~chairperson of the~~ board.<sup>15</sup>

(13) Evaluation. ... ~~Evaluation forms prepared by licensed pilots who are not training pilots shall not be used by the trainee evaluation committee or the board in evaluating a pilot trainee's piloting skills and shall not be considered in deciding whether to graduate a pilot trainee from the initial evaluation or in making decisions of the ultimate licensing of the pilot trainee. However, any evaluation form which indicates that the pilot trainee's performance was unsatisfactory on a specific trip, whether completed by a training pilot or not, shall cause the training evaluation committee to reschedule that trip with a different supervising pilot who must be a training pilot.~~<sup>16</sup>

**WAC 363-116-082 Limitations on new pilots.**

(2) Puget Sound pilotage district - license limitation periods. Except for trips being made for pilot license upgrades, licenses issued in the Puget Sound pilotage district shall have the following limitations:

| License Year | Maximum Size of Tank Vessels Carrying Petroleum Products as Bulk Cargo | Maximum Size of Other Vessels of Any Type   |
|--------------|--|---|
| 1            | Piloting on vessels of any size prohibited                             | 30,000 GT (ITC) or 660 feet <u>except for passenger vessels which may only have a maximum size of 5000 GT (ITC)</u> |
| 2            |  | <u>Passenger vessels 5000 GT (ITC)</u> <sup>17</sup>  |

(3) Puget Sound pilotage district - pilot license upgrade requirements. ... The trainee evaluation committee shall recommend to the board a series of eight trips to be made by each pilot in the last ~~ninety one hundred twenty~~ days of each year of the license limitation periods specified in subsection (2) of this section, except that pilots whose license anniversary date is less than one hundred twenty days after the effective date of this section shall only be required to make three such trips prior to the first license anniversary subsequent to the effective date of this section.<sup>18</sup>

PERMANENT

(4) Grays Harbor pilotage district - license limitation periods. Pilots licensed in the Grays Harbor pilotage district shall not pilot vessels in violation of the restrictions set forth in the table below during the indicated license year.

| License Year | Maximum Size of Tank Vessels Carrying Petroleum Products | Maximum Size of Other Vessels of Any Type  |
|--------------|--|--|
| 1            | Piloting on vessels of any size prohibited               | 25,000 GT (ITC) <u>except that piloting on vessels of any size is prohibited through the Chehalis River Bridge unless vessel is in ballast and does not exceed 25,000 GT (ITC)</u> |
| 1            |  | <u>Piloting on vessels of any size prohibited through the Chehalis River Bridge unless vessel is in ballast and does not exceed 25,000 GT (ITC)</u> <sup>19</sup>                  |

PERMANENT

**WAC 363-116-300 Pilotage rates for the Puget Sound pilotage district.**

Effective 0001 hours ~~July~~ **October** 1, 2005,<sup>20</sup> through 2400 hours June 30, 2006.

Training surcharge: Effective October 1, 2005 A surcharge of \$10 shall be added to each vessel assignment in the amount of \$10 for establishing a fund for payment of pilot trainee stipends. Thereafter, an additional \$10 for each pilot trainee then receiving a stipend pursuant to the training program provided in WAC 363-116-078, shall be added to each vessel assignment. The need for the initial \$10 surcharge will be reviewed at each regular tariff hearing, or at such other times as may be determined by the board, where need is determined by considering the funds then available for trainee stipends and the number of trainees projected to be in the training program receiving a stipend during the tariff year.<sup>21</sup>

<sup>1</sup> Gives the board added discretion to consider all relevant information and reduce the risk of technical violations of the WAC by failure to consider any mandatory items that may not be relevant.

<sup>2</sup> Clarifies the nature of the training and administrative duties that will affect the number of pilots.

<sup>3</sup> Extends grandfathering protection from the new requirements to all applicants who are qualified now and continue to pass the examination. It was felt that this was fairer to applicants who have been preparing for some time.

<sup>4</sup> Change reflects current federal policy toward the inland Rules of the Road.

<sup>5</sup> Necessary to reflect the legal opinion that under the RCW, current pilots should not be familiar with the simulator evaluation exercise. Preserves pilot expertise among the evaluators by requiring at least two pilots to be involved.

<sup>6</sup> Change reflects current federal policy toward the inland rules of the road.

<sup>7</sup> Change necessary to reflect that delayed entry is not a right but can only be done with board permission.

<sup>8</sup> Clarifies any potential ambiguity in the meaning of notification.

<sup>9</sup> More correctly reflects the fact that there may not be a separate local knowledge exam for pre-2008 applicants.

<sup>10</sup> Protects the agency against inadequate funding to pay the stipend.

<sup>11</sup> Provides that the board will be primarily responsible for administering the fund, while preserving board flexibility to enlist other resources to administer the stipend program to the extent needed. Removes all references to "trust" account as recommended by counsel.

<sup>12</sup> Preserves board flexibility to enlist other resources to administer the stipend program.

<sup>13</sup> Preserves board flexibility to enlist other resources to administer the stipend program. Removes all references to "trust" account as recommended by counsel.

<sup>14</sup> Clarifies the operation of the account and uses consistent terminology.

<sup>15</sup> The board felt this decision should be made by the full board rather than the chairperson.

<sup>16</sup> Language deleted to prevent misuse of nontraining pilot evaluations and preserve the value of nontraining pilot evaluations and expand their use. Deletion will also encourage more frank reporting of trainee experience in the training program.

<sup>17</sup> Changes necessary to clarify intent and to improve syntax.

<sup>18</sup> Change necessary to clarify responsibilities of existing pilots with regard to upgrading requirements affecting their licenses. Strikes a reasonable balance.

<sup>19</sup> Changes necessary to clarify intent and to improve syntax.

<sup>20</sup> Clarifies effective date of amendment to correspond to new element of the tariff.

<sup>21</sup> This change was agreed to by all stakeholders as necessary to protect the solvency of the fund for training pilot stipends and to provide a mechanism to limit the collection of excess funds.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 5, Amended 6, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 5, Amended 6, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 5, 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 5, Amended 6, Repealed 0.

Date Adopted: August 11, 2005.

Peggy Larson  
Administrator

NEW SECTION

**WAC 363-116-065 Number of pilots.** (1) The board will, from time to time, set the number of pilots to be licensed in each pilotage district of the state that is best calculated to optimize the operation of a safe, fully regulated, efficient, and competent pilotage service. This determination will be made by the board at meetings for which the agenda lists this issue as a topic for resolution. In addition, the board shall plan ahead to ensure, to the extent possible, that pilot trainees enter the training program set forth in WAC 363-116-078 so that they complete the training program in a timely manner.

(2) In setting the number of pilots and making decisions as to when to hold an examination and admit applicants to the training program, the board may consider factors which include, but are not limited to, the following:

(a) Policy of the state to ensure safety of persons, vessels, property and the environment by providing competent, efficient and regulated pilotage for vessels;

(b) The importance of the maritime industry to the state balanced by the potential hazards presented by the navigation of vessels requiring pilots;

(c) The lead time necessary to select and train new pilots;

(d) Regional maritime economic outlook, including without limitation: Current economic trends in the industry, fluctuations in the number of calls, the types of assignments, the size of vessels, the cyclical nature of the traffic and whether traffic is increasing or decreasing and the need to minimize shipping delays;

(e) Workload, assignment preparation and rest needs of pilots;

(f) Trends in size of piloted vessels;

(g) Time lost to injury and illness;

(h) Anticipated retirements;

(i) Administrative responsibilities, continuing education and training requirements consistent with the policy of chapter 88.16 RCW; and

(j) Surface transportation and travel time consumed in pilots getting to and from assignments.

AMENDATORY SECTION (Amending WSR 97-08-042, filed 3/28/97, effective 3/28/97)

**WAC 363-116-075 Qualifications for pilot applicants taking examinations before July 1, 2008.** ~~((Under the authority))~~ **(1) In addition to meeting the requirements of RCW 88.16.090, pilot applicants** ~~((, in addition to meeting the requirements therein,))~~ **must hold at the time of examination a first class United States endorsement without tonnage or other restrictions on** ~~((the))~~ **his/her United States government license to pilot in all of the waters of the pilotage district** ~~((s for))~~ **in which the pilot applicant desires to be licensed and meet one of the following additional requirements** ~~((before taking the Washington state pilotage examination))~~:

~~((1))~~ **(a) One year of service in ocean or near coastal waters as a master of cargo, tank, or passenger vessels of 5000 gross tons or more while holding a license as a master of ocean steam or motor vessels of any gross tons or as a master of near coastal steam or motor vessels of any gross tons;** ~~((or~~

~~((2))~~ **(b) Two years of service in ocean or near coastal waters as a master of cargo, tank, or passenger vessels of 450 gross tons or more while holding a license as a master of ocean or near coastal steam or motor vessels of not more than 1600 gross tons;** ~~((or~~

~~((3))~~ **(c) Two years of service in inland waters as a master of cargo, tank, or passenger vessels of 500 gross tons or more while holding a license as a master of ocean, near coastal or inland steam or motor vessels of not more than 1600 gross tons;** ~~((or~~

~~((4))~~ **(d) Two years of service as a master of towing vessels of 100 gross tons or more while holding a license as a master of ocean, near coastal or inland steam or motor vessels of not more than 1600 gross tons;** ~~((or~~

~~((5))~~ **(e) Three years of service as a member of an organized professional pilots association or as a U.S. government**

employed pilot during which period the applicant was actively engaged in piloting ~~((and hold as a minimum a license as a master of ocean, near coastal or inland steam or motor vessels of not more than 1600 gross tons; or~~

~~((6))~~ **(f) Two years of service as a commanding officer or master of U.S. flag government vessels of not less than 1000 gross tons and hold a license as either a master of ocean or near coastal steam or motor vessels of any gross tons.**

~~((7))~~ **(2) As used in this section "cargo, tank, or passenger vessels" shall refer to vessels primarily engaged in the transportation of cargo or passengers between points.**

**(3) Tonnages used in this section shall refer to gross registered tonnage (domestic). If an applicant's sea service is on a ship without a domestic gross tonnage rating, the board shall make a determination as to equivalency in determining whether an applicant is eligible.**

**(4) The provisions of this section shall apply to examinations provided in WAC 363-116-076 given before July 1, 2008.**

NEW SECTION

**WAC 363-116-0751 Qualifications for pilot applicants taking examinations on or after July 1, 2008.** (1) Sea service.

(a) In addition to meeting the preexamination requirements of RCW 88.16.090, pilot applicants must, before taking the examination provided in WAC 363-116-076, meet one of the following indicated service requirements as master, while holding a minimum license as master of steam or motor vessels of not more than 1600 GRT or 3000 GT (ITC):

| Vessel Type        | Minimum Size                | Waters                        | Minimum Time |
|--------------------|-----------------------------|-------------------------------|--------------|
| Cargo or tank      | 5000 GRT or 10,000 GT (ITC) | Ocean or near coastal         | 1 year       |
| Cargo or tank      | 700 GRT or 1400 GT (ITC)    | Ocean or near coastal         | 2 years      |
| Cargo or tank      | 1600 GRT or 3000 GT (ITC)   | Inland                        | 2 years      |
| Passenger or ferry | 1600 GRT or 3000 GT (ITC)   | Ocean, near coastal or inland | 2 years      |
| Towing             | 150 GRT or 300 GT (ITC)     | Ocean, near coastal or inland | 2 years      |

(b) In calculating sea service under subsection (1) of this section, a year of service shall equal three hundred sixty days of service on the vessel in the required capacity. Applicants combining the above types of sea service shall have a total of at least two years of the various service times, except that one day of service as master on cargo, tank, or passenger vessels of at least 5000 GRT or 10,000 GT (ITC) shall be credited as two days of service time for the purpose of calculating such combined service times.

PERMANENT

(2) In lieu of the requirements of subsection (1) of this section, an applicant may substitute either:

(a) Three years of service as an active member of an organized professional pilot association or as a government employed pilot during which periods the applicant was actively engaged in piloting while holding a minimum license as a master of steam or motor vessels of not more than 1600 GRT or 3000 GT (ITC) upon oceans, near coastal waters or inland waters. For purposes of this section, piloting shall refer to piloting vessels in the capacity of the pilot in charge of navigation; or

(b) Two years of service as a commanding officer or master of U.S. flag government vessels of not less than 3000 displacement tons. The applicant must hold at the time of application a minimum license as master of steam or motor vessels of not more than 1600 GRT or 3000 GT (ITC) upon oceans, near coastal waters or inland waters.

(3) An applicant who does not meet the sea service requirements set forth in subsection (1) or (2) of this section but is otherwise qualified to take the examination, shall be eligible to take examinations given on or after July 1, 2008, if the applicant qualified for, took and passed the most recent examination given prior to July 1, 2008, pursuant to WAC 363-116-075 and any subsequent examinations given after July 1, 2008, pursuant to WAC 363-116-0751.

(4) As used in this section these terms shall have the following meanings:

(a) Cargo or tank vessels shall refer to vessels primarily engaged in the transportation of cargo between points.

(b) Passenger vessels shall refer to vessels primarily engaged in the transportation of passengers between points. This shall include yachts only to the extent and for such times that such vessels are actively engaged in moving passengers between points.

(c) Ferry vessels shall refer to vessels primarily engaged in the transportation of vehicles and passengers between points.

(d) Towing vessels shall refer to vessels primarily engaged in commercial towing of vessels or in ship assist work.

(e) GRT shall refer to gross register tonnage (domestic).

(f) GT (ITC) shall refer to gross tonnage measured in accordance with the requirements of the *1969 International Convention on Tonnage Measurement of Ships*.

(5) The provisions of this section shall apply to examinations provided in WAC 363-116-076 given on or after July 1, 2008.

## NEW SECTION

### **WAC 363-116-076 Examination for pilot applicants.**

(1) Applicants must pass a written examination given and graded by the board or the board's designated contracting entity. A perfect score on the written examination shall be 100 points. The board will set the minimum passing score for the written examination. Notice of the examination shall be published at least four months in advance by one paid advertisement in a major marine industry publication and written notice to any party who has requested notice of such examinations. The board may publish additional notices in such

publications or in other media at such times as it deems appropriate. Applications will be accepted by the board immediately following the publication of the notice of the examination. The board may, in an emergency, call for an examination on less than four months notice.

(2) The examination may be taken by all applicants who the board has determined have met the qualifications of WAC 363-116-075 or 363-116-0751 and who:

(a) Have had an application on file with the board for at least one month prior to the examination. This requirement may be waived by the chairperson of the board upon the showing of good cause.

(b) Have tendered with the application a nonrefundable examination administration fee in such amount as may be set by the board from time to time. The board may, at its discretion, refund all or part of the examination administration fee for an applicant who is unable to sit for the examination or refund all or part of the portion of the examination administration fee that encompasses the simulator fee for an applicant who is unable to sit for the simulator evaluation.

(3) The written examination shall be in compliance with RCW 88.16.090 and may consist of questions covering, but not limited to, the following subjects:

(a) Rules of the Road then applicable to the pilotage district for which the applicant is applying and accompanying information set forth in United States government publications on the subject;

(b) Meaning and understanding of the aids to navigation;

(c) Seamanship, including piloting and ship handling, docking and undocking problems, use of ship assist tugs and anchors;

(d) Vessel traffic system regulations;

(e) Engine and rudder order commands for United States and foreign merchant vessels and United States naval vessels;

(f) Operation and use of marine radar and automatic radar plotting aids (ARPA);

(g) Ability to calculate currents and tides;

(h) Federal laws affecting mariners and pilots including environmental laws;

(i) Use of vessel navigational equipment;

(j) Duties of a pilot;

(k) Relationship between pilot and master;

(l) Bridge resource management;

(m) United States government public health quarantine regulations;

(n) Marine VHF radio usage and phraseology, including bridge-to-bridge communications regulations;

(o) Federal navigation safety and security regulations;

(p) International distress signals;

(q) Nonlocal chart knowledge, including chart symbols and abbreviations as set forth in the latest U.S. Department of Commerce, NOS (National Ocean Survey) Chart No. 1; and

(r) Chapters 88.16 RCW and 363-116 WAC.

(4) In addition to the subjects listed in subsection (3) of this section, the following subjects as they pertain to the pilotage district for which the examination is being given may be included in examinations given before July 1, 2008:

(a) Knowledge of local tidal currents;

(b) Overhead cable areas and clearances;

(c) Submerged cable and pipeline areas;

(d) Channel, waterway and passage widths, depths and shoal areas and other information from the Army Corps of Engineers survey charts;

(e) Bridge transit knowledge - signals, channel width, regulations, and closed periods;

(f) Lock characteristics, rules and regulations;

(g) Ranges for determining compass error and measured miles;

(h) Channel ranges;

(i) Pier, wharf, or terminal locations and berth numbers; dock or pier headings, lengths, and minimum depths of water alongside;

(j) Prohibited areas, restricted areas, regulated navigation areas and explosive anchorages;

(k) Commonly used anchorage locations;

(l) Use of anchors and knowledge of ground tackle;

(m) State and federal tanker escort rules;

(n) State environmental law and regulations affecting mariners;

(o) Marine and port security regulations;

(p) Harbor safety plan and harbor regulations; and

(q) Local chart knowledge, including chart symbols and abbreviations as set forth in the latest U.S. Department of Commerce, NOS (National Ocean Survey) Chart No. 1.

#### NEW SECTION

**WAC 363-116-077 Simulator evaluation for pilot applicants.** (1) Applicants who take an examination before July 1, 2008, shall be eligible to take the simulator evaluation set forth in this section. Applicants who pass an examination on or after July 1, 2008, and whose scores are among the top twenty (or such other number as may be set by the board) of those taking the examination (plus any applicants who tie a qualifying score) shall be eligible to take the simulator evaluation set forth in this section.

(2) The simulator evaluation shall take place at a marine simulator facility designated by the board and shall be recorded. In this evaluation applicants shall be observed by available board members but shall be evaluated only by those board members who hold, or have held a minimum U.S. Coast Guard license as master of steam or motor vessels of not more than 1600 gross tons, provided that no currently licensed Washington state pilots shall be evaluators or be present during the evaluation. The board shall also appoint a minimum of two additional evaluators who hold, or have held within ten years of the examination date, a state pilot license issued by another state or who have held a Washington state pilot license within the last ten years.

(3) All applicants will be evaluated in writing based on some or all of the following factors:

(a) Fundamental piloting and ship handling ability;

(b) Ability to assimilate and prioritize all data necessary to safely maneuver the ship;

(c) Ability to respond appropriately in routine situations;

(d) Ability to respond appropriately in emergency or nonroutine situations;

(e) Ability to communicate well and project the proper bridge presence;

(f) Understanding of bridge resource management; and

(g) Understanding and command of the Rules of the Road then applicable to the pilotage district for which the applicant is applying.

(4) The scoring method on the simulator evaluation and the relative weight of this score to the whole examination will be determined by a board designated examination committee and provided to the applicants prior to the examination provided in WAC 363-116-076.

(5) The board will set a minimum passing score.

(6) The board may require that the simulator evaluation fee will be at the expense of the applicant.

#### NEW SECTION

**WAC 363-116-078 Training program.** After passing the written examination and simulator evaluation, applicants pursuing a pilot license must enter and successfully complete a training program specified by the board.

(1) Notification. Applicants on the list waiting to enter the training program shall provide the board with a current address to be used for notification for entry into the training program. Such address shall be a place at which mail is delivered. In addition, an applicant may provide the board with other means of contact such as a phone number, fax number, and/or an e-mail address. The mailing address will, however, be considered the primary means of notification by the board. It will be the responsibility of the applicant to ensure that the board has a current mailing address at all times. If an applicant cannot personally receive mail at the address provided to the board for any period of time, another person may be designated in writing with a notarized copy to the board as having power of attorney specifically to act in the applicant's behalf regarding such notice. If notice sent to the address provided by the applicant is returned after three attempts to deliver, that applicant will be skipped and the next applicant on the list will be contacted for entry into the training program. A person so skipped will remain next on the list. An applicant or his designated attorney in fact shall respond within fifteen calendar days of receipt of notification to accept, refuse, or request a delayed entry into the training program.

(2) Entry. At such time that the board chooses to start an applicant in the training program, notification shall be given to the first person on the list. Applicants shall be eligible in the order of their total combined scores on the written examination and simulator evaluation. Any applicant who refuses entry into the program will be removed from the waiting list with no further obligation by the board to offer a position in the training program. An applicant who is not able to start the training program within two months of the board's notice may, with written consent of the board, delay entry into the training program. The board will then give notice to the next applicant on the list to enter the training program. The applicant who delays entry, shall remain eligible for the next position in the training program, provided that the next position becomes available within the earlier of:

(a) Four years from the applicant's taking the written examination; or

(b) The date scheduled for the next pilotage examination. Applicants not able to start in the training program within two

months of the board's notice of eligibility and who do not obtain the board's written consent to delay entry into the training program shall no longer be eligible for the training program without retaking the examination provided in WAC 363-116-076 and the simulator evaluation provided in WAC 363-116-077.

(3) Training license. Prior to receiving a training license applicants must pass a physical examination by a physician designated by the board and in accordance with the requirements of WAC 363-116-120 for initial applicants. A form provided by the board must be completed by the physician and submitted to the board along with a cover letter indicating the physician's findings and recommendations as to the applicant's fitness to pilot. The physical examination must be taken not more than forty-five days before issuance of the training license. Holders of a training license will be required to pass a general physical examination annually within forty-five days prior to the anniversary date of that license. Training license physicals will be at the expense of the applicant. All training licenses shall be signed by the chairperson or his/her designee and shall have an expiration date and fee established by the board. Training licenses shall be surrendered to the board upon completion or termination of the training program.

(4) Development. As soon as practical after receiving notification of eligibility for entry into the training program as set forth in this section, the applicant shall meet with the trainee evaluation committee for the purpose of devising a training program for that applicant. The training program shall be tailored to the ability and experience of the individual applicant and shall consist of observation trips, training trips in which the applicant pilots the vessel under the supervision of licensed pilots, ship assist tug trips, and such other forms of learning and instruction that may be designated. The trainee evaluation committee shall recommend a training program for adoption by the board. After adoption by the board, it will be presented to the applicant. If the applicant agrees in writing to the training program, the board shall issue a training license to the applicant, which license shall authorize the applicant to take such actions as are contained in the training program. If the applicant does not agree to the terms of the training program in writing within fifteen business days of it being received by the applicant, that applicant shall no longer be eligible for entry into the training program and the board may give notice to the next available applicant that he/she is eligible for the training program.

(5) Initial evaluation.

(a) The trainee evaluation committee shall create an initial evaluation at the beginning of each applicant's training program. The goal of the initial evaluation is to, as soon as practical after adequate observation trips, have the pilot trainee involved in hands-on piloting and ship handling under the supervision of licensed pilots and subject to the evaluation of training pilots. To this end the trainee evaluation committee shall devise an initial evaluation of a specified length not to exceed six months if the pilot trainee is on stipend and nine months if not on stipend. The initial evaluation shall:

(i) Afford the pilot trainee early and concentrated exposure to a commonly navigated waterway, channel or tributary within the pilotage district and the main ship channel routes

between such area and the seaward boundary of the pilotage district;

(ii) Except for pilot trainees taking an examination prior to July 1, 2008, provide the pilot trainee the opportunity to study for and pass any local knowledge examination provided by the board as to the conditions found in such waterway, channel or tributary;

(iii) Specify a number of training trips in which the pilot trainee pilots vessels under the supervision of licensed pilots; and

(iv) Specify a number of training trips in which the pilot trainee pilots vessels under the supervision of training pilots and the pilot members of the trainee evaluation committee.

(b) As a condition of completing the initial evaluation, the pilot trainee shall:

(i) Pass any required local knowledge examination given by the board covering the routes described in (a)(i) of this subsection. This examination can be repeated as necessary, provided that it may not be taken more than once in any thirty day period and further provided that it must be successfully passed before the expiration date of the initial evaluation; and

(ii) Possess a first class pilotage endorsement without tonnage or other restrictions on his/her United States government license to pilot in at least one route in the pilotage district in which the pilot applicant seeks a license.

(c) After completion of the initial evaluation, the trainee evaluation committee shall make a recommendation to the board and the board shall determine, whether the pilot trainee has demonstrated the potential for superior piloting and ship handling and has demonstrated the ability to assimilate and retain the local knowledge necessary to pilot. Unless the board finds that such superior potential exists, it shall terminate the pilot trainee's participation in the training program.

(6) Specification of trips. To the extent possible, the training program shall provide a wide variety of assignments, observation and training trips. The training program may contain deadlines for achieving full or partial completion of certain necessary actions. Where relevant, it may specify such factors as route, sequence of trips, weather conditions, day or night, stern or bow first, draft, size of ship and any other relevant factors. The board may designate specific trips or specific numbers of trips that shall be made with training pilots or with the pilot members of the trainee evaluation committee or with pilots of specified experience. In the Puget Sound pilotage district, applicants taking an examination before July 1, 2008, shall have a minimum of one hundred thirty trips. After July 1, 2008, all Puget Sound applicants shall have a minimum of one hundred fifty trips. The board shall set from time to time the minimum number of trips for applicants in the Grays Harbor pilotage district. The board will ensure that during the training program the pilot trainee will get significant review by training pilots and the pilot members of the trainee evaluation committee.

(7) Local knowledge. The training program shall provide for the education and testing of pilot trainees on the local knowledge necessary to become a pilot. This education program shall be developed by the trainee evaluation committee and recommended to the board for adoption and shall be tailored to the needs of the individual pilot trainee. Prior to the completion of the training program, the board, or its designee,

nee, shall give a local knowledge examination(s) to the pilot trainees who shall be required to pass such examination(s) before completing the training program. Pilot trainees taking an examination before July 1, 2008, shall not be required to take local examinations. These local examinations can be repeated as necessary, except that an examination for the same local area may not be taken more than once in any thirty day period and all required local knowledge examinations must be successfully passed before the expiration date of the training program. The local knowledge examination(s) may include the following subjects as they pertain to the pilotage district for which the pilot trainee seeks a license:

- (a) Area geography;
- (b) Waterway configurations including channel depths, widths and other characteristics;
- (c) Hydrology and hydraulics of large ships in shallow water and narrow channels;
- (d) Tides and currents;
- (e) Winds and weather;
- (f) Local aids to navigation;
- (g) Bottom composition;
- (h) Local docks, berths and other marine facilities including length, least depths and other characteristics;
- (i) Mooring line procedures;
- (j) Local traffic operations e.g., fishing, recreational, dredging, military and regattas;
- (k) Vessel traffic system;
- (l) Marine VHF usage and phraseology, including bridge-to-bridge communications regulations;
- (m) Air draft and keel clearances;
- (n) Submerged cable and pipeline areas;
- (o) Overhead cable areas and clearances;
- (p) Bridge transit knowledge - signals, channel width, regulations, and closed periods;
- (q) Lock characteristics, rules and regulations;
- (r) Commonly used anchorage areas;
- (s) Danger zone and restricted area regulations;
- (t) Regulated navigation areas;
- (u) Naval operation area regulations;
- (v) Maneuvering behavior for different vessel types;
- (w) Impact of propulsion and maneuvering machinery on vessel navigation;
- (x) Local ship assist and escort tug characteristics;
- (y) Tanker escort rules - state and federal;
- (z) Use of anchors and knowledge of ground tackle;
- (aa) Applicable federal and state marine and environmental safety law requirements;
- (bb) Marine security and safety zone concerns;
- (cc) Marine port security regulations;
- (dd) Harbor safety plan and harbor regulations; and
- (ee) Chapter 88.16 RCW and other relevant state and federal regulations.

(8) Length.

(a) In the Puget Sound pilotage district, for applicants taking an examination before July 1, 2008, the minimum length of the training program shall be seven months. For applicants who take an examination on or after July 1, 2008, the minimum length of the training program shall be eight months. The maximum length of the training program shall be thirty-six months if the applicant elects to receive a sti-

pend. The length of the training program shall be established by the board based on the recommendation of the trainee evaluation committee.

(b) In the Grays Harbor pilotage district, the length of the training program shall be set by the board based on the recommendation of the trainee evaluation committee.

(9) Rest. It is the pilot trainee's responsibility to provide adequate rest time so that he/she is fully able to pilot on training trips. Pilot trainees shall not take pilot training trips in which they will be piloting the vessel without observing the rest rules in place by federal or state law or regulation. For purposes of calculating rest required before a training trip in which the pilot trainee will be piloting after an observation trip in which the pilot trainee did not pilot the vessel, such observation trip shall be treated as though it had been a normal pilotage assignment. Nothing herein shall be construed as requiring any particular amount of rest before any observation trip in which the pilot trainee will not be piloting.

(10) Stipend. At the initial meeting with the trainee evaluation committee the applicant shall indicate whether he/she wishes to receive a stipend during the training program. In the Puget Sound pilotage district, as a condition of receiving such stipend, applicants will agree to forego during the training program other full- or part-time employment which prevents them from devoting themselves on a full-time basis to the completion of the training program. With the consent of the board and the restructuring of the training program, pilot trainees may elect to change from a stipend to nonstipend status, and vice versa, during the training program. The stipend paid to pilot trainees shall be six thousand dollars per month (or such other amount as may be set by the board from time to time), shall be contingent upon the board's setting of a training surcharge fee in the tariffs levied pursuant to WAC 363-116-185 and 363-116-300 sufficient to cover the expense of the stipend and shall be paid from a pilot training account as directed by the board. Any approved pilot association or other organization collecting the pilotage tariff levied by WAC 363-116-185 or 363-116-300 shall transfer the pilot training surcharge receipts to the board at least once a month or otherwise dispose of such funds as directed by the board. The board may set different training stipends for different pilotage districts. Receipts from the training surcharge shall not belong to the pilot providing the service to the ship that generated the fee or to the pilot association or other organization collecting the surcharge receipts, but shall be disposed of as directed by the board. Pilot associations or other organizations collecting surcharge receipts shall provide an accounting of such funds to the board on a quarterly basis or at such other intervals as may be requested by the board. Any audited financial statements filed by pilot associations or other organizations collecting pilotage tariffs shall include an accounting of the collection and disposition of these surcharge fees. The board shall direct the disposition of all funds in the account.

(11) Trainee evaluation committee. There is hereby created a trainee evaluation committee to which members shall be appointed by the board. The committee shall include: Three active licensed Washington state pilots, who, to the extent possible, shall be from the district in which the pilot trainee seeks a license and at least one of whom shall be a



member of the board; one representative of the marine industry from the relevant pilotage district (who may be a board member) who holds, or has held, the minimum U.S. Coast Guard license required by RCW 88.16.090; and one public representative member of the board. The committee shall be chaired by a pilot member of the board and shall meet as necessary to complete the tasks accorded it.

(12) Training pilots. The board shall designate as training pilots those pilots with a minimum of seven years of piloting in the relevant district who are willing to undergo such training as the board may require and provide. The board may establish a lower experience level for the Grays Harbor pilotage district. Training pilots shall receive such training from the board to better enable them to give guidance and training to pilot trainees and to properly evaluate the performance of pilot trainees. The board shall keep a list of training pilots available for public inspection at all times. All pilot members of the trainee evaluation committee shall also be training pilots.

(13) Evaluation. When a pilot trainee pilots a vessel under the supervision of another pilot, the supervising pilot shall, to the extent possible, communicate with and give guidance to the pilot trainee in an effort to make the trip a valuable learning experience. After each such trip, the supervising pilot shall complete a form provided by the board evaluating the pilot trainee's performance. The board shall prepare different forms to be used by supervising pilots who are training pilots and those who are not. Evaluation forms prepared by licensed pilots who are not training pilots shall be used by the trainee evaluation committee and the board for assessing a pilot trainee's progress, providing guidance to the pilot trainee and for making alterations to the training program. All evaluation forms shall be delivered or mailed by the supervising pilot to the board. They shall not be given to the pilot trainee. The supervising pilot may show the contents of the form to the trainee, but the pilot trainee has no right to see the form until it is filed with the board. The trainee evaluation committee shall review these evaluation forms from time to time and the chairperson of the trainee evaluation committee shall report the progress of all pilot trainees at each meeting of the board. If it deems it necessary, the trainee evaluation committee may recommend, and the board may make, changes from time to time in the training program requirements applicable to a pilot trainee, including the length of the training program.

(14) Removal. A pilot trainee may be removed from the training program by the board if it finds any of the following:

- (a) Failure to maintain the minimum federal license required by RCW 88.16.090;
- (b) Conviction of an offense involving drugs or involving the personal consumption of alcohol;
- (c) Failure to devote full time to training in the Puget Sound pilotage district if receiving a stipend;
- (d) The pilot trainee is not physically fit to pilot;
- (e) Failure to make satisfactory progress toward timely completion of the program or timely meeting of interim performance requirements in the training program;
- (f) Inadequate performance on examinations or other actions required by the training program;

- (g) Failure to demonstrate the superior skills required in the initial evaluation;
- (h) Inadequate performance on training trips; or
- (i) Violation of a training program requirement, law, regulation or directive of the board.

(15) Completion of the training program shall include the requirement that the pilot trainee:

- (a) Successfully complete the requirements set forth in the training program;
- (b) Possess a valid first class pilotage endorsement without tonnage or other restrictions on his/her United States government license to pilot in all of the waters of the pilotage district in which the pilot applicant seeks a license; and
- (c) Successfully complete any local knowledge examination(s) required by the board and specified in the training program.

AMENDATORY SECTION (Amending WSR 97-08-042, filed 3/28/97, effective 3/28/97)

**WAC 363-116-080 Licensing of pilots.** (1) No person shall be (~~licensed by the board unless he~~) issued a pilot license until he/she has applied for a ((pilotage)) pilot license and successfully completed:

- (a) The ~~((pilotage))~~ written examination(s);
- (b) ~~((familiarization trips required by the board))~~ The simulator evaluation; ((and))
- (c) The ((pilotage)) pilot training program((, if applicable));
- (d) A physical examination; and
- (e) Tendered the license fee stipulated in WAC 363-116-070.

~~((The majority of the entire board shall pass on the licensing of a pilot and licenses shall be signed by the chairperson. All applicants shall have and display a United States Government Masters License and a first class United States endorsement without restrictions on that license to pilot in whichever pilotage district the applicant desires a license. In addition all applicants shall have and display an endorsement to their masters license issued by the United States Coast Guard certifying competence as a radar observer.~~

~~(2) Prior to commencing familiarization trips, and the pilot training program, if applicable, an applicant must pass a written and oral examination given and graded by the board. Notice of the examination shall be published four months in advance by one paid advertisement in a major newspaper and written notice to one radio station, one television station, United Press International, and the Associated Press, as well as all pilots licensed by the board and all operators registered with the board. Applications will be accepted by the board immediately following the publication of the notice of the examination. The board may, in an emergency, call for an immediate examination on less than four months notice.~~

~~(a) The examination may be taken by all qualified applicants who:~~

- ~~(i) Have had a license application on file with the board for at least one month prior to the examination. (This requirement may be waived upon the showing of good cause.)~~
- ~~(ii) Have tendered a nonrefundable examination fee of three hundred dollars. The board may, at its discretion, refund~~



the examination fee for an applicant who is unable to sit for the examination.

(iii) Have had a physical examination by a physician designated by the board not more than thirty days prior to the examination to determine his physical fitness to be a pilot.

(b) The examination shall be in compliance with RCW 88.16.090 and shall consist of questions covering, but not limited to, the following subjects as they pertain to the pilotage district for which the examination is being given:

(i) Rules of the road as set forth in United States government publications;

(ii) Aids to navigation;

(iii) Courses, distances, and distance past abeam at change of course points, course points within channels, waterways, and navigable tributaries within the pilotage district for which the examination is being given;

(iv) Cable crossing areas;

(v) Channel and passage widths, depths and shoal areas;

(vi) Bridge signals—width, regulations, and closed periods;

(vii) Ship handling, docking and undocking problems, use of towboats and anchors, and seamanship;

(viii) Vessel traffic system regulations where applicable;

(ix) Ranges for determining compass error and measured miles;

(x) Channel ranges;

(xi) Engine and rudder order commands for United States and foreign merchant vessels and United States naval vessels;

(xii) Operation and use of marine radar, including rapid plotting techniques;

(xiii) Knowledge of tidal currents and ability to calculate currents and tides;

(xiv) Pier, wharf, or terminal locations and berth numbers; dock or pier headings, lengths, and minimum depths of water alongside;

(xv) Prohibited areas, restricted areas, and explosive anchorages;

(xvi) Use of navigational and bridge instruments;

(xvii) Anchorage locations;

(xviii) Duties of pilot;

(xix) Relationship between pilot and master;

(xx) Location and meaning of storm warning signals;

(xxi) Meaning of one and two flag signals;

(xxii) United States government public health quarantine regulations;

(xxiii) Harbor regulations;

(xxiv) Washington State Pilotage Act and rules of the board of pilotage commissioners;

(xxv) Chart knowledge, including chart symbols and abbreviations as set forth in the latest department of commerce NOS (National Ocean Survey) Chart No. 1.

(3) After passing the examination, applicants for the Puget Sound pilotage district must enter and successfully complete a training program. In this program applicants shall be required to pilot vessels under the supervision of Puget Sound pilots with more than five years experience. Upon written request by an applicant to the board, the five years' experience requirement for the supervisory pilot may be waived in certain instances. After every such assignment the

supervisory pilots shall fill out, on a form provided by the board, an evaluation of the applicant's performance. After completion of the training period, the board shall evaluate the applicant's performance in shiphandling skills on the basis of these forms and other relevant information and decide whether the applicant should be licensed. Dependent on the applicant's experience level and grade of license, applicants in this training program shall pilot under such supervision for a minimum period of four months and seventy five assignments and a maximum period of six months and one hundred assignments.

(4) After passing the examination, applicants for the Grays Harbor pilotage district must enter and successfully complete a training program. In this program applicants shall be required to pilot vessels under the supervision of Grays Harbor pilots with more than five years' experience. Upon written request by an applicant, to the board, the five years' experience requirement for the supervisory pilot may be waived in certain instances. After every such assignment the supervisory pilots shall fill out, on a form provided by the board, an evaluation of the applicant's performance. After completion of the training period, the board shall evaluate the applicant's performance in shiphandling skills on the basis of these forms and other relevant information and decide whether the applicant should be licensed. Dependent on the applicant's experience level and grade of license, applicants in this training program shall pilot under such supervision for a minimum period of four months and twenty five assignments and a maximum period of six months and one hundred assignments.

(5)) (2) A majority of board members in attendance at a meeting where licensing of an applicant is scheduled for consideration, shall pass on the issuance of a pilot license. Pilot licenses shall be signed by the chairperson or his/her designee.

(3) At the time of completion of the training program as provided in WAC 363-116-078 and at the time of consideration for licensing, all applicants must provide a copy of his/her U.S. master license required by RCW 88.16.090 with a first class U.S. pilotage endorsement without tonnage or other restrictions on that U.S. master license to pilot in all of the waters of the pilotage district defined in RCW 88.16.050 in which the applicant desires to be licensed and an endorsement on that U.S. master license as a radar observer (unlimited); and a certificate representing competency in automatic radar plotting aids (ARPA).

(4) No person shall be licensed by the board who has been convicted of an offense involving drugs or the personal consumption of alcohol in the twelve months prior to the date of application. This restriction shall not apply to license renewals.

(5) After completion of the training program the trainee evaluation committee shall review the evaluations and the pilot trainee's performance on other required aspects of the training program and make a recommendation to the board that the pilot trainee is: Suitable for licensing; not suitable for licensing; or, in need of more training and further evaluation. The board shall consider such recommendation and may: Issue the license if there is a need for a pilot in the relevant district; require more training for the pilot trainee if neces-

sary; deny a license if it finds that the pilot trainee should not be licensed; or, delay the issuance of a license, if there is no need for a pilot at that time in the relevant district. If the board delays the issuance of a license, it may prescribe additional training trips for the pilot trainee and continue the pilot trainee in the training program. The criteria to be followed by the board in issuing or denying licenses shall include, but not be limited to: Performance in the training program; piloting and ship handling and general seamanship skills; local knowledge; and, bridge presence and communication skills.

(6) If two or more pilot trainees are deemed qualified by the board for issuance of a license at the same meeting of the board, the pilot trainee with the highest combined score on the initial written examination and simulator evaluation shall be licensed first.

**AMENDATORY SECTION** (Amending WSR 05-04-028, filed 1/26/05, effective 2/26/05)

**WAC 363-116-082 Limitations on new pilots.** (1) The following limitations and pilot license upgrade requirements shall apply to a newly licensed pilot during his/her first five years of active service. ((Except where otherwise noted, the pilotage assignment may include docking and undocking of vessels within the tonnage limitations.)) For purposes of this section, the term ("tanker") "tank vessel" shall, in addition to ((tankers)) tank ships, include any ((combination of)) articulated or integrated tug and tank barge combinations, and any tonnage restrictions thereon shall be calculated by including the gross tonnage of the tug and tank barge combined. ((All tonnages referred to are international tonnages.)) For purposes of this section, the term "petroleum products" shall include crude oil, refined products, liquefied natural gas, and propane gas. GT (ITC) as used in this section refers to gross tonnages measured in accordance with the requirements of the 1969 International Convention on Tonnage Measurement of Ships.

(2) Puget Sound pilotage district - license limitation periods. Except for trips being made for pilot license upgrades, licenses issued in the Puget Sound pilotage district shall have the following limitations:

| <u>License Year</u> | <u>Maximum Size of Tank Vessels Carrying Petroleum Products as Bulk Cargo</u> | <u>Maximum Size of Other Vessels</u>   |
|---------------------|---|--|
| 1                   | Piloting on vessels of any size prohibited                                    | 30,000 GT (ITC) or 660 feet except for passenger vessels which may only have a maximum size of 5000 GT (ITC) |
| 2                   | 30,000 GT (ITC)   | 38,000 GT (ITC)  |
| 3                   | 38,000 GT (ITC)   | 48,000 GT (ITC)  |
| 4                   | 45,000 GT (ITC)   | 60,000 GT (ITC)  |
| 5                   | 55,000 GT (ITC)   | 75,000 GT (ITC)  |

(3) Puget Sound pilotage district - pilot license upgrade requirements. Progressive lifting of tonnage limitations requires a newly licensed pilot to satisfactorily pilot vessels ((under the direct supervision of a five-year pilot on the familiarization/training trips listed below. This veteran pilot shall complete and submit an evaluation form for each trip a new pilot performs. All of these trips must, if practical, be completed during the last ninety days of the license year.

(3) Puget Sound pilotage district - License limitations.

(a) First year:

(i) Not authorized to pilot loaded petroleum tankers.

(ii) Not authorized to pilot any vessels in excess of 25,000 gt or 660' in length.

(iii) Not authorized to pilot any passenger vessels in excess of 5,000 gt.

(b) Second year:

(i) Not authorized to pilot loaded petroleum tankers in excess of 25,000 gt.

(ii) Not authorized to pilot any vessels in excess of 30,000 gt.

(c) Third year:

(i) Not authorized to pilot loaded petroleum tankers in excess of 32,000 gt.

(ii) Not authorized to pilot any vessels in excess of 45,000 gt.

(d) Fourth year:

(i) Not authorized to pilot loaded petroleum tankers in excess of 38,000 gt.

(ii) Not authorized to pilot any vessels in excess of 60,000 gt.

(e) Fifth year:

(i) Not authorized to pilot loaded petroleum tankers in excess of 45,000 gt.

(ii) Not authorized to pilot any vessels in excess of 75,000 gt.

(4) Puget Sound pilotage district - Familiarization/training trips:

(a) Prior to the expiration of the first license year, a new pilot must make three familiarization/training trips, two of which shall involve docking loaded petroleum tankers of not more than 30,000 gt; and the third trip shall involve a waterway transit of a vessel between 25,000 and 35,000 gt.

(b) Prior to the expiration of the second license year, a new pilot must make three familiarization/training trips, two of which shall involve docking loaded petroleum tankers of between 25,000 and 32,000 gt; and the third trip shall involve the docking of a vessel between 30,000 and 45,000 gt other than a loaded petroleum tanker.

(c) Prior to the expiration of the third license year, a new pilot must make three familiarization/training trips, one of which shall involve docking a loaded petroleum tanker of between 32,000 and 38,000 gt; and two trips shall involve the docking of vessels between 45,000 and 60,000 gt other than loaded petroleum tankers.

(d) Prior to the expiration of the fourth license year, a new pilot must make three familiarization/training trips, one of which shall involve docking a loaded petroleum tanker of between 38,000 and 45,000 gt; and two trips shall involve the docking of vessels between 60,000 and 75,000 gt other than loaded petroleum tankers.

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~~(e) Prior to the expiration of the fifth license year, a new pilot must make three familiarization/training trips which shall involve two trips docking and one trip anchoring loaded petroleum tankers of 55,000 gt or larger.~~

~~(f) All of these trips must be complete trips between one port and another port, or between the pilot station and a port)) on the trips specified in this section. The trainee evaluation committee shall recommend to the board a series of eight trips to be made by each pilot in the last one hundred twenty days of each year of the license limitation periods specified in subsection (2) of this section, except that pilots whose license anniversary date is less than one hundred twenty days after the effective date of this section shall only be required to make three such trips prior to the first license anniversary subsequent to the effective date of this section. As to these trips, the trainee evaluation committee shall specify the size and type of the vessel; origin and destination, whether the transit is to include a docking, waterway transit or other particular maneuvering requirement, whether any tank vessel trips are to be made while in ballast or loaded and whether the trip shall be taken with training pilots, trainee evaluation committee member pilots or pilots with a specified experience level. To the extent practical, the trips shall be on vessels of at least a size that falls between the upper limit in the expiring license limitation and the upper limit in the upcoming license limitation period. All of these trips shall be complete trips between one port and another port, or between the pilot station and a port. The supervising pilots shall complete and submit to the board an evaluation form provided by the board for each trip a new pilot performs.~~

~~((5)) (4) Grays Harbor pilotage district - license limitation((s)) periods. Pilots licensed in the Grays Harbor pilotage district shall not pilot vessels in violation of the restrictions set forth in the table below during the indicated license year.~~

~~((a) First year:~~

~~(i) Not authorized to pilot loaded tankers carrying chemical or petroleum products.~~

~~(ii) Not authorized to pilot any vessels in excess of 25,000 gt.~~

~~(iii) Not authorized to pilot loaded or partially loaded vessels through the Chehalis River bridge.~~

~~(b) Second year:~~

~~(i) Not authorized to pilot loaded tankers carrying chemical or petroleum products in excess of 10,000 gt.~~

~~(ii) Not authorized to pilot any vessels in excess of 30,000 gt.~~

~~(e) Third year: Not authorized to pilot any vessels in excess of 45,000 gt.~~

~~(d) Fourth year: Not authorized to pilot any vessels in excess of 60,000 gt.~~

~~(e) Fifth year: Not authorized to pilot any vessels in excess of 75,000 gt.))~~

| <u>License Year</u> | <u>Maximum Size of Tank Vessels Carrying Petroleum Products</u> | <u>Maximum Size of Other Vessels</u>   |
|---------------------|---|--|
| <u>1</u>            | <u>Piloting on vessels of any size prohibited</u>               | <u>25,000 GT (ITC) except that piloting on vessels of any size is prohibited through the Chehalis River Bridge unless vessel is in ballast and does not exceed 25,000 GT (ITC)</u> |
| <u>2</u>            | <u>10,000 GT (ITC)</u>  | <u>30,000 GT (ITC)</u>   |
| <u>3</u>            | <u>45,000 GT (ITC)</u>  | <u>45,000 GT (ITC)</u>   |
| <u>4</u>            | <u>60,000 GT (ITC)</u>  | <u>60,000 GT (ITC)</u>   |
| <u>5</u>            | <u>75,000 GT (ITC)</u>  | <u>75,000 GT (ITC)</u>   |

~~((f)) Notwithstanding subsection ((8)) (7) of this section, upon determination that a bona fide safety concern may result from no pilot without license restrictions being available within a reasonable time to pilot a vessel requiring pilotage services, the ((chair)) chairperson or acting ((chair)) chairperson of the board, on a single trip basis, may authorize a newly licensed pilot holding a restricted license to provide pilotage services to the vessel, irrespective of the tonnage, service or location of the assigned berth of the vessel.~~

~~((6)) (5) Grays Harbor pilotage district - ((Familiarization/training trips)) pilot license upgrade requirements.~~

~~(a) Prior to the expiration of the first license year, a new pilot must make five ((familiarization/training)) license upgrade trips. Three of these trips shall be through the Chehalis River bridge on loaded or partially loaded vessels. The other trips shall be on vessels in excess of 25,000 GT (ITC) and involve docking and passage to or from the sea buoy; and one of these trips shall involve turning the vessel in the waterway.~~

~~(b) Prior to the expiration of the second license year, a new pilot must make three ((familiarization/training)) license upgrade trips on vessels in excess of 30,000 GT (ITC). Two of these trips shall involve docking and passage to or from the sea buoy; and one of these trips shall involve turning the vessel in the waterway.~~

~~(c) Prior to the expiration of the third license year, a new pilot must make three ((familiarization/training)) license upgrade trips on vessels in excess of 45,000 GT (ITC) or on the nearest larger size vessels available. Two of these trips shall involve docking and passage to or from the sea buoy; and one of these trips shall involve turning the vessel in the waterway.~~

~~(d) Prior to the expiration of the fourth license year, a new pilot must make two ((familiarization/training)) license upgrade trips on vessels in excess of 60,000 GT (ITC) or on the nearest larger size vessels available.~~

~~(e) Prior to the expiration of the fifth license year, a new pilot must make two ((familiarization/training)) license~~

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upgrade trips on vessels in excess of 75,000 GT (ITC) or on the nearest larger size vessels available.

(f) Notwithstanding (c), (d), and/or (e) of this subsection not being accomplished due to unavailability of vessels, in the sixth license year ~~((the new))~~ a pilot will be issued ~~((an unlimited))~~ a license without limitations.

~~((7))~~ (6) The initial license shall contain the limitations contained above and list the date of commencement and expiration of such periods. If a newly licensed pilot is unable to pilot for forty-five days or more in any one of the five years, he/she shall notify the board and request a revised schedule of limitations.

~~((8))~~ (7) Except as provided in subsection (4) of this section, no pilot shall be dispatched to, or accept an assignment on, any vessel which exceeds the limitations of his/her license. On vessels in which there is more than one pilot assigned, the license limitations shall apply only to the pilot in charge.

~~((9))~~ (8) All limitations on a ~~((new))~~ pilot's license shall be lifted at the beginning of the sixth year of piloting provided he/she has submitted to the board a statement attesting to the fact that he/she has completed all the required ~~((familiarization/training requirements))~~ license upgrade trips and the vessel simulator courses ((required)).

**AMENDATORY SECTION** (Amending WSR 97-08-042, filed 3/28/97, effective 3/28/97)

**WAC 363-116-083 Examination review and appeal procedures.** (1) ~~((Any candidate who takes the state examination for licensure))~~ Applicants who take an examination as provided in this chapter shall provide the board with an address to be used for notification of the examination results. Such address shall be a place at which mail is delivered. In addition, an applicant may provide the board with other means of contact such as telephone numbers and/or e-mail addresses. It will be the responsibility of the applicant to ensure that the board has a current mailing address at all times. The mailing address will be considered the primary means of notice by the board. If the applicant cannot personally receive mail at the address provided to the board for any period of time, another person may be designated in writing and notarized to the board as having power of attorney specifically to act in the applicant's behalf regarding such notice. Notice delivered to the address provided by the applicant will be considered received by the applicant for the purpose of "receipt of notification of the examination results" as provided in subsection (2) of this section.

(2) Any applicant who takes an examination as provided in this chapter may request a review by the board of his ((or)) her examination results. This request must be in writing and must be received by the board within ((fifteen)) five business days of receipt of notification of the examination results. The board will not set aside its prior determination unless the ((candidate)) applicant proves the challenged score was the result of fraud, coercion, arbitrariness or manifest unfairness by the board. ((The board will not consider any challenges to examination scores unless the total revised score could result in a higher ranking to enter the training program or a passing grade on the pilotage examination.

~~((2))~~ If it finds that reasonable cause exists to question an examination grade, the board may allow any applicant appealing his/her examination results to enter the simulator evaluation. No applicant approved by the board for entry into the simulator evaluation shall be disqualified by the successful examination appeal of another applicant.

(3) The procedure for filing a review is as follows:

(a) The applicant must contact the board office for an appointment to appear personally to review ((incorrect answers on the)) his/her examination.

(b) The ~~((candidate))~~ applicant will be provided a form to complete in the board office in defense of ~~((the examinee's))~~ his/her examination answers.

(c) The ~~((candidate))~~ applicant must state the specific reason or reasons why ~~((the candidate))~~ he/she feels the results of ~~((the))~~ his/her examination should be changed.

(d) The ~~((candidate))~~ applicant will be identified only by ~~((candidate))~~ applicant number for the purpose of this review. Letters of reference or requests for special consideration will not be read or considered by the board.

(e) ~~((Candidates))~~ The applicant may not bring in notes or texts for use while completing the informal review form.

(f) ~~((Candidates))~~ The applicant will not be allowed to take any notes or materials from the office upon leaving.

(g) The board will schedule a closed session meeting to review the examinations and forms completed by the ~~((candidate))~~ applicant for the purpose of informal review.

(h) The ~~((candidates))~~ applicant will be notified in writing of the results.

~~((3))~~ (4) Any ~~((candidate))~~ applicant who is not satisfied with the result of the examination review may request a formal hearing pursuant to RCW 88.16.100 and governed by the provisions of chapter 34.05 RCW. Such hearing must be requested within thirty days of receipt of the result of the board's review of the examination results.

**AMENDATORY SECTION** (Amending WSR 97-08-042, filed 3/28/97, effective 3/28/97)

**WAC 363-116-175 Tariff proposals.** The board of pilotage commissioners has been charged with certain statutory duties by RCW 88.16.035. To assist the board in its responsibilities to provide for the maintenance of efficient and competent pilotage services and to annually fix the pilotage tariffs for pilotage services to be performed on the waters covered by chapter 88.16 RCW, it shall be the policy that licensed pilots, ship operators, and interested members of the public may jointly or separately present tariff proposals to the board for its consideration. Any such proposals shall endeavor to provide that the tariff at all times funds the training program and the number of pilots licensed by the board.

To that end, individual Washington state licensed pilots, independent ship owners or operators, members of the public and/or agents, committees or organizations representing said persons or corporations are authorized to meet, discuss, and prepare joint or separate tariff proposals for board consideration. They may appear before the board to support or oppose any such proposal, or part thereof, but the final determination, adoption and active supervision of the rates, charges, expense items, and classifications to be contained in said

pilotage tariffs and the rules, regulations, or procedures to implement said annual tariffs shall be made by the board.

**AMENDATORY SECTION** (Amending WSR 05-12-055, filed 5/26/05, effective 7/1/05)

**WAC 363-116-300 Pilotage rates for the Puget Sound pilotage district.** Effective 0001 hours ((July)) October 1, 2005, through 2400 hours June 30, 2006.

| CLASSIFICATION   | RATE                                  |
|--|---------------------------------------|
| Ship length overall (LOA)  |                                       |
| Charges:   | per LOA rate schedule in this section |
| Boarding fee:  | \$35.00                               |
| Per each board-<br>ing/deboarding at the<br>Port Angeles pilot sta-<br>tion. |                                       |
| Harbor shift - Live ship<br>(Seattle Port)                                   | LOA Zone I                            |
| Harbor shift - Live ship<br>(other than Seattle Port)                        | LOA Zone I                            |
| Harbor shift Dead ship   | Double LOA<br>Zone I                  |
| Dead ship towing charge:   | Double LOA                            |
| LOA of tug + LOA of tow + beam of tow  | Zone                                  |

Any tow exceeding seven hours, two pilots are mandatory. Harbor shifts shall constitute and be limited to those services in moving vessels from dock to dock, from anchorage to dock, from dock to anchorage, or from anchorage to anchorage in the same port after all other applicable tariff charges for pilotage services have been recognized as payable.

**Waterway and bridge charges:**

**Ships up to 90' beam:**  
A charge of \$185.00 shall be in addition to bridge fees for any vessel movements both inbound and outbound required to transit south of Spokane Street in Seattle, south of Eleventh Street in any of the Tacoma waterways, in Port Gamble, or in the Snohomish River. Any vessel movements required to transit through bridges shall have an additional charge of \$88.00 per bridge.

**Ships 90' beam and/or over:**

A charge of \$251.00 shall be in addition to bridge fees for any vessel movements both inbound and outbound required to transit south of Spokane Street in Seattle and south of Eleventh Street in any of the Tacoma waterways. Any vessel movements required to transit through bridges shall have an additional charge of \$175.00 per bridge.

(The above charges shall not apply to transit of vessels from Shilshole Bay to the limits of Lake Washington.)

**Two or three pilots required:**

In a case where two or three pilots are employed for a single vessel waterway or bridge transit, the second

and/or third pilot charge shall include the bridge and waterway charge in addition to the harbor shift rate.

|  |                     |
|--|---------------------|
| Compass adjustment   | \$250.00            |
| Radio direction finder calibration   | \$250.00            |
| Launching vessels  | \$376.00            |
| Trial trips, 6 hours or less (Mini-<br>mum \$ 708.00)  | \$118.00<br>per hr. |
| Trial trips, over 6 hours (two pilots)   | \$235.00<br>per hr. |
| Shilshole Bay – Salmon Bay   | \$147.00            |
| Salmon Bay – Lake Union  | \$114.00            |
| Lake Union – Lake Washington<br>(plus LOA zone from Webster<br>Point)  | \$147.00            |
| Cancellation charge  | LOA Zone I          |
| Cancellation charge—Port Angeles (when<br>a pilot is ordered and vessel proceeds<br>to a port outside the Puget Sound<br>pilotage district without stopping for<br>pilot or when a pilot order is can-<br>celled less than twelve hours prior to<br>the original ETA.) | LOA Zone II         |

Docking delay after anchoring: \$118.00 per hr.

Applicable harbor shift rate to apply, plus \$118.00 per hour standby. No charge if delay is 60 minutes or less. If the delay is more than 60 minutes, charge is \$118.00 for every hour or fraction thereof.

Sailing delay: \$118.00 per hour

No charge if delay is 60 minutes or less. If the delay is more than 60 minutes, charge is \$118.00 for every hour or fraction thereof. The assessment of the standby fee shall not exceed a period of twelve hours in any twenty-four hour period.

Slowdown: \$118.00 per hour

When a vessel chooses not to maintain its normal speed capabilities for reasons determined by the vessel and not the pilot, and when the difference in arrival time is one hour, or greater, from the predicted arrival time had the vessel maintained its normal speed capabilities, a charge of \$118.00 per hour, and each fraction thereof, will be assessed for the resultant difference in arrival time.

**Tonnage charges:**

0 to 20,000 gross tons:  
Additional charge to LOA zone mileage of \$0.0059 a gross ton for all gross tonnage up to 20,000 gross tons.

20,000 to 50,000 gross tons:  
Additional charge to LOA zone mileage of \$0.0606 a gross ton for all gross tonnage in excess of 20,000 gross tons up to 50,000 gross tons.

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50,000 gross tons and up:  
In excess of 50,000 gross tons, the charge shall be \$0.0726 per gross ton.

For vessels where a certificate of international gross tonnage is required, the appropriate international gross tonnage shall apply.

Delayed arrival-Port Angeles: \$118.00  
per hour

When a pilot is ordered for an arriving inbound vessel at Port Angeles and the vessel does not arrive within two hours of its ETA, or its ETA is amended less than six hours prior to the original ETA, a charge of \$118.00 for each hour delay, or fraction thereof, shall be assessed in addition to all other appropriate charges.

When a pilot is ordered for an arriving inbound vessel at Port Angeles and the ETA is delayed to six hours or more beyond the original ETA, a cancellation charge shall be assessed, in addition to all other appropriate charges, if the ETA was not amended at least twelve hours prior to the original ETA.

Transportation to vessels on Puget Sound:

|                               |           |
|-------------------------------|-----------|
| March Point or Anacortes      | \$ 157.00 |
| Bangor                        | 153.00    |
| Bellingham                    | 181.00    |
| Bremerton                     | 135.00    |
| Cherry Point                  | 209.00    |
| Dupont                        | 97.00     |
| Edmonds                       | 35.00     |
| Everett                       | 59.00     |
| Ferndale                      | 199.00    |
| Manchester                    | 131.00    |
| Mukilteo                      | 53.00     |
| Olympia                       | 125.00    |
| Point Wells                   | 35.00     |
| Port Gamble                   | 185.00    |
| Port Townsend (Indian Island) | 223.00    |
| Seattle                       | 15.00     |
| Tacoma                        | 71.00     |

- (a) Intraharbor transportation for the Port Angeles port area - transportation between Port Angeles pilot station and Port Angeles harbor docks - \$15.00.
- (b) Interport shifts: Transportation paid to and from both points.
- (c) Intraharbor shifts: Transportation to be paid both ways. If intraharbor shift is cancelled on or before scheduled reporting time, transportation paid one way only.
- (d) Cancellation: Transportation both ways unless notice of cancellation is received prior to scheduled reporting time in which case transportation need only be paid one way.
- (e) Any new facilities or other seldom used terminals, not covered above, shall be based on mileage x \$2.00 per mile. Delinquent payment charge: 1 1/2% per month after 45 days from first billing.

Delinquent payment charge: 1 1/2% per month after 45 days from first billing.

Nonuse of pilots: Ships taking and discharging pilots without using their services through all Puget Sound and adjacent inland waters shall pay full pilotage fees on the LOA zone mileage basis from Port Angeles to destination, from place of departure to Port Angeles, or for entire distance between two ports on Puget Sound and adjacent inland waters.

Training surcharge: Effective October 1, 2005 a surcharge of \$10 shall be added to each vessel assignment for establishing a fund for payment of pilot trainee stipends. Thereafter, an additional \$10 for each pilot trainee then receiving a stipend pursuant to the training program provided in WAC 363-116-078 shall be added to each vessel assignment. The need for the initial \$10 surcharge will be reviewed at each regular tariff hearing, or at such other times as may be determined by the board, where need is determined by considering the funds then available for trainee stipends and the number of trainees projected to be in the training program receiving a stipend during the tariff year.

LOA rate schedule

The following rate schedule is based upon distances furnished by National Oceanic and Atmospheric Administration, computed to the nearest half-mile and includes retirement fund contributions.

| LOA       | ZONE         | ZONE       | ZONE        | ZONE        | ZONE         | ZONE             |
|-----------|--------------|------------|-------------|-------------|--------------|------------------|
|           | I            | II         | III         | IV          | V            | VI               |
|           | Intra Harbor | 0-30 Miles | 31-50 Miles | 51-75 Miles | 76-100 Miles | 101 Miles & Over |
| Up to 449 | 183          | 283        | 484         | 721         | 971          | 1,260            |
| 450 - 459 | 190          | 289        | 487         | 732         | 987          | 1,266            |
| 460 - 469 | 192          | 292        | 494         | 744         | 1,000        | 1,272            |
| 470 - 479 | 199          | 300        | 501         | 759         | 1,003        | 1,274            |
| 480 - 489 | 204          | 306        | 503         | 773         | 1,009        | 1,280            |
| 490 - 499 | 207          | 310        | 510         | 787         | 1,022        | 1,286            |
| 500 - 509 | 218          | 315        | 518         | 797         | 1,029        | 1,294            |
| 510 - 519 | 219          | 321        | 523         | 808         | 1,040        | 1,298            |
| 520 - 529 | 222          | 332        | 530         | 812         | 1,049        | 1,310            |
| 530 - 539 | 229          | 336        | 537         | 821         | 1,066        | 1,324            |
| 540 - 549 | 233          | 341        | 549         | 830         | 1,083        | 1,336            |
| 550 - 559 | 237          | 353        | 553         | 842         | 1,091        | 1,349            |
| 560 - 569 | 246          | 367        | 564         | 849         | 1,102        | 1,362            |
| 570 - 579 | 251          | 370        | 566         | 853         | 1,113        | 1,371            |
| 580 - 589 | 261          | 376        | 579         | 860         | 1,120        | 1,385            |
| 590 - 599 | 274          | 384        | 583         | 864         | 1,136        | 1,401            |
| 600 - 609 | 283          | 395        | 590         | 867         | 1,150        | 1,408            |
| 610 - 619 | 299          | 399        | 602         | 871         | 1,161        | 1,420            |
| 620 - 629 | 311          | 405        | 606         | 881         | 1,174        | 1,437            |

PERMANENT

| LOA         | ZONE I<br>Intra Harbor | ZONE II<br>0-30 Miles | ZONE III<br>31-50 Miles | ZONE IV<br>51-75 Miles | ZONE V<br>76-100 Miles | ZONE VI<br>101 Miles & Over |
|-------------|------------------------|-----------------------|-------------------------|------------------------|------------------------|-----------------------------|
| 630 - 639   | 326                    | 411                   | 613                     | 883                    | 1,185                  | 1,449                       |
| 640 - 649   | 338                    | 421                   | 620                     | 885                    | 1,194                  | 1,460                       |
| 650 - 659   | 362                    | 428                   | 631                     | 893                    | 1,209                  | 1,475                       |
| 660 - 669   | 369                    | 433                   | 636                     | 897                    | 1,222                  | 1,487                       |
| 670 - 679   | 382                    | 444                   | 643                     | 913                    | 1,236                  | 1,495                       |
| 680 - 689   | 388                    | 452                   | 652                     | 921                    | 1,247                  | 1,510                       |
| 690 - 699   | 399                    | 459                   | 661                     | 937                    | 1,260                  | 1,541                       |
| 700 - 719   | 417                    | 474                   | 673                     | 949                    | 1,284                  | 1,559                       |
| 720 - 739   | 442                    | 487                   | 690                     | 962                    | 1,310                  | 1,585                       |
| 740 - 759   | 459                    | 510                   | 703                     | 971                    | 1,336                  | 1,613                       |
| 760 - 779   | 477                    | 527                   | 721                     | 987                    | 1,362                  | 1,635                       |
| 780 - 799   | 501                    | 550                   | 732                     | 1,000                  | 1,385                  | 1,663                       |
| 800 - 819   | 521                    | 566                   | 747                     | 1,006                  | 1,408                  | 1,688                       |
| 820 - 839   | 537                    | 586                   | 764                     | 1,022                  | 1,437                  | 1,708                       |
| 840 - 859   | 560                    | 610                   | 778                     | 1,033                  | 1,459                  | 1,737                       |
| 860 - 879   | 581                    | 631                   | 793                     | 1,060                  | 1,487                  | 1,762                       |
| 880 - 899   | 602                    | 649                   | 808                     | 1,085                  | 1,510                  | 1,788                       |
| 900 - 919   | 619                    | 670                   | 822                     | 1,112                  | 1,541                  | 1,813                       |
| 920 - 939   | 638                    | 690                   | 842                     | 1,136                  | 1,557                  | 1,837                       |
| 940 - 959   | 661                    | 708                   | 854                     | 1,161                  | 1,585                  | 1,860                       |
| 960 - 979   | 677                    | 729                   | 869                     | 1,185                  | 1,613                  | 1,888                       |
| 980 - 999   | 699                    | 747                   | 884                     | 1,209                  | 1,635                  | 1,911                       |
| 1000 - 1019 | 741                    | 795                   | 923                     | 1,273                  | 1,711                  | 1,994                       |
| 1020 - 1039 | 761                    | 818                   | 952                     | 1,310                  | 1,763                  | 2,053                       |
| 1040 - 1059 | 784                    | 838                   | 980                     | 1,349                  | 1,814                  | 2,114                       |
| 1060 - 1079 | 808                    | 868                   | 1,008                   | 1,390                  | 1,870                  | 2,177                       |
| 1080 - 1099 | 832                    | 893                   | 1,039                   | 1,430                  | 1,925                  | 2,242                       |
| 1100 - 1119 | 856                    | 919                   | 1,070                   | 1,474                  | 1,982                  | 2,310                       |
| 1120 - 1139 | 882                    | 948                   | 1,103                   | 1,517                  | 2,042                  | 2,378                       |
| 1140 - 1159 | 908                    | 975                   | 1,135                   | 1,563                  | 2,104                  | 2,450                       |
| 1160 - 1179 | 935                    | 1,003                 | 1,169                   | 1,610                  | 2,166                  | 2,523                       |
| 1180 - 1199 | 964                    | 1,034                 | 1,203                   | 1,658                  | 2,232                  | 2,599                       |
| 1200 - 1219 | 993                    | 1,065                 | 1,239                   | 1,708                  | 2,298                  | 2,676                       |
| 1220 - 1239 | 1,022                  | 1,097                 | 1,276                   | 1,759                  | 2,366                  | 2,756                       |
| 1240 - 1259 | 1,052                  | 1,129                 | 1,314                   | 1,811                  | 2,438                  | 2,838                       |
| 1260 - 1279 | 1,083                  | 1,162                 | 1,353                   | 1,865                  | 2,511                  | 2,923                       |
| 1280 - 1299 | 1,115                  | 1,198                 | 1,394                   | 1,922                  | 2,585                  | 3,011                       |
| 1300 - 1319 | 1,149                  | 1,232                 | 1,435                   | 1,978                  | 2,663                  | 3,101                       |
| 1320 - 1339 | 1,184                  | 1,269                 | 1,479                   | 2,038                  | 2,742                  | 3,194                       |
| 1340 - 1359 | 1,218                  | 1,308                 | 1,523                   | 2,098                  | 2,824                  | 3,290                       |
| 1360 - 1379 | 1,255                  | 1,346                 | 1,568                   | 2,162                  | 2,908                  | 3,387                       |
| 1380 - 1399 | 1,292                  | 1,386                 | 1,616                   | 2,226                  | 2,995                  | 3,490                       |

| LOA         | ZONE I<br>Intra Harbor | ZONE II<br>0-30 Miles | ZONE III<br>31-50 Miles | ZONE IV<br>51-75 Miles | ZONE V<br>76-100 Miles | ZONE VI<br>101 Miles & Over |
|-------------|------------------------|-----------------------|-------------------------|------------------------|------------------------|-----------------------------|
| 1400 - 1419 | 1,331                  | 1,428                 | 1,662                   | 2,292                  | 3,085                  | 3,594                       |
| 1420 - 1439 | 1,370                  | 1,471                 | 1,713                   | 2,361                  | 3,178                  | 3,702                       |
| 1440 - 1459 | 1,412                  | 1,515                 | 1,765                   | 2,431                  | 3,273                  | 3,812                       |
| 1460 - 1479 | 1,452                  | 1,560                 | 1,816                   | 2,504                  | 3,371                  | 3,926                       |
| 1480 - 1499 | 1,496                  | 1,606                 | 1,871                   | 2,578                  | 3,471                  | 4,043                       |
| 1500 & Over | 1,541                  | 1,655                 | 1,927                   | 2,657                  | 3,574                  | 4,164                       |

**WSR 05-18-022**  
**PERMANENT RULES**  
**SECRETARY OF STATE**  
 (Elections Division)

[Filed August 29, 2005, 3:41 p.m., effective September 29, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: To clarify and define the purpose by which the Secretary of State certifies voting systems and to add testing procedures for new electronic voting equipment required by new federal law.

This rule filing supersedes emergency rules filed on July 6, 2005, in WSR 05-14-170.

Citation of Existing Rules Affected by this Order: Repealing chapter 434-333 WAC in its entirety.

Statutory Authority for Adoption: RCW 29A.04.611.

Adopted under notice filed as WSR 05-05-034 on February 10, 2005.

Changes Other than Editing from Proposed to Adopted Version: Changes were technical in nature.

Number of Sections Adopted in Order to Comply with Federal Statute: New 63, Amended 0, Repealed 35; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, 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 65, Amended 0, Repealed 35; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 29, 2005.

Steve Excell  
 Assistant Secretary of State

PERMANENT

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

|                 |   |                 |   |
|-----------------|---|-----------------|---|
| WAC 434-333-010 | Certification of vote tallying equipment.   | WAC 434-333-100 | Logic and accuracy test deck preparation—Special elections.                                       |
| WAC 434-333-015 | Application for certification.  | WAC 434-333-105 | Logic and accuracy test scheduling and preparation—Special election.                              |
| WAC 434-333-020 | Additional information and equipment required.  | WAC 434-333-110 | Logic and accuracy test certification—Special election.   |
| WAC 434-333-025 | Vendor deposit for examination expenses.  | WAC 434-333-120 | Logic and accuracy test preparation—State primary and general election—Punchcard systems.         |
| WAC 434-333-030 | Examination of equipment.   | WAC 434-333-125 | Punchcard test deck maintenance and storage.  |
| WAC 434-333-035 | Public hearing.   | WAC 434-333-127 | Punchcard adjustment standards and tests.   |
| WAC 434-333-040 | Issuance of certification.  | WAC 434-333-130 | Punchcard test precinct selection—State primary and general elections.                            |
| WAC 434-333-045 | Modification of certified equipment, guidelines for reexamination.                              | WAC 434-333-135 | Punchcard testing requirements prior to official logic and accuracy test.                         |
| WAC 434-333-050 | Application for certification or examination of modified voting systems or devices.             | WAC 434-333-140 | Definitions.  |
| WAC 434-333-055 | Acceptance testing of voting systems and equipment.   | WAC 434-333-145 | Logic and accuracy test deck preparation—State primary and general election—Optical scan systems. |
| WAC 434-333-060 | Inclusion of the federal election commission standards for voting equipment.                    | WAC 434-333-150 | Optical scan test ballot selection—State primary and general elections.                           |
| WAC 434-333-063 | Definition of official logic and accuracy test.   | WAC 434-333-155 | Optical scan read head adjustment standards and tests.  |
| WAC 434-333-065 | Logic and accuracy test conduct.  | WAC 434-333-160 | Optical scan read head and ballot scan area alignment tests.                                      |
| WAC 434-333-070 | Logic and accuracy test observers.  | WAC 434-333-165 | Optical scan ballot marking code program test.  |
| WAC 434-333-075 | Logic and accuracy testing of voting systems and equipment—State primary and general election.  | WAC 434-333-170 | Precinct-based optical scan ballot counter preparation and testing.                               |
| WAC 434-333-082 | Procedure for conduct of delayed primary or general election emergency logic and accuracy test. | WAC 434-333-175 | Poll site-based optical scan ballot counter test notices, observers, and log of process.          |
| WAC 434-333-085 | Logic and accuracy test scheduling and preparation—State primary and general election.          |                 |   |
| WAC 434-333-090 | Logic and accuracy test certification—State primary and general election.                       |                 |   |
| WAC 434-333-095 | Logic and accuracy testing of voting systems and equipment—Special elections.                   |                 |   |



## Chapter 434-335 WAC

## ELECTRONIC VOTING REQUIREMENTS

NEW SECTION

**WAC 434-335-010 Certification of voting equipment.** All voting systems, voting devices, and vote tallying systems must be certified and approved by the secretary of state before they can be used in Washington state. In order for a voting system to be certified in Washington state, it must meet the applicable federal standards, comply with Washington state law, and, except for functions or capabilities unique to Washington state, be certified and used in at least one other state.

NEW SECTION

**WAC 434-335-020 Voting systems review board.** The voting systems review board may review voting systems for certification and make recommendations to the secretary of state based upon those reviews. The voting systems review board includes independent experts in computer science or information technology, recognized experts in election administration, and representatives of the public at large. Members of the voting systems review board are appointed to a two-year term by the secretary of state. The duties of the voting systems review board include, but are not limited to, reviewing an application for certification, as provided in WAC 434-335-090, conducting a public hearing on the application, as provided in WAC 434-335-100, and making recommendations on the application to the secretary of state, as provided in WAC 434-335-110.

NEW SECTION

**WAC 434-335-030 Initial application for certification.** Any person or corporation (applicant) owning or representing a voting system or a vote tabulating system, part of a system, equipment, materials or procedure may apply in writing to the secretary of state for certification December 1st and ending May 30th the following year. Certification examinations and hearings are only conducted between January 1st and July 15th of each year.

(1) The application must include, but is not limited to, the following information:

(a) Description of the applicant, business address, customer references, and list of election products.

(b) Description of the equipment under review, version numbers, release numbers, operating and maintenance manuals, training materials, and technical and operational specifications.

(c) Documentation of all other states that have tested, certified and used the equipment in a binding election, and the length of time used in that state. The information for each state must include the version numbers of the operating system, software, and firmware, the dates and jurisdictions, and any reports compiled by state or local governments concerning the performance of the system.

(d) A monetary deposit as described in WAC 434-335-080.

(e) A copy of a letter from the applicant to each independent testing authority (ITA) which:

(i) Directs the ITA to send a copy of the completed ITA qualification report to the secretary of state;

(ii) Authorizes the ITA to discuss testing procedures and findings with the secretary of state; and

(iii) Authorizes the ITA to allow the secretary of state to review all records of any qualification testing conducted on the equipment.

(f) A technical data package (TDP) conforming to the 2002 *FEC Federal Voting Systems Standards (FVSS)*, Vol. II, Sec. 2 standards that includes:

(i) Identification of all COTS hardware and software products and communications services used in the operation of the voting system (ref. FVSS, 2.2.1.e);

(ii) A system functionality description (ref. FVSS, 2.3);

(iii) A system security specification (ref. FVSS, 2.6);

(iv) System operations procedures (ref. FVSS, 2.8);

(v) System maintenance procedures (ref. FVSS, 2.9);

(vi) Personnel deployment and training requirements (ref. FVSS, 2.10);

(vii) Configuration management plan (ref. FVSS, 2.11);

(viii) System change notes (if applicable, ref. FVSS, 2.13);

(ix) A system change list, if any, of modifications currently in development; and

(x) A system usability testing report.

(2) The source code of an electronic voting system must be placed in escrow and be accessible by the secretary of state under prescribed conditions allowing source code review for system verification.

(3) All documents, or portions of documents, containing proprietary information are not subject to public disclosure. The secretary of state must agree to use proprietary information solely for the purpose of analyzing and testing the system, and to the extent permitted by law, may not use the proprietary information or disclose it to any other person or agency without the prior written consent of the applicant.

NEW SECTION

**WAC 434-335-040 Voting system requirements.** (1) No voting device or its component software may be certified by the secretary of state unless it:

(a) Secures to the voter secrecy in the act of voting;

(b) Permits the voter to vote for any person for any office and upon any measure that he or she has the right to vote for;

(c) Permits the voter to vote for all the candidates of one party or in part for the candidates of one or more other parties;

(d) Correctly registers all votes cast for any and all persons and for or against any and all measures;

(e) Provides that a vote for more than one candidate cannot be cast by one single operation of the voting device or vote tally system except when voting for President and Vice-President of the United States;

(f) Beginning January 1, 2006, produces a machine countable and human readable paper record for each vote that may be accepted or rejected by the voter before finalizing his or her vote. The paper record of an electronic vote may not

be removed from the device by the voter. If the voting device is programmed to display the ballot in multiple languages, the paper record produced must be printed in the language used by the voter; and

(g) Except for functions or capabilities unique to this state, has been tested and approved by the appropriate independent testing authority approved by the United States election assistance commission.

(2) No vote tabulating system may be certified by the secretary of state unless it:

(a) Correctly counts votes on ballots on which the proper number of votes have been marked for any office or issue;

(b) Ignores votes marked for any office or issue where more than the allowable number of votes have been marked, but correctly counts the properly voted portions of the ballot;

(c) Accumulates a count of the specific number of ballots tallied for each precinct, total votes by candidate for each office, and total votes for and against each ballot measure on the ballot in that precinct; and

(d) Produces precinct and cumulative totals in printed form.

(3) A vote tabulating system must:

(a) Be capable of being secured with lock and seal when not in use;

(b) Be secured physically and electronically against unauthorized access;

(c) Not be connected to, or operated on, any electronic network including, but not limited to, internal office networks, the internet, or the world wide web. A network may be used as an internal, integral part of the vote tabulating system but that network must not be connected to any other network, the internet, or the world wide web; and

(d) Not use wireless communications in any way.

(4) Transfer of information from a remote tabulating system may be made by telephonic transmission only after the creation of a disk, paper tape, or other physical means of recording ballot results.

(5) The source code of electronic voting system software that has been placed in escrow must be identical to the source code of software that has been tested and certified by the federal independent testing authority and installed in the county. The applicant must place in escrow both the human-readable source code and the working or compiled version. The software may be verified by matching the system's digital software signatures with the digital signatures the elections assistance commission has on file, when available.

#### NEW SECTION

**WAC 434-335-050 Closing an incomplete application.** Upon receipt of an application, the secretary of state examines the application for completeness. If the application is not complete, the secretary of state must notify the applicant in writing of the information required to complete the application. Notification must occur within thirty days of receipt of the application. If all requested information is not received within thirty days of the written notification, the secretary of state deems the application closed. Closure of an application does not prevent the applicant from submitting a new application to the secretary of state.

#### NEW SECTION

**WAC 434-335-060 Examination of equipment.** Secretary of state staff will initiate an examination of the applicant's equipment after receiving a completed application and a working model of the equipment and software to be reviewed. The examination consists of a series of functional application tests designed to insure that the system or equipment meets all applicable federal guidelines, and state law and rules. The examination may include an additional independent testing authority test at the discretion of the secretary of state. The examination shall include the set-up and conduct of two mock elections. The applicant shall provide ballot materials and programming to create these elections. The independent testing authority will provide the voting system software they tested directly to the secretary of state.

(1) The first election must replicate an even year general election.

(2) The second election must replicate an odd year primary, and include the use of split precincts and precinct election officer contests.

Both elections must feature at least ten precincts, with at least ten ballots in each precinct. The tests must include ballots of various ballot codes, including multiple candidates, cumulative reports, precinct reports, and canvass reports, as detailed in the test plan provided by the secretary of state.

#### NEW SECTION

**WAC 434-335-070 Additional information and equipment required.** The vendor shall provide a working model of the equipment under review for the duration of the examination. The secretary of state may, at the expense of the applicant, contract with independent testing authorities or laboratories, or experts in mechanical engineering, electrical engineering, or data processing to assist in the examination of the equipment.

#### NEW SECTION

**WAC 434-335-080 Deposit for examination expenses.** The voting systems review board evaluation must include, but is not limited to:

(1) A review of statutory requirements;

(2) A review of applicable federal standards;

(3) A review of the approved qualification test results released directly to the secretary of state by the federally approved independent testing authority;

(4) If applicable, a review of reports or other materials from prior hearings on the proposed system, procedure, or modification, either in whole or in part;

(5) A review of the report produced by the secretary of state upon completion of the examination of the voting system;

(6) If applicable, a review of any procedures manuals, guidelines, or other materials issued for use with the system;

(7) A review of any effect the application will have on the security of the voting system;

(8) A review of any effect the application will have on the accuracy of the voting system;

(9) A review of any effect the application will have on the ease and convenience with which voters use the system;

(10) A review of any effect the application will have on the timeliness of vote reporting; and

(11) A review of any effect the application will have on the overall efficiency of the voting system.

#### NEW SECTION

**WAC 434-335-100 Public hearing.** The voting systems review board must conduct a public hearing, scheduled at the convenience of the secretary of state and voting systems review board. At the public hearing, the applicant must demonstrate the equipment and explain its function. The applicant must be available to answer questions from the voting systems review board and the public. The applicant may be asked to submit answers in writing if the voting systems review board is not satisfied with the completeness of answers given at the hearing.

#### NEW SECTION

**WAC 434-335-110 Voting systems review board report.** Following the review and public hearing, the voting systems review board must issue a report to the secretary of state. The voting systems review board may recommend for or against certification of the voting system under review. The board may also recommend that certification be contingent upon fulfillment of specific conditions or procedures with the purchase or use of the voting system in this state.

#### NEW SECTION

**WAC 434-335-120 Certification may be conditioned.** Certification of a voting system may be contingent upon fulfillment of additional conditions or procedures.

#### NEW SECTION

**WAC 434-335-130 Issuance of certification.** Based on the examination of the voting system and the recommendations of the secretary of state staff and the voting systems review board, the secretary of state may issue a certification of the system if the secretary of state determines that the system meets all requirements for certification. The certification must include any conditions or procedures that the secretary of state deems necessary for the system to comply with Washington state law and practice. The secretary of state must notify all county auditors of the certification within thirty days.

#### NEW SECTION

**WAC 434-335-140 Failure to meet certification requirements.** If the secretary of state determines that the voting system fails to meet any of the requirements for certification, the applicant must be notified and allowed thirty days to submit another version of the voting system. Examination and testing of the new voting system must be conducted as if never before performed by the office of the secretary of state.

#### NEW SECTION

**WAC 434-335-150 Modification of certified equipment.** After a voting system is certified, any improvements or changes to the system must be submitted to the secretary of state for approval. The secretary of state will determine if the modifications require a recertification of the system or may be approved administratively.

#### NEW SECTION

**WAC 434-335-160 Modification of certified equipment, guidelines for administrative approval.** The secretary of state may approve an application for modification of certified equipment administratively if the application does not:

- (1) Materially affect the lawful conduct, accuracy, efficiency, capacity or security of elections;
- (2) Materially affect the convenience to the voter of the elections process; or
- (3) Otherwise result in significant modification to existing procedures used in Washington by extending the equipment's functionality.

An application approved administratively does not require examination or review by the voting systems review board.

#### NEW SECTION

**WAC 434-335-170 Application for administrative approval of modified voting systems or devices.** The application for review of a modification of an existing certified system must include, but is not limited to, the following information:

- (1) Description of the applicant.
- (2) Description of the equipment under review, the modification, and all version numbers and release numbers.
- (3) All changes to the operating and maintenance manuals, training materials, and technical and operational specifications required by the modification.
- (4) All certification documents from all other states that have certified the equipment with the modification.
- (5) Reports for all tests conducted on the modification by an independent testing authority. The independent authority must meet the criteria established by the election assistance commission for such agents.
- (6) Documentation that the modification meets all applicable federal voting equipment guidelines.
- (7) A complete description, in operational and technical detail, of all differences between the previously certified equipment or system and the modified equipment or system, prepared by the applicant.
- (8) A monetary deposit as described in WAC 434-335-080.

#### NEW SECTION

**WAC 434-335-180 Recertification of modified voting systems or devices.** If the system, or its components, is found to be sufficiently modified under the guidelines of WAC 434-335-160 that it requires an examination of the equipment by

the voting systems review board and a public hearing, the secretary of state must notify the applicant in writing that the applicant must initiate the certification process outlined in WAC 434-335-030 through 434-335-130.

#### NEW SECTION

**WAC 434-335-190 Restricted period.** No modification, change, or other alteration to voting or vote tabulating system, equipment, or component may receive administrative approval or certification between July 15th and December 31st of the same year.

#### NEW SECTION

**WAC 434-335-200 Emergency approval.** Emergency approval for a modification of an existing voting or vote tabulating system or equipment may be obtained from the secretary of state during the restricted period if failure to modify the system could materially affect the lawful conduct, efficiency, accuracy, or security of an upcoming election.

#### NEW SECTION

**WAC 434-335-210 Application information for emergency approval.** During the restricted period, a county auditor may apply in writing to the secretary of state for emergency approval of a modification of an existing certified system. The application must include a complete description of the modification that is required and an explanation of why failure to modify the system materially affects the lawful conduct, efficiency, accuracy, or security of the upcoming election. The application must also explain why the emergency cannot be adequately remedied with procedural processes.

#### NEW SECTION

**WAC 34-335-212 Temporary approval of emergency modification.** If, after reviewing the application, the secretary of state determines that an emergency exists, the examination and testing of the proposed modification is expedited to meet the needs of the upcoming election. The secretary of state develops a test plan and audit procedures to ensure the modified system does not adversely affect the lawful conduct, efficiency, accuracy, or security of the upcoming elections. The secretary of state may consult with the voting systems review board. The requirement that the modification be certified by an independent testing authority is waived for an emergency approval. An emergency approval of a modification must state the time period it is effective.

**Reviser's note:** The section above was filed by the agency as WAC 34-335-212. However, the other rules for the Secretary of State are found in Title 434 WAC. The section above appears to be WAC 434-335-212, but pursuant to the requirements of RCW 34.08.040, it is published in the same form as filed by the agency.

#### NEW SECTION

**WAC 434-335-214 Public notice of emergency approval.** The secretary of state must notify all county auditors of the emergency approval within five days of approval.

Such notice shall also be posted to a public forum such as the secretary of state's web site.

#### NEW SECTION

**WAC 434-335-220 Final approval.** Pursuant to WAC 434-335-150, the applicant must submit to the secretary of state a modification that incorporates a permanent fix to the problem covered by the emergency approval. The modification must be submitted in time to be approved under the normal modification application procedures provided in WAC 434-335-150 through 434-335-180.

#### NEW SECTION

**WAC 434-335-230 Judicial review of agency action.** Any of the following decisions entered pursuant to this chapter are final decisions of the secretary of state as to which no further review by the agency is available, subject to judicial review pursuant to chapter 34.05 RCW:

- (1) The issuance or denial of certification pursuant to WAC 434-335-130;
- (2) The issuance or denial of administrative approval of a modification pursuant to WAC 434-335-160;
- (3) The issuance or denial of recertification of a modified system or component pursuant to WAC 434-335-180 and 434-335-220.

#### NEW SECTION

**WAC 434-335-240 Acceptance testing of voting systems and equipment.** Whenever a county auditor acquires a new system or an upgrade to an existing system that has been certified by the secretary of state, the county must perform acceptance tests of the equipment before it may be used to count votes at any election. The equipment must operate correctly, pass all tests, and be substantially the same as the equipment certified by the secretary of state. The minimum testing standards are described as follows:

- (1) The model number, version number, release number, and any other number, name or description that identifies the product must be the same as the identifying numbers for the product already certified by the secretary of state.
- (2) The county must receive all manuals and training necessary for the proper operation of the system.
- (3) For a vote tabulating system, the county must perform a series of functional and programming tests that test all functions of the system. The tests must include processing a substantial number of test ballots of various ballot codes, including split precincts, multiple candidates, precinct committee officer races, cumulative reports, precinct reports, canvass reports, and any other tests the county auditor finds necessary.
- (4) The county auditor must certify the results of the acceptance tests to the secretary of state, which must include version numbers of the hardware, software, and firmware installed and tested.

NEW SECTION

**WAC 434-335-250 Inclusion of the Federal Election Commission standards for voting equipment.** The 2002 election assistance commission standards concerning voting systems and software escrow are hereby included by reference except where otherwise modified by these rules and the *Revised Code of Washington*. After January 1, 2006, in order for a modification of a system that was previously certified according to 1990 Federal Election Commission voting system standards to be administratively approved, the entire voting system must be tested and approved according to the 2002 standards.

NEW SECTION

**WAC 434-335-260 Decertification of voting systems and vote tabulating systems.** (1) The secretary of state may decertify a voting system or vote tabulating system or any component thereof and withdraw authority for its future use or sale in Washington if, at any time after certification the secretary of state determines that:

(a) The system or component fails to meet the standards set forth in applicable federal guidelines or state statutes or rules;

(b) The system or component was materially misrepresented in the certification application; or

(c) The applicant has installed unauthorized modifications to the certified software or hardware.

(2) The secretary of state must provide written notice of intent to decertify to the original applicant or its successor, if known, to all county auditors, and to the public. The notice must specify the reasons why the certification of the system may be rescinded. The applicant or successor or any county auditor may, within thirty days after the issuance of the notice, file with the secretary of state a written explanation as to why the system or component should not be decertified. The secretary of state may extend or shorten the time for filing of a written explanation for good cause. After reviewing the explanation, the secretary of state may either discontinue the decertification process, in which case the system or component remains certified, or schedule a public hearing pursuant to subsection (3) of this section. If no explanation is timely filed, the secretary of state may either discontinue the decertification process or issue a final order pursuant to subsection (4) of this section.

(3) A decertification proceeding shall constitute an adjudicative proceeding pursuant to chapter 34.05 RCW.

(a) The secretary of state adopts the model rules of procedure as set forth in chapter 10-08 WAC, except as they may be inconsistent with this chapter. The proceeding may be conducted as an emergency adjudicative proceeding pursuant to RCW 34.05.479 if the secretary of state finds that immediate action is required to preserve the integrity of the electoral process.

(b) The secretary of state shall designate the presiding officer.

(c) The certification remains valid pending resolution of the administrative proceeding, unless the secretary of state finds, following notice and opportunity for written or oral input, which may be expedited, that the public interest

requires that the decertification should take effect on a temporary basis pending hearing.

(d) The argument in favor of decertification may be presented by an employee of the secretary of state or by an assistant attorney general. Other parties may be represented by a certified election administrator or by any person permitted to appear by WAC 434-180-560.

(4) The presiding officer or secretary shall enter an order specifying the system or component at issue, whether or not it is decertified, the effective date of any decertification, and explain the basis for the decision. The effective date of decertification shall not be less than five days after the entry of the order, but may be delayed to any reasonable date. An order issued by the secretary pursuant to subsection (2) of this section is a final order. An order issued by the presiding officer is regarded as an initial order unless the secretary of state, assistant secretary of state, deputy secretary of state, or director of elections presides, in which case the decision of the presiding officer shall be final and no further review is available within the agency.

NEW SECTION

**WAC 434-335-270 Definition of official logic and accuracy test.** As used in this chapter, "official logic and accuracy test" means the test performed in accordance with RCW 29A.12.130.

NEW SECTION

**WAC 434-335-280 Logic and accuracy test conduct.** The county must provide adequate personnel to properly operate the ballot counting equipment. Whenever possible, the equipment should be operated during the test by the same person or persons who will be responsible for the ballot count on election day. If any error in programming or mechanical function is detected, the cause must be determined and corrected, and an errorless test completed before the primary or election.

NEW SECTION

**WAC 434-335-290 Logic and accuracy test observers.** The official logic and accuracy test must be observed by at least one representative of each major political party, if representatives have been appointed by the parties and are present at the test. The party observers must be instructed as election observers by the county auditor. The official logic and accuracy test must be open to candidates, the press, and the public. If any observer hinders or disturbs the logic and accuracy test process, the observer may be removed from the test area. An observer who has been removed from a logic and accuracy test may also be barred from future tests. The absence of observers may not delay or stop the test from being conducted.

NEW SECTION

**WAC 434-335-300 Logic and accuracy testing of voting systems and equipment—State primary and general election.** At least three days before each state primary or gen-

eral election, the office of the secretary of state must test the programming of the vote tabulating system to be used at that primary or election. The test must verify that the system will correctly count the votes cast for all candidates and all measures appearing on the ballot. The test must also verify that the machines are functioning to specifications.

#### NEW SECTION

**WAC 434-335-310 Procedure for conduct of delayed primary or general election emergency logic and accuracy test.** If the official logic and accuracy test cannot be completed at the scheduled time and place, an emergency test must be scheduled by the county auditor. The emergency test must be conducted and properly completed prior to the processing of any official ballots through the tabulating system. If no representative of the office of the secretary of state is able to attend the emergency test, the county auditor and another member of the county canvassing board or their designated representative must observe the test and certify the results. Observers and notification must be provided pursuant to WAC 434-335-290 and 434-335-320.

#### NEW SECTION

**WAC 434-335-320 Logic and accuracy test scheduling and preparation—State primary and general election.** Prior to each state primary and general election, the office of the secretary of state must prepare a schedule of logic and accuracy tests. The office of the secretary of state must notify each county of the date and time of the test at least thirty days before the primary or election. The county is responsible for preparing the vote tabulating system and testing it before the actual logic and accuracy test. The vote tabulating system must be fully programmed, cleaned, maintained, tested, and functional before the official logic and accuracy test. The county must notify the parties, press, public, and candidates of the date and time of the test.

#### NEW SECTION

**WAC 434-335-330 Logic and accuracy test certification—State primary and general election.** The county auditor or deputy, the secretary of state representative, and any political party observers must certify that the test was conducted in accordance with RCW 29A.12.130. This certification must include verification of the version numbers for all software, firmware, and hardware of the voting system used. Copies of this certification must be retained by the secretary of state and the county auditor and may be posted by electronic media. All programming materials, test results, and test ballots must be securely sealed until the day of the primary or election. These items may be sealed and stored separately.

If, for any reason, any changes are made to the ballot counting programming after the official logic and accuracy test, an emergency logic and accuracy test must be conducted pursuant to WAC 434-335-310.

#### NEW SECTION

**WAC 434-335-340 Logic and accuracy testing of voting systems and equipment—Special elections.** At least three days before each special election, the programming for the vote tabulating system to be used at that election must be tested for logic and accuracy. The test should verify that the system will correctly count the votes cast for all candidates and all measures appearing on the ballot. The test must be conducted by processing a preaudited group of ballots, marked with a predetermined number of votes, for each candidate and for or against each measure. For each office that has two or more candidates and for each measure, the test must include an undervote and an overvote.

#### NEW SECTION

**WAC 434-335-350 Logic and accuracy test deck preparation—Special elections.** When a new test deck is required under WAC 434-335-480, the test deck used for the official logic and accuracy test must be prepared by the county auditor.

#### NEW SECTION

**WAC 434-335-360 Logic and accuracy test scheduling and preparation—Special election.** The county auditor is responsible for preparing the vote tabulating system and testing it before the official logic and accuracy test. The vote tabulating system must be fully programmed, cleaned, maintained, tested, and functional before the official logic and accuracy test. The county must notify the parties, press, public, and candidates of the date and time of the test.

#### NEW SECTION

**WAC 434-335-370 Logic and accuracy test certification—Special election.** The county auditor or deputy, and any political party observers present must certify that the test has been conducted in accordance with RCW 29A.12.130. Copies of this certification must be retained by the county auditor. All programming materials, official test results, and test ballots must be securely sealed until the day of the primary or election. These items may be sealed and stored separately.

If, for any reason, any changes are made to the ballot counting programming after the official logic and accuracy test, an emergency logic and accuracy test must be conducted pursuant to WAC 434-335-310.

### **PUNCHCARD SYSTEMS**

#### NEW SECTION

**WAC 434-335-380 Logic and accuracy test preparation—State primary and general election—Punchcard systems.** The test deck or decks used for the official logic and accuracy test must be maintained by the county auditor. Information describing the candidates, offices, ballot formats, ballot positions, pages or planning matrix, prepunches, number of appearances of each office, and all other informa-

tion required to select the test precincts and predict the results must be provided to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed, the county must advise the office of the secretary of state before the 20th day prior to the primary or election.

#### NEW SECTION

**WAC 434-335-390 Punchcard test deck maintenance and storage.** Each county employing a punchcard balloting system must maintain a permanent deck of logic and accuracy test ballots. The test ballots must contain a distinct pattern of votes. The deck may be used for all official logic and accuracy tests and for programming tests conducted in preparation for official logic and accuracy tests. The permanent test deck must be securely stored, except when in use for an actual test.

#### NEW SECTION

**WAC 434-335-400 Punchcard adjustment standards and tests.** Prior to all official logic and accuracy tests, a test must be conducted by each county employing a punchcard balloting system to confirm that the ballot stock to be used in the election meets system specifications for card weight, thickness and length. The test should also confirm that the ballot counter is properly reading prepunches and voting response areas.

#### NEW SECTION

**WAC 434-335-410 Punchcard test precinct selection—State primary and general elections.** Prior to the official logic and accuracy test the office of the secretary of state must review the provided election materials to select a representative sample of precincts and ballot styles sufficient to cover all offices and issues appearing in the election. The representative sample constitutes the official logic and accuracy test, unless conditions warrant the office of the secretary of state to conduct a complete test of every precinct.

#### NEW SECTION

**WAC 434-335-420 Punchcard testing requirements prior to official logic and accuracy test.** Prior to the official logic and accuracy test, each county employing a punchcard balloting system must thoroughly test all programming and system components. The test must verify the office programming by thoroughly testing each individual office, the ballot style logic to insure that all offices are included in the intended precincts and combinations, and that the program is accumulating all offices. The county auditor or deputy must certify that these tests have been completed prior to the official logic and accuracy test.

### OPTICAL SCAN SYSTEMS

#### NEW SECTION

**WAC 434-335-430 Definitions.** For optical scan voting systems:

(1) "Voting response area" means the area on the ballot, as specified in the instructions, in which the voter may place a mark to indicate a vote.

(2) "Scanning area" means the portions of the ballot that the system scans in order to read the vote marks made by voters.

(3) "Ballot marking code" means the coded patterns printed on the ballot intended to identify the ballot style to the ballot counting system.

#### NEW SECTION

**WAC 434-335-440 Logic and accuracy test deck preparation—State primary and general election—Optical scan systems.** The test deck or decks used for the official logic and accuracy test for optical scan systems may, at the discretion of the secretary of state, be prepared by either the office of the secretary of state, the county, or the county's ballot printer applicant. Information describing the candidates, offices, ballot formats, ballot positions, ballot styles, number of appearances of each office, and all other information required to create the test decks must be available to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed, the county must advise the office of the secretary of state before the 20th day prior to the primary or election.

#### NEW SECTION

**WAC 434-335-450 Optical scan test ballot selection—State primary and general elections.** Prior to the official logic and accuracy test the office of the secretary of state must review the provided election materials with the county and select a representative sample of ballot styles sufficient to cover all offices and issues appearing in the election. If the office of the secretary of state prepares the test deck, the county auditor must send to the secretary of state blank ballots of the selected ballot styles as soon as the ballots are available. The representative sample constitutes the official logic and accuracy test, unless conditions warrant the office of the secretary of state to conduct a complete test of every precinct.

#### NEW SECTION

**WAC 434-335-460 Optical scan read head adjustment standards and tests.** Prior to each state primary and general election, read heads of optical scan central counting systems must be cleaned and tested to insure that the reader is functioning within system standards.

#### NEW SECTION

**WAC 434-335-470 Optical scan test ballot scan area alignment tests.** Prior to the official logic and accuracy test, each county employing an optical scan balloting system must conduct a test to confirm that the voting response area printed on the ballot face is aligned properly with the scanning area of the ballot counter. This test must also confirm that the ballot counter is properly interpreting each ballot marking code.

NEW SECTION

**WAC 434-335-480 Optical scan ballot marking code program test.** Prior to the official logic and accuracy test each county employing an optical scan balloting system must thoroughly test all programming and system components. The test must verify the office programming by thoroughly testing each individual office, the ballot style logic to insure that all offices are included on the intended ballot faces, and that the program is accumulating all offices. The county auditor or deputy must certify that these tests have been completed prior to the official logic and accuracy test.

**POLL SITE-BASED OPTICAL SCAN DEVICES**NEW SECTION

**WAC 434-335-490 Poll site-based optical scan ballot counter preparation and testing.** The logic and accuracy test of a poll site-based optical scan ballot counter must be performed by the county during preparation of the counter prior to distribution. As the ballot counter is programmed and prepared for distribution, a test of the ballot counter and the ballot styles must be performed. This test must establish that the ballot counter is functioning within system standards. All ballot styles programmed for the ballot counter must be processed by the ballot counter in order to insure that it is correctly counting and accumulating every office. The test must also establish that the printed voter response areas are correctly aligned with the scanning area. After all tests are performed and the ballot counter is ready for distribution, the ballot counter must be sealed and the seal number recorded. These tests serve as the official logic and accuracy test of poll site-based optical scan ballot counters.

NEW SECTION

**WAC 434-335-500 Poll site-based optical scan ballot counter test notices, observers, and log of process.** A log must be created during the testing of a poll site-based optical scan ballot counter. The log must record the time and place of each test, the precinct numbers, the seal number, and the machine number of each ballot counter, and the initials of each person testing and each person observing. The log must be included in the official logic and accuracy test materials. The processes described in WAC 434-335-490 are open to observation and subject to all notices and observers pursuant to WAC 434-335-290 and 434-335-320.

**DIRECT RECORDING ELECTRONIC VOTING SYSTEMS**NEW SECTION

**WAC 434-335-510 Definitions.** For direct recording electronic voting systems:

"Access device" is the device that is used by the voter to access the ballot at a direct recording electronic voting device. It may be a card or other media.

"Calibration" is the touch screen setting on a direct recording electronic voting system that controls the voter response area.

"Controller" is a component of a direct recording electronic voting system that allows the poll worker to add information to an access device to allow a voter to access the correct ballot style.

"Parallel monitoring" is a process designed to detect the potential presence of malicious code in the software of a voting machine. It requires a specific number of voting machines to be removed from random poll sites before voting begins. These machines are then test-voted throughout election day.

"Response area" is the area on the ballot face that records the voter's choice.

"Touch screen" is a type of computer interface on a voting device that allows the voter to select a choice by touching the screen.

"Voter verified paper record" is a paper record of a voter's choices. The paper record may be verified by the voter before the vote is cast.

NEW SECTION

**WAC 434-335-520 Logic and accuracy test plan preparation—State primary and general election—Direct recording electronic systems.** The test plan used for the official logic and accuracy test prior to a state primary or election for a direct recording electronic system may, at the discretion of the secretary of state, be prepared by either the office of the secretary of state or the county. Information describing the candidates, offices, ballot formats, ballot styles, number of appearances of each office, and all other information required to create the test plan must be available to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed, the county auditor must advise the office of the secretary of state before the 20th day prior to the primary or election.

NEW SECTION

**WAC 434-335-530 Direct recording electronic test ballot selection—State primary and general election.** Prior to the official logic and accuracy test the office of the secretary of state must review the provided election materials to select a representative sample of ballot styles sufficient to cover all offices and issues appearing in the election. The representative sample constitutes the official preelection logic and accuracy test, unless conditions warrant the office of the secretary of state to conduct a complete test of every precinct.

NEW SECTION

**WAC 434-335-540 Direct recording electronic calibration adjustment standards and tests.** Prior to each state primary and election, the calibration settings of each direct recording electronic device using touch screen technology must be tested to insure that the response areas are functioning within system standards.



NEW SECTION

**WAC 434-335-550 Direct recording electronic voting response area tests.** Prior to the official logic and accuracy test, and prior to the programming of the poll-site direct recording electronic devices, each county employing a direct recording electronic balloting system must conduct a test to confirm that the voting response area indicated on each ballot face is programmed correctly. The county must test all ballot styles on at least one device to insure that the programming is correctly counting and accumulating every office and candidate.

NEW SECTION

**WAC 434-335-560 Direct recording electronic ballot marking code program test.** Prior to the official logic and accuracy test, each county employing a direct recording electronic balloting system to confirm that the voting response areas indicated on all ballot faces are programmed correctly. The county must test all ballot styles on at least one device to insure that the programming is correctly counting and accumulating every office and candidate.

NEW SECTION

**WAC 434-335-570 Direct recording electronic system logic and accuracy test notices, and observers.** At the discretion of the secretary of state, a county may conduct its official preelection logic and accuracy test of the county's direct recording electronic system at a date and time prior to the logic and accuracy test of the county's optical scan system. The official preelection logic and accuracy test of the county's direct recording electronic system is open to observation and subject to all notices and observers pursuant to WAC 434-335-290 and 434-335-320. The results of the test must be included in the official logic and accuracy test materials and combined with the test results of all other voting systems used by the county to confirm an adequate integration of the systems.

NEW SECTION

**WAC 434-335-580 Poll site-based direct recording electronic voting device preparation and testing.** All logic and accuracy testing of poll site-based direct recording electronic systems must be performed by the county prior to system distribution. A representative from the office of the secretary of state may attend these tests in whole or in part. As each voting device is programmed and prepared for distribution, a test of the response area, ballot styles, and ballot counter must be performed. These tests must establish that the device and the tabulation software is functioning within system standards. The tests must also establish that the voter response areas of each touch screen, if used, are correctly calibrated. These tests must also confirm that all ballot styles appropriate for the poll site to which the device will be deployed are properly issued by the controller. After all functionality tests are performed and the machine is ready for distribution, each machine must be sealed and the seal num-

ber recorded. This serves as the official logic and accuracy test of poll site-based direct recording electronic devices.

NEW SECTION

**WAC 434-335-590 Poll site-based direct recording electronic device test notices, observers, and log of process.** A log must be created during the testing of a poll site-based direct recording electronic machine. The log must record the time and place of each test, the precinct numbers, the seal number, and the machine number of each voting device, and the initials of each person testing and each person observing. This log must be included in the official logic and accuracy test materials. The processes described in WAC 434-335-580 are open to observation and subject to all notices and observers pursuant to WAC 434-335-290 and 434-335-320.

NEW SECTION

**WAC 434-335-600 Parallel monitoring test.** Parallel monitoring is conducted on the day of a state primary or election in each county using direct recording electronic voting devices without a voter verified paper record at the poll sites. Before voting begins, one randomly chosen machine must be removed from one percent, rounded up, of the poll sites. Throughout the day, these machines are attended by personnel of the office of the secretary of state, and test votes are cast by individuals selected by the county auditor. The test votes are predetermined in order to compare results at the end of the day. A casting of test votes may be recorded by videotape for verification. All results of the parallel monitoring test are public.

NEW SECTION

**WAC 434-335-610 Parallel monitoring test decks.** The test deck or decks used for the parallel monitoring test are prepared by the office of the secretary of state. Paper ballots sufficient so that all ballot formats are represented must be available to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed, the county must advise the office of the secretary of state before the 20th day prior to the primary or election.

Expires January 1, 2006.

NEW SECTION

**WAC 434-335-620 Parallel monitoring test observers.** The parallel monitoring test may be observed by at least one representative of each major political party, if representatives have been appointed by the parties and are present at the test. The party observers must be instructed as election observers by the county auditor. The test is open to candidates, the press, and the public. If any observer hinders or disturbs the parallel monitoring test, the observer may be removed from the test area. An observer who has been removed from a parallel monitoring test may also be barred from future tests. The absence of observers may not delay or stop the test from being conducted.

Expires January 1, 2006.

**NEW SECTION**

**WAC 434-335-630 Parallel monitoring test certification.** The county auditor or deputy, the secretary of state representative, and any political party observers must certify that the test was conducted in accordance with WAC 434-335-600. This certification must include verification of the version numbers for all software, firmware, and hardware of the voting system used. Copies of this certification must be retained by the secretary of state and the county auditor and may remove that observer from the test results, and test ballots must be securely sealed with the records of the election.

Expires January 1, 2006.

**NEW SECTION**

**WAC 434-335-640 Post election test.** Following a state primary or election and prior to certification of the election as required by RCW 29A.60.190, a post election logic and accuracy test is conducted on the devices selected for the parallel monitoring test in each county using direct recording electronic voting devices without a voter-verified paper record. The post election logic and accuracy test is substantially the same as the preelection logic and accuracy test conducted pursuant to WAC 434-335-580 through 434-335-590. The county must certify to the state that the test was performed.

Expires January 1, 2006.

**WSR 05-18-030****PERMANENT RULES****DEPARTMENT OF****LABOR AND INDUSTRIES**

[Filed August 30, 2005, 8:59 a.m., effective October 1, 2005]

Effective Date of Rule: October 1, 2005.

**Purpose:** Physician assistants and physical therapy, occupational therapy, and massage therapy permanent rules, this rule making is being adopted in response to a petition to amend WAC 296-23-220 to allow physician assistants to order physical therapy. WAC 296-23-220, 296-23-230, and 296-23-250 will be amended to allow physician assistants to order physical therapy, occupational therapy, and massage therapy for the attending doctor without requiring a cosignature by the supervising physician.

**Citation of Existing Rules Affected by this Order:** Amending WAC 296-23-220, 296-23-230, and 296-23-250.

**Statutory Authority for Adoption:** RCW 51.04.020 and 51.04.030.

Adopted under notice filed as WSR 05-11-060 on May 17, 2005.

**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 3, Repealed 0.

**Number of Sections Adopted on the Agency's Own Initiative:** New 0, Amended 0, Repealed 0.

**Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures:** New 0, Amended 3, Repealed 0.

**Number of Sections Adopted Using Negotiated Rule Making:** New 0, Amended 0, Repealed 0; **Pilot Rule Making:** New 0, Amended 0, Repealed 0; or **Other Alternative Rule Making:** New 0, Amended 0, Repealed 0.

Date Adopted: August 30, 2005.

Gary Weeks

Director

**AMENDATORY SECTION** (Amending WSR 04-09-100 [05-09-062], filed 4/20/04 [4/19/05], effective 7/1/04 [7/1/05])

**WAC 296-23-220 Physical therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers.

Refer to WAC 296-20-132 and 296-20-135 regarding the use of conversion factors.

All supplies and materials must be billed using HCPCS Level II codes. Refer to chapter 296-21 WAC for additional information. HCPCS codes are listed in the fee schedules.

Refer to chapter 296-20 WAC (WAC 296-20-125) and to the department's billing instructions for additional information.

Physical therapy treatment will be reimbursed only when ordered by the worker's attending doctor and rendered by a licensed physical therapist or a physical therapist assistant serving under the direction of a licensed physical therapist. In addition, physician assistants may order physical therapy under these rules for the attending doctor. Doctors rendering physical therapy should refer to WAC 296-21-290.

The department or self-insurer will review the quality and medical necessity of physical therapy services provided to workers. Practitioners should refer to WAC 296-20-01002 for the department's rules regarding medical necessity and to WAC 296-20-024 for the department's rules regarding utilization review and quality assurance.

The department or self-insurer will pay for a maximum of one physical therapy visit per day. When multiple treatments (different billing codes) are performed on one day, the department or self-insurer will pay either the sum of the individual fee maximums, the provider's usual and customary charge, or \$104.12 whichever is less. These limits will not apply to physical therapy that is rendered as part of a physical capacities evaluation, work hardening program, or pain management program, provided a qualified representative of the department or self-insurer has authorized the service.

The department will publish specific billing instructions, utilization review guidelines, and reporting requirements for physical therapists who render care to workers.

Use of diapulse or similar machines on workers is not authorized. See WAC 296-20-03002 for further information.

A physical therapy progress report must be submitted to the attending doctor and the department or the self-insurer following twelve treatment visits or one month, whichever occurs first. Physical therapy treatment beyond initial twelve treatments will be authorized only upon substantiation of

improvement in the worker's condition. An outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

Physical therapy services rendered in the home and/or places other than the practitioner's usual and customary office, clinic, or business facilities will be allowed only upon prior authorization by the department or self-insurer.

No inpatient physical therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

The department may discount maximum fees for treatment performed on a group basis in cases where the treatment provided consists of a nonindividualized course of therapy (e.g., pool therapy; group aerobics; and back classes).

Biofeedback treatment may be rendered on doctor's orders only. The extent of biofeedback treatment is limited to those procedures allowed within the scope of practice of a licensed physical therapist. See chapter 296-21 WAC for rules pertaining to conditions authorized and report requirements.

Billing codes and reimbursement levels are listed in the fee schedules.

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

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

**AMENDATORY SECTION** (Amending WSR 04-09-100 [05-09-062], filed 4/20/04 [4/19/05], effective 7/1/04 [7/1/05])

**WAC 296-23-230 Occupational therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers.

Refer to WAC 296-20-132 and 296-20-135 for information regarding the conversion factors.

All supplies and materials must be billed using HCPCS Level II codes, refer to the department's billing instructions for additional information.

Occupational therapy treatment will be reimbursed only when ordered by the worker's attending doctor and rendered by a licensed occupational therapist or an occupational therapist assistant serving under the direction of a licensed occupational therapist. In addition, physician assistants may order occupational therapy under these rules for the attending doctor. Vocational counselors assigned to injured workers by the department or self-insurer may request an occupational therapy evaluation. However, occupational therapy treatment must be ordered by the worker's attending doctor or by the physician assistant.

An occupational therapy progress report must be submitted to the attending doctor and the department or self-insurer following twelve treatment visits or one month, whichever occurs first. Occupational therapy treatment beyond the initial twelve treatments will be authorized only upon substantiation of improvement in the worker's condition. An outline of

the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

The department or self-insurer will review the quality and medical necessity of occupational therapy services. Practitioners should refer to WAC 296-20-01002 for the department's definition of medically necessary and to WAC 296-20-024 for the department's rules regarding utilization review and quality assurance.

The department will pay for a maximum of one occupational therapy visit per day. When multiple treatments (different billing codes) are performed on one day, the department or self-insurer will pay either the sum of the individual fee maximums, the provider's usual and customary charge, or \$104.12 whichever is less. These limits will not apply to occupational therapy which is rendered as part of a physical capacities evaluation, work hardening program, or pain management program, provided a qualified representative of the department or self-insurer has authorized the service.

The department will publish specific billing instructions, utilization review guidelines, and reporting requirements for occupational therapists who render care to workers.

Occupational therapy services rendered in the worker's home and/or places other than the practitioner's usual and customary office, clinic, or business facility will be allowed only upon prior authorization by the department or self-insurer.

No inpatient occupational therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

The department may discount maximum fees for treatment performed on a group basis in cases where the treatment provided consists of a nonindividualized course of therapy (e.g., pool therapy; group aerobics; and back classes).

Billing codes, reimbursement levels, and supporting policies for occupational therapy services are listed in the fee schedules.

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

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

**AMENDATORY SECTION** (Amending WSR 93-16-072, filed 8/1/93, effective 9/1/93)

**WAC 296-23-250 Massage therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers. See WAC 296-20-125 for billing instructions.

Refer to WAC 296-20-132 and 296-20-135 for information regarding use of the conversion factors.

Massage therapy treatment will be permitted when given by a licensed massage practitioner only upon written orders from the worker's attending doctor. In addition, physician assistants may order massage therapy under these rules for the attending doctor.

A progress report must be submitted to the attending doctor and the department or the self-insurer following six treatment visits or one month, whichever comes first. Mas-

sage therapy treatment beyond the initial six treatments will be authorized only upon substantiation of improvement in the worker's condition in terms of functional modalities, i.e., range of motion; sitting and standing tolerance; reduction in medication; etc. In addition, an outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

Massage therapy in the home and/or places other than the practitioners usual and customary business facilities will be allowed only upon prior justification and authorization by the department or self-insurer.

No inpatient massage therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

Massage therapy treatments exceeding once per day must be justified by attending doctor.

Billing codes, reimbursement levels, and supporting policies for massage therapy services are listed in the fee schedules.

### WSR 05-18-033

#### PERMANENT RULES

#### DEPARTMENT OF

#### SOCIAL AND HEALTH SERVICES

(Health and Recovery Services Administration)

[Filed August 30, 2005, 3:52 p.m., effective October 1, 2005]

Effective Date of Rule: October 1, 2005.

Purpose: The rule incorporates language from contracts with hospice care centers (HCCs) into chapter 388-551 WAC, Hospice services; clarifies and updates hospice services definitions and rules; provides a standard for medically appropriate and fiscally responsible utilization; allows stabilization of reimbursement payments for hospice services provided to medical assistance clients; adopts rules to incorporate into rule language for the pediatric palliative care (PPC) case management/coordination services program; and repeals outdated sections in chapter 388-551 WAC regarding election periods and notification requirements.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-551-1315 and 388-551-1410; and amending WAC 388-551-1000, 388-551-1010, 388-551-1200, 388-551-1210, 388-551-1300, 388-551-1310, 388-551-1320, 388-551-1330, 388-551-1340, 388-551-1350, 388-551-1360, 388-551-1400, 388-551-1500, 388-551-1510, 388-551-1520, and 388-551-1530.

Statutory Authority for Adoption: RCW 74.08.090, 74.09.520.

Adopted under notice filed as WSR 05-15-148, 05-15-149, and 05-15-150 on July 19, 2005.

Changes Other than Editing from Proposed to Adopted Version: **WAC 388-551-1010 Hospice program—Definitions.**

**"Legal representative"** means an individual who has been authorized under state law to terminate medical care or to elect or revoke the election of hospice care on behalf of a

~~terminally ill individual who is mentally or physically incapacitated.~~

#### WAC 388-551-1200 Client eligibility for hospice care.

~~(5)(d) If the client is a Medicaid only client (i.e., not a Medicaid-Medicare dual eligible client) and has a diagnosis other than cancer, the client's initial assessment has been reviewed and approved by the department (see WAC 388-551-1320).~~

~~(5)(e)(d) The hospice agency...~~

#### WAC 388-551-1310 Hospice election periods, election statements, and the hospice certification process.

~~(3)(a) At the time When a client elects to receive hospice care, the department requires a hospice agency to:~~

#### WAC 388-551-1320 Hospice plan of care.

~~(1) ...as described in WAC 246-335-985 085, and meet the requirements in this section.~~

#### WAC 388-551-1810 Pediatric palliative care (PPC) case management/coordination services—Client eligibility.

~~(3) Have a life-limiting medical condition that requires case management and coordination of medical services due to at least three of the following circumstances.—The client must:~~

~~(a) Have An immediate medical needs during a time of crisis;~~

~~(b) Require eCoordination with family member(s) and providers required in more than one setting (i.e. school, home, and multiple medical offices or clinics);~~

~~(c) Have a A life-limiting medical condition...;~~

~~(d) Have a A medical condition that with which the family is unable to cope with;~~

~~(e) Have a A family member(s) and/or caregiver who lacks needs additional knowledge or assistance regarding with the client's medical needs; and~~

~~(f) Have tTherapeutic goals that are focused on quality of life, comfort, and family stability.~~

#### WAC 388-551-1820 Pediatric palliative care (PPC) contact—Services included and limitations to coverage.

~~(2)(a) One visit with a registered nurse, social worker, or therapist (for the purpose of this section, the department defines therapist as a licensed physical therapist, occupational therapist, or speech/language therapist) with the client in the client's residence to address:~~

#### WAC 388-551-1840 Pediatric palliative care (PPC) case management/coordination services—Provider requirements.

~~(1)(e) Prescribe and dDocument in the client's medical record: (1)(h)(iii) Transfer to another hospice agency for pediatric palliative care services.~~

~~(1)(i)(iv) Specific documentations of the client's response... (e.g., would the client might have required acute care or hospital emergency room visits without the pediatric palliative care services).~~

A final cost-benefit analysis is available by contacting Pam Colyar, DSHS Health and Recover Services Administration, P.O. Box 45506, Olympia, WA 98504-5506, phone (360) 725-1582, fax (360) 586-1471, e-mail colyaps@dshs.

wa.gov. (The preliminary analysis is unchanged and will be final.)

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 8, Amended 16, Repealed 2.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 8, Amended 16, Repealed 2.

Date Adopted: August 26, 2005.

Andy Fernando, 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 05-19 issue of the Register.

**WSR 05-18-036**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed August 30, 2005, 3:58 p.m., effective October 1, 2005]

Effective Date of Rule: October 1, 2005.

Purpose: To amend WAC 388-492-0040 Can I choose whether I get WASHCAP or Basic Food benefits?, in order to implement federal rules that require the department to adjust certain standards used in food benefit programs every year based on the consumer price index (CPI). The approved WASHCAP state plan waivers specifically require the opt-out threshold standard to be included among those standards requiring such annual adjustment.

Citation of Existing Rules Affected by this Order: Amending WAC 388-492-0040.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090.

Adopted under notice filed as WSR 05-15-147 on July 19, 2005.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: August 26, 2005.

Andy Fernando, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 05-08-009, filed 3/25/05, effective 4/25/05)

**WAC 388-492-0040 Can I choose whether I get WASHCAP food benefits or Basic Food benefits?** You can choose to have Basic Food benefits instead of WASHCAP food benefits when:

(1) Your non-utility shelter costs as defined in WAC 388-450-0190 (1)(a) through (d) are more than five hundred ~~(twenty-seven)~~ forty-four dollars a month;

(2) Your out-of-pocket medical expenses are more than thirty-five dollars a month; or

(3) You chose to have Basic Food benefits instead of WASHCAP benefits prior to January 1, 2005.

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

**WSR 05-18-039**  
**PERMANENT RULES**  
**DEPARTMENT OF ECOLOGY**

[Order 05-11—Filed August 31, 2005, 3:39 p.m., effective October 1, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: WAC 173-175-755 Periodic inspection fees and 173-175-765 Fee schedule.

Citation of Existing Rules Affected by this Order: Amending WAC 173-175-755 and 173-175-765.

Statutory Authority for Adoption: Chapters 43.21A and 90.03 RCW.

Adopted under notice filed as WSR 05-13-113 on June 17, 2005.

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.

Date Adopted: August 31, 2005.

Jay J. Manning  
Director

**AMENDATORY SECTION** (Amending Order 03-08, filed 8/4/04, effective 9/4/04)

**WAC 173-175-755 Periodic inspection fees.** The department is required by RCW 90.03.470(8) to collect in advance a fee based on the actual cost, including the expense incident thereto, of the inspection of any dam to insure safety to life and property. Fee amounts contained in this section represent the department's true estimate of the cost of performing periodic dam safety inspections as described in WAC 173-175-705, and reflect the department's commitment to fully recover all eligible expenses.

**AMENDATORY SECTION** (Amending Order 03-08, filed 8/4/04, effective 9/4/04)

**WAC 173-175-765 Periodic inspection fee schedule.**

(1) The inspection fee amounts are based on the downstream hazard classification of the dam, as determined by the department, and incorporate the fiscal growth factor calculated under chapter 43.135 RCW. The inspection fees for each five-year inspection are prorated on an annual basis.

(a) Equation 1 below is used to calculate the annual inspection fees.

$$\text{Annual Inspection Fee} = (\text{COST}_{\text{FGF}}) + (\text{Cycle}) \quad \text{Equation 1}$$

Where:

(i) Cycle = number of years between inspections, with five years being the minimum.

(ii) FGF = an annual fiscal growth factor expressed as a percentage, as determined under chapter 43.135 RCW.

(iii)  $\text{COST}_{\text{FGF}}$  = cost of inspection in dollars including a fiscal growth factor. The cost is obtained by multiplying the inspection cost in the preceding year by the current year's fiscal growth factor as follows:

$$\text{COST}_{\text{FGF}} = \text{Previous year's cost} \times [1 + (\text{FGF})] \quad \text{Equation 2}$$

(b) For implementation of the fiscal growth factor, the base year for dam inspection fees will be fiscal year 2004, ending June 30, 2004. In the base year, the FGF will be zero.

(c) The cost for an inspection by the department in the base year will be as follows:

(i) \$3440.00 for dams with high downstream hazard classifications, with a prorated annual fee of \$688.00 for a five-year inspection cycle.

(ii) \$2500.00 for dams with significant downstream hazard classifications, with a prorated annual fee of \$500.00 if a five-year inspection cycle is implemented, or \$250.00 if a ten-year inspection cycle is implemented.

**(2) Exceptions to periodic inspection fee schedule.**

(a) For any hydraulic works less than ten years old, that the department examined and approved the construction plans and specifications as to its safety when required under RCW 90.03.350, there shall be no fee charged; or

(b) For any hydraulic works more than ten years old, but less than twenty years old, that the department examined and

approved the construction plans and specifications as to its safety when required under RCW 90.03.350, the fee charged shall equal the fee for a significant hazard dam.

~~(3)~~ **(4) Inspection fee for impoundments with multiple dams.** For reservoirs or impoundments with a main dam and one or more saddle dams, a single annual inspection fee will be charged for the facility. The dam with the highest downstream hazard rating will be used for fee computation.

~~((3))~~ **(4) Inspection fee for multicell impoundments.** For multicell impoundments, such as wastewater lagoons, where two or more cells are located side-by-side or share a common embankment, a single annual inspection fee will be charged for the facility. The cell with the highest downstream hazard classification will be used for fee computation.

~~((4))~~ **(5) Inspection fee for nonroutine inspections.** For nonroutine inspections as described in WAC 173-175-725, no fees will be charged to the dam owner.

~~((5))~~ **(6) Inspection fee for inspections at public request.** For inspections done at public request, as described in WAC 173-175-735, no fees will be charged to the dam owner.

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

**WSR 05-18-056**

**PERMANENT RULES**

**SPOKANE COUNTY AIR**

**POLLUTION CONTROL AUTHORITY**

[Filed September 6, 2005, 9:20 a.m., effective October 7, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Repeal of rule requiring oxygenated fuels and related fees in Spokane County.

Citation of Existing Rules Affected by this Order: Repealing (SCAPCA) Regulation 1, Article 6, Section 6.16 Motor Fuel Specification for Oxygenated Gasoline and Article 10, Section 10.11 Oxygenated Gasoline.

Statutory Authority for Adoption: RCW 70.94.141.

Adopted under notice filed as WSR 05-15-075 on July 14, 2005.

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 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 2.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: September 1, 2005.

Ronald J. Edgar  
Chief of Technical Services

ARTICLE VI

EMISSIONS  
PROHIBITED

ADOPTED: June 9, 1969

REVISED: October 7, 2004

EFFECTIVE: November 14, 2004

**REPEALER**

**~~SECTION 6.16 MOTOR FUEL SPECIFICATIONS FOR OXYGENATED GASOLINE~~**

~~A. Purpose. This Section establishes motor fuel specifications for oxygenated gasoline in order to reduce wintertime carbon monoxide emissions from gasoline powered motor vehicles.~~

~~B. Applicability. This Section applies to all blenders and to all retail sellers of oxygenated gasoline, intended as a final product for fueling of motor vehicles within the Spokane Control Area and supplied to purchasers within the Spokane Control Area, as defined in Chapter 173-492-070 of the Washington Administrative Code (WAC).~~

~~C. Definitions. Unless a different meaning is clearly required by context, words and phrases used in Section 6.16 shall have the following meaning:~~

~~1. Authority means the Spokane County Air Pollution Control Authority.~~

~~2. Conform and Conformity have the same meanings as the terms are used in Section 176(e) of the Federal Clean Air Act.~~

~~3. Ecology means the Washington Department of Ecology.~~

~~4. EPA means the United States Environmental Protection Agency or the Administrator of the United States Environmental Protection Agency or his/her designated representative.~~

~~5. Federal Clean Air Act means the Federal Clean Air Act, also known as Public Law 88-206, 77 Stat. 392, December 17, 1963, 42 U.S.C. 7401 et seq., as last amended by the Clean Air Act Amendments of 1990, P.L. 101-549, November 15, 1990.~~

~~6. Forecast Of Vehicle Miles Traveled has the same meaning as in Section 187 (a)(2) of the Federal Clean Air Act.~~

~~7. Implementation Plan has the same meaning as in Section 110 of the Federal Clean Air Act, as it pertains to the Spokane Carbon Monoxide Nonattainment Area.~~

~~8. Maintenance Plan has the same meaning as in Section 175A of the Federal Clean Air Act, pertaining to revisions of the applicable implementation plan.~~

~~9. Maximum Allowable Oxygenate means the maximum amount of an oxygenate which may be added to gasoline without exceeding the limits for fuel additives established under Section 211(f) of the Federal Clean Air Act.~~

~~10. Metropolitan Planning Organization has the same meaning as in Chapter 173-420 WAC.~~

~~11. Reasonable Further Progress has the same meaning as in Section 171(1) of the Federal Clean Air Act.~~

~~12. Spokane Carbon Monoxide Nonattainment Area has the same meaning as in CFR Title 40, Part 81.~~

~~13. Transportation Improvement Program has the same meaning as in Chapter 173-420 WAC, to the extent that it applies to the Spokane Carbon Monoxide Nonattainment Area.~~

~~14. Transportation Plan has the same meaning as in Chapter 173-420 WAC, to the extent that it applies to the Spokane Carbon Monoxide Nonattainment Area.~~

~~D. Adoption of state regulation by reference. Except for Subsections 173-492-040(1) and (2), Chapter 173-492 WAC is hereby adopted by reference, to the extent that it applies to the Spokane Control Area.~~

~~E. Blend and retail sale requirements for gasoline with non ethanol oxygenates. Gasoline shall contain the maximum allowable oxygenate for the control period, unless the oxygenate is ethanol.~~

~~F. Blend and retail sale requirements for gasoline with ethanol as an oxygenate. The following requirements shall apply:~~

~~1. Oxygen in the gasoline shall be no less than 3.2% by weight for the control period beginning on September 1, 1995 and ending February 29, 1996.~~

~~2. Oxygen in the gasoline shall be no less than 2.7% by weight for the control period beginning in 1996 and for all subsequent control periods.~~

~~G. Conformity blend and retail sale requirement for gasoline with ethanol as an oxygenate. Notwithstanding Subsection F., the following requirement shall apply after the applicable Metropolitan Planning Organization, Ecology, and the Authority determine, after consultation that, due solely to an exceedance of a forecast of vehicle miles traveled, a higher level of oxygen in gasoline than what is required in Subsection F., is necessary in order for the Transportation Plan or the Transportation Improvement Program to conform to the Implementation Plan or Maintenance Plan:~~

~~1. Oxygen in the gasoline shall be no less than 3.2% by weight, for the control period beginning in the year for which the higher level of oxygen is projected as necessary to show conformity, and for all subsequent control periods.~~

~~H. Contingency blend and retail sale requirements for gasoline with ethanol as an oxygenate. Notwithstanding Subsections F. or G., gasoline shall contain the maximum allowable oxygenate, as of the initial control period beginning after EPA makes any one of the following findings in Subsection H.1., H.2., or H.3., relative to the Spokane Carbon Monoxide Nonattainment Area, in conjunction with the finding in Subsection H.4.:~~

~~1. Failure to make Reasonable Further Progress.~~

~~2. Failure to timely attain a National Ambient Air Quality Standard for carbon monoxide.~~

~~3. Violation of a National Ambient Air Quality Standard for carbon monoxide after 1995.~~

~~4. Wintertime emissions from gasoline powered motor vehicles are determined by the EPA, in consultation with~~

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~~Ecology and the Authority to be a contributing factor to such failure or violation.~~

~~The maximum allowable oxygenate requirement shall remain in effect for the duration of the initial control period and all subsequent control periods until the Authority proposes and EPA determines that subsequent reductions in carbon monoxide emissions, achieved through other control measures or strategies, are sufficient to correct the referenced failure or violation. Upon such determination by EPA, the applicable oxygenate requirement in Subsection F. or G. shall apply, as of the beginning of the control period immediately following the determination.~~

~~I. Test method. Compliance with requirements in this Section for oxygen in gasoline, including maximum allowable oxygenate, shall be determined by ASTM 4815-89; Determination of C<sub>1</sub> and C<sub>2</sub> Alcohols and MTBE in Gasoline by Gas Chromatography, or other test methods as approved by Ecology.~~

Reviser's note: The typographical error in the above material occurred in the copy filed by the Spokane County Air Pollution Control Authority and appears in the Register pursuant to the requirements of RCW 34.08.040.

**ARTICLE X**

|                  |
|------------------|
| FEES AND CHARGES |
|------------------|

**ADOPTED: September 12, 1991**

**REVISED: March 4, 2004**

**EFFECTIVE: April 10, 2004**

**REPEALER**

**SECTION 10.11 OXYGENATED GASOLINE**

~~A. Pursuant to Chapter 173-492 WAC, the following annual fees shall be paid by blenders of oxygenated gasoline for sale in the Spokane Control Area:~~

|                   |   |                    |
|-------------------|---|--------------------|
| Small Volume      | ( <del>&lt;</del> 100,000 Gallons/Month)                | <del>\$170</del>   |
| Medium Volume     | (100,000 to <del>&lt;</del> 1,000,000 Gallons/Month)    | <del>\$335</del>   |
| Large Volume      | (1,000,000 to <del>&lt;</del> 15,000,000 Gallons/Month) | <del>\$2,070</del> |
| Very Large Volume | ( <del>&gt;</del> 15,000,000 Gallons/Month)             | <del>\$5,170</del> |

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Spokane County Air Pollution Control Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

[Filed September 7, 2005, 8:44 a.m., effective October 8, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: These rule changes implement an I-601 exemption for a 10.4% fee increase and allow for an initial applicant to request a refund prior to licensure for WAC 246-320-990 Acute care hospitals, 246-322-990 Private psychiatric and alcoholism hospitals, and 246-324-990 Private alcohol and chemical dependency hospitals. These increases will support HB 1533, revising provision for the inspection of hospitals, chapter 518, Laws of 2005.

Citation of Existing Rules Affected by this Order: Amending WAC 246-320-990, 246-322-990, and 246-324-990.

Statutory Authority for Adoption: RCW 43.70.250.

Adopted under notice filed as WSR 05-14-156 on July 6, 2005.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 3, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 3, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 3, Repealed 0.

Date Adopted: September 7, 2005.

M. C. Selecky  
Secretary

**AMENDATORY SECTION** (Amending WSR 04-19-141, filed 9/22/04, effective 10/23/04)

**WAC 246-320-990 Fees.** This section establishes the licensure fee for hospitals licensed under chapter 70.41 RCW.

(1) Applicants and licensees shall:

~~((1))~~ (a) Submit an annual license fee of ~~((eighty-seven))~~ ninety-six dollars and ~~((eighty))~~ ninety cents for each bed space within the licensed bed capacity of the hospital to the department;

~~((2))~~ (b) Include all bed spaces in rooms complying with physical plant and movable equipment requirements of this chapter for twenty-four-hour assigned patient rooms;

~~((3))~~ (c) Include neonatal intensive care bassinets;

~~((4))~~ (d) Include bed spaces assigned for less than twenty-four-hour patient use as part of the licensed bed capacity when:

~~((a))~~ (i) Physical plant requirements of this chapter are met without movable equipment; and

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~~((b))~~ (ii) The hospital currently possesses the required movable equipment and certifies this fact to the department;

~~((5))~~ (e) Exclude all normal infant bassinets;

~~((6))~~ (f) Limit licensed bed spaces as required under chapter 70.38 RCW;

~~((7))~~ (g) Submit an application for bed additions to the department for review and approval under chapter 70.38 RCW subsequent to department establishment of the hospital licensed bed capacity; ~~(and~~

(8)) (h) Set up twenty-four-hour assigned patient beds only within the licensed bed capacity approved by the department.

(2) Refunds. The department shall refund fees paid by the applicant for initial licensure if:

(a) The department has received the application but has not performed an on-site survey or provided technical assistance, the department will refund two-thirds of the fees paid, less a fifty dollar processing fee.

(b) The department has received the application and has conducted an on-site survey or provided technical assistance, the department will refund one-third of the fees paid, less a fifty dollar processing fee.

(c) The department will not refund fees if:

(i) The department has performed more than one on-site visit for any purpose;

(ii) One year has elapsed since an initial licensure application is received by the department, and the department has not issued the license because the applicant has failed to complete requirements for licensure; or

(iii) The amount to be refunded as calculated by (a) or (b) of this subsection is ten dollars or less.

AMENDATORY SECTION (Amending WSR 04-19-141, filed 9/22/04, effective 10/23/04)

WAC 246-322-990 Private psychiatric hospital fees. This section establishes the licensure fees for private psychiatric hospitals licensed under chapter 71.12 RCW.

(1) Applicants and licensees shall:

~~((1))~~ (a) Submit an annual fee of ~~((fifty-four))~~ sixty dollars and ~~((forty))~~ zero cents for each bed space within the licensed bed capacity of the hospital to the department;

~~((2))~~ (b) Include all bed spaces and rooms complying with physical plant and movable equipment requirements of this chapter for twenty-four-hour assigned patient rooms;

~~((3))~~ (c) Include bed spaces assigned for less than twenty-four-hour patient use as part of the licensed bed capacity when:

~~((a))~~ (i) Physical plant requirements of this chapter are met without movable equipment; and

~~((b))~~ (ii) The private psychiatric hospital currently possesses the required movable equipment and certifies this fact to the department;

~~((4))~~ (d) Limit licensed bed spaces as required under chapter 70.38 RCW;

~~((5))~~ (e) Submit applications for bed additions to the department for review and approval under chapter 70.38 RCW subsequent to department establishment of the private psychiatric hospital's licensed bed capacity; ~~(and~~

~~((6))~~ (f) Set up twenty-four-hour assigned patient beds only within the licensed bed capacity approved by the department.

(2) Refunds. The department shall refund fees paid by the applicant for initial licensure if:

(a) The department has received the application but has not conducted an on-site survey or provided technical assistance, the department will refund two-thirds of the fees paid, less a fifty dollar processing fee.

(b) The department has received the application and has conducted an on-site survey or provided technical assistance, the department will refund one-third of the fees paid, less a fifty dollar processing fee.

(c) The department will not refund fees if:

(i) The department has performed more than one on-site visit for any purpose;

(ii) One year has elapsed since an initial licensure application is received by the department, and the department has not issued the license because the applicant has failed to complete requirements for licensure; or

(iii) The amount to be refunded as calculated by (a) or (b) of this subsection is ten dollars or less.

AMENDATORY SECTION (Amending WSR 04-19-141, filed 9/22/04, effective 10/23/04)

WAC 246-324-990 Fees. ~~((The))~~ This section establishes the licensure fee for Private alcohol and chemical dependency hospitals licensed under chapter 71.12 RCW.

(1) Applicants and licensees shall submit:

~~((1))~~ (a) An initial fee of ~~((fifty-four))~~ sixty dollars and ~~((forty))~~ zero cents for each bed space within the proposed licensed bed capacity; and

~~((2))~~ (b) An annual renewal fee of ~~((fifty-four))~~ sixty dollars and ~~((forty))~~ zero cents for each licensed bed space.

(2) Refunds. The department shall refund fees paid by the applicant for initial licensure if:

(a) The department has received an application but has not conducted an on-site survey or provided technical assistance, the department will refund two-thirds of the fees paid, less a fifty dollar processing fee.

(b) The department has received an application and has conducted an on-site survey or provided technical assistance, the department will refund one-third of the fees paid, less a fifty dollar processing fee.

(c) The department will not refund fees if:

(i) The department has conducted more than one on-site visit for any purpose;

(ii) One year has elapsed since an initial licensure application is received by the department, and the department has not issued the license because applicant has failed to complete requirements for licensure; or

(iii) The amount to be refunded as calculated by (a) or (b) of this subsection is ten dollars or less.

PERMANENT

**WSR 05-18-093  
PERMANENT RULES**

**DEPARTMENT OF AGRICULTURE**

[Filed September 7, 2005, 10:52 a.m., effective October 8, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: These adopted amendments are necessary to ensure that chapter 16-252 WAC, Commercial feed rules—Pet food and speciality pet food, is consistent with current commercial feed law requirements, chapter 15.53 RCW, Commercial feed. Also, they are necessary to ensure that the references in chapter 16-252 WAC are correct so users of the chapter will find it easier to follow and comply with its requirements.

The following table identifies and explains the specific changes to chapter 16-252 WAC, Commercial feed rules—Pet food and specialty pet food, adopted by the Washington State Department of Agriculture with this filing. As the table illustrates, the changes are necessary to ensure that chapter 16-252 WAC:

- Is consistent with recent changes in Washington state commercial feed law, chapter 15.53 RCW, Commercial feed, requirements adopted by the legislature;
- Contains correct references;
- Is free of redundant references; and
- States requirements clearly so compliance is easier.

PERMANENT

| Rule Section   | Adopted Change | Rationale  |
|--|----------------|--|
| WAC 16-252-001<br>Effective date.                        | Repealed       | Repealed because stating the effective date of the original rule is no longer necessary.   |
| WAC 16-252-007<br>The code of federal regulations.       | New            | Added a new section stating that all references to the code of federal regulations refers to the 2002 edition. This allows the department to delete several references to "2002 edition" throughout the rule.  |
| WAC 16-252-010<br>Commercial feed terms and definitions. | Amended        | <ul style="list-style-type: none"> <li>• Numbered the definitions for quick reference.</li> <li>• Added a definition for "repackage" that was inadvertently omitted when the department's pet food rules were completely rewritten and reformatted in 2003.</li> <li>• Moved the definition for "salvage specialty pet food" so it is in proper alphabetical order.</li> </ul> |
| WAC 16-252-095<br>Drug and feed additive requirements.   | Amended        | <ul style="list-style-type: none"> <li>• Deleted the "2002 edition" reference in subsection (2)(a)(i) because it is redundant with the addition of new section WAC 16-252-007.</li> <li>• Deleted the word "Title" from subsection (2)(b)(ii) because it is not necessary.</li> </ul>  |

| Rule Section   | Adopted Change | Rationale   |
|--|----------------|---|
|  |                | <ul style="list-style-type: none"> <li>• Added "21 U.S.C. 151 et seq." to subsection (2)(c) for clarity.</li> </ul>   |
| WAC 16-252-100<br>Directions for use and precautionary statement requirements. | Amended        | <ul style="list-style-type: none"> <li>• Deleted the "2002 edition" reference in subsection (1)(b) because it is redundant with the addition of new section WAC 16-252-007.</li> </ul>            |
|  |                | <ul style="list-style-type: none"> <li>• Updated internet reference in subsection (1)(b) note.</li> <li>• Replaced "2002 edition" with "21 CFR" in subsection (1)(b) note for clarity.</li> </ul> |
| WAC 16-252-120<br>Adulteration of pet food and specialty pet food.             | Amended        | Deleted the "2002 edition" reference in subsection (1)(d) because it is redundant with the addition of new section WAC 16-252-007.  |
| WAC 16-252-155<br>Tonnage fee requirements.                                    | Amended        | Deletes the word "penalty" to make the section consistent with RCW 15.53.9018.  |
| WAC 16-252-165<br>Registration requirements.                                   | Amended        | Updated internet reference in subsection (2)(k) note.   |
| WAC 16-252-180<br>Good manufacturing practices adopted.                        | Amended        | Deleted all references to "2002 edition" because they are redundant with the addition of new section WAC 16-252-007.  |

Citation of Existing Rules Affected by this Order: Repealing WAC 16-252-001; and amending WAC 16-252-007, 16-252-010, 16-252-095, 16-252-100, 16-252-120, 16-252-155, 16-252-165, and 16-252-180.

Statutory Authority for Adoption: Chapters 15.53 and 34.05 RCW.

Adopted under notice filed as WSR 05-14-150 on July 6, 2005.

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 1, Amended 6, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 7, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 7, Repealed 1.

Date Adopted: September 7, 2005.

Valoria H. Loveland  
Director

**NEW SECTION**

**WAC 16-252-007 The code of federal regulation.** Throughout these rules where the code of federal regulation is referred to, the reference is to the 2002 edition.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-010 Commercial feed terms and definitions.** Except for the specific terms and definitions contained in this section or in RCW 15.53.901, the terms and definitions used in reference to commercial feeds, in this chapter, are the official feed terms adopted by the Association of American Feed Control Officials (AAFCO) and published in the association's official publication. Throughout these rules where the Association of American Feed Control Officials (AAFCO) official publication is referred to, the reference is to the 2003 Official Publication.

**Note:** A copy of the official publication is on file with the department. Copies may be purchased from AAFCO Assistant Secretary-Treasurer, P.O. Box 478 Oxford, IN 47971.

(1) **"Animal wastes"** means a material composed of excreta, with or without bedding materials and/or animal drugs, collected from poultry, ruminants or other animals except humans.

(2) **"All life stages"** means gestation/lactation, growth, and adult maintenance life stages of a domesticated dog or cat.

(3) **"Canned"** means feed that has been processed, packaged, sealed, and sterilized for preservation in cans, pouches, or similar containers.

(4) **"Commercial feed"** means all materials or combination of materials that are distributed or intended for distribution for use as feed or for mixing in feed, unless such materials are specifically exempted.

The following commodities are exempted and are not considered "commercial feed" if they are not adulterated (see RCW 15.53.902 for a list of conditions that cause commercial feeds to be adulterated):

- Unmixed whole seeds and physically altered entire unmixed seeds when such seeds are not chemically changed.

- Raw meat, hay, loose salt, straw, stover, silage, cobs, husks, and hulls when such commodities are not ground, mixed or intermixed with other materials.

(5) **"Customer-formula feed"** means commercial feed that is a mixture of commercial feeds or feed ingredients, or both, each batch of which is manufactured according to the instructions of the final purchaser.

(6) **"Department"** means the Washington state department of agriculture (WSDA).

(7) **"Director"** means the director of the Washington state department of agriculture or the director's designee.

(8) **"Distressed pet food"** means pet food (dog and cat) in distribution that is no longer available for retail sale. Examples of distressed pet food include, but are not limited to, dented cans, torn bags, or pet food past its sell-by date.

(9) **"Distressed specialty pet food"** means specialty pet food in distribution that is no longer available for retail sale. Examples of distressed specialty pet food include, but are not

limited to, dented cans, torn bags, or specialty pet food past its sell-by date.

(10) **"Distribute"** means to:

(a) Offer for sale, sell, exchange or barter, commercial feed; or

(b) Supply, furnish, or otherwise provide commercial feed to a contract feeder.

(11) **"Distributor"** means a person who distributes.

(12) **"Drug"** means:

(a) Any article intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in animals other than man; and

(b) Articles other than feed intended to affect the structure or any function of the animal body.

(13) **"Enzyme"** means a protein made up of amino acids or their derivatives, which catalyses a defined chemical reaction. Required cofactors should be considered an integral part of the enzyme.

(14) **"Facility"** means any place where a commercial feed is manufactured, repackaged, sold, transloaded, or stored for later distribution.

(15) **"Family"** means a group of pet food products, which are nutritionally adequate for any or all life stages based on their nutritional similarity to a lead product, which has been successfully test-fed according to an AAFCO feeding protocol(s).

(16) **"Feed ingredient"** means each of the constituent materials making up a commercial feed.

(17) **"Grain mixture specialty pet food"** means mixed or intermixed whole or physically altered grains, that:

(a) Are not chemically altered;

(b) May or may not contain molasses; and

(c) Except for molasses, contain no other additives.

(18) **"Guarantee"** means a listing of specified nutrients or nonnutritive substances contained in a commercial feed that the manufacturer or distributor named on the feed label warrants as specified in these rules.

(19) **"Guaranteed analysis"** means a listing of the minimum, maximum or both minimum and maximum concentrations of specified nutrients contained in a commercial feed that the manufacturer or distributor named on the feed label warrants. Both minimum and maximum concentrations of specified nutrients contained in a commercial feed are stated on an "as is" basis rather than on a "one hundred percent moisture free" basis in units specified by these rules.

(20) **"Initial distributor"** means a person who first distributes a commercial feed in or into Washington state.

(21) **"Ingredient statement"** means a contiguous listing on the label of all ingredients of which the commercial feed is composed.

(22) **"Label"** means a display of written, printed, or graphic matter upon or affixed to the container in which a commercial feed is distributed, or on the invoice or delivery slip with which a bulk commercial feed is distributed.

(23) **"Labeling"** means all labels and other written, printed, or graphic matter:

(a) Upon a commercial feed or any of its containers or wrappers; or

(b) Accompanying such commercial feed.

(24) "**Lot identifier**" means a unique identifier for each lot, batch or production run that enables the manufacturer to accurately trace the complete manufacturing and distribution history of the product. A lot identifier is an individual lot, batch or production run number, code, date, or other suitable identification applied to the label, container, or package. In the case of bulk feed, the lot identifier is on a label, invoice, or shipping document accompanying the feed.

(25) "**Net weight**" means the weight of a commodity excluding any materials, substances, or items not considered to be part of the commodity. Examples of materials, substances, or items not considered to be part of a commodity include, but are not limited to, containers, conveyances, bags, wrappers, packaging materials, labels, individual piece coverings, decorative accompaniments, and coupons. (See RCW 19.94.010 (1)(i).)

(26) "**Nutritionally adequate**" means the feed, when fed according to directions on the label, will meet the nutritional requirements of the class of animals for which the feed was manufactured.

(27) "**Nutritionally suitable**" means nutritionally adequate.

(28) "**Person**" means an individual, firm, partnership, corporation, or association.

(29) "**Pet food**" means a commercial feed prepared and distributed for consumption by domesticated dogs or cats.

(30) "**Principal display panel**" means the part of a label that is most likely to be displayed, presented, shown or examined under normal and customary conditions of display for retail sale.

(31) "**Prohibited mammalian protein**" means any protein-containing portion of mammalian animals, excluding:

- Blood and blood products;
- Gelatin;
- Inspected meat products that have been cooked and offered for human food and further heat processed for feed (such as plate waste and used cellulose food casings);
- Milk products (milk and milk proteins); and
- Products whose only mammalian protein is porcine or equine protein.

(32) "**Processed**," as applied to animal waste, means thermally dehydrated, dry-stacked, ensiled, oxidized, chemically treated, microbiologically digested, chemically or physically fractionated, or treated by other processes that enable an animal waste product to comply with the standards established in this chapter.

(33) "**Quantity statement**" means the part of the label expressing net weight (mass), net volume (liquid or dry) or count.

(34) "**Repackage**" means taking commercial feed from packages (no larger than one hundred pounds for dry feed or fifty-five gallons for liquid feed) and placing it into smaller packages for resale.

(35) "**Salvage pet food**" means pet food (dog and cat food) still under control of the original manufacturer and will not be offered for sale at retail. Examples include, but are not limited to, start-up and over-run product, unpelleted pet food, pet food fines, and other products not suitable for packaging for retail sale.

(36) "**Salvage specialty pet food**" means specialty pet food still under control of the original manufacturer and will not be offered for sale at retail. Examples include, but are not limited to, start-up and over-run product, unpelleted specialty pet food, specialty pet food fines, and other products not suitable for packaging for retail sale.

(37) "**Sell**" or "**sale**" includes exchange.

(38) "**Specialty pet**" means a domesticated animal pet normally maintained in a cage or tank, such as, but not limited to, gerbils, hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, goldfish, snakes, and turtles.

(("Salvage specialty pet food" means specialty pet food still under control of the original manufacturer and will not be offered for sale at retail. Examples include, but are not limited to, start-up and over-run product, unpelleted specialty pet food, specialty pet food fines, and other products not suitable for packaging for retail sale.))

(39) "**Specialty pet food**" means a commercial feed prepared and distributed for consumption by specialty pets.

(40) "**Transload**" means to transfer commercial feed from one carrier to another carrier without processing or blending the ingredients. For example, transferred from rail cars to trucks or shipping containers.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-095 Drug and feed additive requirements.** (1) Before the department approves a registration application and/or a label for pet food or specialty pet food that contains additives (including drugs, other special purpose additives, or nonnutritive additives), the distributor may be required to submit, to the department, satisfactory evidence proving the safety and effectiveness of the pet food or specialty pet food when used according to the directions on the label.

(2) Satisfactory evidence of the safety and effectiveness of a pet food or specialty pet food that contains additives (including drugs, other special purpose additives, or nonnutritive additives) is established if one or more of the following apply:

(a) When the use of a pet food or specialty pet food containing such additives either:

- (i) Conforms to the requirements of the applicable regulation in 21 CFR (,2002 edition); or
- (ii) Are "prior sanctioned"; or
- (iii) Are "informal review sanctioned"; or
- (iv) "Generally recognized as safe" (GRAS) for such use.

(b) When the pet food or specialty pet food is itself a drug, and is:

(i) Generally recognized as safe (GRAS) and effective for the labeled use; or

(ii) Marketed subject to an application approved by the Food and Drug Administration under ((Title)) 21 U.S.C. 360 b as amended effective on the date these rules were adopted.

(c) When one purpose for feeding a pet food or specialty pet food is to immunize through some immunological process and the immunizing drugs or additives have been approved for the purpose through the Federal Virus, Serum

and Toxins Act of 1913, as amended in 1985 (21 U.S.C. 151 et seq.).

(d) When the pet food or specialty pet food is a directly fed microbial product and the:

(i) Product meets the particular fermentation product definition as listed in the Association of American Feed Control Officials official publication; and

(ii) Required microbial content statement on the label is limited to the following: "Contains a source of live (viable) naturally occurring microorganisms"; and

(iii) Source is stated with a corresponding guarantee expressed according to WAC 16-252-076 requirements.

(e) When the pet food or specialty pet food is an enzyme product and the:

(i) Product meets the particular enzyme definition listed in the Association of American Feed Control Officials official publication; and

(ii) Enzyme is stated with a corresponding guarantee expressed according to WAC 16-252-076 requirements.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-100 "Directions for use" and "precautionary statement" requirements.** (1) Directions for use and precautionary statements on required labeling of all pet food and specialty pet foods containing additives (including, but not limited to, drugs, nonprotein nitrogen, special purpose additives, or nonnutritive additives) must:

(a) Be adequate to enable users with no special knowledge of the purpose and use of the feed to use it safely and effectively for its intended purposes; and

(b) Include all information described by all applicable regulations of 21 CFR, Parts 500-599 under the Federal Food, Drug and Cosmetic Act(~~(, 2002 edition)~~).

**Note:** The Food and Drug Administration's regulations are published in the Code of Federal Regulations, and are available in book format from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. They are also available on the internet at (~~http://www.access.gpo.gov/nara/cfr/cfr-retrieve.html#page1~~) <http://www.gpoaccess.gov/cfr/retrieve.html>. A copy of (~~the 2002 edition~~) 21 CFR Parts 500-599 are also on file with the department.

(2) Adequate directions for use and precautionary statements identified in subsection (1) of this section are required for pet food and specialty pet food that is distributed to:

(a) Supply particular dietary needs; or

(b) Supplement or fortify the usual diet or ration with any vitamin, mineral, or other dietary nutrient or compound.

(3)(a) When a pet food or specialty pet food is intended for use by or under the supervision of a veterinarian, the statement "use only as directed by your veterinarian" must be on the label. When such a statement is on a pet food label, feeding instructions are not required, but may appear on the label. This regulation takes precedence over other regulations in this subsection.

(b) Pet food, including snacks or treats, labeled as "complete and balanced" for any or all life stages, must list feeding directions on the label. Any pet food labeled as "snacks" or

"treats" that contains a drug, must list feeding directions on the label. These directions must:

(i) Be expressed in common terms;

(ii) Appear prominently on the label;

(iii) State the frequency of feeding; and

(iv) At a minimum state, "feed (weight or other measure of product) per (weight only) of dog (or cat)."

(c) Directions must be consistent with the intended use(s) indicated in the nutritional adequacy statement, unless a limited use or more limited life stage designation is declared elsewhere (for example, "adult formula").

(d) Directions must be given for each life stage stated on the label.

(4)(a) Pet food and specialty pet food snacks and treats do not require feeding directions on the label except when they:

(i) Are labeled as "complete and balanced"; or

(ii) Contain a drug.

(b) Feeding directions may be on the label for snacks and treats even when not required.

(5) Pet food and specialty pet food labels must contain the statement "This product is intended for intermittent or supplemental feeding only," if the product does not meet the nutrient requirements of the appropriate AAFCO recognized nutrient profile, feeding protocol, or any other special nutritional or dietary need, thus making it suitable only for limited, intermittent, or supplementary feeding.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-120 Adulteration of pet food and specialty pet food.** (1) The terms "poisonous or deleterious substances" as used in RCW 15.53.902 include, but are not limited to, the following:

(a) Any ingredient, pet food or specialty pet food that contains more than twenty parts per billion aflatoxin B1, B2, G1, G2, individually or in total.

(b) Soybean meal, flakes or pellets or other vegetable meals, flakes or pellets that have been extracted with trichloroethylene or other chlorinated solvents.

(c) Sulfur dioxide, sulfurous acid, and salts of sulfurous acid when used in or on pet food or pet food ingredients that are considered or reported to be a significant source of vitamin B1 (thiamine).

(d) Any substance that is prohibited by 21 CFR, Part 589(~~(, 2002 edition)~~).

(2) When screenings are used in a pet food or specialty pet food, the screenings and the finished product must comply with the requirements in WAC 16-252-110 or the pet food will be considered adulterated.

(3) Pet food or specialty pet food containing raw or unprocessed animal waste will be considered adulterated.

**AMENDATORY SECTION** (Amending WSR 04-14-076, filed 7/6/04, effective 1/1/05)

**WAC 16-252-155 Tonnage fee required.** Each initial distributor of a pet food or specialty pet food in or into Washington state must pay the department an inspection fee of twelve cents per ton on all pet food or specialty pet food they

sold, for distribution within Washington state, during the year. The minimum inspection fee, the late ((penalty)) fee, and exceptions to payment of the fee are as authorized in RCW 15.53.9018.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-165 Registration requirements.** (1) All registration applications for pet food and specialty pet food must be on forms available from the department.

(2) The application for pet food and specialty pet food registration, to be completed by applicants and registrants, must include:

- (a) The company name (registrant);
- (b) Complete business mailing address;
- (c) Complete physical address of the business, if different than the mailing address;
- (d) Telephone number;
- (e) Company name on label if different than the registrant;
- (f) Number of products sold in small packages of less than ten pounds;
- (g) Number of products sold in large packages of ten pounds or more;
- (h) Company registrar's name;
- (i) Company registrar's title;
- (j) Registrar's signature; and
- (k) Date signed.

**Note:** The application for registration of pet food and specialty pet food products may be downloaded from the internet at ((<http://www.wa.gov/agr/FoodAnimal/AnimalFeed/Forms/Form4307.pdf>)) <http://agr.wa.gov/FoodAnimal/AnimalFeed/Forms.htm>.

**AMENDATORY SECTION** (Amending WSR 03-23-129, filed 11/19/03, effective 7/1/04)

**WAC 16-252-180 Good manufacturing practices adopted.** The following good manufacturing practices are adopted:

- (1) Regulations prescribing current good manufacturing practices for Type B and Type C medicated feeds as published in 21 CFR, Part 225, Sections 225.1-225.202(~~(2002 edition)~~).
- (2) Regulations prescribing good manufacturing practices for Type A Medicated Articles as published in 21 CFR, Part 226, Sections 226.1-226.115(~~(2002 edition)~~).
- (3) Regulations pertaining to animal proteins prohibited in ruminant feed as published in 21 CFR, Part 589.2000(~~(2002 edition)~~).

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 16-252-001                      Effective date.

[Filed September 7, 2005, 10:53 a.m., effective October 8, 2005]

Effective Date of Rule: Thirty-one days after filing.

Purpose: These adopted amendments are necessary to ensure that chapter 16-250 WAC, Commercial feed rules, is consistent with current commercial feed law requirements, chapter 15.53 RCW, Commercial feed. Also, they are necessary to ensure that the references in chapter 16-250 WAC are correct so users of the chapter will find it easier to follow and comply with its requirements.

The following table identifies and explains the specific changes to chapter 16-250 WAC, Commercial feed rules, adopted by the Washington State Department of Agriculture with this filing. As the table illustrates, the changes are necessary to ensure that chapter 16-250 WAC:

- Is consistent with recent changes in Washington state commercial feed law, chapter 15.53 RCW, Commercial feed, requirements adopted by the legislature;
- Contains correct references;
- Is free of redundant references; and
- States requirements clearly so compliance is easier.

| Rule Section   | Adopted Change | Rationale  |
|--|----------------|--|
| WAC 16-250-001<br>Effective date.  | Repealed       | Repealed because stating the effective date of the original rule is no longer necessary.   |
| WAC 16-250-007 The code of federal regulations.  | New            | Added a new section stating that all references to the code of federal regulations refers to the 2002 edition. This allows the department to delete several references to "2002 edition" throughout the rule.  |
| WAC 16-250-010 Commercial feed terms and definitions.                                  | Amended        | Numbered the definitions for quick reference.  |
| WAC 16-250-035 Format required for all commercial labels except customer formula feed. | Amended        | Updated internet reference in subsection (3).  |
| WAC 16-250-050 Guarantee requirements that apply to WAC 16-250-052 through 16-250-065. | Amended        | Added WAC reference to "Note" for clarity.   |
| WAC 16-250-090 Feed ingredient statement terms and record-keeping requirements.        | AMENDED?       | I don't see that we did anything to this section. If we didn't do anything then it should not be included on the CR-103. If we proposed something on the CR-105 and then changed our mind, we should not include it on the CR-103 and send a memo to the code reviser formally withdrawing the proposed changes on the CR-105. |

PERMANENT

| Rule Section  | Adopted Change | Rationale   |
|---|----------------|---|
| WAC 16-250-095 Drug and feed additive requirements.                         | Amended        | <ul style="list-style-type: none"> <li>Deleted the "2002 edition" reference in subsection (1)(a) because it is redundant with the addition of new WAC 16-250-007.</li> </ul>  |
|   |                | <ul style="list-style-type: none"> <li>Added "21 U.S.C. 151 et seq." to subsection (3) for clarity.</li> </ul>  |
| WAC 16-250-100 Directions for use and precautionary statement requirements. | Amended        | <ul style="list-style-type: none"> <li>Corrects a grammatical error in subsection (1)(a).</li> <li>Deleted the "2002 edition" reference in subsection (1)(b) because it is redundant with the addition of new WAC 16-250-007.</li> <li>Updated internet reference in subsection (1)(b) note.</li> <li>Replaced "2002 edition" with "21 CFR" in subsection (1)(b) note for clarity.</li> </ul> |
| WAC 16-250-120 Adulteration of feed.  | Amended        | <ul style="list-style-type: none"> <li>Corrects a spelling error in subsection (1)(e).</li> <li>Deleted the "2002 edition" reference in subsection (1)(g) because it is redundant with the addition of new WAC 16-250-007.</li> </ul>   |
| WAC 16-250-155 Tonnage fee requirements.                                    | Amended        | Deletes the word "penalty" to make the section consistent with RCW 15.53.9018.  |
| WAC 16-250-160 Commercial feed license application requirements.            | Amended        | <ul style="list-style-type: none"> <li>Added language to subsection (1) to make the section consistent with chapter 15.53 RCW.</li> <li>Updated internet reference in subsection (2) note.</li> </ul>   |
| WAC 16-250-180 Good manufacturing practices adopted.                        | Amended        | Deleted all references to "2002 edition" because they are redundant with the addition of new WAC 16-250-007.  |

Citation of Existing Rules Affected by this Order: Repealing WAC 16-250-001; and amending WAC 16-250-007, 16-250-010, 16-250-035, 16-250-050, 16-250-090, 16-250-095, 16-250-100, 16-250-120, 16-250-155, 16-250-165, and 16-250-180.

Statutory Authority for Adoption: Chapters 15.53 and 34.05 RCW.

Adopted under notice filed as WSR 05-14-149 on July 6, 2005.

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 1, Amended 8, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 10, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 10, Repealed 1.

Date Adopted: September 7, 2005.

Valoria H. Loveland  
Director

**NEW SECTION**

**WAC 16-250-007 The code of federal regulation.** Throughout these rules where the code of federal regulation is referred to, the reference is to the 2002 edition.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-010 Commercial feed terms and definitions.** Except for the specific terms and definitions contained in this section or in RCW 15.53.901, the terms and definitions used in reference to commercial feeds, in this chapter, are the official feed terms adopted by the Association of American Feed Control Officials (AAFCO) and published in the association's official publication. Throughout these rules where the Association of American Feed Control Officials (AAFCO) official publication is referred to, the reference is to the *2003 Official Publication*.

**Note:** A copy of the official publication is on file with the department. Copies may be purchased from AAFCO Assistant Secretary Treasurer, P.O. Box 478 Oxford, IN 47971.

(1) **"Animal wastes"** means a material composed of excreta, with or without bedding materials and/or animal drugs, collected from poultry, ruminants or other animals except humans.

(2) **"Canned"** means feed that has been processed, packaged, sealed, and sterilized for preservation in cans, pouches, or similar containers.

(3) **"Commercial feed"** means all materials or combinations of materials that are distributed or intended for distribution for use as feed or for mixing in feed, unless such materials are specifically exempted. The following commodities are exempted and are not considered "commercial feed" if they are not adulterated (see RCW 15.53.902 for a list of conditions that cause commercial feeds to be adulterated):

- Unmixed whole seeds and physically altered entire unmixed seeds when such seeds are not chemically changed.
- Raw meat, hay, loose salt, straw, stover, silage, cobs, husks, and hulls when such commodities are not ground, mixed or intermixed with other materials.

(4) **"Customer-formula feed"** means commercial feed that is a mixture of commercial feeds or feed ingredients, or both, each batch of which is manufactured according to the instructions of the final purchaser.

PERMANENT

(5) **"Department"** means the Washington state department of agriculture (WSDA).

(6) **"Director"** means the director of the Washington state department of agriculture or the director's designee.

(7) **"Distressed pet food"** means pet food (dog and cat) in distribution that is no longer available for retail sale. Examples of distressed pet food include, but are not limited to, dented cans, torn bags, or pet food past its sell-by date.

(8) **"Distressed specialty pet food"** means specialty pet food in distribution that is no longer available for retail sale. Examples of distressed specialty pet food include, but are not limited to, dented cans, torn bags, or specialty pet food past its sell-by date.

(9) **"Distribute"** means to:

(a) Offer for sale, sell, exchange or barter, commercial feed; or

(b) Supply, furnish, or otherwise provide commercial feed to a contract feeder.

(10) **"Distributor"** means a person who distributes.

(11) **"Drug"** means:

(a) Any article intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in animals other than man; and

(b) Articles other than feed intended to affect the structure or any function of the animal body.

(12) **"Enzyme"** means a protein made up of amino acids or their derivatives, which catalyses a defined chemical reaction. Required cofactors should be considered an integral part of the enzyme.

(13) **"Facility"** means any place where a commercial feed is manufactured, repackaged, sold, transloaded, or stored for later distribution.

(14) **"Feed ingredient"** means each of the constituent materials making up a commercial feed.

(15) **"Grain mixture feed"** means mixed or intermixed whole or physically altered grains, that:

(a) Are not chemically altered;

(b) May or may not contain molasses; and

(c) Except for molasses, contain no other additives.

(16) **"Guarantee"** means a listing of specified nutrients or nonnutritive substances contained in a commercial feed that the manufacturer or distributor named on the feed label warrants as specified in these rules.

(17) **"Guaranteed analysis"** means a listing of the minimum, maximum or both minimum and maximum concentrations of specified nutrients contained in a commercial feed that the manufacturer or distributor named on the feed label warrants. Both minimum and maximum concentrations of specified nutrients contained in a commercial feed are stated on an "as is" basis rather than on a "one hundred percent moisture free" basis in units specified by these rules.

(18) **"Initial distributor"** means a person who first distributes a commercial feed in or into Washington state.

(19) **"Ingredient statement"** means a contiguous listing on the label of all ingredients of which the commercial feed is composed.

(20) **"Label"** means a display of written, printed, or graphic matter upon or affixed to the container in which a commercial feed is distributed, or on the invoice or delivery slip with which a bulk commercial feed is distributed.

(21) **"Labeling"** means all labels and other written, printed, or graphic matter:

(a) Upon a commercial feed or any of its containers or wrappers; or

(b) Accompanying such commercial feed.

(22) **"Lot identifier"** means a unique identifier for each lot, batch or production run that enables the manufacturer to accurately trace the complete manufacturing and distribution history of the product. A lot identifier is an individual lot, batch or production run number, code, date, or other suitable identification applied to the label, container, or package. In the case of bulk feed the lot identifier is on a label, invoice, or shipping document accompanying the feed.

(23) **"Net weight"** means the weight of a commodity excluding any materials, substances, or items not considered to be part of the commodity. Examples of materials, substances, or items not considered to be part of a commodity include, but are not limited to, containers, conveyances, bags, wrappers, packaging materials, labels, individual piece coverings, decorative accompaniments, and coupons. (See RCW 19.94.010 (1)(i).)

(24) **"Nutritionally adequate"** means the feed, when fed according to directions on the label, will meet the nutritional requirements of the class of animals for which the feed was manufactured.

(25) **"Nutritionally suitable"** means nutritionally adequate.

(26) **"Person"** means an individual, firm, partnership, corporation, or association.

(27) **"Pet food"** means a commercial feed prepared and distributed for consumption by domesticated dogs or cats.

(28) **"Principal display panel"** means the part of a label that is most likely to be displayed, presented, shown or examined under normal and customary conditions of display for retail sale.

(29) **"Prohibited mammalian protein"** means any protein-containing portion of mammalian animals, excluding:

• Blood and blood products;

• Gelatin;

• Inspected meat products that have been cooked and offered for human food and further heat processed for feed (such as plate waste and used cellulose food casings);

• Milk products (milk and milk proteins); and

• Products whose only mammalian protein is porcine or equine protein.

(30) **"Processed,"** as applied to animal waste, means thermally dehydrated, dry-stacked, ensiled, oxidized, chemically treated, microbiologically digested, chemically or physically fractionated, or treated by other processes that enable an animal waste product to comply with the standards established in this chapter.

(31) **"Quantity statement"** means the part of the label expressing net weight (mass), net volume (liquid or dry) or count.

(32) **"Repackage"** means taking commercial feed from packages (no larger than one hundred pounds for dry feed or fifty-five gallons for liquid feed) and placing it into smaller packages for resale.

(33) **"Salvage pet food"** means pet food (dog and cat food) still under control of the original manufacturer and will



not be offered for sale at retail. Examples include, but are not limited to, start-up and over-run product, unpelleted pet food, pet food fines, and other products not suitable for packaging for retail sale.

(34) "Salvage specialty pet food" means specialty pet food still under control of the original manufacturer and will not be offered for sale at retail. Examples include, but are not limited to, start-up and over-run product, unpelleted specialty pet food, specialty pet food fines, and other products not suitable for packaging for retail sale.

(35) "Sell" or "sale" includes exchange.

(36) "Specialty pet" means a domesticated animal pet normally maintained in a cage or tank, such as, but not limited to, gerbils, hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, goldfish, snakes, and turtles.

(37) "Specialty pet food" means a commercial feed prepared and distributed for consumption by specialty pets.

(38) "Transload" means to transfer commercial feed from one carrier to another carrier without processing or blending the ingredients. For example, transferred from rail cars to trucks or shipping containers.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-035 Format required for all commercial feed labels except customer-formula feed.** (1)(a) The following label information must appear in its entirety, in the following order, on one side of the label or container of all commercial feed except customer-formula feed:

- (i) Product name and brand name, if any;
- (ii) Drug used, if any drug is used;
- (iii) Purpose of feed statement;
- (iv) Guaranteed analysis;
- (v) Feed ingredients;
- (vi) Directions for use and precautionary statements or reference to their location if they appear elsewhere on the label;

(vii) Name and principal mailing address of the manufacturer or person responsible for distributing the feed; and

(viii) Quantity statement.

(b) A lot identifier must appear on the label of all commercial feed, but may be in a different location than the information required by (a) of this subsection.

(2)(a) If a reference to the location of the directions for use and precautionary statements is made on the principal label, the directions for use and precautionary statements must be displayed in a prominent place on the label or container but not necessarily on the same side as the information required in subsection (1)(a) of this section.

(b) When directions for use or precautionary statements are placed on a different side of the label or container than the information required in subsection (1)(a) of this section, there must be a statement on the same side of the label or container that the information required in subsection (1)(a) of this section is printed such as "see back of label for directions for use."

(3) When the Bovine Spongiform Encephalopathy precautionary statement "do not feed to cattle or other rumi-

nants" is required by 21 CFR, Part 589.2000 ((2002 edition)), it must appear in a prominent place on the label.

**Note:** A copy of 21 CFR, Part 589.2000 is available from the department. It is also available on the internet at ([http://www.access.gpo.gov/nara/cfr/waisidx\\_01/21cfr589\\_01.html](http://www.access.gpo.gov/nara/cfr/waisidx_01/21cfr589_01.html)) <http://www.gpoaccess.gov/cfr/retrieve.html>.

(4) The information required in WAC 16-250-030 must not be subordinated or obscured by other statements or designs.

(5) Printed or written material or design (for example, pictures of animals or birds) of any kind must not be attached to, appear on, or distributed with commercial feed if the material or design is misleading, incorrect, or at variance in any respect with the information required on the label.

(6)(a) Statements referring to a competitive product or comparing the properties of a packaged feed to those of a competitive product must not appear on a label unless the competitive product is specifically identified.

(b) Negative statements regarding a competitive product must not appear on a label unless the director determines that the information provided by the statements is beneficial to the product's purchaser.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-050 Guarantee requirements that apply to WAC 16-250-052 through 16-250-065.**

**Note:** "Guarantee" means a listing of specified nutrients or non-nutritive substances contained in a commercial feed that the manufacturer or distributor named on the feed label warrants as specified in these rules. See WAC 16-250-010(16).

The requirements in subsections (1) through (4) of this section apply to WAC 16-250-052 through 16-250-065.

(1) Complete feeds and feeds intended to be mixed with grain to produce complete feed for the following animal classes and/or species always require a mineral guarantee:

- (a) Swine;
- (b) Poultry;
- (c) Fish; and
- (d) Veal and herd milk replacers.

(2) When stated on a commercial feed label, nutritional guarantees must be listed in the following order:

- (a) Crude protein;
- (b) Crude protein from nonprotein nitrogen;
- (c) Amino acids;
- (d) Crude fat;
- (e) Crude fiber;
- (f) Acid detergent fiber;
- (g) Calcium;
- (h) Phosphorus;
- (i) Salt;
- (j) Sodium.

(3) Other required and/or voluntary guarantees should follow those listed in subsection (2) of this section grouped by the unit (percentage, parts per million, International Units, etc.) of measure used to express the guarantees. For example, all guarantees measured by parts per million should be grouped together.

(4) The use of commercial, copyrighted brand, or trade names in the guarantees statement is prohibited.

(5) The following requirements apply to WAC 16-250-052 through 16-250-063:

(a) Commercial feed must be labeled for the animal class or classes for which it is intended.

(b) Commercial feed must also be nutritionally suitable for each and every class for which it is labeled.

(c) WAC 16-250-052 through 16-250-063 contains a series of animal class tables. When a manufacturer uses the class terms in the tables, the feed must be suitable for the class as defined in the table.

(d) Instead of the class terms used in the tables, a manufacturer may use more specific and common language to describe animal classes, especially when describing attributes such as the weight range, sex, or age of the animal for which the feed is manufactured.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-090 Feed ingredient statement terms and recordkeeping requirements.** Feed ingredients listed on the label or on file at the plant producing the product must comply with the following:

(1) The name of each ingredient must conform to one of the following:

(a) Ingredients must have an official definition in the AAFCO official publication;

(b) If there is no official definition for an ingredient in the AAFCO official publication, then an ingredient with an AAFCO tentative definition may be used;

(c) The ingredient is defined in WAC 16-250-015; or

(d) The ingredient has a commonly accepted name that requires no definition, for example, sugar.

(2) Collective terms for the grouping of feed ingredients must be those defined in the Association of American Feed Control Officials official publication. However, when a collective term for a group of ingredients is used on a label:

(a) Individual ingredients within that group must not be listed on the label; and

(b) When requested the manufacturer must give the department a list of individual ingredients, within a defined group, that are or have been used at manufacturing facilities distributing the commercial feed in Washington state. These records must be available to the department for inspection and copying for at least one year after the last date of distribution of the commercial feed.

(3) Ingredients on labels must be listed in descending order by weight.

(4) The specific amount of each ingredient does not need to be listed on the label.

(5) A single ingredient product, as defined by the Association of American Feed Control Officials official publication, does not need an ingredient statement.

(6) The names of all listed ingredients must be shown in the same size of letters and type.

(7) Commercial, copyrighted, brand, or trade names must not be used in the ingredient statement.

(8) No reference to quality or grade of an ingredient may appear in the ingredient statement.

(9) The term "dehydrated" may precede the name of any product that has been artificially dried.

(10) When the word "iodized" is used in connection with a feed ingredient, the ingredient must contain at least 0.007% iodine, uniformly distributed.

(11) The term "degermed" must precede the name of any product from which germs were wholly or partially removed.

(12) If a drug is used, the drug does not have to be listed in the ingredient statement. However, the drug name is required to be listed on the label (see WAC 16-250-030 and 16-250-035).

(13) Unless meat and meat by-products are made from cattle, swine, sheep or goats, the terms "meat" and "meat by-products" must specifically identify the animal from which they are derived.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-095 Drug and feed additive requirements.** Before the department approves a label for commercial feed that contains additives (including drugs, other special purpose additives, or nonnutritive additives), the distributor may be required to submit evidence satisfactory to the department proving the safety and effectiveness of the commercial feed when used according to the directions on the label.

Satisfactory evidence of the safety and effectiveness of a commercial feed that contains additives (including drugs, other special purpose additives, or nonnutritive additives) is established if one or more of the following apply:

(1) When the use of a commercial feed containing such additives either:

(a) Conforms to the requirements of the applicable regulation in 21 CFR(~~(, 2002 edition)~~); or

(b) Are "prior sanctioned"; or

(c) Are "informal review sanctioned"; or

(d) "Generally recognized as safe" (GRAS) for such use.

(2) When the commercial feed is itself a drug, and

(a) Is generally recognized as safe (GRAS) and effective for the labeled use; or

(b) Is marketed subject to an application approved by the Food and Drug Administration under ((Title)) 21 U.S.C. 360 b as amended effective on the date these rules were adopted.

(3) When one purpose for feeding a commercial feed is to immunize through some immunological process and the immunizing drugs or additives have been approved for the purpose through the Federal Virus, Serum and Toxins Act of 1913, as amended in 1985 (21 U.S.C. 151 et seq.).

(4) When the commercial feed is a directly fed microbial product and the:

(a) Product meets the particular fermentation product definition as defined in the Association of American Feed Control Officials official publication; and

(b) Required microbial content statement in the label is limited to the following: "Contains a source of live (viable) naturally occurring microorganisms"; and

(c) Source is stated with a corresponding guarantee expressed according to WAC 16-250-076 requirements.

(5) When the commercial feed is an enzyme product and the:

(a) Product meets the particular enzyme definition in the Association of American Feed Control Officials official publication; and

(b) Enzyme is stated with a corresponding guarantee expressed according to WAC 16-250-076 requirements.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-100 Directions for use and precautionary statement requirements.** (1) Directions for use and precautionary statements on the required labeling of all commercial feeds containing additives, (including, but not limited to, prohibited mammalian protein, drugs, nonprotein nitrogen, special purpose additives, or nonnutritive additives) must:

(a) Be adequate to enable users with no special knowledge of the purpose and use of the feed to use it safely and effectively for its intended purposes; and

(b) Include all information described by all applicable regulations of 21 CFR, Parts 500-599 under the Federal Food, Drug and Cosmetic Act(, 2002 edition).

**Note:** The Food and Drug Administration's regulations are published in the Code of Federal Regulations, and are available in book format from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402. They are also available on the internet at (<http://www.access.gpo.gov/nara/efr/efr-retrieve.html#page1>) <http://www.gpoaccess.gov/cfr/retrieve.html>. A copy of (the 2002 edition;) 21 CFR Parts 500-599 is also on file with the department.

(2) Feeds containing nonprotein nitrogen must have adequate directions for use and precautionary statements as specified in WAC 16-250-075.

(3) Adequate directions for use and precautionary statements identified in subsection (1) of this section are required for commercial feeds that are distributed to:

- (a) Supply particular dietary needs; or
- (b) For supplementing or fortifying the usual diet or ration with any vitamin, mineral, or other dietary nutrient or compound.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-120 Adulteration of feed.** (1) The terms "poisonous or deleterious substances" as used in RCW 15.53.902 include, but are not limited to, the following:

(a) A commercial feed or feed ingredient that contains more than twenty parts per billion aflatoxin B1, B2, G1, G2, individually or in total.

(b) Fluorine and any mineral or mineral mixture that is used directly to feed domestic animals and in which the fluorine exceeds:

| Maximum Allowed Percentage of Fluorine in Minerals | Type of Animal            |
|--|---------------------------|
| 0.20%  | Breeding and dairy cattle |
| 0.30%  | Slaughter cattle          |

| Maximum Allowed Percentage of Fluorine in Minerals | Type of Animal |
|--|----------------|
| 0.30%  | Sheep          |
| 0.35%  | Lambs          |
| 0.45%  | Swine          |
| 0.60%  | Poultry        |

(c) Fluorine bearing ingredients when used in such amounts that they raise the fluorine content of the total ration (exclusive of roughage) above the following amounts:

| Maximum Allowed Percentage of Fluorine in Ration Excluding Roughage | Type of Animal            |
|---|---------------------------|
| 0.004%  | Breeding and dairy cattle |
| 0.009%  | Slaughter cattle          |
| 0.006%  | Sheep                     |
| 0.01%   | Lambs                     |
| 0.015%  | Swine                     |
| 0.03%   | Poultry                   |

(d) Fluorine bearing ingredients incorporated in any feed that is fed directly to cattle, sheep or goats consuming roughage (with or without) limited amounts of grain, that result in a daily fluorine intake in excess of 50 milligrams of fluorine per 100 pounds of body weight.

(e) Soybean meal, flakes or pellets or other vegetable meals, flakes or pellets that have been extracted with (~~trichloroethylene~~) trichloroethylene or other chlorinated solvents.

(f) Sulfur dioxide, sulfurous acid, and salts of sulfurous acid when used in or on feeds or feed ingredients that are considered or reported to be a significant source of vitamin B1 (thiamine).

(g) Any substance that is prohibited by 21 CFR, Part 589(, 2002 edition).

(2) When screenings are used in a commercial feed, the labeling and screenings must comply with the requirements in WAC 16-250-110 or the commercial feed will be considered adulterated.

(3) Feed containing raw or unprocessed animal waste will be considered adulterated.

**AMENDATORY SECTION** (Amending WSR 04-14-076, filed 7/6/04, effective 1/1/05)

**WAC 16-250-155 Tonnage fee requirements.** Each initial distributor of commercial feed in or into Washington state must pay the department an inspection fee of twelve cents per ton on all commercial feed they sold during the year. The minimum inspection fee, the late (~~penalty~~) fee, and exceptions to payment of the fee are as authorized in RCW 15.53.9018.

PERMANENT

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-160 Commercial feed license application requirements.** (1) The commercial feed license application form, to be completed by applicants and licensees, must include:

(a) The company name and ((business)) mailing address of the applicant; ~~((and))~~

(b) The physical address of the facility;

(c) The name, contact information, and signature of the applicant;

(d) Information regarding the types of business the firm is engaged in (feed manufacturer, dealer, broker); and

~~((e))~~ (e) The type of commercial feed distributed (medicated feed, complete feed, feed supplement, or animal by-products).

(2) A commercial feed license is not required for facilities that only:

(a) Sell food processing by-products from fruit, vegetable, or potato processing plants, freezing or dehydrating facilities, or juice or jelly preserving plants;

(b) Sell bona fide experimental feed on which accurate records and experimental programs are maintained;

(c) Makes retail sales of bagged, or packaged commercial feed bearing labeling or other approved indicators showing that the commercial feed is from a licensed manufacturer, guarantor, or distributor who has assumed full responsibility for the required tonnage inspection fees.

**Note:** The commercial feed license application form is available from the department. This form may also be downloaded from the internet at (~~(http://www.wa.gov/agr/FoodAnimal/AnimalFeed/Forms/Form4273.pdf)~~) <http://agr.wa.gov/FoodAnimal/AnimalFeed/Forms.htm>.

**AMENDATORY SECTION** (Amending WSR 03-23-128, filed 11/19/03, effective 7/1/04)

**WAC 16-250-180 Good manufacturing practices adopted.** The following good manufacturing practices are adopted:

(1) Regulations prescribing current good manufacturing practices for Type B and Type C medicated feeds as published in 21 CFR, Part 225, Sections 225.1 - 225.202(~~(-2002 edition)~~).

(2) Regulations prescribing good manufacturing practices for Type A Medicated Articles as published in 21 CFR, Part 226, Sections 226.1 - 226.115(~~(-2002 edition)~~).

(3) Regulations pertaining to animal proteins prohibited in ruminant feed as published in 21 CFR, Part 589.2000(~~(-2002 edition)~~), even if interstate commerce is not involved.

## **REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 16-250-001

Effective date.

**WSR 05-18-001**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Aging and Disability Services Administration)  
 (Filed August 24, 2005, 4:19 p.m., effective August 24, 2005)

Effective Date of Rule: Immediately.

Purpose: To clarify that the "cutting of food" is a "set-up" activity and not included in the scoring definitions of "self performance of ADLs (activities of daily living)" in WAC 388-106-0010.

Citation of Existing Rules Affected by this Order: Amending WAC 388-106-0010.

Statutory Authority for Adoption: RCW 74.08.090, chapters 74.39, 74.39A RCW.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Under chapters 74.39 and 74.39A RCW, the department has been charged by the legislature to provide options for care of nursing home-eligible individuals in home and community settings. The department determines the hours of personal care for a client in a home and community setting based on how much assistance that the client needs in completing ADL. "Eating" is an ADL. When the department adopted WAC 388-106-0010 Self performance for ADLs, it did not intend to include certain "set-up" activities, such as cutting of food, as part of the ADL of "eating." However, the Department's Board of Appeals has interpreted the department's rules to include "cutting of food" for the purpose of determining the amount of assistance that a client needs to complete the "eating" ADL. Implementation of this interpretation would cause an increase in the classification care levels/hours for clients who have been determined in need of assistance with the "eating" ADL. Without this emergency clarification of the department's rules describing how to determine the amount of assistance needed for the ADL of "eating," the department may have to limit the number of clients that can receive services through programs such as COPES (community options program entry system) and MPC (Medicaid personal care). Limiting the number of clients that can have their care paid through programs such as COPES and MPC would be contrary to the public interest in ensuring the health, safety, and general welfare of the individuals who depend on Medicaid to pay for their care.

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.

Date Adopted: August 22, 2005.

Andy Fernando, Manager  
 Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 05-11-082, filed 5/17/05, effective 6/17/05)

**WAC 388-106-0010 What definitions apply to this chapter? "Ability to make self understood"** means how you make yourself understood to those closest to you; express or communicate requests, needs, opinions, urgent problems and social conversations, whether in speech, writing, sign language, symbols, or a combination of these including use of a communication board or keyboard:

(a) Understood: You express ideas clearly;

(b) Usually understood: You have difficulty finding the right words or finishing thoughts, resulting in delayed responses; or requires some prompting to make self understood;

(c) Sometimes understood: You have limited ability, but are able;

(d) Rarely/never understood.

"Activities of daily living (ADL)" means the following:

(a) Bathing: How you take a full-body bath/shower, sponge bath, and transfer in/out of tub/shower.

(b) Bed mobility: How you move to and from a lying position, turn side to side, and position your body while in bed.

(c) Body care: How you perform with passive range of motion, applications of dressings and ointments or lotions to the body and pedicure to trim toenails and apply lotion to feet. In adult family homes, contracted assisted living, enhanced adult residential care, and enhanced adult residential care-specialized dementia care facilities, dressing changes using clean technique and topical ointments must be performed by a licensed nurse or through nurse delegation in accordance with chapter 246-840 WAC. Body care excludes:

(i) Foot care if you are diabetic or have poor circulation;

or

(ii) Changing bandages or dressings when sterile procedures are required.

(d) Dressing: How you put on, fasten, and take off all items of clothing, including donning/removing prosthesis.

(e) Eating: How you eat and drink, regardless of skill. Eating includes any method of receiving nutrition, e.g., by mouth, tube or through a vein.

(f) Locomotion in room and immediate living environment: How you move between locations in your room and immediate living environment. If you are in a wheelchair, locomotion includes how self-sufficient you are once in your wheelchair.

(g) Locomotion outside of immediate living environment including outdoors: How you move to and return from more distant areas. If you are living in a boarding home or nursing facility (NF), this includes areas set aside for dining,

activities, etc. If you are living in your own home or in an adult family home, locomotion outside immediate living environment including outdoors, includes how you move to and return from a patio or porch, backyard, to the mailbox, to see the next-door neighbor, etc.

(h) **Walk in room, hallway and rest of immediate living environment:** How you walk between locations in your room and immediate living environment.

(i) **Medication management:** Describes the amount of assistance, if any, required to receive medications, over the counter preparations or herbal supplements.

(j) **Toilet use:** How you use the toilet room, commode, bedpan, or urinal, transfer on/off toilet, cleanse, change pad, manage ostomy or catheter, and adjust clothes.

(k) **Transfer:** How you move between surfaces, i.e., to/from bed, chair, wheelchair, standing position. Transfer does not include how you move to/from the bath, toilet, or vehicle.

(l) **Personal hygiene:** How you maintain personal hygiene, including combing hair, brushing teeth, shaving, applying makeup, washing/drying face, hands (including nail care), and perineum (menses care). Personal hygiene does not include hygiene in baths and showers.

**"Aged person"** means a person sixty-five years of age or older.

**"Agency provider"** means a licensed home care agency or a licensed home health agency having a contract to provide long-term care personal care services to you in your own home.

**"Application"** means a written request for medical assistance or long-term care services submitted to the department by the applicant, the applicant's authorized representative, or, if the applicant is incompetent or incapacitated, someone acting responsibly for the applicant. The applicant must submit the request on a form prescribed by the department.

**"Assessment details"** means a summary of information that the department entered into the CARE assessment describing your needs.

**"Assessment or reassessment"** means an inventory and evaluation of abilities and needs based on an in-person interview in your own home or your place of residence, using CARE.

**"Assistance available"** means the amount of informal support available if the need is partially met. The department determines the amount of the assistance available using one of four categories:

- (a) Less than one-fourth of the time;
  - (b) One-fourth to one-half of the time;
  - (c) Over one-half of the time to three-fourths of the time;
- or
- (d) Over three-fourths of the time.

**"Assistance with body care"** means you need assistance with:

- (a) Application of ointment or lotions;
- (b) Trimming of toenails;
- (c) Dry bandage changes; or
- (d) Passive range of motion treatment.

**"Assistance with medication management"** means you need assistance managing your medications. You are scored as:

(a) **Independent** if you remember to take medications as prescribed and manage your medications without assistance.

(b) **Assistance required** if you need assistance from a nonlicensed provider to facilitate your self-administration of a prescribed, over the counter, or herbal medication. Assistance required includes reminding or coaching you, handing you the medication container, opening the container, using an enabler to assist you in getting the medication into your mouth, and placing the medication in your hand. This does not include assistance with intravenous or injectable medications. You must be aware that you are taking medications.

(c) **Self-directed medication assistance/administration** if you are a person with a functional disability who is capable of and who chooses to self-direct your medication assistance/administration.

(d) **Must be administered** if you must have medications placed in your mouth or applied or instilled to your skin or mucus membrane. Administration must either be performed by a licensed professional or delegated by a registered nurse to a qualified caregiver (per chapter 246-840 WAC). Intravenous or injectable medications may never be delegated. Administration may also be performed by a family member or unpaid caregiver if facility licensing regulations allow.

**"Authorization"** means an official approval of a departmental action, for example, a determination of client eligibility for service or payment for a client's long-term care services.

**"Blind person"** means a person determined blind as described under WAC 388-511-1105 by the division of disability determination services of the medical assistance administration.

**"Categorically needy"** means the status of a person who is eligible for medical care under Title XIX of the Social Security Act.

**"Client"** means an applicant for service or a person currently receiving services from the department.

**"Current"** means a behavior occurred within seven days of the CARE assessment date, including the day of the assessment. Behaviors that the department designates as current must include information about:

(a) Whether the behavior is easily altered or not easily altered; and

(b) The frequency of the behavior.

**"Decision making"** means your ability and actual performance in making everyday decisions about tasks or activities of daily living. The department determines whether you are:

(a) **Independent:** Decisions about your daily routine are consistent and organized; reflecting your lifestyle, choices, culture, and values.

(b) **Modified independence/difficulty in new situations:** You have an organized daily routine, are able to make decisions in familiar situations, but experience some difficulty in decision making when faced with new tasks or situations.

(c) **Moderately impaired/poor decisions; unaware of consequences:** Your decisions are poor and you require reminders, cues and supervision in planning, organizing and

correcting daily routines. You attempt to make decisions, although poorly.

(d) Severely impaired/no or few decisions or preferences regarding ADLs: Decision making is severely impaired; you never/rarely make decisions.

**"Department"** means the state department of social and health services, aging and disability services administration or its designee.

**"Designee"** means area agency on aging.

**"Difficulty"** means how difficult it is or would be for you to perform an instrumental activity of daily living (IADL). This is assessed as:

(a) No difficulty in performing the activity;

(b) Some difficulty in performing the activity (e.g., you need some help, are very slow, or fatigue easily); or

(c) Great difficulty in performing the activity (e.g., little or no involvement in the activity is possible).

**"Disabling condition"** means you have a medical condition which prevents you from self performance of personal care tasks without assistance.

**"Estate recovery"** means after the client's death, the department's activity in recouping funds that were expended for long-term care services provided to the client during the client's lifetime, per WAC 388-527-2742.

**"Home health agency"** means a licensed:

(a) Agency or organization certified under Medicare to provide comprehensive health care on a part-time or intermittent basis to a patient in the patient's place of residence and reimbursed through the use of the client's medical identification card; or

(b) Home health agency, certified or not certified under Medicare, contracted and authorized to provide:

(i) Private duty nursing; or

(ii) Skilled nursing services under an approved Medicaid waiver program.

**"Income"** means income as defined under WAC 388-500-0005.

**"Individual provider"** means a person employed by you to provide personal care services in your own home. See WAC 388-71-0500 through 388-71-05909.

**"Disability"** is described under WAC 388-511-1105.

**"Informal support"** means a person or resource that is available to provide assistance without home and community program funding.

**"Institution"** means medical facilities, nursing facilities, and institutions for the mentally retarded. It does not include correctional institutions.

**"Instrumental activities of daily living (IADL)"** means routine activities performed around the home or in the community and includes the following:

(a) Meal preparation: How meals are prepared (e.g., planning meals, cooking, assembling ingredients, setting out food, utensils, and cleaning up after meals). NOTE: The department will not authorize this IADL to plan meals or clean up after meals. You must need assistance with actual meal preparation.

(b) Ordinary housework: How ordinary work around the house is performed (e.g., doing dishes, dusting, making bed, tidying up, laundry).

(c) Essential shopping: How shopping is completed to meet your health and nutritional needs (e.g., selecting items). Shopping is limited to brief, occasional trips in the local area to shop for food, medical necessities and household items required specifically for your health, maintenance or well-being. This includes shopping with or for you.

(d) Wood supply: How wood is supplied (e.g., splitting, stacking, or carrying wood) when you use wood as the sole source of fuel for heating and/or cooking.

(e) Travel to medical services: How you travel by vehicle to a physician's office or clinic in the local area to obtain medical diagnosis or treatment-includes driving vehicle yourself, traveling as a passenger in a car, bus, or taxi.

(f) Managing finances: How bills are paid, checkbook is balanced, household expenses are managed. The department cannot pay for any assistance with managing finances.

(g) Telephone use: How telephone calls are made or received (with assistive devices such as large numbers on telephone, amplification as needed).

**"Long-term care services"** means the services administered directly or through contract by the aging and disability services administration and identified in WAC 388-106-0015.

**"Medicaid"** is defined under WAC 388-500-0005.

**"Medically necessary"** is defined under WAC 388-500-0005.

**"Medically needy (MN)"** means the status of a person who is eligible for a federally matched medical program under Title XIX of the Social Security Act, who, but for income above the categorically needy level, would be eligible as categorically needy. Effective January 1, 1996, an AFDC-related adult is not eligible for MN.

**"Own home"** means your present or intended place of residence:

(a) In a building that you rent and the rental is not contingent upon the purchase of personal care services as defined in this section;

(b) In a building that you own;

(c) In a relative's established residence; or

(d) In the home of another where rent is not charged and residence is not contingent upon the purchase of personal care services as defined in this section.

**"Past"** means the behavior occurred from eight days to five years of the assessment date. For behaviors indicated as past, the department determines whether the behavior is addressed with current interventions or whether no interventions are in place.

**"Personal aide"** is defined in RCW 74.39.007.

**"Personal care services"** means physical or verbal assistance with activities of daily living (ADL) and instrumental activities of daily living (IADL) due to your functional limitations. Assistance is evaluated with the use of assistive devices.

**"Physician"** is defined under WAC 388-500-0005.

**"Plan of care"** means assessment details and service summary generated by CARE.

**"Provider or provider of service"** means an institution, agency, or person:

(a) Having a signed department contract to provide long-term care client services; and

(b) Qualified and eligible to receive department payment.

**"Residential facility"** means a licensed adult family home under department contract or licensed boarding home under department contract to provide assisted living, adult residential care or enhanced adult residential care.

**"Self performance for ADLs"** means what you actually did in the last seven days before the assessment, not what you might be capable of doing. Coding is based on the level of performance that occurred three or more times in the seven-day period and does not include support provided as defined in WAC 388-106-0010. Your self performance level is scored as:

(a) Independent if you received no help or oversight, or if you needed help or oversight only once or twice;

(b) Supervision if you received oversight (monitoring or standby), encouragement, or cueing three or more times;

(c) Limited assistance if you were highly involved in the activity and given physical help in guided maneuvering of limbs or other non-weight bearing assistance involving physical contact between you and others on three or more occasions. For bathing, limited assistance means physical help is limited to transfer only;

(d) Extensive assistance if you performed part of the activity, but on three or more occasions, you needed weight bearing support or you received full performance of the activity during part, but not all, of the activity. For bathing, extensive assistance means you needed physical help with part of the activity (other than transfer);

(e) Total dependence if you received full caregiver performance of the activity and all subtasks during the entire seven-day period from others. Total dependence means complete nonparticipation by you in all aspects of the ADL; or

(f) Activity did not occur if you or others did not perform an ADL over the last seven days before your assessment. The activity may not have occurred because:

(i) You were not able (e.g., walking, if paralyzed);

(ii) No provider was available to assist; or

(iii) You declined assistance with the task.

**"Self performance for IADLs"** means what you actually did in the last seven days before the assessment, not what you might be capable of doing. Coding is based on the level of performance that occurred three or more times in the seven-day period. Your self performance is scored as:

(a) Independent if you received no help, set-up help, or supervision;

(b) Supervision if you received set-up help or arrangements only;

(c) Limited assistance if you sometimes performed the activity yourself and other times needed assistance;

(d) Extensive assistance if you were involved in performing the activity, but required cueing/supervision or partial assistance at all times;

(e) Total dependence if you needed the activity fully performed by others; or

(f) Activity did not occur if you or others did not perform the activity in the last seven days before the assessment.

**"Service summary"** is CARE information which includes: Contacts (e.g. emergency contact), services the client is eligible for, number of hours or residential rates, per-

sonal care needs, the list of formal and informal providers and what tasks they will provide, a provider schedule, referral needs/information, and dates and agreement to the services.

**"SSI-related"** is defined under WAC 388-500-0005.

**"Status"** means the amount of informal support available. The department determines whether the ADL or IADL is:

(a) Met, which means the ADL or IADL will be fully provided by an informal support;

(b) Unmet, which means an informal support will not be available to provide assistance with the identified ADL or IADL;

(c) Partially met, which means an informal support will be available to provide some assistance, but not all, with the identified ADL or IADL; or

(d) Client declines, which means you do not want assistance with the task.

**"Supplemental Security Income (SSI)"** means the federal program as described under WAC 388-500-0005.

**"Support provided"** means the highest level of support provided (to you) by others in the last seven days before the assessment, even if that level of support occurred only once.

(a) No set-up or physical help provided by others;

(b) Set-up help only provided, which is the type of help characterized by providing you with articles, devices, or preparation necessary for greater self performance of the activity (~~((such as))~~ which includes but is not limited to giving or holding out an item (~~((that you take from others))~~) or cutting food);

(c) One-person physical assist provided;

(d) Two- or more person physical assist provided; or

(e) Activity did not occur during entire seven-day period.

**"You/your"** means the client.

### WSR 05-18-003

#### EMERGENCY RULES

#### DEPARTMENT OF

#### FISH AND WILDLIFE

[Order 05-187—Filed August 25, 2005, 11:09 a.m., effective August 25, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900C; and amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.240.

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 pertaining to the Kalama River was inadvertently omitted from the initial emergency regulation which put the North of Falcon recommendations in place until permanent rules take effect. 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.

Date Adopted: August 25, 2005.

J. P. Koenings  
Director  
by Larry Peck

**NEW SECTION**

**WAC 232-28-61900Q Exceptions to statewide rules—Kalama River.** Notwithstanding the provisions of WAC 232-28-619, it is unlawful to violate the following provisions, provided that unless otherwise amended all permanent rules remain in effect:

(1) In those waters of the Kalama River from mouth upstream to one thousand feet below fishway at upper salmon hatchery: Year-round season except during the period when the temporary fish rack is installed. Waters from Modrow Bridge downstream to one thousand five hundred feet below the rack are closed waters when the rack is installed. Non-buoyant lure restriction, night closure, and stationary gear restriction September 1 through October 31 from mouth to the rack

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

**REPEALER**

The following section of the Washington Administrative Code is repealed effective September 3, 2005:

WAC 232-28-61900C Exceptions to statewide rules—Kalama River (05-117)

**WSR 05-18-004  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-192—Filed August 25, 2005, 11:09 a.m., effective August 25, 2005]

Effective Date of Rule: Immediately.  
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: Sets an additional fishing period for the late August commercial fishing season. Harvestable salmon and sturgeon are available. The season is consistent with the 2005-2007 interim management agreement and the 2005 non-Indian allocation agreement. Opens select area fisheries, which were adopted at the July 28, 2005, compact hearing. Impacts to ESA-listed stocks in these fisheries are covered under the biological opinion for the interim management agreement. A biological opinion covering Columbia River fisheries was received from NMFS on May 9, 2005. Regulation is consistent with compact action of August 24, 2005. 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.

Date Adopted: August 25, 2005.

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 1D, and 1E
  - a. SEASON: 8:00 p.m. August 25 to 7:00 a.m. August 26, 2005
  - b. GEAR: Drift gill nets only. 9-inch minimum mesh and 9-3/4 inch maximum mesh.
  - c. ALLOWABLE SALE: Salmon and sturgeon. A maximum of five sturgeon total (white or green) may be possessed

EMERGENCY

or sold by each participating vessel during each calendar week (Sunday through Saturday) that the fishery is open. The five sturgeon possession/sales limit includes both mainstem and Select Area fisheries.

d. SANCTUARIES: Lewis-A, Washougal and Sandy Rivers.

e. MISCELLANEOUS REGULATIONS: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

2. 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 0.5 mile upstream of the county road bridge downstream to markers at the mouth of Blind Slough. Concurrent waters extend downstream of the railroad bridge. Knappa Slough fishing area includes all waters bounded by a line from the north marker at the mouth of Blind Slough, westerly to a marker on Karlson Island, downstream to boundary lines defined by markers on the west 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 in Knappa Slough are under concurrent jurisdiction.

a. SEASON: Tuesday, Wednesday, and Thursday nights from August 30 through September 9 and Monday, Tuesday, Wednesday, and Thursday nights from September 12 through October 28. Open hours are 7:00 p.m. to 7:00 a.m. from August 30 through September 23 and 6:00 p.m. to 8:00 a.m. thereafter.

b. GEAR: Gillnet - 6-inch maximum mesh size. Maximum net length of 100 fathoms. No weight restriction on lead line. Use of additional weights or anchors attached directly to the lead line is allowed.

c. ALLOWABLE SALE: Salmon and sturgeon. A maximum of five sturgeon may be possessed or sold by each vessel participating each calendar week (Sunday through Saturday). The five possession and sales limit includes mainstem and Select Area fisheries.

d. MISCELLANEOUS REGULATIONS: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

3. OPEN AREA: Tongue Point/South Channel Select Area. Tongue Point fishing area includes all waters bounded by a line from a marker midway between the red USCG navigation light #2 at the tip of Tongue Point and the downstream (northern most) pier (#8) at the Tongue Point Job Corps facility, to the flashing green USCG navigation light #3 on the rock jetty at the west end of Mott Island, a line from a marker at the southeast end of Mott Island northeasterly to a marker on the northwest tip of Lois Island, and a line from a marker on the southwest end of Lois Island westerly to a marker on the Oregon shore. 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 USCG buoy #7 to a marker on the southwest end of Lois Island upstream to an upper boundary line from a marker on Settler Point northwesterly to the flashing red USCG marker #10, northwesterly to a marker on Burnside Island defining the upstream terminus of South Channel. All waters are under concurrent jurisdiction.

a. SEASON: Tuesday, Wednesday, and Thursday nights from August 30 through September 9 and Monday, Tuesday, Wednesday, and Thursday nights from September 12 through October 28. Open hours are 7:00 p.m. to 7:00 a.m. from August 30 through September 9 and 4:00 p.m. to 8:00 a.m. thereafter.

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. Use of additional weights or anchors attached directly to the lead line is allowed.

c. ALLOWABLE SALE: Salmon and sturgeon. A maximum of five sturgeon may be possessed or sold by each vessel participating each calendar week (Sunday through Saturday). The five possession and sales limit includes mainstem and Select Area fisheries.

d. MISCELLANEOUS REGULATIONS: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

4. OPEN AREA: Deep River Select Area. Deep River fishing area includes all waters downstream of the town of Deep River to the mouth defined by a line from USCG navigation marker #16 southwest to a marker on the Washington shore. Concurrent waters extend downstream of the Highway 4 bridge.

a. SEASON: Tuesday, Wednesday, and Thursday nights from August 30 through September 9 and Monday, Tuesday, Wednesday, and Thursday nights from September 12 through October 28. Open hours are 7:00 p.m. to 7:00 a.m. from August 30 through September 9 and 4:00 p.m. to 8:00 a.m. thereafter.

b. GEAR: The mesh size is restricted to 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line. Use of additional weights or anchors attached directly to the lead line is allowed. Nets may not be tied off to stationary structures. Nets may not fully cross the navigation channel.

c. ALLOWABLE SALE: Salmon and sturgeon. A maximum of five sturgeon may be possessed or sold by each vessel participating each calendar week (Sunday through Saturday). The five possession and sales limit includes mainstem and Select Area fisheries.

d. MISCELLANEOUS REGULATIONS: Quick reporting required for Washington wholesale dealers, WAC 220-69-240.

5. OPEN AREA: Steamboat Slough Select Area. Steamboat Slough fishing area includes all waters bounded by markers on Price Island and the Washington shore, at both ends of Steamboat Slough. All open waters are under concurrent jurisdiction.

a. SEASON: Tuesday, Wednesday, and Thursday nights from August 30 through September 9 and Monday, Tuesday, Wednesday, and Thursday nights from September 12 through October 28. Open hours are 7:00 p.m. to 7:00 a.m. from August 30 through September 23 and 6:00 p.m. to 8:00 a.m. thereafter.

b. GEAR: The mesh size is restricted to 6-inch maximum mesh. Net length maximum of 100 fathoms, and no weight restriction on the lead line. Use of additional weights or anchors attached directly to the lead line is allowed.

c. ALLOWABLE SALE: Salmon and sturgeon. A maximum of five sturgeon may be possessed or sold by each vessel participating each calendar week (Sunday through Saturday). The five possession and sales limit includes mainstem and Select Area fisheries.

d. MISCELLANEOUS REGULATIONS: 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 season below Bonneville. (05-185)

**WSR 05-18-009**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 05-188—Filed August 25, 2005, 2:36 p.m., effective August 25, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-16-47000C, 220-56-10000D, 220-56-18000D, 220-56-19500N, 232-12-61900W, 232-28-61900I, 220-16-47000D, 220-56-10000E, 220-56-18000E, 220-56-19500P, 232-12-61900X and 232-28-61900R; and amending WAC 220-16-470, 220-56-100, 220-56-180, 220-56-195, 232-12-619, and 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: These emergency rules are necessary to comply with agreed-to management plans, and are interim until permanent rules take effect.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 6, Amended 0, Repealed 12.

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.

Date Adopted: August 25, 2005.

J. P. Koenings

Director

by Larry Peck

### NEW SECTION

**WAC 220-16-47000D Wild—2005 North of Falcon.** Effective immediately until further notice: "Wild" when used to describe the difference between a hatchery fish and a nonhatchery fish, except salmon, means a fish with all fins intact. A fish missing an adipose or ventral fin with a healed scar at the site is not a wild fish. When "wild" is used to describe a salmon, "wild" means a salmon with an unclipped adipose fin, regardless of whether the fish is ventral fin clipped. A salmon with a clipped adipose fin and having a healed scar at the site is not a wild fish.

### NEW SECTION

**WAC 220-56-10000E Definitions—Personal-use fishing—2005 North of Falcon.** Effective immediately until further notice, the following definition applies to personal use fishing in Titles 220 and 232 WAC:

(1) "Hatchery" when used to describe the difference between a hatchery fish and a nonhatchery fish, except salmon, means a fish missing an adipose fin or a ventral fin with a healed scar at the location of the missing fin. When "hatchery" is used to describe a salmon, "hatchery" means a salmon with a clipped adipose fin and having a healed scar at the location of the clipped fin.

(2) "Hook" means one single point, double or treble hook. A "single point hook" means a hook having only one point. A "double hook" means a hook having two points on a common shank. A "treble hook" means a hook having three points on a common shank.

(3) "Wild" when used to describe the difference between a hatchery fish and a nonhatchery fish, except salmon, means a fish with all fins intact.

(4) "Wild" when used to describe a salmon (chinook, coho, chum, pink or sockeye), means a salmon with an unclipped adipose fin, regardless of whether the fish is ventral fin-clipped. A salmon with a clipped adipose fin and having a healed scar at the site is not a wild fish.

### NEW SECTION

**WAC 220-56-18000E Statewide salmon rules—2005 North of Falcon.** Notwithstanding the provisions of WAC 232-28-620, in Marine Areas 1, 2, 3, 4, effective immediately until further notice, chinook salmon must be not less than 24 inches in length, coho salmon must be not less than 16 inches, but there is no minimum size on other salmon.

NEW SECTION

**WAC 220-56-19500P Closed saltwater salmon areas—2005 North of Falcon.** Notwithstanding the provisions of WAC 220-56-195:

(1) Rosario Strait and eastern Strait of Juan de Fuca: Waters of Area 7 in Rosario Strait and the eastern portion of the Strait of Juan de Fuca southerly of a line running true south from the westernmost point on Fidalgo Head to Burrows Island, then westerly and southerly along the shore of Burrows Island to the Burrows Island Lighthouse, then westerly to Bird Rocks, then westerly from Bird Rocks to the southernmost point on Decatur Island, then southerly across Lopez Pass to Lopez Island and following the shore of Lopez Island southerly and westerly to Iceberg Point, then from Iceberg Point to Cattle Point, then south southwest to the Salmon Bank Buoy, and then true south from the Salmon Bank Buoy to the Area 7 boundary - Closed to fishing for salmon immediately through September 30.

NEW SECTION

**WAC 232-12-61900X Permanent Washington statewide game fish rules—2005 North of Falcon.** Notwithstanding the provisions of WAC 232-12-619, it is unlawful to violate the following provisions:

(1) **Freshwater Bay:** Effective immediately through August 31, waters south of a line from Angeles Point westerly to Observatory Point are closed to game fish angling.

(2) **Tulalip Bay:** Effective immediately until further notice, waters of Tulalip Bay east of a line from Hermosa Point to Mission Point are closed to game fish angling.

NEW SECTION

**WAC 232-28-61900R Exceptions to statewide rules—Baker, Bogachiel, Calawah, Dickey, Naselle, Nooksack, Puyallup, Quillayute, Skagit, Skokomish, Skykomish, Snohomish and Sol Duc rivers.** Effective immediately, notwithstanding the provisions of WAC 232-28-619, it is unlawful to violate the following provisions, provided that unless otherwise amended all permanent rules remain in effect:

(1) **Bogachiel River (Clallam County), from mouth to Olympic National Park boundary:**

(a) Salmon: Open immediately through August 31, from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild adult coho and unmarked adult chinook. Unmarked chinook are those chinook with unclipped adipose and ventral fins.

(b) Salmon: Open September 1 until further notice, from mouth to Highway 101 Bridge. Daily limit 6 fish, of which no more than 3 may be adult salmon, and of the adult salmon, no more than a total of 2 may be adult chinook and wild adult coho.

(2) **Calawah River (Clallam County), from mouth to forks:**

(a) Salmon: Open immediately through August 31, from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild adult coho

and unmarked adult chinook. Unmarked chinook are those chinook with unclipped adipose and ventral fins.

(b) Salmon: Open September 1 until further notice, from mouth to Highway 101 Bridge. Daily limit 6 fish, of which no more than 3 may be adult salmon, and of the adult salmon, no more than a total of 2 may be adult chinook and wild adult coho.

(3) **Dickey River (includes all forks) (Clallam County):**

(a) Salmon: Open immediately through August 31, from mouth to East Fork Dickey River, outside Olympic National Park. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild adult coho and unmarked adult chinook. Unmarked chinook are those chinook with unclipped adipose and ventral fins.

(b) Salmon: Open September 1 until further notice, from mouth to East Fork Dickey River, outside Olympic National Park. Daily limit 6 fish, of which no more than 3 may be adult salmon, and of the adult salmon, no more than a total of 2 may be adult chinook and wild adult coho.

(4) **Naselle River (Pacific/Wahkiakum counties):** Waters from two hundred feet upstream of the Naselle Salmon Hatchery water supply intake barrier to four hundred feet downstream of the entrance to the Naselle Salmon Hatchery attraction channel closed until further notice.

(5) **Nooksack River (Whatcom County), from mouth to yellow marker at the FFA High School barn in Deming:** Salmon: Open only September 1 until further notice. Daily limit 2 salmon, except release pink, wild chinook, and wild coho.

(6) **Puyallup River (Pierce County):** Salmon: Open immediately until further notice from mouth to Carbon River. Daily limit 6 fish of which no more than 4 may be adult salmon and of the adults no more than a total of 2 may be coho, chinook, and chum, except release wild adult chinook. Single point barbless hooks required until further notice.

(7) **Quillayute River (Clallam County):**

(a) Salmon: Open immediately through August 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild adult coho and unmarked adult chinook. Unmarked chinook are those chinook with unclipped adipose and ventral fins.

(b) Salmon: Open September 1 until further notice. Daily limit 6 fish, of which no more than 3 may be adult salmon, and of the adult salmon, no more than a total of 2 may be adult chinook and wild adult coho.

(8) **Skagit River (Skagit/Whatcom counties):**

(a) From the mouth to mouth of Gilligan Creek - Salmon: Open until further notice. Daily limit 2 fish, release chinook.

(9) **Skokomish River (Mason County), mouth to forks:** Immediately until further notice from mouth to Highway 101 season. All species, night closure, non-buoyant lure restriction, and single point barbless hooks required until further notice. All game fish: Release all fish except that up to two hatchery steelhead per day may be retained. Salmon: Open until further notice from mouth to Highway 101 Bridge. Daily limit 1 fish, release chum.

**(10) Skykomish River (Snohomish County):**

(a) From mouth to Lewis Street Bridge in Monroe - Salmon: Open until further notice. Daily limit 4 fish of which no more than a total of 2 may be coho and chum, release chinook.

(b) From Lewis Street Bridge in Monroe to Forks - Salmon: Open September 1 until further notice. Daily limit 4 fish of which no more than a total of 2 may be coho and chum, release chinook.

**(11) Snohomish River (Snohomish County), including all channels, sloughs, and interconnected waterways, but excluding all tributaries:** Immediately until further notice season, except sturgeon. Non-buoyant lure restriction and night closure immediately through November 30. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Salmon: Open immediately until further notice. Daily limit 4 fish of which no more than a total of 2 may be coho and chum, release chinook. Sturgeon: Open year-round from mouth to Highway 2 Bridge.

**(12) Sol Duc River (Clallam County):**

(a) Salmon: Open immediately through August 31 from mouth to concrete pump station. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild adult coho and unmarked adult chinook. Unmarked chinook are those chinook with unclipped adipose and ventral fins.

(b) Salmon: Open September 1 until further notice, from mouth to concrete pump station. Daily limit 6 fish, of which no more than 3 may be adult salmon, and of the adult salmon, no more than a total of 2 may be adult chinook and wild adult coho.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

|                   |  |
|-------------------|--|
| WAC 220-16-47000C | Wild—2005 North of Falcon. (05-75)   |
| WAC 220-56-10000D | Definitions—Personal use fishing—2005 North of Falcon. (05-75)   |
| WAC 220-56-18000D | Statewide salmon rules—2005 North of Falcon. (05-75)   |
| WAC 220-56-19500N | Closed saltwater salmon areas—2005 North of Falcon. (05-75)  |
| WAC 232-12-61900W | Permanent Washington statewide game fish rules. (05-75)  |
| WAC 232-28-61900I | Exceptions to statewide rules—Baker, Bogachiel, Calawah, Dickey, Puyallup, Quillayute, Skagit, Skokomish, Skykomish, Snohomish and Sol Duc River. (05-137) |

The following sections of the Washington Administrative Code are repealed effective September 3, 2005:

|                   |  |
|-------------------|--|
| WAC 220-16-47000D | Wild—2005 North of Falcon.   |
| WAC 220-56-10000E | Definitions—Personal use fishing—2005 North of Falcon.   |
| WAC 220-56-18000E | Statewide salmon rules—2005 North of Falcon.   |
| WAC 220-56-19500P | Closed saltwater salmon areas—2005 North of Falcon.  |
| WAC 232-12-61900X | Permanent Washington statewide game fish rules.  |
| WAC 232-28-61900R | Exceptions to statewide rules—Baker, Bogachiel, Calawah, Dickey, Puyallup, Quillayute, Skagit, Skokomish, Skykomish, Snohomish and Sol Duc River[s]. |

**WSR 05-18-012  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-193—Filed August 25, 2005, 4:33 p.m., effective August 29, 2005, 6:00 a.m.]

Effective Date of Rule: August 29, 2005, 6:00 a.m.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-07100T; and amending WAC 220-52-071.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Harvestable amounts of sea cucumbers are available in sea cucumber districts listed. Prohibition of all diving within two days of scheduled sea cucumber openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 25, 2005.

J. P. Koenings  
Director  
by Larry Peck

#### NEW SECTION

**WAC 220-52-07100U Sea cucumbers.** Notwithstanding the provisions of WAC 220-52-071, effective immediately until further notice, it is unlawful to take or possess sea cucumbers taken for commercial purposes except as provided for in this section:

(1) Effective 6:00 a.m. August 29, 2005 until further notice, sea cucumber harvest using shellfish diver gear is allowed in Sea Cucumber District 1 on Monday August 29, 2005 and in Sea Cucumber District 5 on Monday, Tuesday and Wednesday of each week.

(2) It is unlawful to dive for any purpose from a commercially licensed sea urchin or sea cucumber fishing vessel on Saturday and Sunday of each week.

#### REPEALER

The following section of the Washington Administrative Code is repealed effective 6:00 a.m. August 29, 2005:

WAC 220-52-07100T Sea cucumbers. (05-175)

**WSR 05-18-013  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-194—Filed August 25, 2005, 4:34 p.m., effective August 30, 2005, 12:01 a.m.]

Effective Date of Rule: August 30, 2005, 12:01 a.m.

Purpose: Amend personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-62000A; and amending WAC 232-28-620.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Catch and effort have been slow enough to provide more opportunity and stay within the quotas through Labor Day in Marine Area 4 by increasing the fishing opportunity to seven days a week. 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.

Date Adopted: August 25, 2005.

J. P. Koenings  
Director  
by Larry Peck

#### NEW SECTION

**WAC 232-28-62000B Coastal salmon seasons** Notwithstanding the provisions of WAC 232-28-620, effective 12:01 a.m., August 30, 2005, until further notice, it is unlawful to fish for salmon in coastal waters during 2005 except as provided in this section, provided that unless otherwise amended all permanent rules remain in effect:

(1) **Area 1** - Open through September 30, 2005, open 7 days per week, daily limit 2 salmon, except release wild coho.

(2) **Areas 2, 2-1, and 2-2:**

(a) **Area 2** - Open through September 18, 2005, open 7 days per week, daily limit 2 salmon, except release wild coho.

(i) Those waters within a line from the lighthouse 1 mile south of the south jetty to Buoy No. 2, then to Buoy No. 3, then to the tip of the north jetty then to the exposed end of the south jetty are closed August 1 until further notice.

(b) **Area 2-1** - Open August 16 until further notice, daily limit 6 salmon, not more than two of which may be adult salmon.

(c) **Area 2-2** west of the Buoy 13 line - Closed.

(3) **Area 3** - Open through September 18, 2005, open 7 days per week, daily limit 2 salmon, except release wild coho.

(4) **Area 4** - Open through September 18, 2005, open 7 days per week, daily limit 2 salmon, except release chum and wild coho, release chinook east of the Bonilla-Tatoosh Line.

#### REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. August 30, 2005:

WAC 232-28-62000A Coastal salmon seasons. (05-180)

**WSR 05-18-014**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 05-195—Filed August 25, 2005, 4:35 p.m., effective August 26, 2005, 11:59 p.m.]

Effective Date of Rule: August 26, 2005, 11:59 p.m.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:  
 Repealing WAC 220-52-05100Z; and amending WAC 220-52-051.

Statutory Authority for Adoption: RCW 77.12.240.

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: Commercial spot shrimp weekly trip limits have been taken in Catch Area 23A-S as closed in this rule. 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.

Date Adopted: August 25, 2005.

J. P. Koenigs  
 Director  
 by Larry Peck

**NEW SECTION**

**WAC 220-52-05100A Puget Sound shrimp pot and beam trawl fishery—Season.** Notwithstanding the provisions of WAC 220-52-051, effective immediately until further notice, it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

(1) Shrimp pot gear:

(a) All waters of Shrimp Management Areas 1B, 1C, Crustacean Management Regions 2, 3 and 6, are open to the harvest of all shrimp species, except as provided for in this section:

i) It is unlawful to harvest shrimp for commercial purposes in Marine Fish/Shellfish Management and Catch Reporting Areas 23A-C, 23A-E, 23A-W, all shrimp districts except Port Townsend Bay, and that portion of Area 25D

south of 48.06 North latitude, north of 48.04 North latitude, and east of the 122.46 West longitude line.

ii) It is unlawful to harvest spot shrimp for commercial purposes in Shrimp Management Area 1B, 1C, 2-E, 2-W, and Marine Fish/Shellfish Management and Catch Reporting Areas 23A-S, 23B, 25A, 25D and 26D.

iii) Until further notice, it is unlawful for the combined 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 Marine Fish-Shellfish Management and Catch Reporting Areas 23C, 23D, and Crustacean Management Region 6.

(b) The shrimp trip limit accounting week is Monday through Sunday.

(c) Any fisher whose weekly shrimp harvest activity is exclusively limited to Marine Fish-Shellfish Management and Catch Reporting Area 29, shall not be subject to the weekly spot shrimp trip limit for that week. It is unlawful to fish for any shrimp while in possession, on board the fishing vessel, of spot shrimp harvested from the previous trip limit accounting week or weeks. It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear in more than one Marine Fish-Shellfish Management and Catch Reporting Area per day. Fishers may move all of their shellfish pot gear from one Marine Fish-Shellfish Management and Catch Reporting Area to another Marine Fish-Shellfish Management and Catch Reporting Area if a harvest report is made before the shellfish pot gear is moved. The harvest activity report must be made consistent with the provisions of WAC 220-52-075 and must also include the following additional information. The number of pots being moved to a new area and the Marine Fish-Shellfish Management and Catch Reporting Area to which the pots are being moved.

(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(e) above.

(e) For purposes of shrimp harvest allocation, fishing season, and catch reporting, Marine Fish-Shellfish Management and Catch Reporting Area 23A is divided into four sub-areas: 23A-E (east) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude east of a line projected 122.57°W longitude. 23A-W (west) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude and west of a line projected 122.57°W longitude. 23A-C (central) is those waters of Catch Area 23A south of a line projected 48.22.50°N latitude and east of a line projected 335 degrees true from the Dungeness lighthouse. 23A-S (south) is those waters of Catch Area 23A west of a line projected 335 degrees true from the Dungeness lighthouse.

(2) Shrimp beam trawl gear:

(a) Crustacean Management Region 3 outside of the shrimp districts and Marine Fish/Shellfish Management and Catch Reporting Area 20A are open immediately, until further notice.

(b) That portion of Marine Fish-Shellfish Management and Catch Reporting Areas 21A and 22A within Shrimp Management Area 1B is open immediately, until further notice.

(c) It is unlawful to set or pull shrimp beam trawl gear from one hour after official sunset to one hour before official sunrise.

(3) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers.

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

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. August 26, 2005:

WAC 220-52-05100Z Puget Sound shrimp pot and beam trawl fishery—Season (05-189)

**WSR 05-18-018  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-197—Filed August 29, 2005, 8:12 a.m., effective August 29, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-50100J.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This regulation provides for PSC authorized sockeye fisheries in Areas 7 and 7A and modifies the emergency regulation previously implemented to enact permanent regulation changes arising from North of Falcon agreements made by comanagers. The permanent regulation change package has been filed with the Code Reviser's Office under expedited rule procedures, but the permanent regulation changes are not yet in effect. These emergency rules are necessary to initiate fisheries, which are scheduled to commence before those permanent rules will become effective. These fisheries are not expected to exceed chinook by-catch levels modeled during the preseason 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.

Date Adopted: August 26, 2005.

Evan Jacoby  
for Jeff Koenigs  
Director

**NEW SECTION**

**WAC 220-47-50100K 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:

**Areas 7 and 7A:**

**Purse Seines** - Open to purse seine gear according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>  | <u>Dates</u> |
|---|--------------|
| 8:00 a.m. to 6:00 p.m. daily if using a Recovery Box during all fishing activities throughout the entire open period      | August 29    |
| 10:30 a.m. to 6:00 p.m. daily if NOT using a Recovery Box during all fishing activities throughout the entire open period | August 29    |

(i) It is unlawful to retain chinook, coho, and chum salmon

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water, except all salmon must be immediately sorted and those required to be released, must be placed in an operating recovery box or released into the water before the next haul may be brought on the deck. However, small numbers of fish may be brought on board the vessel by pulling the net in without mechanical or hydraulic assistance.

(iii) It is unlawful to fish for salmon with purse seine gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

EMERGENCY



**Areas 7 and 7A:**

**Gill Nets** - Open to gill net gear with 5 inch minimum and 5 1/2 in maximum mesh size according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>           | <u>Dates</u> |
|------------------------|--------------|
| 2:00 p.m. to 8:00 p.m. | August 29    |

It is unlawful to fish for salmon with gill net gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

**Reef Nets** - Open to reef net gear according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>            | <u>Dates</u> |
|-------------------------|--------------|
| 12:00 noon to 6:00 p.m. | August 29    |

It is unlawful to retain chinook salmon at all times, and it is unlawful to retain chum salmon and wild coho salmon prior to October 1. It is unlawful to fish for salmon with reef net gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

**Areas 7B and 7C:**

That portion of Area 7B west of a line from Point Francis (48°41'42"N, 122°36'40"W) to the red and green buoy south-east of Point Francis (48°40'22"N, 122°35'30"W) then to the northernmost tip of Eliza Island (48°39'37"N, 122°35'45"W) then along the eastern shore of the island to a point intersecting a line drawn through Eliza Rock Light (48°38'35"N, 122°34'40"W) and Fish Point (48°34'35"N, 122°29'45"W) and then southeastward along that line to Fish Point are closed 9/1-9/30.

**Purse Seines** - (a) Open in Area 7B and 7C to purse seines during the following hours and dates:

6:00 a.m. to 8:00 p.m. August 31

7:00 a.m. to 7:00 p.m. September 7

(i) It is unlawful to retain sockeye or coho salmon, and any sockeye or coho salmon caught must be released immediately.

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water.

(iii) The 5-inch strip requirement is not in effect during these openings.

(b) Open in Area 7B 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.

7:00 a.m. to 7:00 p.m. September 12, 13 and 14

7:00 a.m. September 18 to 8 p.m. October 29

**Gill Nets** - Open to gill nets as follows:

| <u>Areas</u> | <u>Mesh Size</u> | <u>Hours</u>   | <u>Dates</u> |
|--------------|------------------|--|--------------|
| 7B and 7C    | 7" minimum       | 7:00 p.m. August 30 to 7:00 a.m. August 31.<br>7:00 p.m. September 1 to 7:00 a.m. September 2. |              |

| <u>Areas</u> | <u>Mesh Size</u> | <u>Hours</u>  | <u>Dates</u> |
|--------------|------------------|---|--------------|
|              |                  | 6:00 p.m. September 5 to 8:00 a.m. September 6      |              |
|              |                  | 6:00 p.m. September 6 to 8:00 a.m. September 7      |              |
|              |                  | 6:00 p.m. September 8 to 8:00 a.m. September 9      |              |
| 7B           | 5" minimum       | 6:00 p.m. September 11 to 8:00 a.m. September 12    |              |
|              |                  | 6:00 p.m. September 13 to 8:00 a.m. September 14    |              |
|              |                  | 6:00 p.m. September 15 to 8:00 a.m. September 16.   |              |
| 7B           | 5" minimum       | 7:00 p.m. September 18 through 8:00 p.m. October 29 |              |

**Area 9A:**

**Gill Nets** - Open to gill nets using 5-inch minimum mesh as follows:

| <u>Hours</u>                          | <u>Dates</u> |
|---------------------------------------|--------------|
| 7:00 a.m. August 28 through 8:00 p.m. | October 29   |

It is unlawful to retain chum salmon in Area 9A prior to October 1 and unlawful to retain Chinook salmon at any time. Any salmon not to be retained must be released from the net by cutting the meshes ensnaring the fish.

**Area 12A:**

**Skiff gill net** - (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: 8/31, 9/7, 9/14, 9/21, 9/28.

(b) It is unlawful to retain chinook or pink salmon taken in Area 12A at any time. Any salmon required to be released, must be removed from the net by cutting the meshes ensnaring the fish.

**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.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 8:00 a.m. August 29, 2005:

|                   |   |
|-------------------|---|
| WAC 220-47-50100J | Puget Sound all-citizen commercial salmon fishery. (05-190) |
|-------------------|---|

**WSR 05-18-019  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-196—Filed August 29, 2005, 8:13 a.m., effective August 29, 2005]

Effective Date of Rule: Immediately.  
Purpose: Amend commercial fishing rules.

EMERGENCY

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-05100A; and amending WAC 220-52-051.

Statutory Authority for Adoption: RCW 77.12.240.

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: Commercial spot shrimp weekly trip limits have been taken in the catch areas closed in this rule. 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.

Date Adopted: August 26, 2005.

Evan Jacoby  
for Jeff Koenings  
Director

## NEW SECTION

**WAC 220-52-05100B Puget Sound shrimp pot and beam trawl fishery—Season.** Notwithstanding the provisions of WAC 220-52-051, effective immediately until further notice, it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

(1) Shrimp pot gear:

(a) All waters of Shrimp Management Areas 1B, 1C, Crustacean Management Regions 2, 3 and 6, are open to the harvest of all shrimp species, except as provided for in this section:

i) It is unlawful to harvest shrimp for commercial purposes in Marine Fish/Shellfish Management and Catch Reporting Areas 23A-C, 23A-E, 23A-W, all shrimp districts except Port Townsend Bay, and that portion of Area 25D south of 48.06 North latitude, north of 48.04 North latitude, and east of the 122.46 West longitude line.

ii) It is unlawful to harvest spot shrimp for commercial purposes in Shrimp Management Area 1B, 1C, 2-E, 2-W, and Marine Fish/Shellfish Management and Catch Reporting Areas 23A-S, 23B, 23C, 25A, 25D and 26D.

iii) Until further notice, it is unlawful for the combined 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 and Marine Fish-Shellfish Management and Catch Reporting Area, 23D.

(b) The shrimp trip limit accounting week is Monday through Sunday.

(c) Any fisher whose weekly shrimp harvest activity is exclusively limited to Marine Fish-Shellfish Management and Catch Reporting Area 29, shall not be subject to the weekly spot shrimp trip limit for that week. It is unlawful to fish for any shrimp while in possession, on board the fishing vessel, of spot shrimp harvested from the previous trip limit accounting week or weeks. It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear in more than one Marine Fish-Shellfish Management and Catch Reporting Area per day. Fishers may move all of their shellfish pot gear from one Marine Fish-Shellfish Management and Catch Reporting Area to another Marine Fish-Shellfish Management and Catch Reporting Area if a harvest report is made before the shellfish pot gear is moved. The harvest activity report must be made consistent with the provisions of WAC 220-52-075 and must also include the following additional information. The number of pots being moved to a new area and the Marine Fish-Shellfish Management and Catch Reporting Area to which the pots are being moved.

(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(e) above.

(e) For purposes of shrimp harvest allocation, fishing season, and catch reporting, Marine Fish-Shellfish Management and Catch Reporting Area 23A is divided into four sub-areas: 23A-E (east) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude east of a line projected 122.57°W longitude. 23A-W (west) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude and west of a line projected 122.57°W longitude. 23A-C (central) is those waters of Catch Area 23A south of a line projected 48.22.50°N latitude and east of a line projected 335 degrees true from the Dungeness lighthouse. 23A-S (south) is those waters of Catch Area 23A west of a line projected 335 degrees true from the Dungeness lighthouse.

(2) Shrimp beam trawl gear:

(a) Crustacean Management Region 3 outside of the shrimp districts and Marine Fish/Shellfish Management and Catch Reporting Area 20A are open immediately, until further notice.

(b) That portion of Marine Fish-Shellfish Management and Catch Reporting Areas 21A and 22A within Shrimp Management Area 1B is open immediately, until further notice.

(c) It is unlawful to set or pull shrimp beam trawl gear from one hour after official sunset to one hour before official sunrise.

(3) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers.

**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 effective 11:59 p.m. August 28, 2005:

WAC 220-52-05100A Puget Sound shrimp pot and beam trawl fishery—Season (05-195)

**WSR 05-18-026  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-198—Filed August 29, 2005, 4:47 p.m., effective August 29, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-05100B; and amending WAC 220-52-051.

Statutory Authority for Adoption: RCW 77.12.240.

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: Commercial spot shrimp weekly trip limits need to be adjusted in Catch Reporting Area 23D. 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.

Date Adopted: August 29, 2005.

J. P. Koenings  
Director  
by Larry Peck

## NEW SECTION

**WAC 220-52-05100C Puget Sound shrimp pot and beam trawl fishery—Season.** Notwithstanding the provisions of WAC 220-52-051, effective immediately until further notice, it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

(1) Shrimp pot gear:

(a) All waters of Shrimp Management Areas 1B, 1C, Crustacean Management Regions 2, 3 and 6, are open to the harvest of all shrimp species, except as provided for in this section:

i) It is unlawful to harvest shrimp for commercial purposes in Marine Fish/Shellfish Management and Catch Reporting Areas 23A-C, 23A-E, 23A-W, all shrimp districts except Port Townsend Bay, and that portion of Area 25D south of 48.06 North latitude, north of 48.04 North latitude, and east of the 122.46 West longitude line.

ii) It is unlawful to harvest spot shrimp for commercial purposes in Shrimp Management Area 1B, 1C, 2-E, 2-W, and Marine Fish/Shellfish Management and Catch Reporting Areas 23A-S, 23B, 23C, 25A, 25D and 26D.

iii) Until further notice, it is unlawful for the combined 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.

(b) The shrimp trip limit accounting week is Monday through Sunday.

(c) Any fisher whose weekly shrimp harvest activity is exclusively limited to Marine Fish-Shellfish Management and Catch Reporting Area 29, shall not be subject to the weekly spot shrimp trip limit for that week. It is unlawful to fish for any shrimp while in possession, on board the fishing vessel, of spot shrimp harvested from the previous trip limit accounting week or weeks. It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear in more than one Marine Fish-Shellfish Management and Catch Reporting Area per day. Fishers may move all of their shellfish pot gear from one Marine Fish-Shellfish Management and Catch Reporting Area to another Marine Fish-Shellfish Management and Catch Reporting Area if a harvest report is made before the shellfish pot gear is moved. The harvest activity report must be made consistent with the provisions of WAC 220-52-075 and must also include the following additional information. The number of pots being moved to a new area and the Marine Fish-Shellfish Management and Catch Reporting Area to which the pots are being moved.

(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(e) above.

(e) For purposes of shrimp harvest allocation, fishing season, and catch reporting, Marine Fish-Shellfish Management and Catch Reporting Area 23A is divided into four sub-areas: 23A-E (east) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude east of a line pro-

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jected 122.57°W longitude. 23A-W (west) is those waters of Catch Area 23A north of a line projected 48.22.50°N latitude and west of a line projected 122.57°W longitude. 23A-C (central) is those waters of Catch Area 23A south of a line projected 48.22.50°N latitude and east of a line projected 335 degrees true from the Dungeness lighthouse. 23A-S (south) is those waters of Catch Area 23A west of a line projected 335 degrees true from the Dungeness lighthouse.

(2) Shrimp beam trawl gear:

(a) Crustacean Management Region 3 outside of the shrimp districts and Marine Fish/Shellfish Management and Catch Reporting Area 20A are open immediately, until further notice.

(b) That portion of Marine Fish-Shellfish Management and Catch Reporting Areas 21A and 22A within Shrimp Management Area 1B is open immediately, until further notice.

(c) It is unlawful to set or pull shrimp beam trawl gear from one hour after official sunset to one hour before official sunrise.

(3) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers.

**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 220-52-05100B Puget Sound shrimp pot and beam trawl fishery—Season (05-196)

**WSR 05-18-031  
EMERGENCY RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed August 30, 2005, 9:01 a.m., effective August 30, 2005]

Effective Date of Rule: Immediately.

**Purpose:** Physician assistants and physical therapy, occupational therapy, and massage therapy rules, this rule change would allow physician assistants to order physical therapy, occupational therapy, and massage therapy for the attending doctor without having to have a cosignature by the attending doctor. This rule change is being initiated in response to a petition for a rule change from a physician assistant. We are filing an emergency rule because the department determined that workers and victims of crime are in danger of being denied timely necessary medical treatment because of the current rule which requires a cosignature by the attending doctor when therapy is ordered by a physician assistant. This delay would occur particularly in rural areas where the physician and physician assistant are not present at the same location. This is the 2nd emergency rule.

**Citation of Existing Rules Affected by this Order:** Amending WAC 296-23-220, 296-23-230, and 296-23-250.

Statutory Authority for Adoption: RCW 51.04.020, 51.04.030.

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: [See Purpose above.]

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 3, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 3, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: August 30, 2005.

Gary Weeks  
Director

**AMENDATORY SECTION** (Amending WSR 04-09-100 [05-09-062], filed 4/20/04 [4/19/05], effective 7/1/04 [7/1/05])

**WAC 296-23-220 Physical therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers.

Refer to WAC 296-20-132 and 296-20-135 regarding the use of conversion factors.

All supplies and materials must be billed using HCPCS Level II codes. Refer to chapter 296-21 WAC for additional information. HCPCS codes are listed in the fee schedules.

Refer to chapter 296-20 WAC (WAC 296-20-125) and to the department's billing instructions for additional information.

Physical therapy treatment will be reimbursed only when ordered by the worker's attending doctor and rendered by a licensed physical therapist or a physical therapist assistant serving under the direction of a licensed physical therapist. In addition, physician assistants may order physical therapy under these rules for the attending doctor. Doctors rendering physical therapy should refer to WAC 296-21-290.

The department or self-insurer will review the quality and medical necessity of physical therapy services provided to workers. Practitioners should refer to WAC 296-20-01002 for the department's rules regarding medical necessity and to WAC 296-20-024 for the department's rules regarding utilization review and quality assurance.

The department or self-insurer will pay for a maximum of one physical therapy visit per day. When multiple treat-

ments (different billing codes) are performed on one day, the department or self-insurer will pay either the sum of the individual fee maximums, the provider's usual and customary charge, or \$104.12 whichever is less. These limits will not apply to physical therapy that is rendered as part of a physical capacities evaluation, work hardening program, or pain management program, provided a qualified representative of the department or self-insurer has authorized the service.

The department will publish specific billing instructions, utilization review guidelines, and reporting requirements for physical therapists who render care to workers.

Use of diapulse or similar machines on workers is not authorized. See WAC 296-20-03002 for further information.

A physical therapy progress report must be submitted to the attending doctor and the department or the self-insurer following twelve treatment visits or one month, whichever occurs first. Physical therapy treatment beyond initial twelve treatments will be authorized only upon substantiation of improvement in the worker's condition. An outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

Physical therapy services rendered in the home and/or places other than the practitioner's usual and customary office, clinic, or business facilities will be allowed only upon prior authorization by the department or self-insurer.

No inpatient physical therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

The department may discount maximum fees for treatment performed on a group basis in cases where the treatment provided consists of a nonindividualized course of therapy (e.g., pool therapy; group aerobics; and back classes).

Biofeedback treatment may be rendered on doctor's orders only. The extent of biofeedback treatment is limited to those procedures allowed within the scope of practice of a licensed physical therapist. See chapter 296-21 WAC for rules pertaining to conditions authorized and report requirements.

Billing codes and reimbursement levels are listed in the fee schedules.

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

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

**AMENDATORY SECTION** (Amending WSR 04-09-100 [05-09-062], filed 4/20/04 [4/19/05], effective 7/1/04 [7/1/05])

**WAC 296-23-230 Occupational therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers.

Refer to WAC 296-20-132 and 296-20-135 for information regarding the conversion factors.

All supplies and materials must be billed using HCPCS Level II codes, refer to the department's billing instructions for additional information.

Occupational therapy treatment will be reimbursed only when ordered by the worker's attending doctor and rendered by a licensed occupational therapist or an occupational therapist assistant serving under the direction of a licensed occupational therapist. In addition, physician assistants may order occupational therapy under these rules for the attending doctor. Vocational counselors assigned to injured workers by the department or self-insurer may request an occupational therapy evaluation. However, occupational therapy treatment must be ordered by the worker's attending doctor or by the physician assistant.

An occupational therapy progress report must be submitted to the attending doctor and the department or self-insurer following twelve treatment visits or one month, whichever occurs first. Occupational therapy treatment beyond the initial twelve treatments will be authorized only upon substantiation of improvement in the worker's condition. An outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

The department or self-insurer will review the quality and medical necessity of occupational therapy services. Practitioners should refer to WAC 296-20-01002 for the department's definition of medically necessary and to WAC 296-20-024 for the department's rules regarding utilization review and quality assurance.

The department will pay for a maximum of one occupational therapy visit per day. When multiple treatments (different billing codes) are performed on one day, the department or self-insurer will pay either the sum of the individual fee maximums, the provider's usual and customary charge, or \$104.12 whichever is less. These limits will not apply to occupational therapy which is rendered as part of a physical capacities evaluation, work hardening program, or pain management program, provided a qualified representative of the department or self-insurer has authorized the service.

The department will publish specific billing instructions, utilization review guidelines, and reporting requirements for occupational therapists who render care to workers.

Occupational therapy services rendered in the worker's home and/or places other than the practitioner's usual and customary office, clinic, or business facility will be allowed only upon prior authorization by the department or self-insurer.

No inpatient occupational therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

The department may discount maximum fees for treatment performed on a group basis in cases where the treatment provided consists of a nonindividualized course of therapy (e.g., pool therapy; group aerobics; and back classes).

Billing codes, reimbursement levels, and supporting policies for occupational therapy services are listed in the fee schedules.

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

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

**AMENDATORY SECTION** (Amending WSR 93-16-072, filed 8/1/93, effective 9/1/93)

**WAC 296-23-250 Massage therapy rules.** Practitioners should refer to WAC 296-20-010 through 296-20-125 for general information and rules pertaining to the care of workers. See WAC 296-20-125 for billing instructions.

Refer to WAC 296-20-132 and 296-20-135 for information regarding use of the conversion factors.

Massage therapy treatment will be permitted when given by a licensed massage practitioner only upon written orders from the worker's attending doctor. In addition, physician assistants may order massage therapy under these rules for the attending doctor.

A progress report must be submitted to the attending doctor and the department or the self-insurer following six treatment visits or one month, whichever comes first. Massage therapy treatment beyond the initial six treatments will be authorized only upon substantiation of improvement in the worker's condition in terms of functional modalities, i.e., range of motion; sitting and standing tolerance; reduction in medication; etc. In addition, an outline of the proposed treatment program, the expected restoration goals, and the expected length of treatment will be required.

Massage therapy in the home and/or places other than the practitioners usual and customary business facilities will be allowed only upon prior justification and authorization by the department or self-insurer.

No inpatient massage therapy treatment will be allowed when such treatment constitutes the only or major treatment received by the worker. See WAC 296-20-030 for further information.

Massage therapy treatments exceeding once per day must be justified by attending doctor.

Billing codes, reimbursement levels, and supporting policies for massage therapy services are listed in the fee schedules.

**WSR 05-18-034**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed August 30, 2005, 3:54 p.m., effective September 1, 2005]

Effective Date of Rule: September 1, 2005.

Purpose: The Division of Child Support (DCS) seeks to clarify its rules regarding when a claim for child support starts as a result of the family receiving Medicaid or medical-only assistance.

Citation of Existing Rules Affected by this Order: Amending WAC 388-14A-1020, 388-14A-2005, 388-14A-2025, 388-14A-2035, 388-14A-2036, 388-14A-2040, and 388-14A-3350.

Statutory Authority for Adoption: RCW 74.20A.310.

Other Authority: 45 C.F.R. 302.31, 302.33.

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: DCS's federal funding depends on compliance with the state plan under Title IV-D of the Social Security Act, which requires that the state have in place procedures and laws regarding opening a full support enforcement services case when a family begins to receive Medicaid assistance. It has come to our attention that our WAC does not specifically cover these cases and is subject to an interpretation which would make it impossible for DCS to base a claim for support on the opening of a Medicaid case. DCS seeks to clear up any confusion in the rule.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 7, 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 7, Repealed 0.

Date Adopted: August 18, 2005.

Andy Fernando, 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 05-19 issue of the Register.

**WSR 05-18-035**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)

[Filed August 30, 2005, 3:56 p.m., effective September 1, 2005]

Effective Date of Rule: September 1, 2005.

Purpose: The Division of Employment and Assistance Programs must amend WAC 388-400-0010 Who is eligible for state family assistance? and 388-442-0010 How does being a fleeing felon or having a conviction for a drug-related felony impact my eligibility for benefits?, to comply with E2SSB 5213, passed in the 2005 session, which restores temporary assistance for needy families benefits to persons convicted of a drug-related felony.

Citation of Existing Rules Affected by this Order: Amending WAC 388-400-0010 and 388-442-0010.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090.

Other Authority: E2SSB 5213, chapter 174, Laws of 2005.

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: E2SSB 5213 exercises the state option to exempt individuals convicted of drug-related felony from the temporary assistance for needy families ban on receipt of benefits. The department is proceeding with the regular adoption process but will not have the amended rules in place by the statutorily mandated effective date of September 1, 2005. The department has filed a proposed rule-making notice (WSR 05-17-194) to adopt this rule as permanent, and a public hearing is scheduled for September 27, 2005.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 2, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 2, Repealed 0.

Date Adopted: August 25, 2005.

Andy Fernando, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 04-15-057, filed 7/13/04, effective 8/13/04)

**WAC 388-400-0010 Who is eligible for state family assistance?** (1) To be eligible for state family assistance (SFA), aliens must meet Washington state residency requirements as listed in WAC 388-468-0005 and immigrant eligibility requirements as listed in WAC 388-424-0015.

(2) You are eligible for SFA if you are not eligible for temporary assistance for needy families for the following reasons:

(a) You are a qualified alien and have been in the United States for less than five years as described in WAC 388-424-0006;

(b) You are an alien who is permanently residing in the United States under color of law (PRUCOL) as defined in WAC 388-424-0001;

(c) You are a nineteen or twenty-year-old student that meets the education requirements of WAC 388-404-0005;

(d) You are a caretaker relative of a nineteen or twenty-year-old student that meets the education requirements of WAC 388-404-0005; or

(e) You are a pregnant woman who has been convicted of((+)

(+)) misrepresenting their residence in order to receive benefits from two or more states at the same time((+; or

(ii) A drug-related felony as described in WAC 388-442-0010)).

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 04-18-002, filed 8/19/04, effective 9/19/04)

**WAC 388-442-0010 How does being a fleeing felon (~~or having a conviction for a drug-related felony~~) impact my eligibility for benefits?** (1) You are a fleeing felon if you are fleeing to avoid prosecution, custody, or confinement for a crime or an attempt to commit a crime that is considered a felony in the place from which you are fleeing.

(2) If you are a fleeing felon, or violating a condition of probation or parole as determined by an administrative body or court that has the authority to make this decision, you are not eligible for TANF/SFA, GA, or Basic Food benefits.

~~((3) You are a drug-related felon if you were convicted of a felony committed after August 21, 1996 that has an element of possession, use or distribution of a controlled substance as defined in Title 21 of the U.S. Code, Section 802(6). When we determine you are a drug-related felon:~~

~~(a) If you were convicted in the state of Washington, we use the Felony Offender Reporting System (FORS) to verify the date of your conviction and to determine if your conviction is for a drug-related felony.~~

~~(b) If you were convicted of a felony outside of Washington, we contact the jurisdiction where you were convicted to verify the date of your conviction and determine if the conviction is for a drug-related felony.~~

~~(c) We consider a felony conviction for attempt or conspiracy to possess, use or distribute a controlled substance as a conviction for a drug-related felony.~~

~~(4) If you are a drug-related felon, you are not eligible for TANF/SFA (cash) benefits unless you meet the conditions under subsection (5) of this section.~~

~~(5) If you are a drug-related felon, you may be eligible for TANF/SFA benefits if you meet all of the following conditions:~~

~~(a) You were convicted only of possession or use, but not distribution of a controlled substance;~~

~~(b) You were not convicted of a felony involving a controlled substance within the three-year period before your most recent conviction;~~

~~(c) You were assessed as chemically dependent by a program certified by the Division of Alcohol and Substance Abuse (DASA); and~~

~~(d) You are taking part in or have completed a DASA certified program's rehabilitation plan consisting of chemical dependency treatment and job services.~~

~~(6) If you are pregnant, but cannot get TANF/SFA because you were convicted of a drug-related felony, you can get SFA while you are pregnant if you meet all other TANF/SFA eligibility criteria under WAC 388-400-0005 or 388-400-0010.))~~

EMERGENCY



**WSR 05-18-046**  
**EMERGENCY RULES**

**DEPARTMENT OF AGRICULTURE**

[Filed September 2, 2005, 8:17 a.m., effective September 2, 2005]

Effective Date of Rule: Immediately.

Purpose: This emergency rule filing amends subsection (4) of WAC 16-54-030 Health certificate. This filing is necessary to help prevent the spread of vesicular stomatitis (VS) to Washington state livestock from the affected areas of Colorado, Montana, Utah, and Wyoming. This emergency rule filing replaces the emergency rule that the department filed with the Office of the Code Reviser on April 28, 2005 (WSR 05-10-040). The department's animal health and livestock identification program is currently developing permanent rule amendments to WAC 16-54-030. A CR-101 was filed with the Office of the Code Reviser on May 18, 2005 (WSR 05-11-093).

Citation of Existing Rules Affected by this Order: Amending WAC 16-54-030(4).

Statutory Authority for Adoption: RCW 16.36.040.

Other Authority: RCW 34.05.350.

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 outbreak of VS began the end of the fourth week of April in New Mexico and has since spread to Colorado, Montana, Utah and Wyoming. VS is a serious viral disease of livestock and can also be transmitted to humans. The disease caused serious animal health and financial problems in Washington in 1983/84 prior to its elimination from the state.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: September 1, 2005.

Valoria H. Loveland  
 Director

**AMENDATORY SECTION** (Amending WSR 99-09-023, filed 4/15/99, effective 5/16/99)

**WAC 16-54-030 Health certificate.** (1) All animals entering Washington shall be accompanied by an official health certificate except:

(a) Dogs and cats originating in Washington and visiting Canada for thirty days or less.

(b) Dogs, cats and ferrets that are family pets traveling by private automobile with their owners who possess a current rabies certificate for the animals. This exemption does not apply to dogs, cats or ferrets imported for sale or puppies, kittens, or kits too young to vaccinate.

(c) Horses traveling into Washington with their Oregon or Idaho owners in personal vehicles for round-trip visits of not more than ninety-six hours duration. This exemption does not apply during emergency disease conditions declared by the state veterinarian or extend to any required testing.

(d) Llamas and alpacas traveling into Washington with their Oregon or Idaho owners in personal vehicles for round-trip visits of not more than ninety-six hours duration. This exemption does not apply during emergency disease conditions declared by the state veterinarian.

(e) Sheep traveling into Washington with their Oregon or Idaho owners in personal vehicles for round-trip visits of not more than ninety-six hours duration. This exemption does not apply during emergency disease conditions declared by the state veterinarian or extend to any animals entering for breeding purposes.

(f) Those classes of animals specifically exempted in laws or regulations of this state.

(2) Official health certificate shall contain the following information:

(a) Date of inspection. All health certificates void after thirty days, except breeding cattle forty-five days from date of issue. The director may give special exemption for show animals.

(b) Names and addresses of the consignor and consignee.

(c) Certification that the animals are apparently free from evidence of infectious and communicable disease.

(d) Test or vaccination status when required.

(e) Description of each animal to include species, breed, age, sex, tag or tattoo and for cattle, only an official ear tag will be accepted or if registered, the registry name, number and tattoo for individual identification except one brand or other owner identified animals, all of the same description, for which tests are not required.

(f) Certification of disinfection of cars and trucks when required.

(g) An owner/agent statement which says "the animals in this shipment are those certified to and listed on this certificate" and is signed and dated by the owner, agent, or veterinarian.

(3) All health certificates shall be reviewed by the livestock sanitary official of the state of origin and a copy shall be forwarded immediately to the department of agriculture, Olympia, Washington.

(4) No livestock (equine, bovine, porcine, caprine, or ovine) may enter Washington if, within the last thirty days, vesicular stomatitis has been diagnosed within ten miles of any premises where the livestock has been located. Any livestock entering Washington from a state where vesicular stomatitis has been diagnosed within the last thirty days must be accompanied by a valid import number issued by the department's animal health program and an official interstate health

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certificate with the following statement written by the accredited veterinarian on the certificate:

"All animals identified on this certificate have been examined and found to be free from vesicular stomatitis. During the past thirty days, these animals have not been exposed to vesicular stomatitis or located within ten miles of an area where vesicular stomatitis has been diagnosed."

**WSR 05-18-051**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 05-199—Filed September 2, 2005, 3:52 p.m., effective September 3, 2005]

Effective Date of Rule: September 3, 2005.

Purpose: Amend personal fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900G and 232-28-61900S; 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: Lower Columbia River wild coho have recently been listed as threatened under the Endangered Species Act. This action will create a selective fishery for hatchery coho while protecting the wild component of the run. 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.

Date Adopted: September 2, 2005.

J. P. Koenings  
Director  
by Larry Peck

**NEW SECTION**

**WAC 232-28-61900S Exceptions to statewide rules—Wind and White Salmon rivers.** Notwithstanding the provisions of WAC 232-28-619:

(1) Effective 12:01 a.m. September 3 through October 31, 2005, in those waters of the Wind River from mouth to 100 feet upstream of Shipherd Falls release wild coho.

(2) Effective 12:01 a.m. September 3 through December 30, 2005, in those waters of the White Salmon River from the mouth which is defined as markers on the east and west shores and when buoys are in place southerly to the buoy and east-west between the buoys upstream to Northwestern (Condit) Dam release wild coho.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 232-28-61900G Exceptions to state rules—Camas Slough, Columbia River, Lewis River, Washougal River and Wind River. (05-134)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. December 31, 2005:

WAC 232-28-61900S Exceptions to statewide rules—Wind and White Salmon rivers. (05-199)

**WSR 05-18-052**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 05-200—Filed September 2, 2005, 3:53 p.m., effective September 6, 2005, 12:01 a.m.]

Effective Date of Rule: September 6, 2005, 12:01 a.m.

Purpose: Amend personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900T; 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: Extremely low water coupled with high summer temperatures has concentrated fish into habitats where they are susceptible to repeated catch and release fishing. Creel surveys indicate that anglers are primarily catching small trout in size classes that may overlap with juvenile anadromous steelhead. Unintentional fishing effort on juvenile steelhead is undesirable because of the endangered status of Upper Columbia River steelhead. The closure

will reduce conservation concerns given the current drought conditions and help ensure a stable future fishery. 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.

Date Adopted: September 2, 2005.

J. P. Koenings  
Director

**NEW SECTION**

**WAC 232-28-61900T Exceptions to statewide rules—Chewuch and Twisp rivers.** Notwithstanding the provisions of WAC 232-28-619:

(1) Effective September 6 through September 30, 2005, it is unlawful to fish in those waters of the Chewuch River from the mouth to Eight Mile Creek.

(2) Effective September 6 through September 30, 2005, it is unlawful to fish in those waters of the Twisp River from the mouth to War Creek.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective October 1, 2005:

WAC 232-28-61000T      Exceptions to statewide rules—Chewuch and Twisp rivers.

**WSR 05-18-053  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-201—Filed September 2, 2005, 4:50 p.m., effective September 2, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-50100K.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or

general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This regulation provides for PSC authorized sockeye fisheries in Areas 7 and 7A and modifies the emergency regulation previously implemented to enact permanent regulation changes arising from North of Falcon agreements made by comanagers. The permanent regulation change package has been filed with the Code Reviser's Office under expedited rule procedures, but the permanent regulation changes are not yet in effect. These emergency rules are necessary to initiate fisheries, which are scheduled to commence before those permanent rules will become effective. These fisheries are not expected to exceed chinook by-catch levels modeled during the preseason process. 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.

Date Adopted: September 2, 2005.

J. P. Koenings  
Director

**NEW SECTION**

**WAC 220-47-50100L 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:

**Areas 7 and 7A:**

**Purse Seines** - Open to purse seine gear according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>   | <u>Dates</u> |
|--|--------------|
| 5:00 a.m. to 9:00 p.m. daily if using a Recovery Box during all fishing activities throughout the entire open period | September 6  |

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| <u>Hours</u>   | <u>Dates</u> |
|--|--------------|
| 9:00 a.m. to 9:00 p.m. daily if NOT using a Recovery Box during all fishing activities throughout the entire open period | September 6  |

(i) It is unlawful to retain chinook, coho, and chum salmon

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water, except all salmon must be immediately sorted and those required to be released, must be placed in an operating recovery box or released into the water before the next haul may be brought on the deck. However, small numbers of fish may be brought on board the vessel by pulling the net in without mechanical or hydraulic assistance.

(iii) It is unlawful to fish for salmon with purse seine gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

(iv) Closed north and west of the "Iwersen Dock Line" described in WAC 220-47-269(2)

**Areas 7 and 7A:**

**Gill Nets** - Open to gill net gear with 5 inch minimum and 5 1/2 in maximum mesh size according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>            | <u>Dates</u> |
|-------------------------|--------------|
| 8:00 a.m. to 11:59 p.m. | September 6  |

(i) It is unlawful to fish for salmon with gill net gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

(ii) Closed north and west of the "Iwersen Dock Line" described in WAC 220-47-269(2)

**Reef Nets** - Closed to Reef Net gear

**Areas 7B and 7C:**

That portion of Area 7B west of a line from Point Francis (48°41'42"N, 122°36'40"W) to the red and green buoy south-east of Point Francis (48°40'22"N, 122°35'30"W) then to the northernmost tip of Eliza Island (48°39'37"N, 122°35'45"W) then along the eastern shore of the island to a point intersecting a line drawn through Eliza Rock Light (48°38'35"N, 122°34'40"W) and Fish Point (48°34'35"N, 122°29'45"W) and then southeastward along that line to Fish Point are closed 9/1-9/30.

**Purse Seines** - (a) Open in Area 7B and 7C to purse seines during the following hours and dates:

7:00 a.m. to 7:00 p.m. September 7

(i) It is unlawful to retain sockeye or coho salmon, and any sockeye or coho salmon caught must be released immediately.

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water.

(iii) The 5-inch strip requirement is not in effect during these openings.

(b) Open in Area 7B 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.

7:00 a.m. to 7:00 p.m. September 12, 13 and 14

7:00 a.m. September 18 to 8 p.m. October 29

**Gill Nets** - Open to gill nets as follows:

| <u>Areas</u> | <u>Mesh Size</u> | <u>Hours</u> | <u>Dates</u>                 |
|--------------|------------------|--------------|------------------------------|
| 7B and 7C    | 7" minimum       | 6:00 p.m.    | September 5 to               |
|              |                  | 8:00 a.m.    | September 6                  |
|              |                  | 6:00 p.m.    | September 6 to               |
|              |                  | 8:00 a.m.    | September 7                  |
|              |                  | 6:00 p.m.    | September 8 to               |
|              |                  | 8:00 a.m.    | September 9                  |
| 7B           | 5" minimum       | 6:00 p.m.    | September 11 to              |
|              |                  | 8:00 a.m.    | September 12                 |
|              |                  | 6:00 p.m.    | September 13 to              |
|              |                  | 8:00 a.m.    | September 14                 |
|              |                  | 6:00 p.m.    | September 15 to              |
|              |                  | 8:00 a.m.    | September 16.                |
| 7B           | 5" minimum       | 7:00 p.m.    | September 18                 |
|              |                  |              | through 8:00 p.m. October 29 |

**Area 9A:**

**Gill Nets** - Open to gill nets using 5-inch minimum mesh as follows:

| <u>Hours</u> | <u>Dates</u>                             |
|--------------|--|
| 7:00 a.m.    | September 2 through 8:00 p.m. October 29 |

It is unlawful to retain chum salmon in Area 9A prior to October 1 and unlawful to retain Chinook salmon at any time. Any salmon not to be retained must be released from the net by cutting the meshes ensnaring the fish.

**Area 12A:**

**Skiff gill net** - (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: 9/7, 9/14, 9/21, 9/28.

(b) It is unlawful to retain chinook or pink salmon taken in Area 12A at any time. Any salmon required to be released, must be removed from the net by cutting the meshes ensnaring the fish.

**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.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

|                   |   |
|-------------------|---|
| WAC 220-47-50100K | Puget Sound all-citizen commercial salmon fishery. (05-197) |
|-------------------|---|

EMERGENCY

**WSR 05-18-069  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 05-202—Filed September 6, 2005, 4:48 p.m., effective September 6, 2005]

Effective Date of Rule: Immediately.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-47-50100L; 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: This regulation provides for PSC authorized sockeye fisheries in Areas 7 and 7A and modifies the emergency regulation previously implemented to enact permanent regulation changes arising from North of Falcon agreements made by comanagers. The permanent regulation change package has been filed with the Code Reviser's Office under expedited rule procedures, but the permanent regulation changes are not yet in effect. These emergency rules are necessary to initiate fisheries, which are scheduled to commence before those permanent rules will become effective. These fisheries are not expected to exceed chinook by-catch levels modeled during the preseason process. 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.

Date Adopted: September 6, 2005.

Evan Jacoby  
for Jeff Koenings  
Director

**NEW SECTION**

**WAC 220-47-50100M 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 Manage-

ment 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:

**Areas 7 and 7A:**

**Purse Seines** - Open to purse seine gear according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>   | <u>Dates</u>                |
|--|-----------------------------|
| 5:00 a.m. to 9:00 p.m. daily if using a Recovery Box during all fishing activities throughout the entire open period     | September 7 and September 9 |
| 9:00 a.m. to 9:00 p.m. daily if NOT using a Recovery Box during all fishing activities throughout the entire open period | September 7 and September 9 |

(i) It is unlawful to retain chinook, coho, and chum salmon

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water, except all salmon must be immediately sorted and those required to be released, must be placed in an operating recovery box or released into the water before the next haul may be brought on the deck. However, small numbers of fish may be brought on board the vessel by pulling the net in without mechanical or hydraulic assistance.

(iii) It is unlawful to fish for salmon with purse seine gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

**Areas 7 and 7A:**

**Gill Nets** - Open to gill net gear with 5 inch minimum and 5 1/2 in maximum mesh size according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>            | <u>Dates</u>                |
|-------------------------|-----------------------------|
| 8:00 a.m. to 11:59 p.m. | September 7 and September 9 |

(i) It is unlawful to fish for salmon with gill net gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

**Reef Nets** - Open to reef net gear according to the times, dates, and conditions as prescribed and listed here:

| <u>Hours</u>           | <u>Dates</u>                |
|------------------------|-----------------------------|
| 5:00 a.m. to 9:00 p.m. | September 7 and September 9 |

It is unlawful to retain chinook salmon at all times, and it is unlawful to retain chum salmon and wild coho salmon prior to October 1. It is unlawful to fish for salmon with reef net gear in Areas 7 and 7A unless the vessel operator has attended a "Fish Friendly" best fishing practices workshop and is in possession of a department issued certification card.

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**Areas 7B and 7C:**

That portion of Area 7B west of a line from Point Francis (48°41'42"N, 122°36'40"W) to the red and green buoy south-east of Point Francis (48°40'22"N, 122°35'30"W) then to the northernmost tip of Eliza Island (48°39'37"N, 122°35'45"W) then along the eastern shore of the island to a point intersecting a line drawn through Eliza Rock Light (48°38'35"N, 122°34'40"W) and Fish Point (48°34'35"N, 122°29'45"W) and then southeastward along that line to Fish Point are closed 9/1-9/30.

**Purse Seines** - (a) Open in Area 7B and 7C to purse seines during the following hours and dates:

7:00 a.m. to 7:00 p.m. September 7

(i) It is unlawful to retain sockeye or coho salmon, and any sockeye or coho salmon caught must be released immediately.

(ii) It is unlawful to bring salmon aboard a vessel unless all salmon captured in the seine net are removed from the seine net using a brailer or dip net, meeting the specifications in WAC 220-47-325, prior to the seine net being removed from the water.

(iii) The 5-inch strip requirement is not in effect during these openings.

(b) Open in Area 7B 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.

7:00 a.m. to 7:00 p.m. September 12, 13 and 14

7:00 a.m. September 18 to 8 p.m. October 29

**Gill Nets** - Open to gill nets as follows:

| <u>Areas</u> | <u>Mesh Size</u> | <u>Hours</u>      | <u>Dates</u>    |
|--------------|------------------|-------------------|-----------------|
| 7B and 7C    | 7" minimum       | 6:00 p.m.         | September 6 to  |
|              |                  | 8:00 a.m.         | September 7     |
|              |                  | 6:00 p.m.         | September 8 to  |
| 7B           | 5" minimum       | 8:00 a.m.         | September 9     |
|              |                  | 6:00 p.m.         | September 11 to |
|              |                  | 8:00 a.m.         | September 12    |
| 7B           | 5" minimum       | 6:00 p.m.         | September 13 to |
|              |                  | 8:00 a.m.         | September 14    |
|              |                  | 6:00 p.m.         | September 15 to |
| 7B           | 5" minimum       | 8:00 a.m.         | September 16.   |
|              |                  | 7:00 p.m.         | September 18    |
|              |                  | through 8:00 p.m. | October 29      |

**Area 9A:**

**Gill Nets** - Open to gill nets using 5-inch minimum mesh as follows:

Hours

Dates

7:00 a.m. September 2 through 8:00 p.m. October 29

It is unlawful to retain chum salmon in Area 9A prior to October 1 and unlawful to retain Chinook salmon at any time. Any salmon not to be retained must be released from the net by cutting the meshes ensnaring the fish.

**Area 12A:**

**Skiff gill net** - (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: 9/7, 9/14, 9/21, 9/28.

(b) It is unlawful to retain chinook or pink salmon taken in Area 12A at any time. Any salmon required to be released, must be removed from the net by cutting the meshes ensnaring the fish.

**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.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-47-50100L

Puget Sound all-citizen commercial salmon fishery. (05-201)

EMERGENCY



**WSR 05-16-063**  
**AGENDA**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 [Filed July 29, 2005, 4:20 p.m.]

Following is the Department of Social and Health Services' semi-annual rule-making agenda for July 1, 2005, through December 31, 2005. This agenda will be published in the state register under RCW 34.05.314 and distributed to interested parties, and is available online at <http://www1.dshs.wa.gov/msa/rpau/>.

This report represents DSHS rules under development at this time. There may be additional rule-making activity as DSHS responds to legislative actions, to comply with federal mandates, or to meet unforeseen circumstances.

Andy Fernando  
 RPAU Manager  
 DSHS Rules Coordinator

**Semi-Annual Rule-Making Agenda**  
**July 1, 2005 through December 31, 2005**

This report describes rules under development by DSHS administrations, divisions and other operating units from July 1, 2005, through December 31, 2005, as well as rule-making

notices filed near the end of the previous six-month period. DSHS files this rule-making agenda with the Office of the Code Reviser in January and July each year to comply with RCW 34.05.314. There may be additional DSHS rule-making activity that cannot be forecasted as the department responds to new state laws, to meet federal requirements, or to meet unforeseen circumstances. This document is available at the DSHS public rule-making web site, <http://www1.dshs.wa.gov/msa/rpau/>.

If you have questions about this rule-making agenda or the DSHS rule-making process, please contact Andy Fernando, Rules and Policies Assistance Unit (RPAU) Manager, at P.O. Box 45850, Olympia, WA 98504-5850, by phone at (360) 664-6094, or by e-mail at [FernaAX@dshs.wa.gov](mailto:FernaAX@dshs.wa.gov). If you would like to receive DSHS rule-making notices by e-mail, please visit the RPAU web site for available electronic mailing lists, at <http://www1.dshs.wa.gov/msa/rpau/RPAU-Listserv.htm>. If you would like to receive notices by postal mail, please contact Stephanie Schiller, Rules Consultant, at (360) 664-6097, or by e-mail at [SchilSE@dshs.wa.gov](mailto:SchilSE@dshs.wa.gov).

Following the tables are explanations of the terms "pre-proposal notice," "proposed rule," "expedited rule," "permanent rule," "emergency rule," "WSR" and other selected terms used in this rule-making agenda.

| WAC Chapter or WAC #                                       | Chapter or Subpart Caption   | Subject Matter   | Program Contact Person | Current Activity<br>("WSR" number is the official filing number)   |                                 |  |                                   |
|--|--|--|------------------------|--|---------------------------------|--|-----------------------------------|
|  |  |  |                        | Emergency Rule   | Preproposal Notice              | Proposed Rule  | Permanent (Final) Rule            |
| <b>Aging and Disability Services Administration (ADSA)</b> |  |  |                        |  |                                 |  |                                   |
| <b>ADSA - Division of Developmental Disabilities (DDD)</b> |  |  |                        |  |                                 |  |                                   |
| New chapter 388-823 and<br><br>388-825 WAC                 | DDD intake and determination of developmental disabilities<br><br>DDD services rules | Placing DDD eligibility criteria and process into a new WAC chapter.                                   | Steve Brink, ADSA-DDD  | WSR 05-07-081<br>Filed 3/15/05<br><br>Superseded by permanent rule | WSR 02-07-107<br>Filed 3/20/02  | WSR 05-04-057<br>Hearing 4/5/05  | WSR 05-12-130<br>Effective 7/2/05 |
| New chapter 388-824 WAC                                    | Chapter name not determined  | Creating a developmental disabilities mini-assessment process per legislative directive.               | Mark Eliason, ADSA-DDD |  | WSR 04-23-103<br>Filed 11/16/04 | WSR 05-09-084<br>Original hearing 6/7/05<br><br>Supplemental notice to be filed 8/05<br><br>2nd hearing 9/6/05 |                                   |
| Chapter 388-825 WAC  | DDD services rules   | Implementing new home and community based services waivers and related eligibility and hearing rights. | Steve Brink, ADSA-DDD  | WSR 05-15-046<br>Filed 7/11/05                                     | WSR 03-20-103<br>Filed 9/30/04  | WSR 05-13-041<br>Hearing 7/26/05   |                                   |

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|----------------------------------|--|--|---------------------------|--|---------------------------------|--------------------------------------|-----------------------------------|
|                                  |  |  |                           | Emergency Rule   | Preproposal Notice              | Proposed Rule                        | Permanent (Final) Rule            |
| Chapter 388-825 WAC              | DDD ser- vices rules   | Implementing a legislative directive to cre- ate a flexible family support pilot project.  | Shirley Everard, ADSA-DDD |  | WSR 05-13-174<br>Filed 6/21/05  |                                      |                                   |
| Chapters 388-825 and 388-850 WAC | DDD ser- vices rules<br><br>County plan for develop- mental dis- abilities   | Employment and day pro- grams -return- ing program administration to counties.   | Steve Brink, ADSA-DDD     | WSR 05-09-019<br><br>Superseded by the permanent rule            | WSR 04-24-046<br>Filed 11/29/04 | WSR 05-05-084<br>Hearing 3/22/05     | WSR 05-11-015<br>Effective 6/9/05 |
| WAC 388-825-228 and 388-825-254  | DDD ser- vices rules   | Increasing ven- dor and indi- vidual pro- vider rates as directed in the 2005-07 state operating bud- get (chapter 518, Laws of 2005). | Shirley Everard, ADSA-DDD | WSR 05-15-153<br>Filed 7/19/05                                   | WSR 05-15-094<br>Filed 7/15/05  |                                      |                                   |
| Chapter 388-826 WAC              | Voluntary placement program (VPP)  | Foster care rate assessment and structure.   | Linda Gil, ADSA-DDD       |  | WSR 04-17-104<br>Filed 8/17/04  |                                      |                                   |
| Chapter 388-835 WAC              | ICF/MR pro- gram and reimburse- ment system                                  | Amending lan- guage to reflect new rates.  |                           |  | Planned for future action       |                                      |                                   |
| New chapter 388-845 WAC          | DD home and community based waiver services                                  | Implementing new home and community based services allowed under federal waiv- ers.  | Steve Brink, ADSA-DDD     | WSR 05-12-026<br>Filed 5/23/05                                   | WSR 03-20-103<br>Filed 9/30/03  | To be filed 8/05<br>Hearing 10/11/05 |                                   |
| Chapter 388-850 WAC              | County plan for develop- mental dis- abilities                               | Rewriting rules in clear rule format and clarifying lan- guage.  |                           |  | Planned for future action       |                                      |                                   |
| Chapter 388-853 WAC              | Cost of care for mentally deficient persons residing in state insti- tutions | Repealing all sections in this chapter. The same subject matter is covered in chapter 388-835 WAC and these rules are now obso- lete.  | Jeannie Johnson, ADSA-DDD |  | WSR 05-15-096<br>Filed 7/15/05  |                                      |                                   |

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|---|---|--|-----------------------------|--|-------------------------------------|--|--|
|   |   |  |                             | Emergency Rule   | Preproposal Notice                  | Proposed Rule                          | Permanent (Final) Rule                 |
| <b>ADSA - Home and Community Services (HCS)</b>                                       |   |  |                             |  |                                     |  |  |
| Chapters 388-71;<br><br>388-72 WAC;<br><br>New chapter 388-106 WAC; and related rules | Home and community services<br><br>CARE (Comprehensive assessment reporting and evaluation) tool<br><br>Long-term care services | Reorganizing current long-term care rules into a new chapter 388-106 WAC.  | Brooke Buckingham, ADSA-HCS |  | WSR 04-19-100<br><br>Filed 9/20/04  | WSR 05-03-096<br><br>Hearing 3/22/05   | WSR 05-11-082<br><br>Effective 6/17/05 |
| WAC 388-71-0900 through 388-71-0965;<br><br>chapter 388-106 WAC                       | Home and community services and programs<br><br>Long-term care services   | Revising definitions and scope of private duty nursing services authorized, and describing the need to document required services. Rules may be repealed and adopted new in chapter 388-106 WAC. | Tiffany Sevrak, ADSA-HCS    |  | WSR 05-14-073<br><br>Filed 6/30/05  |  |  |
| Chapter 388-106 WAC; other related chapters   | Long-term care services   | Clarify eligibility; denial and termination; and other policy changes.   | Tiffany Sevrak, ADSA-HCS    |  | WSR 05-01-128<br><br>Filed 12/15/04 | WSR 05-15-146<br><br>Hearing 8/23/05   |  |
| Chapter 388-106 WAC   | Long-term care services   | New freedom waiver services rules.   | Rosemary Biggins, ADSA-HCS  |  | WSR 05-05-080<br><br>Filed 2/15/05  |  |  |
| Chapter 388-106 WAC   | Long-term care services   | Adding eligibility criteria and implementing the Medicare/Medicaid integration project (MMIP).   | Tiffany Sevrak, ADSA-HCS    | WSR 05-14-074<br><br>Filed 6/30/05                               | WSR 05-06-082<br><br>Filed 3/1/05   | To be filed 8/05<br><br>Hearing 9/6/05 |  |
| Chapter 388-106 WAC   | Long-term care services   | Adding eligibility criteria and implementing the Washington Medicaid integration partnership (WMIP).   | Tiffany Sevrak, ADSA-HCS    |  | WSR 05-06-083<br><br>Filed 3/1/05   |  |  |

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| WAC Chapter or WAC #   | Chapter or Subpart Caption   | Subject Matter  | Program Contact Person  | Current Activity ("WSR" number is the official filing number) |                                |               |                        |
|--|--|---|---|---|--------------------------------|---------------|------------------------|
|  |  |   |   | Emergency Rule  | Preproposal Notice             | Proposed Rule | Permanent (Final) Rule |
| WAC 388-112-0210 and 388-112-0255  | Residential long-term care   | Adding the 0.5 hours per year of safe food handling continuing education for adult family home caregivers required by RCW 70.128.010.           | Tiffany Sevruk, ASDA-HCS  |   | To be filed 8/05               |               |                        |
| <b>ADSA - Office of Rates Management</b>   |  |   |   |   |                                |               |                        |
| Chapter 388-105 WAC  | Medicaid rates for contracted home and community residential care services | Accepting payments, other items from clients, friends or family.  | Patricia Hague, ASDA, Office of Rates Management  |   | WSR 04-10-089<br>Filed 5/4/04  |               |                        |
| Chapter 388-105 WAC  | Medicaid rates for contracted home and community residential care services | Vendor rate increase; bed-hold rules.   | Patricia Hague, ASDA, Office of Rates Management (WSR 04-20-100 replaces WSR 04-06-088) |   | WSR 04-20-100<br>Filed 10/5/04 |               |                        |
| Amending WAC 388-105-005, 388-105-0035, 388-105-0045, and new WAC 388-105-0050; and repealing WAC 388-105-0010, 388-105-0020, 388-105-0025, 388-105-0030, and 388-105-0040 | Medicaid rates for contracted home and community residential care services | Update Medicaid rates; clarify bed hold rule; adopt permanently capital add-on emergency WAC; and new WAC on supplementation of Medicaid rates. | Patricia Hague, ASDA, Office of Rates Management  |   | WSR 05-13-127<br>Filed 6/20/05 |               |                        |
| WAC 388-105-0035   | Medicaid rates for contracted home and community residential care services | Limiting the capital add-on rate limit to licensed boarding homes with assisted living facilities and a minimum Medicaid occupancy percentage.  | Patricia Hague, ASDA, Office of Rates Management  | WSR 05-14-078<br>Filed 6/30/05                                |                                |               |                        |

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|---|---|---|--|--|--------------------------------|----------------------------------|-----------------------------------|
|   |   |   |  | Emergency Rule   | Preproposal Notice             | Proposed Rule                    | Permanent (Final) Rule            |
| <b>ADSA - Residential Care Services (RCS)</b> |   |   |  |  |                                |                                  |                                   |
| Chapter 388-76 WAC                            | Adult family homes                                    | Making rules consistent with 2002 and 2004 law changes; correcting outdated rule and statute references; updating name and address changes; consolidating information for ease of reading; repealing obsolete sections. | Roger Woodside, ADSA-RCS   |  | Exempt                         | WSR 05-13-126<br>Hearing 8/9/05  |                                   |
| Chapter 388-78A WAC                           | Boarding homes  | Increasing flexibility for providing adult day care; expand medication organizer use; increase training options; other purposes and rules.  | Denny McKee, ASDA-RCS  |  | WSR 05-10-085<br>Filed 5/3/05  |                                  |                                   |
| Chapter 388-101 WAC                           | Certified community residential services and supports | New rules on health and safety, community protection, assessments, appeals, and other provisions.   | John Gaskell, ASDA-RCS<br><br>WSR 05-07-132 replaces withdrawn WSR 05-01-127 |  | WSR 05-07-132<br>Filed 3/22/05 |                                  |                                   |
| Chapter 388-101 WAC                           | Certified community residential services and supports | Updating cross references related to the move of chapter 388-820 WAC to chapter 388-101 WAC.  | John Gaskell, ASDA-RCS   |  | Exempt                         | WSR 05-07-136<br>Hearing 4/26/05 | WSR 05-10-086<br>Effective 6/3/05 |
| <b>Children's Administration</b>              |   |   |  |  |                                |                                  |                                   |
| Chapter 388-39A WAC                           | Child welfare services— Complaint resolution          | Same.   | Children's Administration  |  | Planned for future action      |                                  |                                   |
| Chapter 388-61A WAC                           | Shelters for victims of family violence               | Clarifying confidentiality requirements, fire safety requirements, and appeal rights.   | Susan Hannibal, Children's Administration                                    |  | WSR 03-22-087<br>Filed 11/5/03 |                                  |                                   |
| Chapter 388-149 WAC                           | Licensing standards for special model foster homes    | Developing consistent standards and providing regular monitoring.   | Jean Croisant, Children's Administration                                     |  | WSR 01-15-080<br>Filed 7/17/01 |                                  |                                   |

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|--|---|---|--|--|--------------------------------|----------------------------------|------------------------------------|
|  |   |   |  | Emergency Rule   | Preproposal Notice             | Proposed Rule                    | Permanent (Final) Rule             |
| WAC 388-160-0075 and 388-160-0195  | Licensing requirements for overnight youth shelters | Making rules consistent with licensing rules for other facilities.  | Jean Croisant, Children's Administration |  | WSR 04-18-067<br>Filed 8/30/04 | WSR 05-09-079<br>Hearing 5/25/05 | WSR 05-14-013<br>Effective 7/23/05 |
| <b>Economic Services Administration (ESA)</b>  |   |   |  |  |                                |                                  |                                    |
| <b>ESA - Community Services Division (CSD)</b>   |   |   |  |  |                                |                                  |                                    |
|  |   |   | No current rule-making activity          |  |                                |                                  |                                    |
| <b>ESA - Division of Child Care and Early Learning (DCCEL)</b>   |   |   |  |  |                                |                                  |                                    |
| Chapter 388-151 WAC; new chapter 388-297 WAC   | Minimum requirements for child care centers         | Reorganize and clarify minimum requirements for centers caring exclusively for school age children. Repealing all sections of chapter 388-151 WAC and moving the subject matter to new chapter 388-297 WAC. | Liz Egge, ESA-DCCEL                      |  | WSR 03-20-025<br>Filed 9/23/03 |                                  |                                    |
| Chapter 388-290 WAC  | Working connections child care (WCCC)               | Correct typographical errors and other errors in existing rules.  | Lisa Lind, ESA-DCCEL                     |  | WSR 04-13-046<br>Filed 6/10/04 |                                  |                                    |
| Chapter 388-290 WAC  | Working connections child care (WCCC)               | Revising rules to implement cost savings due to budget constraints.   | Sheri Bruu-Deleon, ESA-DCCEL             |  | WSR 05-06-078<br>Filed 3/1/05  |                                  |                                    |
| WAC 388-290-0180, 388-290-0190, 388-290-0200, 388-290-0245, 388-290-0247, 388-290-0250, and related sections | Working connections child care (WCCC)               | Revising reimbursements paid to licensed providers.   | Lisa Lind, ESA-DCCEL                     |  | WSR 05-13-175<br>Filed 6/21/05 |                                  |                                    |
| WAC 388-290-0030, 388-290-0032, 388-290-0240, 388-290-0260, 388-290-0271, 388-290-0273, and related rules    | Working connections child care (WCCC)               | Revising rules to comply with a federal directive regarding third party payment.  | Lisa Lind, ESA-DCCEL                     |  | WSR 05-13-176<br>Filed 6/21/05 |                                  |                                    |
| WAC 388-290-0200, and 388-290-0205   | Working connections child care (WCCC)               | Increasing the maximums rates to licensed providers in Spokane County.  | Lisa Lind, ESA-DCCEL                     | WSR 05-13-040<br>Filed 6/7/05                                    | WSR 04-19-102<br>Filed 9/20/04 |                                  |                                    |

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|--|---|---|--------------------------|--|--|----------------------------------|------------------------------------|
|  |   |   |                          | Emergency Rule   | Preproposal Notice   | Proposed Rule                    | Permanent (Final) Rule             |
| Chapter 388-295 WAC  | Minimum licensing requirements for child care centers     | Correcting errors made previously, and reflecting new federal food code requirements.                   | Liz Egge, ESA-DCCEL      |  | WSR 05-08-059<br>Filed 3/31/05<br><br>(Replaces withdrawn WSR 05-07-131) |                                  |                                    |
| Chapter 388-296 WAC  | Minimum licensing requirements for family home child care | Correcting errors and clarifying rules, and revising regulations related to fire safety.                | Joel Roalkvam, ESA-DCCEL |  | WSR 05-07-131<br>Filed 3/22/05   |                                  |                                    |
| <b>ESA Division of Child Support (DCS)</b>   |   |   |                          |  |  |                                  |                                    |
| WAC 388-14A-1020 and 388-14A-3810  | Division of child support rules                           | Revising "dependent child" definition consistent with TANF eligibility for children over eighteen.      | Nancy Koptur, ESA-DCS    |  | WSR 04-06-053<br>Filed 3/1/04  | WSR 05-11-081<br>Hearing 6/21/05 | WSR 05-14-101<br>Effective 7/31/05 |
| WAC 388-14A-1020, 388-14A-3140, 388-14A-3370, 388-14A-3600, 388-14A-3810, 388-14A-6300, and other related rules        | Division of child support rules                           | Court ordered parenting plans; equal time custody split.  | Nancy Koptur, ESA-DCS    |  | WSR 04-09-036<br>Filed 4/13/04   |                                  |                                    |
| WAC 388-14A-2000, 388-14A-2025, 388-14A-2080, 388-14A-3800, 388-14A-3810, 388-14A-4000, 388-14A-4300, and 388-14A-4304 | Division of child support rules                           | Modifying support obligations when both parties make informal arrangements.                             | Nancy Koptur, ESA-DCS    |  | WSR 02-03-010<br>Filed 1/4/02  |                                  |                                    |
| WAC 388-14A-2160   | Division of child support rules                           | Procedures for consumer reporting agencies.   | Nancy Koptur, ESA-DCS    |  | WSR 05-08-087<br>Filed 4/1/05  |                                  |                                    |
| WAC 388-14A-3102 and 388-14A-3120  | Division of child support rules                           | Clarifying when an affidavit acknowledging paternity to establish a binding determination of paternity. | Nancy Koptur, ESA-DCS    |  | WSR 05-05-078<br>Filed 2/15/05   | WSR 05-09-082<br>Hearing 5/24/05 | WSR 05-12-136<br>Effective 7/2/05  |
| WAC 388-14A-3350   | Division of child support rules                           | Clarifying when a non-assistance claim starts.  | Nancy Koptur, ESA-DCS    |  | WSR 04-19-130<br>Filed 9/21/04   | WSR 05-11-080<br>Hearing 6/21/05 | WSR 05-14-099<br>Effective 7/31/05 |

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|--|--|---|--------------------------|--|---------------------------------|----------------------------------|------------------------------------|
|  |  |   |                          | Emergency Rule   | Preproposal Notice              | Proposed Rule                    | Permanent (Final) Rule             |
| WAC 388-14A-3600 and 388-14A-6300                                  | Division of child support rules                | Clarifying the content of administrative support orders; and monthly support obligation amounts.                  | Nancy Koptur, ESA-DCS    |  | WSR 04-19-099<br>Filed 9/20/04  | WSR 05-11-079<br>Hearing 6/21/05 | WSR 05-14-100<br>Effective 7/31/05 |
| WAC 388-14A-3900 to 388-14A-3925                                   | Division of child support rules                | Revising rules on modification of support orders.   | Nancy Koptur, ESA-DCS    |  | WSR 03-22-054<br>Filed 10/31/03 |                                  |                                    |
| WAC 388-14A-3900 to 388-14A-3925                                   | Division of child support rules                | Modifying a support order when it will not change by more than the current standard.                              | Nancy Koptur, ESA-DCS    |  | WSR 01-13-020<br>Filed 6/11/01  |                                  |                                    |
| WAC 388-14A-4000 and 388-14A-6300                                  | Division of child support rules                | Revising rules on payments on child support arrearages.   | Nancy Koptur, ESA-DCS    |  | WSR 03-23-106<br>Filed 11/18/03 |                                  |                                    |
| WAC 388-14A-8100   | Division of child support rules                | Removing a subsection on support obligations for children with developmental disabilities who are in foster care. | Nancy Koptur, ESA-DCS    | WSR 05-07-034<br>Superseded by permanent rule                    | WSR 04-23-037<br>Filed 11/9/04  | WSR 05-09-081<br>Hearing 5/24/05 | WSR 05-12-135<br>Effective 7/2/05  |
| <b>ESA - Division of Employment and Assistance Programs (DEAP)</b> |  |   |                          |  |                                 |                                  |                                    |
| WAC 388-273-0035   | Washington telephone assistance program (WTAP) | Clarifying payment limits to telephone companies for reimbursable services.                                       | Amber Gillum, ESA-DEAP   | WSR 05-13-172<br>Filed 6/21/05                                   | WSR 05-06-077<br>Filed 3/1/05   | WSR 05-12-133<br>Hearing 7/5/05  | WSR 05-15-152<br>Effective 8/19/05 |
| WAC 388-310-0600   | WorkFirst                                      | Increasing the availability of training for high-wage, high demand jobs.  | Ian Horlor, ESA-DEAP     |  | WSR 05-07-074<br>Filed 3/14/05  | WSR 05-13-125<br>Hearing 7/26/05 |                                    |
| WAC 388-310-1400   | WorkFirst                                      | Activities to enhance an individual's ability to do a job search.   | Aurea Figueroa, ESA-DEAP |  | WSR 04-22-065<br>Filed 10/29/04 | WSR 05-08-121<br>Hearing 5/10/05 | WSR 05-13-030<br>Effective 7/4/05  |

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|  |  |   |                        | Emergency Rule   | Preproposal Notice              | Proposed Rule                      | Permanent (Final) Rule             |
| Multiple chapters from chapters 388-400 through 388-492 WAC  | Assistance rules                           | Eligibility for the state Basic Food program, Washington combined application project, temporary assistance to needy families, state financial assistance and other programs.                             | John Camp, ESA-DEAP    |  | WSR 05-08-091<br>Filed 4/1/05   |                                    |                                    |
| WAC 388-400-0005   | Program summary                            | Clarify that every TANF assistance unit must include an eligible child or a pregnant woman.   | Tom Berry, ESA-DEAP    |  | WSR 04-12-096<br>Filed 6/2/04   | WSR 05-09-083<br>Hearing 5/24/05   | WSR 05-14-100<br>Effective 7/31/05 |
| WAC 388-400-0010 and<br>388-442-0010   | Program summary<br><br>Felons              | Implementing chapter 174, Laws of 2005 concerning the state option to exempt individuals convicted of drug-related felonies.  | Amber Gillum, ESA-DEAP |  | WSR 05-13-136<br>Filed 6/20/05  |                                    |                                    |
| WAC 388-406-0055, 388-416-0005, 388-418-0005, and new WAC 388-489-0005, 388-489-0010, 388-489-0015, 388-489-0020, and 388-489-0025 | Transitional food assistance               | Adopting eligibility rules for a new transitional food assistance program for clients that leave temporary assistance for needy families (TANF), state family assistance (SFA), and tribal TANF programs. | John Camp, ESA-DEAP    | WSR 05-15-081<br>Filed 7/15/05<br><br>(WAC 388-418-0005 only)    | WSR 05-08-090<br>Filed 4/1/05   | WSR 05-16-054<br>Hearing 9/6/05    |                                    |
| WAC 388-408-0015   | Assistance units                           | Clarify that every TANF assistance unit must include an eligible child or a pregnant woman.   | Tom Berry, ESA-DEAP    |  | WSR 04-07-164<br>Filed 3/23/04  | To be filed 8/05<br>Hearing 9/6/05 |                                    |
| WAC 388-410-0001 and<br>388-416-0005   | Benefit error<br><br>Certification periods | Clarifying recertification; reporting changes; late reporting and impact on overpayments.   | John Camp, ESA-DEAP    |  | WSR 04-21-074<br>Filed 10/19/04 | WSR 05-05-081<br>Hearing 3/22/05   | WSR 05-08-124<br>Effective 6/1/05  |

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|  |  |   |                        | Emergency Rule   | Preproposal Notice                  | Proposed Rule                    | Permanent (Final) Rule             |
| WAC 388-412-0025                                 | Eligibility review and recertification                               | Updating contact information for the Department of Revenue.                                 | Mark Neal, ESA-DEAP    |  | WSR 05-07-130<br>Filed 3/22/05      | WSR 05-13-171<br>Hearing 7/26/05 |                                    |
| WAC 388-418-0005                                 | Change of circumstance   | Clarifying changes a client must report.  | John Camp, ESA-DEAP    |  | See WSR 04-21-074<br>Filed 10/19/04 | WSR 05-06-089<br>Hearing 4/5/05  | WSR 05-09-021<br>Effective 6/1/05  |
| WAC 388-418-0007                                 | Change of circumstance   | Explaining how much time is allowed to report changes.                                      | John Camp, ESA-DEAP    |  | See WSR 04-21-074<br>Filed 10/19/04 | WSR 05-08-120<br>Hearing 5/10/05 | WSR 05-11-074<br>Effective 7/1/05  |
| WAC 388-418-0011 and 388-418-0020                | Change of circumstance   | Who must complete a six-month report for assistance, and how a change impacts benefits.     | John Camp, ESA-DEAP    |  | WSR 04-21-074<br>Filed 10/19/04     | WSR 05-06-088<br>Hearing 4/5/05  | WSR 05-09-020<br>Effective 6/1/05  |
| WAC 388-424-0006                                 | Citizenship and alien status—Date of entry                           | Conforming the rule to federal law concerning the five-year bar on TANF.                    | Tom Berry, ESA-DEAP    |  | WSR 03-03-007<br>Filed 1/6/03       | WSR 05-12-134<br>Hearing 7/5/05  | WSR 05-16-055<br>Effective 8/28/05 |
| WAC 388-434-0005                                 | Eligibility review and recertification                               | Correcting an incorrect cross-reference.  | Patti Clark, ESA-DEAP  |  | WSR 03-19-031<br>Filed 9/9/03       |                                  |                                    |
| WAC 388-434-0005 - 388-434-0010 and 388-452-0005 | Eligibility review and recertification<br><br>Interview requirements | Amending the eligibility review process, recertification, and interview requirements.       | John Camp, ESA-DEAP    |  | WSR 03-23-061<br>Filed 11/17/03     |                                  |                                    |
| Chapter 388-444 WAC                              | Food stamp employment and training                                   | Simplifying the rules to be easier to read and use.   |                        |  | Planned for future action           |                                  |                                    |
| Chapters 388-446 and 388-464 WAC                 | Fraud<br><br>Quality assurance                                       | Clarifying the impact of fraudulent actions or failure to cooperate.                        | Amber Gillum, ESA-DEAP |  | WSR 03-24-100<br>Filed 12/3/03      |                                  |                                    |
| Chapter 388-448 WAC                              | Incapacity   | Developing individual responsibility plans for general assistance recipients in "WorkPlus." | Steve Ebben, ESA-DEAP  |  | WSR 01-23-065<br>Filed 11/20/01     |                                  |                                    |
| WAC 388-448-0180                                 | Incapacity   | Replacing "administrative hearing" with "appeals court review."                             | Glenda Lee, ESA-DEAP   |  | WSR 02-11-125<br>Filed 5/21/02      |                                  |                                    |

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|  |  |   |                              | Emergency Rule   | Preproposal Notice              | Proposed Rule  | Permanent (Final) Rule             |
| WAC 388-450-0015   | Income   | Not counting veteran's benefits paid to Vietnam veterans who have children with birth defects.      | Patti Clark, ESA-DEAP        |  | WSR 03-18-098<br>Filed 9/2/03   | WSR 04-22-067<br>Hearing 12/7/04                           | WSR 05-03-078<br>Effective 2/17/05 |
| WAC 388-450-0100   | Income   | Amending definitions in the rule.   | Patti Clark, ESA-DEAP        |  | WSR 04-05-034<br>Filed 2/11/04  |  |                                    |
| WAC 388-450-0135   | Income   | Simplifying allocation of income from an ineligible spouse to a general assistance recipient.       | Veronica Barnes, ESA-DEAP    |  | WSR 02-08-054<br>Filed 4/1/02   |  |                                    |
| WAC 388-450-0185, 388-450-0190, 388-450-0195, 388-478-0060, 388-492-0040, and 388-492-0070 | Income, standards; and Washington combined application project | Amending rules to implement annual adjustments to federal income and payment standards.             | John Camp, ESA-DEAP          |  | WSR 05-12-131<br>Filed 6/1/05   | To be filed 8/05 (WAC 388-450-0195 only)<br>Hearing 9/6/05 |                                    |
| WAC 388-450-0195   | Income   | Adopting federal limited utility allowances under the food stamp program.                           | John Camp, ESA-DEAP          |  | WSR 04-24-045<br>Filed 11/29/04 | WSR 05-06-085<br>Hearing 4/5/05                            | WSR 05-09-087<br>Effective 6/1/05  |
| WAC 388-450-0215   | Income   | Counting of "anticipated income" to determine benefit allotments per federal rule.                  | Rebecca Henric, ESA-DEAP     |  | WSR 05-08-091<br>Filed 4/1/05   | WSR 05-13-169<br>Hearing 7/26/05                           |                                    |
| WAC 388-450-0500   | Income   | How income from community jobs determines TANF and Basic Food assistance benefits.                  | Ian Horlor, ESA-DEAP         |  | WSR 04-07-085<br>Filed 3/16/04  |  |                                    |
| WAC 388-450A-0010, new chapter and section   | Income—Subsidized  | A new rule preventing garnishment of subsidized wages paid under TANF. New WAC chapter and section. | Ian Horlor, ESA-DEAP         |  | WSR 04-19-101<br>Filed 9/20/04  | WSR 05-07-133<br>Hearing 4/26/05                           | WSR 05-13-029<br>Effective 7/4/05  |
| WAC 388-454-0006 and 388-454-0025  | Living with a relative   | Background checks on adults who are acting in place of another without court ordered custody.       | Stephanie Del Camp, ESA-DEAP |  | WSR 02-11-061<br>Filed 5/10/02  |  |                                    |

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|  |                                 |   |                           | Emergency Rule   | Preproposal Notice              | Proposed Rule                    | Permanent (Final) Rule |
| Chapter 388-460 WAC                              | Payees on benefit issuances     | Changes to protective payee policies.   | Brent Low, ESA-DEAP       |  | WSR 01-23-067<br>Filed 11/20/01 |                                  |                        |
| WAC 388-468-0005                                 | Residency                       | Prohibiting receiving benefits from Washington while receiving benefits from another state.                         | Ken Adney, ESA-DEAP       |  | WSR 03-14-080<br>Filed 6/27/03  |                                  |                        |
| WAC 388-470-0040                                 | Resources                       | Correcting incorrect WAC or RCW cross-references.   | Patti Clark, ESA-DEAP     |  | WSR 03-20-033<br>Filed 9/23/03  |                                  |                        |
| WAC 388-472-0005                                 | Rights and responsibilities     | Clarifying requirements for children's family medical, pregnancy medical, and SSI-related medical.                  | Patti Clark, ESA-DEAP     |  | WSR 03-19-035<br>Filed 9/9/03   |                                  |                        |
| WAC 388-473-0010, 388-473-0020, and 388-473-0030 | Ongoing additional requirements | Extending the eligibility period for clients receiving supplemental security income (SSI) up to twenty-four months. | Lorri Gagnon, ESA-DEAP    |  | WSR 04-12-097<br>Filed 6/2/04   | WSR 05-15-078<br>Hearing 8/23/05 |                        |
| WAC 388-478-0015                                 | Standards for payments          | Amending the rule to adjust for anticipated changes in costs of basic needs.  | Mark Neal, ESA-DEAP       |  | To be filed 8/05                |                                  |                        |
| WAC 388-478-0055                                 | Standards for payments          | Implementing 2005 law increasing state supplemental payments for persons residing in nursing facilities.            | Lorri Gagnon, ESA-DEAP    | WSR 05-14-076<br>Filed 6/30/05                                   | WSR 05-13-173<br>Filed 6/21/05  |                                  |                        |
| New chapter 388-489 WAC                          | Transitional food assistance    | Adopting a new WAC chapter providing an alternative to the standard food stamp program.                             | John Camp, ESA-DEAP       |  | WSR 05-08-090<br>Filed 4/1/05   |                                  |                        |
| Chapter 388-490 WAC                              | Verification                    | Standardizing how the department requests proof of eligibility.   | Veronica Barnes, ESA-DEAP |  | WSR 02-14-159<br>Filed 7/2/02   |                                  |                        |

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|   |  |  |                            | Emergency Rule  | Preproposal Notice             | Proposed Rule                    | Permanent (Final) Rule |
| WAC 388-492-0040  | Washington combined application program (WASHCAP)                    | Amending standards used in rule that are based on the consumer price index (CPI).  | Rebecca Henrie, ESA-DEAP   |   | WSR 05-08-091<br>Filed 4/1/05  | WSR 05-15-147<br>Hearing 8/23/05 |                        |
| WAC 388-492-0070  | Washington combined application program (WASHCAP)                    | Clarifying what information is used to calculate the shelter cost standard deduction, and adjusting the standard for the consumer price index. | Rebecca Henrie, ESA-DEAP   |   | WSR 05-08-091<br>Filed 4/1/05  | WSR 05-14-098<br>Hearing 8/9/05  |                        |
| WAC chapter not yet specified                             | Overpayments to clients  | Eliminating overpayments caused by agency error.   | Veronica Barnes, ESA-DEAP  |   | WSR 00-09-036<br>Filed 4/14/00 |                                  |                        |
| <b>Health and Recovery Services Administration (HRSA)</b> |  |  |                            |   |                                |                                  |                        |
| <b>HRSA Alcohol and Substance Abuse (ASA)</b>             |  |  |                            |   |                                |                                  |                        |
| Chapter 388-800 WAC                                       | Chemical dependency assistance programs                              | Clarification rules; updating references to patient eligibility standards; clarifying process of secondary ADATSA clients.                     | Emilio Vela, HRSA-ASA      |   | WSR 05-02-065<br>Filed 1/4/05  |                                  |                        |
| Chapter 388-805 WAC                                       | Certification requirements for chemical dependence service providers | Implementing changes required by the legislature.  | Deb Cummins, HRSA-ASA      |   | Planned for future action      |                                  |                        |
| <b>HRSA Mental Health (MH)</b>                            |  |  |                            |   |                                |                                  |                        |
| Chapter 388-865 WAC                                       | Community mental health and involuntary treatment programs           | Adopting rules for consumer peer support services consistent with the state's federal waiver.  | Karie Castleberry, HRSA-MH |   | WSR 04-08-122<br>Filed 4/7/04  | WSR 05-08-123<br>Hearing 5/10/05 |                        |
| WAC 388-865-0100 through 388-865-0484                     | Community mental health and involuntary treatment programs           | Revising rules consistent with the Federal Balanced Budget Act, and for quality improvement.   | Karie Castleberry, HRSA-MH |   | WSR 03-08-077<br>Filed 4/1/03  |                                  |                        |
| WAC 388-865-0201  | Community mental health and involuntary treatment programs           | Implementing the freedom of choice federal waiver; and to implement chapter 518, Laws of 2005.   | Karie Castleberry, HRSA-MH | WSR 05-14-081<br>Filed 6/30/05                                | WSR 05-14-072<br>Filed 6/30/05 |                                  |                        |

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|  |  |   |                         | Emergency Rule  | Preproposal Notice                    | Proposed Rule                      | Permanent (Final) Rule             |
| WAC 388-865-0335 and 388-865-0340  | Community mental health and involuntary treatment programs               | Adopting rules to be consistent enrollment provisions of the state's federal waiver.  | Hank Balderama, HRSA-MH |   | WSR 04-05-075<br>Filed 2/17/04        | WSR 05-08-122<br>Hearing 5/10/05   |                                    |
| WAC 388-865-0420, 388-865-0430, 388-865-0610, 388-865-0620, and 388-865-0630               | Community mental health and involuntary treatment programs               | Rules on confidentiality of consumer mental health information.   | Robin Roberts, HRSA-MH  |   | WSR 04-24-044<br>Filed 11/29/04       | WSR 05-09-080<br>Hearing 5/24/05   | WSR 05-14-082<br>Effective 7/31/05 |
| <b>HRSA Medical Assistance (MA)</b>  |  |   |                         |   |                                       |                                    |                                    |
| WAC 388-408-0055   | Assistance units   | Determining eligibility under SSI rules when an SSI-related individual is not determined eligibility under this chapter.                      | Joanie Scotson, MA      |   | WSR 04-18-068<br>Filed 8/30/04        | WSR 05-15-079<br>Hearing 8/23/05   |                                    |
| WAC 388-416-0015 and 388-418-0011  | Certification periods<br><br>Change of circumstances                     | Reinstating twelve-month eligibility reviews for children's medical and state children's health insurance program.                            | Mary Wood, MA           | WSR 05-10-038<br>Filed 4/28/05  | WSR 05-05-079<br>Filed 2/15/05        | To be filed 8/05<br>Hearing 9/6/05 |                                    |
| WAC 388-416-0020, 388-519-0100, and 388-519-0110   | Certification periods<br><br>Spendedown                                  | Clarifying who is eligible and when eligibility starts.   | Mary Beth Ingram, MA    |   | WSR 04-13-102<br>To be withdrawn 8/05 |                                    |                                    |
| WAC 388-418-0025, 388-424-0010, 388-450-0210, 388-478-0075, 388-505-0210, and 388-523-0130 | Children's health program  | Reinstating the program for children up to 100% of the federal poverty level and not otherwise eligible for Medicaid per 2005 law E2SHB 1441. | Kathy Johansen, MA      | WSR 05-14-077<br>Filed 6/30/05<br>(WAC 388-418-0025, 388-505-0210, and 388-523-0130 only) | WSR 05-13-135<br>Filed 6/20/05        |                                    |                                    |
| WAC 388-434-0005   | Eligibility reviews and recertifications                                 | Eliminating requirements for one parent to sign an eligibility review; allowing telephone interviews.   | Mary Wood, MA           |   | WSR 04-07-086<br>Filed 3/16/04        |                                    |                                    |
| WAC 388-475-0550, 388-475-0700, 388-475-0800, 388-475-0820, and 388-475-0860               | SSI-related medical and healthcare for workers with disabilities program | Amending rules to comply with federal Public Law 108-203.   | Mary Beth Ingram, MA    | WSR 05-13-074<br>Filed 6/13/05  | WSR 04-23-101<br>Filed 11/17/04       |                                    |                                    |

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|  |   |  |   | Emergency Rule   | Preproposal Notice                    | Proposed Rule                                    | Permanent (Final) Rule             |
| WAC 388-478-0065                                 | Standards for payments                      | Counting an unborn child in a household member when determining medical program eligibility.                       | Joanie Scotson, MA                                    |  | WSR 04-21-073<br>Filed 10/19/04       | WSR 05-11-075<br>Hearing 6/21/05                 | WSR 05-15-080<br>Effective 8/14/05 |
| WAC 388-478-0075 and 388-478-0085                | Standards for payments                      | Complying with the April 1, 2005, federal poverty level standards.   | Deborah O'Connor or Wendy Forstin, MA                 | WSR 05-15-082<br>Filed 7/14/05                                   | WSR 05-07-095<br>Filed 3/17/05        | WSR 05-14-122<br>Hearing 8/9/05                  |                                    |
| WAC 388-500-0005                                 | Medical definitions                         | Rewriting and definitions adding and deleting obsolete definitions.  | Kevin Sullivan, MA                                    |  | WSR 00-22-015<br>Filed 10/20/00       | (Original proposed rule, WSR 02-23-082, expired) |                                    |
| WAC 388-501-0135                                 | Patient review and restriction              | Allowing the department to restrict a client to one narcotic prescriber.   | Kathy Sayre, MA                                       |  | WSR 05-06-079<br>Filed 3/1/05         |  |                                    |
| WAC 388-501-0165                                 | Patient review and restriction              | Evidence-based approach to evaluating requests for medical services and equipment.                                 | Kevin Sullivan, MA                                    |  | WSR 05-08-088<br>Filed 4/1/05         |  |                                    |
| WAC 388-502-0150                                 | Administration of medical programs          | Extending the time limit to submit a claim after Medicare has processed the claim.                                 | Diane McMasters, MA                                   |  | WSR 04-23-100<br>Filed 11/17/04       |  |                                    |
| WAC 388-502-0160                                 | Administration of medical programs          | Updating and clarifying the scope of the rule.   | Wendy Boedigheimer, MA                                |  | WSR 04-16-087<br>Filed 8/2/04         |  |                                    |
| WAC 388-502-0160                                 | Administration of medical programs          | Implementing budget reductions directed by the legislature.  | Wendy Boedigheimer, MA                                |  | WSR 04-07-088<br>Filed 3/16/04        |  |                                    |
| WAC 388-502-0220, 388-502-0230, and 388-502-0260 | Administration of medical program—Providers | Updating the vendor dispute resolution process.  | Kevin Sullivan, MA                                    |  | WSR 01-16-135<br>To be withdrawn 8/05 |  |                                    |
| WAC 388-505-0220                                 | Family medical                              | Clarifying that a household must include a Medicaid-eligible child for an adult to be eligible for family medical. | Amending the rule to add language. Joanie Scotson, MA |  | WSR 04-17-106<br>Filed 8/17/04        | WSR 05-13-170<br>Hearing 7/26/05                 | To be filed 8/05                   |

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|  |  |   |                        | Emergency Rule   | Preproposal Notice   | Proposed Rule                    | Permanent (Final) Rule            |
| WAC 388-513-1350                                 | Client not in own home—Institutional medical | Changing the maximum resource amount for a community spouse effective July 1, 2005.   | Lori Rolley, MA        | WSR 05-14-079<br>Filed 6/30/05                                       | WSR 05-13-139<br>Filed 6/20/05<br>(Replaces withdrawn WSR 05-11-072) |                                  |                                   |
| WAC 388-513-1360                                 | Client not in own home—Institutional medical | Repealing the rule. Information from this rule may be moved to WAC 388-513-1350.  | Lori Rolley, MA        |  | WSR 05-13-131<br>Filed 6/20/05                                       |                                  |                                   |
| WAC 388-513-1380                                 | Client not in own home—Institutional medical | Updating the community spouse income standard and excess shelter standard per federal standards effective 4/1/05 and the 7/1/05 personal needs allowance for clients in a nursing facility. | Lori Rolley, MA        | WSR 05-14-077<br>Filed 6/30/05<br>(Replaces withdrawn WSR 15-13-062) | WSR 05-13-138<br>Filed 6/10/05<br>(Replaces withdrawn WSR 05-11-073) |                                  |                                   |
| WAC 388-515-1505                                 | Alternate living—Institutional               | Adding the program for all-inclusive care (PACE), Medicare/Medicaid integration program (MMIP) and new freedom rules to this section.   | Lori Rolley, MA        | WSR 05-13-129<br>Filed 6/20/05                                       | WSR 05-13-129<br>Filed 6/20/05<br>(Replaces withdrawn WSR 05-06-084) |                                  |                                   |
| WAC 388-517-0300, 388-517-0310, and 388-517-0320 | Medicare-related medical                     | Reflecting federal law and rules on copayments and program eligibility.   | Carole McRae, MA       |  | WSR 04-10-090<br>Filed 5/4/04  | WSR 05-11-076<br>Hearing 6/21/05 | WSR 05-14-125<br>Effective 8/1/05 |
| Chapter 388-526 WAC                              | MA administrative hearings                   | Defining the scope of the rule and adding procedural requirements to MA's client hearing process.   | Kevin Sullivan, MA     |  | WSR 04-04-096<br>Filed 2/3/04  |                                  |                                   |
| Chapter 388-529 WAC                              | Scope of medical services                    | Updating what medical services are covered under medical assistance.  | Kevin Sullivan, MA     |  | WSR 04-06-054<br>Filed 3/1/04  |                                  |                                   |

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|   |   |  |                        | Emergency Rule   | Preproposal Notice                  | Proposed Rule  | Permanent (Final) Rule                 |
| WAC 388-530-1280  | Prescription drugs                                  | Expedited rule-making. Correcting an incorrect RCW reference.  | Ann Myers, MA          |  |                                     | Expedited rule notice<br>WSR 05-06-095<br><br>Filed 3/1/05 | WSR 05-11-078<br><br>Effective 6/17/05 |
| WAC 388-531-0150, 388-531-0200, 388-531-0650, 388-531-1600; and<br>WAC 388-550-2300, 388-550-2800, and 388-550-4400 | Physician-related services<br><br>Hospital services | Establishing pre- and post-operative requirements for bariatric surgery.   | Wendy Boedigheimer, MA | WSR 05-07-058<br><br>Filed 3/11/05                               | WSR 04-12-093<br><br>Filed 6/2/04   | WSR 05-07-135<br><br>Hearing 5/10/05                       | WSR 05-12-022<br><br>Effective 6/20/05 |
| WAC 388-531-0275  | Physician-related services                          | Revising medical teaching and residency programs.  | Wendy Boedigheimer, MA |  | WSR 03-08-084<br><br>Filed 4/1/03   |  |  |
| WAC 388-531-2000  | Physician-related services                          | Correcting rules that prohibit payments from the DSHS trauma care fund for services to general assistance-unemployable, and Alcohol and Drug Addiction Treatment and Support Act programs. | Kathy Sayre, MA        |  | WSR 05-13-134<br><br>Filed 6/20/05  |  |  |
| Chapter 388-532 WAC   | Family planning services                            | Revising rules on reproductive health and differences between family planning, family planning only, and TAKE CHARGE.  | Wendy Boedigheimer, MA |  | WSR 04-12-094<br><br>Filed 6/2/04   | WSR 05-14-123<br><br>Hearing 8/23/05                       |  |
| WAC 388-533-0710, 388-533-0720, and 388-533-0730  | Maternity-related services                          | Remove barriers for clients to access CUP (chemical-using pregnant) women's services.  | Kevin Sullivan, MA     |  | WSR 04-22-066<br><br>Filed 10/29/04 | WSR 05-05-085<br><br>Hearing 3/22/05                       | WSR 05-08-061<br><br>Effective 5/1/05  |
| Chapter 388-535 WAC   | Dental related services                             | Clarifying current policy on the children's dental program.  | Kathy Sayre, MA        |  | WSR 04-07-115<br><br>Filed 3/18/04  |  |  |

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|  |                                 |  |                        | Emergency Rule   | Preproposal Notice             | Proposed Rule                    | Permanent (Final) Rule            |
| Chapter 388-537 WAC  | School services                 | Amending the rule on school medical services for students in special education programs to comply with federal rules.  | Wendy Boedigheimer, MA |  | WSR 05-15-095<br>Filed 7/15/05 |                                  |                                   |
| Chapter 388-538 WAC  | Managed care                    | Reviewing the chapter for clarity and consistency within the chapter and with other MA rules.  | Wendy Boedigheimer, MA | WSR 05-13-073<br>Filed 6/13/05 (WAC 388-538-063 only)<br>WSR 05-13-066<br>Filed 6/10/05 (WAC 388-538-112 only) | WSR 05-04-082<br>Filed 2/1/05  |                                  |                                   |
| WAC 388-543-1000, 388-543-1100, 388-543-1150, 388-543-1400, 388-543-1500, 388-543-2100, 388-543-2500, and 388-543-2900 | Durable medical equipment (DME) | Updating reimbursement methods; definitions; clarifying washable protective underwear; use of certain products together; removing the word "unwilling." The preproposal notice filed as WSR 04-23-103 was withdrawn. | Wendy Boedigheimer, MA |  | WSR 05-13-132<br>Filed 6/20/05 |                                  |                                   |
| Chapter 388-544 WAC  | Vision and hearing aids         | Reorganizing the chapter for consistency and current policy; adding disposable contact lenses coverage; discontinuing limited coverage for glass lenses.   | Wendy Boedigheimer, MA |  | WSR 04-07-087<br>Filed 3/16/04 | WSR 05-08-092<br>Hearing 5/24/05 | WSR 05-13-038<br>Effective 7/6/05 |
| WAC 388-544-0350   | Vision care services            | Changing the word "eight" to "three" in subsection (3)(b) to correct an error.   | Wendy Boedigheimer, MA | WSR 05-14-124<br>Filed 7/1/05  | Exempt                         | WSR 05-14-121<br>Hearing 8/9/05  |                                   |

MISC.



| WAC Chapter or WAC #  | Chapter or Subpart Caption | Subject Matter  | Program Contact Person | Current Activity<br>("WSR" number is the official filing number) |  |               |                        |
|---|----------------------------|---|------------------------|--|--|---------------|------------------------|
|   |                            |   |                        | Emergency Rule   | Preproposal Notice   | Proposed Rule | Permanent (Final) Rule |
| Chapter 388-549 WAC   | Rural health clinics       | Replacing the cost-based reimbursement methodology with the prospective payment system per the federal Benefit Improvement and Protection Act.  | Wendy Boedigheimer, MA |  | To be filed 8/05   |               |                        |
| WAC 388-550-1350, 388-550-6000, 388-550-7000, other possible sections | Hospital services          | Updating definitions and policies for outpatient hospital services.   | Kathy Sayre, MA        |  | WSR 05-13-076<br>Filed 6/13/05                                       |               |                        |
| WAC 388-550-1900  | Hospital services          | Establishing standards for supervising interns and residents in non-hospital settings; and expanding the "under primary care" definition.       | Wendy Boedigheimer, MA |  | WSR 02-06-084<br>Filed 3/1/02  |               |                        |
| WAC 388-550-2600 and related sections                                 | Hospital services          | Insuring that Medicaid funds pay only for inpatient psychiatric services for Medicaid clients.  | Kathy Sayre, MA        |  | WSR 05-08-089<br>Filed 4/1/05  |               |                        |
| WAC 388-550-2800  | Hospital services          | Adopting separate base community psychiatric hospital payment rates for Medicaid and non-Medicaid clients.                                      | Kathy Sayre, MA        | WSR 05-14-124<br>Filed 6/30/05                                   | WSR 05-14-145<br>Filed 7/5/05<br>(replaces withdrawn WSR 04-03-091)  |               |                        |
| WAC 388-550-2800 and 388-550-2900                                     | Hospital services          | Incorporating newborn screening tests to the newborn metabolic screening panel and lists the specific disorders the screening tests can detect. | Kathy Sayre, MA        |  | WSR 04-03-091<br>Filed 1/20/04<br><br>This notice has been withdrawn |               |                        |

MISC.

| WAC Chapter or WAC #   | Chapter or Subpart Caption | Subject Matter  | Program Contact Person | Current Activity<br>("WSR" number is the official filing number) |                                 |  |                                    |
|--|----------------------------|---|------------------------|--|---------------------------------|--|------------------------------------|
|  |                            |   |                        | Emergency Rule   | Preproposal Notice              | Proposed Rule                                  | Permanent (Final) Rule             |
| WAC 388-550-2900   | Hospital services          | Clarifying what the department pays for certain screening text [test] of newborn infants in addition to the DRG (diagnostic-related group) payment.   | Kathy Sayre, MA        |  | To be filed 8/05                |  |                                    |
| WAC 388-550-3000   | Hospital services          | Clarifying diagnostic group classification for inpatient hospital services to medical assistance clients.   | Kathy Sayre, MA        |  | WSR 05-01-129<br>Filed 12/15/04 | WSR 05-07-096<br>Hearing 4/26/05               | WSR 05-11-077<br>Effective 6/17/05 |
| WAC 388-550-3300, 388-550-4300, 388-550-4600, 388-550-4800, and other sections in this chapter | Hospital services          | Reimbursing public hospitals through the "full cost" public hospital certified expenditure payment program.   | Kathy Sayre, MA        |  | WSR 05-06-080<br>Filed 3/1/05   | WSR 05-09-085 and 05-09-086<br>Hearing 5/25/05 | WSR 05-12-132<br>Effective 7/1/05  |
| WAC 388-550-3700   | Hospital services          | Updating high-cost outlier policy to provide better control and predictability of hospital costs.   | Kathy Sayre, MA        |  | WSR 04-15-130<br>Filed 7/20/04  |  |                                    |
| WAC 388-550-3800   | Hospital services          | Recalibrating relative weights in the diagnostic related group (DRG) reimbursement system.  | Kathy Sayre, MA        |  | WSR 04-13-105<br>Filed 6/21/04  | WSR 04-17-114<br>Hearing 9/21/04               | WSR 05-06-044<br>Effective 7/1/05  |
| WAC 388-550-4800   | Hospital services          | Clarifying payments for state-administered program claims that qualify as diagnosis-related group (DRG) high-cost outliers; removing enhanced payment for trauma care language under MI and GAU programs. | Kathy Sayre, MA        |  | WSR 03-13-089<br>Filed 6/16/03  |  |                                    |

MISC.

| WAC Chapter or WAC #                                | Chapter or Subpart Caption   | Subject Matter  | Program Contact Person          | Current Activity<br>("WSR" number is the official filing number) |  |   |                        |
|---|--|---|---------------------------------|--|--|---|------------------------|
|   |  |   |                                 | Emergency Rule   | Preproposal Notice                                     | Proposed Rule   | Permanent (Final) Rule |
| Chapter 388-551 WAC                                 | Alternatives to hospital services  | Incorporating hospice care centers agreement language into hospice rules; incorporating pediatric palliative care.  | Kathy Sayre, MA                 |  | WSR 04-07-114<br>Filed 3/18/04                         | WSR 05-15-148, 05-15-149, and 05-15-150<br><br>Hearing 8/23/05                  |                        |
| Chapter 388-551 WAC                                 | Alternatives to hospital services  | Establishing a tiered health care plan that includes a continuum of home health care.   | Kathy Sayre, MA                 |  | WSR 04-02-061<br>Filed 1/7/04                          |   |                        |
| WAC 388-551-1000 through 388-551-1530               | Alternatives to hospital services  | Incorporating hospice care center agreements into rule; updating language.  | Kathy Sayre, MA                 |  | WSR 01-03-095<br>Filed 1/18/01                         |   |                        |
| Chapter 388-555 WAC                                 | Interpreter services   | Changing how services are purchased and delivered.  | Myra Davis, MA                  |  | WSR 02-11-027<br>Filed 5/21/02<br><br>Notice withdrawn |   |                        |
| Chapter 388-555 WAC                                 | Interpreter services   | <b>Expedited rule making.</b> Repealing all sections of this WAC chapter. Contents of these rules are covered in DSHS contracts, making the rules obsolete. | Wendy Boedigheimer, MA          |  | Exempt   | <b>Expedited rule-making</b><br>WSR 05-15-151<br><br>Objection deadline 9/19/05 |                        |
| <b>Juvenile Rehabilitation Administration (JRA)</b> |  |   |                                 |  |  |   |                        |
| Chapter 388-700 WAC                                 | Juvenile rehabilitation administration—Practices and procedures                            | Potential revisions due to changes in background check procedures.  | David Griffith, JRA             |  | Planned for future action                              |   |                        |
| Chapter 388-720 WAC                                 | Collection of costs of support, treatment and confinement of juveniles under RCW 13.40.220 | Potential changes to clarifying sentencing in relation to "victim in the home" status and to update the reimbursement schedule.                             | Cheryl Sullivan-Colglazier, JRA |  | Planned for future action                              |   |                        |

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| WAC Chapter or WAC #                                       | Chapter or Subpart Caption  | Subject Matter  | Program Contact Person                                | Current Activity<br>("WSR" number is the official filing number) |   |               |                        |
|--|---|---|---|--|---|---------------|------------------------|
|  |   |   |   | Emergency Rule   | Preproposal Notice  | Proposed Rule | Permanent (Final) Rule |
| Chapter 388-740 WAC  | Juvenile parole revocation  | Potential revision to update revocation process for certain offenders and update confidentiality requirements.                      | David Griffith, Bob Salisbury, JRA                    |  | Planned for future action   |               |                        |
| Chapter 388-745 WAC  | Transfer of juvenile offenders to the Department of Corrections (DOC) | Potential revisions due to changes in transfer procedures.  | David Griffith, JRA                                   |  | Planned for future action   |               |                        |
| Chapter 388-750 WAC  | Impact account—Criminal justice cost                                  | Review for potential updates.   | Ken Brown, Trent Phillips, JRA                        |  | Planned for future action   |               |                        |
| <b>Governmental and Community Affairs</b>                  |   |   |   |  |   |               |                        |
| <b>Division of Vocational Rehabilitation (DVR)</b>         |   |   |   |  |   |               |                        |
| Chapter not assigned                                       | Background checks for DVR service providers                           | Background checks DVR service providers who have unsupervised access to clients.  | Kelly Boston, DVR                                     |  | WSR 03-24-101<br>To be withdrawn in the July-December 2005 period |               |                        |
| WAC 388-891-0520, 388-891-0530, and new section            | Vocational rehabilitation services for individuals with disabilities  | Amending and adopting new rules on order of selection—Criteria for priority, categories 1 and 2; and temporary conversion category. | Kelly Boston, DVR                                     |  | Planned for future action   |               |                        |
| <b>Office of Deaf and Hard of Hearing Services (ODHHS)</b> |   |   |   |  |   |               |                        |
|  |   |   | No current rule-making activity                       |  |   |               |                        |
| <b>Public Disclosure</b>                                   |   |   |   |  |   |               |                        |
| Chapter 388-01 WAC   | DSHS organization/disclosure of public records                        | Updating procedures for responding to public requests for disclosure of records.  | Kristal K. Witala, Government and Community Relations |  | WSR 02-01-007<br>To be withdrawn in the July-December period      |               |                        |
| Chapter 388-01 WAC   | DSHS organization/disclosure of public records                        | Amending rules to reflect changes in DSHS organization structure, and to implement chapter 483, Laws of 2005.                       | Kristal K. Witala, Government and Community Relations |  | Planned for filing in the July-December 2005 period               |               |                        |

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| WAC Chapter or WAC #                                       | Chapter or Subpart Caption  | Subject Matter  | Program Contact Person  | Current Activity<br>("WSR" number is the official filing number) |                                 |  |                        |
|--|---|---|---|--|---------------------------------|--|------------------------|
|  |   |   |   | Emergency Rule   | Preproposal Notice              | Proposed Rule  | Permanent (Final) Rule |
| <b>Special Commitment Center</b>                           |   |   |   |  |                                 |  |                        |
| Chapter 388-885 WAC  | Civil commitment cost   | Updating reimbursement fee schedules for allowable activities under chapter 71.09 RCW.  | Lee Mosley, Special Commitment Center                         |  | WSR 04-10-092<br>Filed 5/4/04   |  |                        |
| <b>Management Operations</b>                               |   |   |   |  |                                 |  |                        |
| WAC 388-01-0180 and 388-01-0190;<br><br>Chapter 388-02 WAC | DSHS organization and disclosure of public records;<br><br>DSHS hearing rules | Amending rules to: Clarifying issuance and maintenance of interpretive and policy statements; and indexing of significant Board of Appeals decisions. | Brian Lindgren, MSA Rules, Appeals and Certification Services |  | WSR 05-13-128<br>Filed 6/20/05  |  |                        |
| WAC 388-02-0025  | DSHS hearing rules  | <b>Expedited rule-making.</b> Updating address information of the Office of Administrative Hearings.  | Andy Fernando, MSA Rules and Policies Assistance Unit         |  | Exempt                          | Expedited rule-making notice to be filed in the July-December period |                        |
| WAC 388-02-0215  | DSHS hearing rules  | Updating cross references in WAC 388-02-0215(4); simplifying to reduce the need for future corrections.   | Brian Lindgren, MSA Rules, Appeals and Certification Services |  | WSR 05-06-081<br>Filed 3/1/05   |  |                        |
| Chapter 388-03 WAC   | Certification of DSHS spoken language interpreters and translators            | Updating references to DSHS units; changing timeframes for mailing notices on test dates.   | Brian Lindgren, MSA Language Testing and Certification        |  | WSR 04-01-142<br>Filed 12/19/03 |  |                        |
| Chapter 388-06 WAC   | Background checks   | Amending, consolidating and co-locating existing background check rules for DSHS employees and contractors into this chapter.                         | Jackie Beery, MSA Background Check Central Unit               |  | WSR 05-15-145<br>Filed 7/19/05  |  |                        |

Explanation of selected terms used in these tables:

A **"Preproposal Notice"** is a **CR-101 Preproposal Statement of Inquiry** filed under RCW 34.05.310. This is a preliminary notice to the public that the agency is in the planning stages to adopt, amend or repeal rules on a particular subject, and notes the laws authorizing the agency's action.

The notice also lets the public know how to participate in the development of the agency rule, and identifies the agency's contact person. "CR" stands for code reviser.

A **"Proposed Rule"** is a **CR-102 Proposed Rule-Making** notice filed under RCW 34.05.320. The proposed rule-making notice includes: (1) A general description of the rules

that the agency proposes to adopt, amend or repeal; (2) the laws authorizing the agency action; (3) the complete text of proposed rules; (4) if applicable, a small business economic impact statement; (5) information on how to obtain a copy of the preliminary cost benefit analysis, if applicable; and (6) agency staff that the public may contact about the proposed rules. The CR-102 notice also includes the date and location of a **public hearing** to take formal comments about the proposed rule, the deadline for written comments, and how written comments may be sent.

An **"Expedited Rule"** is a **CR-105 Expedited Rule-Making** notice, filed under RCW 34.05.353. An agency may use this process to notify the public that it intends to adopt, amend or repeal very limited types of rules without accepting public comments or holding a public hearing. Within forty-five days after the expedited rule-making notice is published in the state register, anyone may submit a written objection to the agency using the expedited rule-making process to adopt the rule. If a written objection is received, the agency must file a CR-102 proposed rule-making notice, invite public comments and hold a public hearing on the proposed rule before adopting it as permanent. If no objection is received, the agency may adopt the rule as permanent by filing a CR-103 permanent rule-making order.

A **"Permanent Rule"** is a **CR-103 Rule-Making Order**, filed under RCW 34.05.360 and 34.05.380. A permanent rule is the official notice that an agency is adopting as final new, amended or repealed rules, completing the rule-making process. A CR-103 rule-making order includes the purpose of the rule-making order, the laws authorizing the agency's action, and when the permanent rules will take effect. The permanent rule includes the complete text of the new or amended rules, or the citation and caption of rules being repealed. Agencies also may use a CR-103 notice form to adopt temporary *emergency* rules (see below).

An **"Emergency Rule"** is also a **CR-103 Rule-Making Order**, filed under RCW 34.05.350 and 34.05.380. An emergency rule may be used to meet an urgent public health, safety or welfare need, or to meet a requirement of a federal or state law, or a deadline for receiving federal funds. Emergency rules take effect as soon as they are filed with the state code reviser, or a later date if noted on the CR-103 notice, and are effective for one hundred twenty days after the filing date. Emergency rules may be extended in certain circumstances. Emergency rules may not become permanent rules unless the agency files a preproposal notice and/or a proposed rule notice as applicable, invites public comment on the proposed rules, conducts a public hearing, and complies with other applicable rule-making statutes. **NOTE:** Emergency rules listed in these tables are those in effect at the time this agenda is filed for publication in the state register.

**"Rules"** as used generally in this document are the Washington Administrative Code, also known as WAC or state regulations, which are adopted by state agencies according to the Administrative Procedure Act, chapter 34.05 RCW. References to "federal rules" are United States government regulations, also known as the Code of Federal Regulations, or C.F.R.

State **"Statutes"** are laws adopted by the legislature and signed by the governor, or may be initiatives adopted by the

state's voters, and are codified as the Revised Code of Washington (RCW), except that annual budget bills are not codified. Recent state statutes may also be noted as session laws, such as "chapter 140, Laws of 2003," or by a legislative bill number, such as "ESSB 6387."

**"WSR"** means Washington State Register, the legal publication of state agency rules and other notices, published twice each month by the Office of Code Reviser. The seven-digit number following each WSR is the code reviser's official filing number assigned at the time DSHS files a rule-making notice. The WSR number, plus the date and time of filing, appears on the bottom right hand corner of each notice as filed. To view facsimiles of filed DSHS rule-making notices, visit the DSHS public rule-making web site at <http://www1.dshs.wa.gov/msa/rpau/>. All DSHS rule-making notices and adoption orders are filed with the code reviser for legal publication in the Washington State Register, and are available to the public.

**WSR 05-18-005**  
**NOTICE OF PUBLIC MEETINGS**  
**SOUTH PUGET SOUND**  
**COMMUNITY COLLEGE**  
 [Memorandum—August 23, 2005]

To ensure a quorum, the South Puget Sound Community College board of trustees has changed their board meeting in September. The date changed from Thursday, September 1, 2005, to Friday, September 2, 2005, 8:00 a.m. in Building 25, Boardroom on the campus of South Puget Sound Community College.

If you have any questions, please contact Diana Toledo at 596-5206.

**WSR 05-18-006**  
**NOTICE OF PUBLIC MEETINGS**  
**SHORELINE COMMUNITY COLLEGE**  
 [Memorandum—August 24, 2005]

The board of trustees of Shoreline Community College will cancel the August 25, 2005, special meeting which was scheduled with the Code Reviser's Office in June.

Please call (206) 546-4552 or e-mail Michele Foley at [mfoley@ctc.edu](mailto:mfoley@ctc.edu) if you have further information.

**WSR 05-18-007**  
**NOTICE OF PUBLIC MEETINGS**  
**OFFICE OF THE**  
**INTERAGENCY COMMITTEE**  
 (Interagency Committee for Outdoor Recreation)  
 [Memorandum—August 24, 2005]

The Interagency Committee for Outdoor Recreation (IAC) will meet Thursday, September 15 and Friday, September 16, 2005, beginning On Thursday, September 15,

9:00 a.m. at the Quality Inn Paradise Creek Conference Center in Pullman, Washington (1400 S.E. Bishop Boulevard).

The draft agenda for this meeting includes committee decisions on NOVA plan revisions, national recreational trails program (NRTP) funding and program changes, land and water conservation fund (LWCF) and boating infrastructure grants (BIG) program funding, matching fund requirements, and, if received, a Grays Harbor County ORV Sports Park funding request. Committee preliminary discussions will include possible 2006 legislative proposals and the 2006 agendas and meeting schedule.

If you plan to participate or have materials for committee review, please submit information to IAC no later than August 31. This will allow for distribution to committee members in a timely fashion.

IAC public meetings are held in locations accessible to people with disabilities. Arrangements for individuals with hearing or visual impairments can be provided by contacting IAC by September 2, 2005, at (360) 902-2637 or TDD (360) 902-1996.

**WSR 05-18-008**

**PUBLIC RECORDS OFFICER  
LEGISLATIVE EVALUATION AND  
ACCOUNTABILITY PROGRAM COMMITTEE**

[Filed August 25, 2005, 1:51 p.m.]

Pursuant to section 3, chapter 483, Laws of 2005, the public records officer of the LEAP committee is Teah Stockwell, Administrative Assistant, P.O. Box 40934, Olympia, WA 98504-0934, e-mail [Stockwell.Teah@leg.wa.gov](mailto:Stockwell.Teah@leg.wa.gov), phone (360) 786-6104, fax (360) 786-6130.

Bob Fitchitt  
Administrator

**WSR 05-18-015**

**PUBLIC RECORDS OFFICER  
SUPERINTENDENT OF  
PUBLIC INSTRUCTION**

[Filed August 26, 2005, 2:30 p.m.]

Pursuant to section 3, chapter 483, Laws of 2005, the public records officer (liaison with Secretary of State's Office) of the Superintendent of Public Instruction is Laura Russell, P.O. Box 47200, Olympia, WA 98504-7200, e-mail [lrrussell@ospi.wednet.edu](mailto:lrrussell@ospi.wednet.edu), phone (360) 725-6382, fax (360) 586-7251.

The public disclosure coordinator is Lynn Hallock, P.O. Box 47200, Olympia, WA 98504-7200, e-mail [lhallock@ospi.wednet.edu](mailto:lhallock@ospi.wednet.edu), phone (360) 725-6111, fax (360) 664-3683.

Lynn C. Hallock  
Public Disclosure Coordinator

**WSR 05-18-020**

**PUBLIC RECORDS OFFICER  
STATE AUDITOR'S OFFICE**

[Filed August 29, 2005, 11:07 a.m.]

Pursuant to section 3, chapter 483, Laws of 2005, the public records officer of the State Auditor's Office is Mary Leider, Public Records Officer, State Auditor's Office, P.O. Box 40021, Olympia, WA 98504-0021, [leiderm@sao.wa.gov](mailto:leiderm@sao.wa.gov), phone (360) 902-0379, fax (360) 753-0646.

Linda S. Long, CPA/CGFM  
Director of Administration  
and Performance Audit

**WSR 05-18-023**

**NOTICE OF PUBLIC MEETINGS  
OFFICE OF  
FINANCIAL MANAGEMENT  
(Higher Education Advisory Committee)**

[Memorandum—August 26, 2005]

**MEETING SCHEDULE FOR 2005**

The Higher Education Advisory Committee of the Washington Learns Steering Committee (Higher Ed Advisory Committee) has adopted the following 2005 regular meeting schedule. All Higher Ed Advisory Committee meetings will begin at 9 a.m. unless otherwise noted on the Washington Learns Higher Ed Advisory Committee web site [www.washingtonlearns.wa.gov/hied/default.htm](http://www.washingtonlearns.wa.gov/hied/default.htm).

|                    |           |
|--------------------|-----------|
| September 14, 2005 | Wednesday |
| October 19, 2005   | Wednesday |
| November 29, 2005  | Tuesday   |
| December 19, 2005  | Monday    |

The meeting locations have not yet been determined. Once determined, the location of each meeting will be posted on the Washington Learns Higher Ed Advisory Committee web site [www.washingtonlearns.wa.gov/hied/default.htm](http://www.washingtonlearns.wa.gov/hied/default.htm) or may be obtained by calling (360) 902-0547. If you have any questions, please e-mail [highered@washingtonlearns.wa.gov](mailto:highered@washingtonlearns.wa.gov) or call the above referenced telephone number.

**WSR 05-18-024**

**NOTICE OF PUBLIC MEETINGS  
OFFICE OF  
FINANCIAL MANAGEMENT  
(K-12 Education Advisory Committee)**

[Memorandum—August 26, 2005]

**MEETING SCHEDULE FOR 2005**

The K-12 Education Advisory Committee of the Washington Learns Steering Committee (K-12 Advisory Committee) has adopted the following 2005 regular meeting schedule. All K-12 Advisory Committee meetings will begin at 9 a.m. unless otherwise noted on the Washington Learns K-12

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Advisory Committee web site [www.washingtonlearns.wa.gov/k12/default.htm](http://www.washingtonlearns.wa.gov/k12/default.htm).

|                    |           |
|--------------------|-----------|
| September 14, 2005 | Wednesday |
| October 19, 2005   | Wednesday |
| November 29, 2005  | Tuesday   |
| December 19, 2005  | Monday    |

The meeting locations have not yet been determined. Once determined, the location of each meeting will be posted on the Washington Learns K-12 Advisory Committee web site [www.washingtonlearns.wa.gov/k12/default.htm](http://www.washingtonlearns.wa.gov/k12/default.htm) or may be obtained by calling (360) 902-0547. If you have any questions, please e-mail [k12@washingtonlearns.wa.gov](mailto:k12@washingtonlearns.wa.gov) or call the above referenced telephone number.

**WSR 05-18-029**  
**NOTICE OF PUBLIC MEETINGS**  
**INTERAGENCY COMMITTEE**  
**FOR OUTDOOR RECREATION**  
[Memorandum—August 29, 2005]

**IAC REGULAR MEETING**  
September 15 and 16, 2005  
Quality Inn Paradise Creek Conference Center  
1400 S.E. Bishop Boulevard  
Pullman, WA

Note: Opening sessions will commence as shown; all other times are approximate. If you need special accommodations to participate in this meeting, please notify us by September 6, 2005, at (360) 902-2637 or TDD (360) 902-1996.

**WSR 05-18-025**  
**NOTICE OF PUBLIC MEETINGS**  
**OFFICE OF**  
**FINANCIAL MANAGEMENT**

(Early Learning Council)  
[Memorandum—August 26, 2005]

**MEETING SCHEDULE FOR 2005**

The Washington Early Learning Council (Early Learning Council) has adopted the following 2005 regular meeting schedule. When noted, the meeting is for the Technical Advisory Committee only. All Early Learning Council and Technical Advisory Committee meetings will begin at 9 a.m. unless otherwise noted on the Washington Learns Early Learning Council web site [www.washingtonlearns.wa.gov/el/default.htm](http://www.washingtonlearns.wa.gov/el/default.htm).

|                              |                    |           |  |
|------------------------------|--------------------|-----------|--|
| Technical Advisory Committee | September 8, 2005  | Thursday  | Criminal Justice Training Center<br>Burien, Washington   |
|                              | September 21, 2005 | Wednesday |  |
|                              | September 28, 2005 | Wednesday |  |
|                              | October 19, 2005   | Wednesday | This is a joint meeting with the K-12 Advisory Committee and the Higher Education Advisory Committee |
|                              | November 8, 2005   | Tuesday   |  |
|                              | December 13, 2005  | Tuesday   |  |

Except for the meeting scheduled for September 8, 2005, the meeting locations have not yet been determined. Once determined, the location of each meeting will be posted on the Early Learning Council web site [www.washingtonlearns.wa.gov/el/default.htm](http://www.washingtonlearns.wa.gov/el/default.htm) or may be obtained by calling (360) 902-9810. If you have any questions, please e-mail [earlylearning@washingtonlearns.wa.gov](mailto:earlylearning@washingtonlearns.wa.gov) or call the above referenced telephone number.

**WSR 05-18-038**  
**POLICY STATEMENT**  
**DEPARTMENT OF HEALTH**  
(Office of Drinking Water)  
[Filed August 31, 2005, 9:18 a.m.]

Title of Policy: Alternative Water Supplies.  
Issuing Entity: Washington State Department of Health, Division of Environmental Health, Office of Drinking Water.  
Description: This policy sets direction under chapter 246-290 WAC for the provision of alternative water supplies when an acute chemical is present over the maximum contaminant level or a chronic chemical contaminant is at a concentration considered acute by the Department of Health's Office of Environmental Health assessment. The provision of alternative water is not required for coliform maximum contaminant level exceedences when a boil water advisory is in place or when boiling water is appropriate. Alternative water supplies may include trucked water, a temporary intertie with a neighboring water system, or short-term provision of bottled water.  
Division Contact: Melissa Maxfield, Water Quality Manager, Department of Health, Office of Drinking Water, 7211 Cleanwater Lane, Building 9, P.O. Box 47822, Olympia, WA 98504-7822.

Effective Date: August 18, 2005.  
Denise Addotta Clifford  
Director

**WSR 05-18-040**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON SCHOOL**  
**FOR THE DEAF**  
[Memorandum—August 30, 2005]

The Washington School for the Deaf (WSD) September board of trustees meeting has been changed from Thursday, September 15, to Thursday, September 22, 2005. The location of the meeting (Clarke Hall Conference Room 150 on the WSD campus) remains the same.

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**WSR 05-18-041**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Barley Commission)  
 [Memorandum—August 30, 2005]

The Washington Barley Commission's September 30, 2005, regular meeting has been rescheduled. The meeting will now be held on October 4, 2005. The meeting will begin at 9 a.m. and will be held at the Washington Wheat Commission's conference room located at 907 West Riverside Avenue, Spokane, WA.

If you have any questions, please give Mary Palmer Sullivan a call at (509) 456-4400.

**WSR 05-18-042**  
**NOTICE OF PUBLIC MEETINGS**  
**SHORELINE COMMUNITY COLLEGE**  
 [Memorandum—August 30, 2005]

The board of trustees of Shoreline Community College will hold a special meeting on Thursday, September 1, 2005, beginning at 5:00 p.m. in the Central Conference Room of Building 1000.

Please call (206) 546-4552 or e-mail Michele Foley at mfoley@shoreline.edu if you have further information.

**WSR 05-18-043**  
**PUBLIC RECORDS OFFICER**  
**BOARD FOR COMMUNITY**  
**AND TECHNICAL COLLEGES**  
 [Filed September 1, 2005, 10:59 a.m.]

Pursuant to section 3, chapter 483, Laws of 2005, the public records officer of the State Board for Community and Technical Colleges is Julie Walter, 319 7th Avenue S.E., P.O. Box 42495, Olympia, WA 98504-2495, e-mail jwalter@sbctc.ctc.edu, phone (360) 704-4313, fax (360) 586-6440.

DelRae Oderman  
 Rules Coordinator

**WSR 05-18-048**  
**RULES COORDINATOR**  
**YAKIMA REGIONAL**  
**CLEAN AIR AUTHORITY**  
 [Filed September 2, 2005, 2:19 p.m.]

Our rules coordinator is Mr. Charlie Stansel, Yakima Regional Clean Air Authority, 6 South Second Street, Suite 1016, Yakima, WA 98901, phone (509) 834-2050 extension 113, fax (509) 834-2060, e-mail charlie@yrcaa.org.

Lyne Monroe  
 for Les Ornelas  
 Executive Director

**WSR 05-18-049**  
**PUBLIC RECORDS OFFICER**  
**YAKIMA REGIONAL**  
**CLEAN AIR AUTHORITY**  
 [Filed September 2, 2005, 2:19 p.m.]

Our public records officer is Patty Walker, Yakima Regional Clean Air Authority, 6 South Second Street, Suite 1016, Yakima, WA 98901, phone (509) 834-2050 extension 113, fax (509) 834-2060, e-mail patty@yrcaa.org.

Lyne Monroe  
 for Les Ornelas  
 Executive Director

**WSR 05-18-050**  
**PUBLIC RECORDS OFFICER**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**  
 [Filed September 2, 2005, 3:51 p.m.]

Pursuant to chapter 483(3), Laws of 2005, the public records officer for the Department of Fish and Wildlife is Carol Turcotte, WDFW Public Affairs Office, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2253, fax (360) 902-2171, e-mail turcocmt@dfw.wa.gov.

Evan Jacoby  
 Rules Coordinator

**WSR 05-18-054**  
**NOTICE OF PUBLIC MEETINGS**  
**COMMUNITY COLLEGES**  
**OF SPOKANE**  
 [Memorandum—September 1, 2005]

**Revised Schedule of Meetings for 2005**

Pursuant to RCW 42.30.075, the following is a revised schedule of meetings for the board of trustees of Washington State Community College District 17 for calendar year 2005. Please note the location for the **September 20, 2005, and October 18, 2005**, meetings have been changed.

Should you have questions regarding the schedule, please contact Christine Pearl, Executive Assistant to the Chancellor/CEO and Liaison to the Board of Trustees, at (509) 434-5006.

**REVISED**

**BOARD OF TRUSTEES**  
**WASHINGTON COMMUNITY COLLEGE DISTRICT 17**  
**SCHEDULE OF MEETINGS**

Notice is hereby given, pursuant to RCW 42.30.075, that the regular meetings of the board of trustees of Washington State Community College District 17 (Community Colleges of Spokane) during calendar year 2005 shall be held at 8:30 a.m. on the following dates (*generally held on third Tuesdays*) and in the following locations:

| Date                                | Location            | Address   |
|-------------------------------------|---------------------|---|
| January 18, 2005<br>(3rd Tuesday)   | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |
| February 8, 2005<br>(2nd Tuesday)   | SFCC                | The Falls Conference Room<br>Administration Building<br>3410 West Fort George Wright Drive<br>Spokane, WA |
| March 15, 2005<br>(3rd Tuesday)     | SCC                 | Lair Littlefoot Room<br>1810 North Greene Street<br>Spokane, WA   |
| April 19, 2005<br>(3rd Tuesday)     | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |
| May 17, 2005<br>(3rd Tuesday)       | IEL                 | Institute for Extended Learning<br>The Lodge<br>3305 West Fort George Wright Drive<br>Spokane, WA         |
| June 21, 2005<br>(3rd Tuesday)      | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |
| July 19, 2005<br>(3rd Tuesday)      | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |
| August 16, 2005<br>(3rd Tuesday)    | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |
| September 20, 2005<br>(3rd Tuesday) | SCC                 | Humanities Center<br>Second Floor, Building 16<br>1810 North Greene Street<br>Spokane, WA                 |
| October 18, 2005<br>(3rd Tuesday)   | IEL                 | Colville Center<br>985 South Elm<br>Colville, WA  |
| November 15, 2005<br>(3rd Tuesday)  | SFCC                | The Falls Conference Room<br>Administration Building<br>3410 West Fort George Wright Drive<br>Spokane, WA |
| December 20, 2005<br>(3rd Tuesday)  | Max Snyder Building | East and West Board Rooms<br>2000 North Greene Street<br>Spokane, WA                                      |

**WSR 05-18-055**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Fryer Commission)

[Memorandum—September 1, 2005]

**Meeting dates and change of venue for Washington Fryer Commission for remainder of 2005**

The following changes have been made in regards to the Washington Fryer Commission quarterly board meeting for the remainder of 2005:

The board voted at the August 9, 2005, meeting to call for an additional meeting following the October 11, 2005, meeting due to the state's requirement for an agency review. The extra session will take place November 15, 2005. Com-

missioners would then have time to digest the presentations from competing ad agencies before voting on a final decision. The executive session to ratify the 2006 budget will take place during the special session.

Both meetings will take place at the Renton Civic Center, 1715 Maple Valley Highway, Classroom B from 10 a.m. to 1 p.m.

**WSR 05-18-063**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Health and Recovery Services Administration)  
 [Filed September 6, 2005, 4:20 p.m.]

**Alcohol and Substance Abuse**

The public is invited to review the 2006 Washington state application for federal substance abuse prevention and treatment (SAPT) block grant funding. The application is submitted annually to the federal Centers for Substance Abuse Treatment and Substance Abuse Prevention. The 2006 application will result in approximately \$35 million in federal funds being awarded to the state of Washington for substance abuse prevention and treatment.

A public hearing to review the application and consider questions or comments will be held September 16, 2005, at 10:00 a.m. The location of the public hearing is The Northern Quest Casino, Pavilion East Room, North 100 Hayford Road, Airway Heights, WA 99201. The hearing is sponsored by The Citizens Advisory Council on Alcoholism and Drug Addiction (CAC). The CAC is a statutorily empowered body charged with the role of advising the Department Social and Health Services on matters relating to the state substance abuse program.

The application is being prepared by the Department of Social and Health Services, Division of Alcohol and Substance Abuse. A summary of the SAPT block grant requirement and plan for award allocation is available to anyone interested upon request.

If you have any questions, or wish a copy of the review material, please contact Kathie J. Roberts, Federal Block Grant Administrator, Department of Social and Health Services, Division of Alcohol and Substance Abuse, P.O. Box 45330, Olympia, WA 98504-5330, (360) 725-3808, fax (360) 438-8078, roberkj@dshs.wa.gov.

**WSR 05-18-064**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 [Filed September 6, 2005, 4:22 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: PCM 05-004 Verification of Total and Permanent Disability and the NCP's Disability Status.

MISC.

Subject: Total and permanent disability and NCP's disability status.

Effective Date: August 19, 2005.

Document Description: This notice explains to DCS staff that when the noncustodial parent (NCP) has a medically-verified total and permanent disability with no evidence of support potential and has no attachable income or assets, we may close the case. It also explains what staff may accept as verification of the NCP's disability status.

To receive a copy of the interpretive or policy statement, contact Fran Ferry, Division of Child Support, P.O. Box 11520, Tacoma, WA 98411-5520, phone (360) 664-5322, TDD (360) 753-9122, fax (360) 586-3274, e-mail fferry@dshs.wa.gov.

September 1, 2005

Fran Ferry

### WSR 05-18-071

#### INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF HEALTH

[Filed September 7, 2005, 8:41 a.m.]

Title of Policy/Interpretive Statement: Registered Nurses Coordinating Seizure Management.

Issuing Entity: Nursing Care Quality Assurance Commission.

Description: This position statement helps guide policy in community care settings for health professionals who need to coordinate care for citizens with seizure management issues. This position statement facilitates the use of critical thinking by the registered nurse in coordinating care in community care settings.

Program Contact: Chuck Cumiskey, Nurse Practice Manager, (360) 236-4725.

Program Effective Date: July 22, 2005.

### WSR 05-18-086

#### DEPARTMENT OF AGRICULTURE

[Filed September 7, 2005, 9:55 a.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 herbicides glyphosate (Aquamaster®, Aquaneat®, or Rodeo®) and imazapyr (Habitat®), surfactants (R-11™, Agri-Dex™, Class Act Next Generation™, Competitor™, Dyne-Amic™, Kinetic™, or LI-700™) and marker dyes may be used to control invasive *Spartina* grass species between June 1, 2005, and October 31, 2005. Properly licensed pesticide applicators who have obtained coverage under the WSDA National Pollutant Discharge Elimination System Waste Discharge General Permit may apply glyphosate or imazapyr to control the noxious weed *Spartina* on the saltwater tideflats of Grays Harbor,

Hood Canal, Willapa Bay, Puget Sound, and the north and west sides of the Olympic Peninsula.

Use of herbicides is one of the options used to control *Spartina*. These infestations may also be treated by mowing, digging, and crushing, or covering.

For more information, including locations of possible application sites or information on *Spartina*, contact the WSDA *Spartina* Control Program at (360) 902-1923. Or write: WSDA *Spartina* Program, P.O. Box 42560, Olympia, WA 98504-2560. To contact the WSDA NPDES permit coordinator, call Brad White at (360) 902-2071. 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 05-18-091

#### INTERPRETIVE AND POLICY STATEMENT DEPARTMENT OF LABOR AND INDUSTRIES

[Filed September 7, 2005, 10:11 a.m.]

In accordance with RCW 34.05.230(12), following are the policy and interpretive statements issued by the department for June - August 2005.

If you have any questions or need additional information, please call Carmen Moore at (360) 902-4206.

#### POLICY AND INTERPRETIVE STATEMENTS

##### WISHA

#### WISHA Regional Directive (WRD) 18.35, "Grounding Requirements for Temporary Substation Fences."

This policy will remain in effect indefinitely. It applies to all WISHA enforcement and consultation activities involving WAC 296-45-475(3) (installation of temporary substation fences). It replaces all previous guidance on the subject, whether formal or informal. This new policy was issued August 19, 2005.

Contact Marcia Benn, Mailstop 44648, phone (360) 902-5503.

#### SPECIALTY COMPLIANCE SERVICES

##### Employment Standards.

Contact person for all policies below: Janis Kerns, Mailstop 44510, phone (360) 902-5552.

##### Minimum Wage Act Applicability, ES.A.1.

This policy clarifies the MWA may apply to public employees and that public employees are subject to the salary basis regulations. It also clarifies that the exemption for employees of charitable institutions charged with childcare responsibilities applies only to recreational camps run by such organizations. Major paragraphs in the policy have been numbered for easier reference. This policy was amended June 24, 2005.

##### Collective Bargaining Agreements, ES.A.6.

New language was added in the industrial welfare section to reflect changes made by 2003 legislature to bring public employees under chapter 49.12 WAC, the Industrial Wel-

fare Act. The policy was amended to explain that new information on construction companies that have collective bargaining agreements may bargain their meal and rest periods to vary from the meal and rest periods provided in WAC 296-126-092. New language was added to explain that meal and rest periods under collective bargaining agreements can vary from or supersede the Industrial Welfare Act for public employees. Major paragraphs in the policy have been numbered for easier reference. This policy was amended June 24, 2005.

#### **Questions and Answers About Salary Basis, Administrative Policy #ES.A.9.1.**

This policy was amended to clarify that if an employee is not qualified under a bona fide sick leave plan, the employer may deduct wages in full-day increments. This policy was amended June 24, 2005.

#### **Industrial Welfare Act, Administrative Policy ES.C.1.**

This policy is amended to explain conditions of labor and explain that public employees are now covered under the Industrial Welfare Act, chapter 49.12 RCW. Major paragraphs in the policy were numbered for easier reference. This policy was amended June 24, 2005.

#### **Hours Worked, ES.C.2.**

This policy clarifies that public employers are not required to obtain a state minor work permit when they employ persons under the age of eighteen and adds note that public employers are required to comply with federal child labor regulations. Major paragraphs in the policy have been numbered for easier reference. This policy was amended June 24, 2005.

#### **Meal and Rest Periods, Administrative Policy ES.C.6.**

This policy was amended to explain that public employees are now entitled to meal and rest periods under chapter 49.12 RCW and WAC 296-126-092 and that labor/management agreement or collective bargaining agreement (CBA) can vary from or supersede the WAC. The policy was also amended to explain that construction workers with a CBA can vary meal and rest periods from the WAC. The definition of rest periods and intermittent rest periods were also clarified. Major paragraphs in the policy have been numbered for easier reference. This policy was amended June 24, 2005.

#### **Administrative Policy ES.A.9.2: General Information Applicable to Exemptions from Minimum Wage and Overtime Requirements for White-Collar Workers (Executive, Administrative, Professional, Computer Professional and Outside Sales).**

This new policy replaces the April 1992 Interpretive Guideline, ES-006. This policy is an introduction to the department's interpretation of the state's regulations exempting certain office and nonmanual type work, known as "white collar regulations" and contains general information applicable to all of the regulations under WAC 296-128-500 and 296-128-540. These policies expand ES-006, which had brief summaries of each of the exemptions. ES-006 was withdrawn from the other administrative policies revised and issued January 2, 2002. Each of the "white-collar" classifications was given separate administrative policy numbers. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.3: Exemption from Minimum Wage and Overtime Requirements for Executive Positions.**

This new policy interprets the executive positions (white-collar) exemption, WAC 296-128-510. Major paragraphs in the policy have been numbered for easier reference. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.4: Exemption from Minimum Wage and Overtime Requirements for Administrative Positions.**

This new policy interprets the administrative (white-collar) exemption, WAC 296-128-520. Major paragraphs in the policy have been numbered for easier reference. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.5: Exemption from Minimum Wage and Overtime Requirements for Professional Positions.**

This new policy interprets the state's professional (white-collar) exemption, WAC 296-128-530. Major paragraphs in the policy have been numbered for easier reference. This expands the 1992 Interpretive Guideline ES-006, which was repealed January 2, 2002. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.6: Exemption from Minimum Wage and Overtime Requirements for Computer Professional Positions.**

This new policy interprets the state's computer professional (white-collar) exemption, WAC 296-128-535. Major paragraphs in the policy have been numbered for easier reference. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.7: Exemption from Minimum Wage and Overtime Requirements for Outside Sales Positions.**

This new policy interprets the state's outside sales (white-collar) exemption, WAC 296-128-540. Major paragraphs in the policy have been numbered for easier reference. This expands the 1992 Interpretive Guideline ES-006, which was repealed January 2, 2002. This new policy was issued June 24, 2005.

#### **Administrative Policy ES.A.9.8: Definition of Fee Basis in Administrative, Professional and Outside Sales Positions.**

This new policy interprets fee basis payments under the administrative, professional, and outside sales exemptions under WAC 296-128-520, 296-128-530, and 296-128-540. These exemptions may be paid either on a salary or fee basis. Major paragraphs in the policy have been numbered for easier reference. This new policy was issued June 24, 2005.

Carmen Moore  
Rules Coordinator

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- 20-200    | DECOD  | 05-15-036 | 16-218-025  | NEW-P  | 05-04-111 | 16-239-072  | REP-P  | 05-07-120 |
| 3- 20-300    | REP-P  | 05-05-100 | 16-218-025  | NEW    | 05-07-150 | 16-239-072  | REP    | 05-11-058 |
| 3- 20-300    | REP-W  | 05-07-126 | 16-218-030  | REP-P  | 05-04-111 | 16-239-073  | REP-P  | 05-07-120 |
| 3- 20-300    | REP-P  | 05-07-127 | 16-218-030  | REP    | 05-07-150 | 16-239-073  | REP    | 05-11-058 |
| 3- 20-300    | REP    | 05-11-046 | 16-218-035  | NEW-P  | 05-04-111 | 16-239-074  | REP-P  | 05-07-120 |
| 3- 20-390    | NEW-P  | 05-05-100 | 16-218-035  | NEW    | 05-07-150 | 16-239-074  | REP    | 05-11-058 |
| 3- 20-390    | NEW-W  | 05-07-126 | 16-218-040  | NEW-P  | 05-04-111 | 16-239-075  | REP-P  | 05-07-120 |
| 3- 20-390    | NEW-P  | 05-07-127 | 16-218-040  | NEW    | 05-07-150 | 16-239-075  | REP    | 05-11-058 |
| 3- 20-390    | NEW    | 05-11-046 | 16-228-1010 | PREP   | 05-11-034 | 16-239-076  | REP-P  | 05-07-120 |
| 3- 20-390    | DECOD  | 05-15-036 | 16-228-1010 | AMD-P  | 05-18-060 | 16-239-076  | REP    | 05-11-058 |
| 3- 20-400    | NEW-P  | 05-05-100 | 16-228-1221 | NEW-P  | 05-18-060 | 16-239-077  | REP-P  | 05-07-120 |
| 3- 20-400    | NEW-W  | 05-07-126 | 16-229-010  | AMD    | 05-05-036 | 16-239-077  | REP    | 05-11-058 |
| 3- 20-400    | NEW-P  | 05-07-127 | 16-230-860  | PREP-W | 05-06-097 | 16-239-078  | REP-P  | 05-07-120 |
| 3- 20-400    | NEW    | 05-11-046 | 16-237-195  | AMD    | 05-07-080 | 16-239-078  | REP    | 05-11-058 |
| 3- 20-400    | DECOD  | 05-15-036 | 16-239      | PREP   | 05-04-078 | 16-239-079  | REP-P  | 05-07-120 |
| 3- 20-410    | NEW-P  | 05-05-100 | 16-239-010  | REP-P  | 05-07-120 | 16-239-079  | REP    | 05-11-058 |
| 3- 20-410    | NEW-W  | 05-07-126 | 16-239-010  | REP    | 05-11-058 | 16-239-080  | REP-P  | 05-07-120 |
| 3- 20-410    | NEW-P  | 05-07-127 | 16-239-020  | REP-P  | 05-07-120 | 16-239-080  | REP    | 05-11-058 |
| 4- 25-530    | PREP   | 05-02-051 | 16-239-020  | REP    | 05-11-058 | 16-239-0801 | REP-P  | 05-07-120 |
| 4- 25-530    | AMD-P  | 05-06-038 | 16-239-030  | REP-P  | 05-07-120 | 16-239-0801 | REP    | 05-11-058 |
| 4- 25-530    | AMD    | 05-10-046 | 16-239-030  | REP    | 05-11-058 | 16-239-0802 | REP-P  | 05-07-120 |
| 10- 20-010   | NEW    | 05-03-003 | 16-239-040  | REP-P  | 05-07-120 | 16-239-0802 | REP    | 05-11-058 |
| 10- 20-020   | NEW    | 05-03-003 | 16-239-040  | REP    | 05-11-058 | 16-239-0803 | REP-P  | 05-07-120 |
| 10- 20-030   | NEW    | 05-03-003 | 16-239-050  | REP-P  | 05-07-120 | 16-239-0803 | REP    | 05-11-058 |
| 16- 54       | PREP   | 05-07-051 | 16-239-050  | REP    | 05-11-058 | 16-239-0804 | REP-P  | 05-07-120 |
| 16- 54       | PREP   | 05-11-093 | 16-239-060  | REP-P  | 05-07-120 | 16-239-0804 | REP    | 05-11-058 |
| 16- 54-030   | AMD-E  | 05-10-040 | 16-239-060  | REP    | 05-11-058 | 16-239-0805 | REP-P  | 05-07-120 |
| 16- 54-030   | AMD-E  | 05-18-046 | 16-239-061  | REP-P  | 05-07-120 | 16-239-0805 | REP    | 05-11-058 |
| 16- 54-082   | AMD-E  | 05-07-050 | 16-239-061  | REP    | 05-11-058 | 16-239-0806 | REP-P  | 05-07-120 |
| 16- 54-082   | PREP   | 05-07-051 | 16-239-062  | REP-P  | 05-07-120 | 16-239-0806 | REP    | 05-11-058 |
| 16- 54-082   | AMD-E  | 05-10-025 | 16-239-062  | REP    | 05-11-058 | 16-239-0807 | REP-P  | 05-07-120 |
| 16- 54-082   | AMD-P  | 05-11-094 | 16-239-063  | REP-P  | 05-07-120 | 16-239-0807 | REP    | 05-11-058 |
| 16- 54-082   | AMD    | 05-14-019 | 16-239-063  | REP    | 05-11-058 | 16-239-0808 | REP-P  | 05-07-120 |
| 16-157-220   | PREP   | 05-13-191 | 16-239-064  | REP-P  | 05-07-120 | 16-239-0808 | REP    | 05-11-058 |
| 16-157-220   | AMD-P  | 05-18-089 | 16-239-064  | REP    | 05-11-058 | 16-239-0809 | REP-P  | 05-07-120 |
| 16-218-010   | REP-P  | 05-04-111 | 16-239-065  | REP-P  | 05-07-120 | 16-239-0809 | REP    | 05-11-058 |
| 16-218-010   | REP    | 05-07-150 | 16-239-065  | REP    | 05-11-058 | 16-239-0810 | REP-P  | 05-07-120 |
| 16-218-015   | NEW-P  | 05-04-111 | 16-239-070  | REP-P  | 05-07-120 | 16-239-0810 | REP    | 05-11-058 |
| 16-218-015   | NEW    | 05-07-150 | 16-239-070  | REP    | 05-11-058 | 16-239-0811 | REP-P  | 05-07-120 |
| 16-218-02001 | REP-P  | 05-04-111 | 16-239-071  | REP-P  | 05-07-120 | 16-239-0811 | REP    | 05-11-058 |
| 16-218-02001 | REP    | 05-07-150 | 16-239-071  | REP    | 05-11-058 | 16-239-0812 | REP-P  | 05-07-120 |

TABLE

Table of WAC Sections Affected

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|-------------|--------|-----------|------------|--------|-----------|------------|--------|-----------|
| 16-239-0812 | REP    | 05-11-058 | 16-240-050 | NEW-P  | 05-07-120 | 16-303-210 | PREP   | 05-05-050 |
| 16-239-0813 | REP-P  | 05-07-120 | 16-240-050 | NEW    | 05-11-058 | 16-303-210 | AMD-P  | 05-08-142 |
| 16-239-0813 | REP    | 05-11-058 | 16-240-052 | NEW-P  | 05-07-120 | 16-303-210 | AMD    | 05-12-053 |
| 16-239-090  | REP-P  | 05-07-120 | 16-240-052 | NEW    | 05-11-058 | 16-303-250 | PREP   | 05-05-050 |
| 16-239-090  | REP    | 05-11-058 | 16-240-054 | NEW-P  | 05-07-120 | 16-303-250 | AMD-P  | 05-08-142 |
| 16-239-0901 | REP-P  | 05-07-120 | 16-240-054 | NEW    | 05-11-058 | 16-303-250 | AMD    | 05-12-053 |
| 16-239-0901 | REP    | 05-11-058 | 16-240-060 | NEW-P  | 05-07-120 | 16-303-310 | PREP   | 05-05-050 |
| 16-239-0902 | REP-P  | 05-07-120 | 16-240-060 | NEW    | 05-11-058 | 16-303-310 | AMD-P  | 05-08-142 |
| 16-239-0902 | REP    | 05-11-058 | 16-240-070 | NEW-P  | 05-07-120 | 16-303-310 | AMD    | 05-12-053 |
| 16-239-0903 | REP-P  | 05-07-120 | 16-240-070 | NEW    | 05-11-058 | 16-303-320 | PREP   | 05-05-050 |
| 16-239-0903 | REP    | 05-11-058 | 16-240-080 | NEW-P  | 05-07-120 | 16-303-320 | AMD-P  | 05-08-142 |
| 16-239-0904 | REP-P  | 05-07-120 | 16-240-080 | NEW    | 05-11-058 | 16-303-320 | AMD    | 05-12-053 |
| 16-239-0904 | REP    | 05-11-058 | 16-240-090 | NEW-P  | 05-07-120 | 16-303-340 | AMD    | 05-05-052 |
| 16-239-0905 | REP-P  | 05-07-120 | 16-240-090 | NEW    | 05-11-058 | 16-319-001 | REP    | 05-05-051 |
| 16-239-0905 | REP    | 05-11-058 | 16-250-001 | REP-X  | 05-14-149 | 16-319-002 | REP    | 05-05-051 |
| 16-239-0906 | REP-P  | 05-07-120 | 16-250-001 | REP    | 05-18-094 | 16-319-003 | REP    | 05-05-051 |
| 16-239-0906 | REP    | 05-11-058 | 16-250-007 | NEW-X  | 05-14-149 | 16-319-004 | REP    | 05-05-051 |
| 16-239-0907 | REP-P  | 05-07-120 | 16-250-007 | NEW    | 05-18-094 | 16-319-006 | REP    | 05-05-051 |
| 16-239-0907 | REP    | 05-11-058 | 16-250-010 | AMD-X  | 05-14-149 | 16-319-007 | REP    | 05-05-051 |
| 16-239-0908 | REP-P  | 05-07-120 | 16-250-010 | AMD    | 05-18-094 | 16-319-041 | AMD    | 05-05-051 |
| 16-239-0908 | REP    | 05-11-058 | 16-250-035 | AMD-X  | 05-14-149 | 16-350-035 | AMD    | 05-03-042 |
| 16-239-0909 | REP-P  | 05-07-120 | 16-250-035 | AMD    | 05-18-094 | 16-390     | PREP   | 05-04-077 |
| 16-239-0909 | REP    | 05-11-058 | 16-250-050 | AMD-X  | 05-14-149 | 16-390-020 | AMD-P  | 05-07-155 |
| 16-239-0910 | REP-P  | 05-07-120 | 16-250-050 | AMD    | 05-18-094 | 16-390-020 | AMD    | 05-12-054 |
| 16-239-0910 | REP    | 05-11-058 | 16-250-090 | AMD-X  | 05-14-149 | 16-390-030 | AMD-P  | 05-07-155 |
| 16-239-0911 | REP-P  | 05-07-120 | 16-250-090 | AMD    | 05-18-094 | 16-390-030 | AMD    | 05-12-054 |
| 16-239-0911 | REP    | 05-11-058 | 16-250-095 | AMD-X  | 05-14-149 | 16-390-150 | AMD-P  | 05-07-155 |
| 16-239-0912 | REP-P  | 05-07-120 | 16-250-095 | AMD    | 05-18-094 | 16-390-150 | AMD    | 05-12-054 |
| 16-239-0912 | REP    | 05-11-058 | 16-250-100 | AMD-X  | 05-14-149 | 16-390-220 | AMD-P  | 05-07-155 |
| 16-239-100  | REP-P  | 05-07-120 | 16-250-100 | AMD    | 05-18-094 | 16-390-220 | AMD    | 05-12-054 |
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| 16-239-1010 | REP-P  | 05-07-120 | 16-250-120 | AMD    | 05-18-094 | 16-401-027 | AMD-P  | 05-09-092 |
| 16-239-1010 | REP    | 05-11-058 | 16-250-155 | AMD-X  | 05-14-149 | 16-401-027 | AMD    | 05-12-110 |
| 16-239-1020 | REP-P  | 05-07-120 | 16-250-155 | AMD    | 05-18-094 | 16-401-032 | AMD-P  | 05-09-092 |
| 16-239-1020 | REP    | 05-11-058 | 16-250-160 | AMD-X  | 05-14-149 | 16-401-032 | AMD    | 05-12-110 |
| 16-239-1030 | REP-P  | 05-07-120 | 16-250-160 | AMD    | 05-18-094 | 16-401-041 | AMD-P  | 05-09-092 |
| 16-239-1030 | REP    | 05-11-058 | 16-250-180 | AMD-X  | 05-14-149 | 16-401-041 | AMD    | 05-12-110 |
| 16-240      | PREP   | 05-04-078 | 16-250-180 | AMD    | 05-18-094 | 16-404-001 | REP-X  | 05-06-100 |
| 16-240-010  | NEW-P  | 05-07-120 | 16-252-001 | REP-X  | 05-14-150 | 16-404-001 | REP    | 05-10-091 |
| 16-240-010  | NEW    | 05-11-058 | 16-252-001 | REP    | 05-18-093 | 16-404-010 | REP-X  | 05-06-100 |
| 16-240-020  | NEW-P  | 05-07-120 | 16-252-007 | NEW-X  | 05-14-150 | 16-404-010 | REP    | 05-10-091 |
| 16-240-020  | NEW    | 05-11-058 | 16-252-007 | NEW    | 05-18-093 | 16-404-020 | REP-X  | 05-06-100 |
| 16-240-030  | NEW-P  | 05-07-120 | 16-252-010 | AMD-X  | 05-14-150 | 16-404-020 | REP    | 05-10-091 |
| 16-240-030  | NEW    | 05-11-058 | 16-252-010 | AMD    | 05-18-093 | 16-404-030 | REP-X  | 05-06-100 |
| 16-240-032  | NEW-P  | 05-07-120 | 16-252-095 | AMD-X  | 05-14-150 | 16-404-030 | REP    | 05-10-091 |
| 16-240-032  | NEW    | 05-11-058 | 16-252-095 | AMD    | 05-18-093 | 16-404-040 | REP-X  | 05-06-100 |
| 16-240-034  | NEW-P  | 05-07-120 | 16-252-100 | AMD-X  | 05-14-150 | 16-404-040 | REP    | 05-10-091 |
| 16-240-034  | NEW    | 05-11-058 | 16-252-100 | AMD    | 05-18-093 | 16-404-050 | REP-X  | 05-06-100 |
| 16-240-036  | NEW-P  | 05-07-120 | 16-252-120 | AMD-X  | 05-14-150 | 16-404-050 | REP    | 05-10-091 |
| 16-240-036  | NEW    | 05-11-058 | 16-252-120 | AMD    | 05-18-093 | 16-404-060 | REP-X  | 05-06-100 |
| 16-240-038  | NEW-P  | 05-07-120 | 16-252-155 | AMD-X  | 05-14-150 | 16-404-060 | REP    | 05-10-091 |
| 16-240-038  | NEW    | 05-11-058 | 16-252-155 | AMD    | 05-18-093 | 16-404-070 | REP-X  | 05-06-100 |
| 16-240-040  | NEW-P  | 05-07-120 | 16-252-165 | AMD-X  | 05-14-150 | 16-404-070 | REP    | 05-10-091 |
| 16-240-040  | NEW    | 05-11-058 | 16-252-165 | AMD    | 05-18-093 | 16-406     | AMD-X  | 05-07-153 |
| 16-240-042  | NEW-P  | 05-07-120 | 16-252-180 | AMD-X  | 05-14-150 | 16-406     | AMD    | 05-12-036 |
| 16-240-042  | NEW    | 05-11-058 | 16-252-180 | AMD    | 05-18-093 | 16-406-005 | NEW-X  | 05-07-153 |
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| 16-240-044  | NEW    | 05-11-058 | 16-303-020 | AMD-P  | 05-08-142 | 16-406-010 | NEW-X  | 05-07-153 |
| 16-240-046  | NEW-P  | 05-07-120 | 16-303-020 | AMD    | 05-12-053 | 16-406-010 | NEW    | 05-12-036 |
| 16-240-046  | NEW    | 05-11-058 | 16-303-200 | PREP   | 05-05-050 | 16-406-012 | NEW-X  | 05-07-153 |
| 16-240-048  | NEW-P  | 05-07-120 | 16-303-200 | AMD-P  | 05-08-142 | 16-406-012 | NEW    | 05-12-036 |
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| 16-406-015 | AMD-E  | 05-16-034 | 16-414-040 | REP-X  | 05-07-154 | 16-445-080 | REP    | 05-10-093 |
| 16-406-015 | AMD-X  | 05-16-115 | 16-414-040 | REP    | 05-12-037 | 16-445-090 | REP-X  | 05-06-101 |
| 16-406-020 | AMD-X  | 05-07-153 | 16-414-045 | NEW-X  | 05-07-154 | 16-445-090 | REP    | 05-10-093 |
| 16-406-020 | AMD    | 05-12-036 | 16-414-045 | NEW    | 05-12-037 | 16-448-130 | REP-X  | 05-06-099 |
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| 16-406-025 | AMD    | 05-12-036 | 16-414-050 | REP    | 05-12-037 | 16-448-135 | REP-X  | 05-06-099 |
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| 16-406-030 | AMD    | 05-12-036 | 16-414-060 | REP    | 05-12-037 | 16-448-140 | REP-X  | 05-06-099 |
| 16-406-040 | REP-X  | 05-07-153 | 16-414-065 | NEW-X  | 05-07-154 | 16-448-140 | REP    | 05-10-090 |
| 16-406-040 | REP    | 05-12-036 | 16-414-065 | NEW    | 05-12-037 | 16-448-145 | REP-X  | 05-06-099 |
| 16-406-050 | REP-X  | 05-07-153 | 16-414-070 | REP-X  | 05-07-154 | 16-448-145 | REP    | 05-10-090 |
| 16-406-050 | REP    | 05-12-036 | 16-414-070 | REP    | 05-12-037 | 16-448-150 | REP-X  | 05-06-099 |
| 16-406-060 | AMD-X  | 05-07-153 | 16-414-080 | REP-X  | 05-07-154 | 16-448-150 | REP    | 05-10-090 |
| 16-406-060 | AMD    | 05-12-036 | 16-414-080 | REP    | 05-12-037 | 16-448-155 | REP-X  | 05-06-099 |
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| 16-409     | AMD    | 05-10-092 | 16-414-085 | AMD    | 05-12-037 | 16-448-160 | REP-X  | 05-06-099 |
| 16-409-005 | NEW-X  | 05-06-102 | 16-414-086 | NEW-X  | 05-07-154 | 16-448-160 | REP    | 05-10-090 |
| 16-409-005 | NEW    | 05-10-092 | 16-414-086 | NEW    | 05-12-037 | 16-448-165 | REP-X  | 05-06-099 |
| 16-409-015 | AMD-X  | 05-06-102 | 16-414-090 | AMD-X  | 05-07-154 | 16-448-165 | REP    | 05-10-090 |
| 16-409-015 | AMD    | 05-10-092 | 16-414-090 | AMD    | 05-12-037 | 16-448-170 | REP-X  | 05-06-099 |
| 16-409-020 | AMD-X  | 05-06-102 | 16-414-095 | REP-X  | 05-07-154 | 16-448-170 | REP    | 05-10-090 |
| 16-409-020 | AMD    | 05-10-092 | 16-414-095 | REP    | 05-12-037 | 16-448-175 | REP-X  | 05-06-099 |
| 16-409-022 | NEW-X  | 05-06-102 | 16-414-100 | REP-X  | 05-07-154 | 16-448-175 | REP    | 05-10-090 |
| 16-409-022 | NEW    | 05-10-092 | 16-414-100 | REP    | 05-12-037 | 16-448-180 | REP-X  | 05-06-099 |
| 16-409-024 | NEW-X  | 05-06-102 | 16-414-105 | NEW-X  | 05-07-154 | 16-448-180 | REP    | 05-10-090 |
| 16-409-024 | NEW    | 05-10-092 | 16-414-105 | NEW    | 05-12-037 | 16-448-185 | REP-X  | 05-06-099 |
| 16-409-026 | NEW-X  | 05-06-102 | 16-414-107 | NEW-X  | 05-07-154 | 16-448-185 | REP    | 05-10-090 |
| 16-409-026 | NEW    | 05-10-092 | 16-414-107 | NEW    | 05-12-037 | 16-448-190 | REP-X  | 05-06-099 |
| 16-409-030 | AMD-X  | 05-06-102 | 16-414-108 | NEW-X  | 05-07-154 | 16-448-190 | REP    | 05-10-090 |
| 16-409-030 | AMD    | 05-10-092 | 16-414-108 | NEW    | 05-12-037 | 16-448-195 | REP-X  | 05-06-099 |
| 16-409-035 | AMD-X  | 05-06-102 | 16-414-110 | AMD-X  | 05-07-154 | 16-448-195 | REP    | 05-10-090 |
| 16-409-035 | AMD    | 05-10-092 | 16-414-110 | AMD    | 05-12-037 | 16-448-200 | REP-X  | 05-06-099 |
| 16-409-060 | REP-X  | 05-06-102 | 16-414-120 | AMD-X  | 05-07-154 | 16-448-200 | REP    | 05-10-090 |
| 16-409-060 | REP    | 05-10-092 | 16-414-120 | AMD    | 05-12-037 | 16-470-103 | AMD-P  | 05-05-099 |
| 16-409-065 | AMD-X  | 05-06-102 | 16-414-125 | NEW-X  | 05-07-154 | 16-470-103 | AMD    | 05-09-005 |
| 16-409-065 | AMD    | 05-10-092 | 16-414-125 | NEW    | 05-12-037 | 16-470-105 | AMD-P  | 05-05-099 |
| 16-409-070 | AMD-X  | 05-06-102 | 16-414-130 | REP-X  | 05-07-154 | 16-470-105 | AMD    | 05-09-005 |
| 16-409-070 | AMD    | 05-10-092 | 16-414-130 | REP    | 05-12-037 | 16-470-900 | PREP   | 05-06-109 |
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| 16-409-075 | REP    | 05-10-092 | 16-414-145 | NEW    | 05-12-037 | 16-470-900 | AMD    | 05-12-111 |
| 16-409-085 | REP-X  | 05-06-102 | 16-414-155 | NEW-X  | 05-07-154 | 16-470-905 | PREP   | 05-06-109 |
| 16-409-085 | REP    | 05-10-092 | 16-414-155 | NEW    | 05-12-037 | 16-470-910 | PREP   | 05-06-109 |
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| 16-414-005 | NEW    | 05-12-037 | 16-445-001 | REP-X  | 05-06-101 | 16-470-912 | AMD    | 05-12-111 |
| 16-414-010 | AMD-X  | 05-07-154 | 16-445-001 | REP    | 05-10-093 | 16-470-915 | PREP   | 05-06-109 |
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| 16-414-011 | NEW-X  | 05-07-154 | 16-445-015 | NEW    | 05-10-093 | 16-470-917 | PREP   | 05-06-109 |
| 16-414-011 | NEW    | 05-12-037 | 16-445-025 | NEW-X  | 05-06-101 | 16-470-917 | AMD-P  | 05-09-093 |
| 16-414-012 | NEW-X  | 05-07-154 | 16-445-025 | NEW    | 05-10-093 | 16-470-917 | AMD    | 05-12-111 |
| 16-414-012 | NEW    | 05-12-037 | 16-445-040 | AMD-X  | 05-06-101 | 16-470-920 | PREP   | 05-06-109 |
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| 16-414-014 | NEW    | 05-12-037 | 16-445-045 | NEW-X  | 05-06-101 | 16-501-525 | NEW-P  | 05-05-098 |
| 16-414-015 | REP-X  | 05-07-154 | 16-445-045 | NEW    | 05-10-093 | 16-501-525 | NEW    | 05-08-078 |
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| 16-414-016 | NEW-X  | 05-07-154 | 16-445-050 | REP    | 05-10-093 | 16-516-005 | AMD-P  | 05-14-119 |
| 16-414-016 | NEW    | 05-12-037 | 16-445-060 | AMD-X  | 05-06-101 | 16-516-006 | NEW-P  | 05-14-119 |
| 16-414-020 | AMD-X  | 05-07-154 | 16-445-060 | AMD    | 05-10-093 | 16-516-010 | AMD-P  | 05-14-119 |
| 16-414-020 | AMD    | 05-12-037 | 16-445-070 | AMD-X  | 05-06-101 | 16-516-020 | AMD-P  | 05-14-119 |
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| 16-516-050 | AMD-P  | 05-14-119 | 16-540-030 | REP    | 05-09-013 | 16-730-015 | NEW-E  | 05-11-028 |
| 16-516-070 | REP-P  | 05-14-119 | 16-540-040 | AMD    | 05-09-013 | 16-730-015 | NEW-P  | 05-11-098 |
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| 16-516-170 | AMD-P  | 05-14-120 | 16-561-010 | AMD-W  | 05-07-111 | 16-730-020 | NEW    | 05-14-049 |
| 16-529-005 | NEW    | 05-08-010 | 16-561-020 | AMD-W  | 05-07-111 | 16-730-025 | NEW-E  | 05-03-032 |
| 16-529-006 | NEW    | 05-08-010 | 16-561-030 | REP-W  | 05-07-111 | 16-730-025 | NEW-E  | 05-11-028 |
| 16-529-010 | AMD    | 05-08-010 | 16-561-040 | AMD-W  | 05-07-111 | 16-730-025 | NEW-P  | 05-11-098 |
| 16-529-030 | AMD    | 05-08-010 | 16-561-060 | AMD-W  | 05-07-111 | 16-730-025 | NEW    | 05-14-049 |
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| 16-529-050 | AMD    | 05-08-010 | 16-585-006 | NEW    | 05-13-008 | 16-730-030 | NEW-E  | 05-11-028 |
| 16-529-060 | AMD    | 05-08-010 | 16-585-010 | AMD    | 05-13-008 | 16-730-030 | NEW-P  | 05-11-098 |
| 16-529-070 | AMD    | 05-08-010 | 16-585-020 | AMD    | 05-13-008 | 16-730-030 | NEW    | 05-14-049 |
| 16-529-080 | AMD    | 05-08-010 | 16-585-030 | REP    | 05-13-008 | 16-730-035 | NEW-E  | 05-03-032 |
| 16-529-100 | AMD    | 05-08-010 | 16-585-040 | AMD    | 05-13-008 | 16-730-035 | NEW-E  | 05-11-028 |
| 16-529-110 | AMD    | 05-08-010 | 16-585-050 | AMD    | 05-13-008 | 16-730-035 | NEW-P  | 05-11-098 |
| 16-529-120 | AMD    | 05-08-010 | 16-585-060 | AMD    | 05-13-008 | 16-730-035 | NEW    | 05-14-049 |
| 16-529-130 | REP    | 05-08-010 | 16-585-070 | AMD    | 05-13-008 | 16-730-040 | NEW-E  | 05-03-032 |
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| 16-529-190 | AMD    | 05-08-010 | 16-623-005 | NEW-P  | 05-06-112 | 16-730-040 | NEW    | 05-14-049 |
| 16-529-200 | AMD    | 05-08-010 | 16-623-005 | NEW    | 05-09-094 | 16-730-045 | NEW-E  | 05-03-032 |
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| 16-532-010 | AMD    | 05-15-098 | 16-623-020 | AMD    | 05-09-094 | 16-730-050 | NEW-P  | 05-11-098 |
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| 16-532-020 | AMD    | 05-15-098 | 16-623-040 | AMD    | 05-09-094 | 16-730-055 | NEW    | 05-14-049 |
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| 82-60-200  | RECOD  | 05-04-072 | 132C-120-071 | NEW    | 05-10-052 | 132H-140-010 | AMD    | 05-07-069 |
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| 106-72-480 | REP    | 05-05-057 | 132C-120-150 | AMD-P  | 05-06-029 | 132H-142-050 | NEW-P  | 05-04-061 |
| 106-72-490 | REP    | 05-05-057 | 132C-120-150 | AMD    | 05-10-052 | 132H-142-050 | NEW    | 05-07-069 |

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| 132H-142-060 | NEW    | 05-07-069 | 132S- 50-170 | AMD-P  | 05-17-037 | 137- 25     | PREP   | 05-17-113 |
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| 132H-142-070 | NEW    | 05-07-069 | 132S- 50-180 | PREP   | 05-13-072 | 137- 28-160 | AMD-P  | 05-13-162 |
| 132H-142-080 | NEW-P  | 05-04-061 | 132S- 50-185 | PREP   | 05-13-072 | 137- 28-160 | AMD    | 05-16-033 |
| 132H-142-080 | NEW    | 05-07-069 | 132S- 50-185 | AMD-P  | 05-17-037 | 137- 28-160 | PREP   | 05-17-113 |
| 132P- 33-100 | PREP   | 05-07-110 | 132S- 50-190 | PREP   | 05-13-072 | 137- 28-260 | AMD-P  | 05-13-162 |
| 132P- 33-100 | AMD-P  | 05-10-059 | 132S- 50-195 | PREP   | 05-13-072 | 137- 28-260 | AMD    | 05-16-033 |
| 132P- 33-100 | AMD    | 05-16-005 | 132S- 50-195 | AMD-P  | 05-17-037 | 137- 28-260 | PREP   | 05-17-113 |
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| 132S- 50-010 | AMD-P  | 05-17-037 | 132Z-104-010 | AMD    | 05-06-003 | 137- 48-020 | AMD    | 05-13-004 |
| 132S- 50-020 | PREP   | 05-13-072 | 132Z-108-040 | AMD    | 05-06-003 | 137- 48-030 | AMD    | 05-13-004 |
| 132S- 50-020 | AMD-P  | 05-17-037 | 132Z-112-010 | AMD    | 05-06-003 | 137- 48-040 | AMD    | 05-13-004 |
| 132S- 50-024 | PREP   | 05-13-072 | 132Z-112-020 | AMD    | 05-06-003 | 137- 48-050 | AMD    | 05-13-004 |
| 132S- 50-024 | AMD-P  | 05-17-037 | 132Z-112-030 | AMD    | 05-06-003 | 137- 48-060 | AMD    | 05-13-004 |
| 132S- 50-025 | PREP   | 05-13-072 | 132Z-112-040 | AMD    | 05-06-003 | 137- 48-080 | AMD    | 05-13-004 |
| 132S- 50-025 | AMD-P  | 05-17-037 | 132Z-112-050 | AMD    | 05-06-003 | 137- 56     | PREP   | 05-17-113 |
| 132S- 50-026 | PREP   | 05-13-072 | 132Z-112-060 | NEW    | 05-06-003 | 137- 59-010 | NEW-W  | 05-05-071 |
| 132S- 50-026 | AMD-P  | 05-17-037 | 132Z-112-070 | NEW    | 05-06-003 | 137- 59-020 | NEW-W  | 05-05-071 |
| 132S- 50-027 | PREP   | 05-13-072 | 132Z-112-080 | NEW    | 05-06-003 | 137- 59-030 | NEW-W  | 05-05-071 |
| 132S- 50-027 | AMD-P  | 05-17-037 | 132Z-112-090 | NEW    | 05-06-003 | 137- 59-040 | NEW-W  | 05-05-071 |
| 132S- 50-028 | NEW-P  | 05-17-037 | 132Z-112-100 | NEW    | 05-06-003 | 137- 59-050 | NEW-W  | 05-05-071 |
| 132S- 50-029 | NEW-P  | 05-17-037 | 132Z-112-110 | NEW    | 05-06-003 | 137- 59-060 | NEW-W  | 05-05-071 |
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| 132S- 50-085 | AMD-P  | 05-17-037 | 132Z-115-190 | AMD    | 05-06-003 | 139- 02-080 | AMD-W  | 05-16-088 |
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| 132S- 50-090 | AMD-P  | 05-17-037 | 132Z-115-240 | NEW    | 05-06-003 | 139- 02-090 | AMD-W  | 05-16-088 |
| 132S- 50-095 | PREP   | 05-13-072 | 132Z-133-010 | AMD    | 05-06-003 | 139- 02-100 | REP-P  | 05-03-025 |
| 132S- 50-100 | PREP   | 05-13-072 | 132Z-134-010 | AMD    | 05-06-003 | 139- 02-100 | REP-W  | 05-16-088 |
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| 132S- 50-110 | AMD-P  | 05-17-037 | 132Z-276-030 | AMD    | 05-06-003 | 139- 02-120 | NEW-P  | 05-03-025 |
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| 132S- 50-115 | AMD-P  | 05-17-037 | 132Z-276-120 | AMD    | 05-06-003 | 139- 02-130 | NEW-P  | 05-03-025 |
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| 132S- 50-120 | AMD-P  | 05-17-037 | 136- 01-030  | AMD    | 05-11-036 | 139- 03-010 | AMD-P  | 05-03-024 |
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| 132S- 50-125 | AMD-P  | 05-17-037 | 136- 11-020  | AMD-P  | 05-17-015 | 139- 03-020 | AMD-P  | 05-03-024 |
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| 132S- 50-150 | PREP   | 05-13-072 | 136- 28-010  | AMD    | 05-11-037 | 139- 03-050 | REP-P  | 05-03-024 |
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| 139-05-220  | AMD-P  | 05-15-108 | 173-167-270 | NEW-E  | 05-12-103 | 173-333-330 | NEW-P  | 05-11-095 |
| 139-05-230  | PREP   | 05-05-012 | 173-167-280 | NEW-E  | 05-12-103 | 173-333-330 | NEW-C  | 05-16-023 |
| 139-05-230  | AMD-P  | 05-15-108 | 173-167-300 | NEW-E  | 05-12-103 | 173-333-340 | NEW-P  | 05-11-095 |
| 139-05-240  | PREP   | 05-05-012 | 173-167-310 | NEW-E  | 05-12-103 | 173-333-340 | NEW-C  | 05-16-023 |
| 139-05-240  | AMD-P  | 05-15-108 | 173-167-320 | NEW-E  | 05-12-103 | 173-333-400 | NEW-P  | 05-11-095 |
| 139-05-242  | PREP   | 05-05-012 | 173-167-330 | NEW-E  | 05-12-103 | 173-333-400 | NEW-C  | 05-16-023 |
| 139-05-242  | AMD-P  | 05-15-108 | 173-167-340 | NEW-E  | 05-12-103 | 173-333-410 | NEW-P  | 05-11-095 |
| 139-05-250  | PREP   | 05-05-012 | 173-167-350 | NEW-E  | 05-12-103 | 173-333-410 | NEW-C  | 05-16-023 |
| 139-05-250  | AMD-P  | 05-15-108 | 173-167-400 | NEW-E  | 05-12-103 | 173-333-420 | NEW-P  | 05-11-095 |
| 139-05-300  | AMD-P  | 05-15-108 | 173-167-410 | NEW-E  | 05-12-103 | 173-333-420 | NEW-C  | 05-16-023 |
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| 139-05-925  | AMD-P  | 05-15-108 | 173-175-765 | AMD-X  | 05-13-113 | 173-400-035 | AMD-W  | 05-09-051 |
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| 139-10-530  | PREP   | 05-15-137 | 173-218-120 | NEW-P  | 05-14-159 | 173-400-113 | AMD    | 05-03-033 |
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| 173-167-040 | NEW-E  | 05-12-103 | 173-333-100 | NEW-C  | 05-16-023 | 173-400-720 | NEW    | 05-03-033 |
| 173-167-100 | NEW-E  | 05-12-103 | 173-333-110 | NEW-P  | 05-11-095 | 173-400-730 | NEW    | 05-03-033 |
| 173-167-110 | NEW-E  | 05-12-103 | 173-333-110 | NEW-C  | 05-16-023 | 173-400-740 | NEW    | 05-03-033 |
| 173-167-120 | NEW-E  | 05-12-103 | 173-333-120 | NEW-P  | 05-11-095 | 173-400-750 | NEW    | 05-03-033 |
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| 173-415-060 | AMD    | 05-17-169 | 173-505-040  | NEW    | 05-18-016 | 173-546-150 | NEW-P  | 05-06-117 |
| 173-415-070 | REP-P  | 05-13-112 | 173-505-050  | NEW-P  | 05-05-094 | 173-546-150 | NEW    | 05-16-114 |
| 173-415-070 | REP    | 05-17-169 | 173-505-050  | NEW    | 05-18-016 | 173-563-010 | AMD-W  | 05-14-128 |
| 173-415-080 | REP-P  | 05-13-112 | 173-505-060  | NEW-P  | 05-05-094 | 173-563-020 | AMD-W  | 05-14-128 |
| 173-415-080 | REP    | 05-17-169 | 173-505-060  | NEW    | 05-18-016 | 173-565-100 | NEW-W  | 05-14-128 |
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| 173-481     | PREP   | 05-08-141 | 173-505-070  | NEW    | 05-18-016 | 173-565-120 | NEW-W  | 05-14-128 |
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| 173-481-020 | AMD    | 05-17-169 | 173-505-080  | NEW    | 05-18-016 | 173-565-150 | NEW-W  | 05-14-128 |
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| 173-481-030 | AMD    | 05-17-169 | 173-505-090  | NEW    | 05-18-016 | 173-565-170 | NEW-W  | 05-14-128 |
| 173-481-100 | AMD-P  | 05-13-112 | 173-505-100  | NEW-P  | 05-05-094 | 173-565-200 | NEW-W  | 05-14-128 |
| 173-481-100 | AMD    | 05-17-169 | 173-505-100  | NEW    | 05-18-016 | 173-565-210 | NEW-W  | 05-14-128 |
| 173-481-110 | AMD-P  | 05-13-112 | 173-505-110  | NEW-P  | 05-05-094 | 173-565-215 | NEW-W  | 05-14-128 |
| 173-481-110 | AMD    | 05-17-169 | 173-505-110  | NEW    | 05-18-016 | 173-565-220 | NEW-W  | 05-14-128 |
| 173-481-150 | AMD-P  | 05-13-112 | 173-505-120  | NEW-P  | 05-05-094 | 173-565-230 | NEW-W  | 05-14-128 |
| 173-481-150 | AMD    | 05-17-169 | 173-505-120  | NEW    | 05-18-016 | 173-565-300 | NEW-W  | 05-14-128 |
| 173-503     | PREP-W | 05-05-075 | 173-505-130  | NEW-P  | 05-05-094 | 173-565-310 | NEW-W  | 05-14-128 |
| 173-503     | PREP   | 05-18-044 | 173-505-130  | NEW    | 05-18-016 | 173-565-320 | NEW-W  | 05-14-128 |
| 173-503-020 | AMD-P  | 05-04-108 | 173-505-140  | NEW-P  | 05-05-094 | 173-565-330 | NEW-W  | 05-14-128 |
| 173-503-020 | AMD-W  | 05-17-100 | 173-505-140  | NEW    | 05-18-016 | 173-565-340 | NEW-W  | 05-14-128 |
| 173-503-025 | NEW-P  | 05-04-108 | 173-505-150  | NEW-P  | 05-05-094 | 173-565-342 | NEW-W  | 05-14-128 |
| 173-503-025 | NEW-W  | 05-17-100 | 173-505-150  | NEW    | 05-18-016 | 173-565-344 | NEW-W  | 05-14-128 |
| 173-503-051 | NEW-P  | 05-04-108 | 173-505-160  | NEW-P  | 05-05-094 | 173-565-350 | NEW-W  | 05-14-128 |
| 173-503-051 | NEW-W  | 05-17-100 | 173-505-160  | NEW    | 05-18-016 | 173-565-352 | NEW-W  | 05-14-128 |
| 173-503-060 | AMD-P  | 05-04-108 | 173-505-170  | NEW-P  | 05-05-094 | 173-565-354 | NEW-W  | 05-14-128 |
| 173-503-060 | AMD-W  | 05-17-100 | 173-505-170  | NEW    | 05-18-016 | 173-565-360 | NEW-W  | 05-14-128 |
| 173-503-071 | NEW-P  | 05-04-108 | 173-505-180  | NEW-P  | 05-05-094 | 173-565-362 | NEW-W  | 05-14-128 |
| 173-503-071 | NEW-W  | 05-17-100 | 173-505-180  | NEW    | 05-18-016 | 173-565-364 | NEW-W  | 05-14-128 |
| 173-503-073 | NEW-P  | 05-04-108 | 173-525      | PREP   | 05-06-113 | 173-565-370 | NEW-W  | 05-14-128 |
| 173-503-073 | NEW-W  | 05-17-100 | 173-526      | PREP   | 05-06-114 | 173-565-372 | NEW-W  | 05-14-128 |
| 173-503-074 | NEW-P  | 05-04-108 | 173-527      | PREP   | 05-06-115 | 173-565-380 | NEW-W  | 05-14-128 |
| 173-503-074 | NEW-W  | 05-17-100 | 173-528      | PREP   | 05-06-116 | 173-565-400 | NEW-W  | 05-14-128 |
| 173-503-075 | NEW-P  | 05-04-108 | 173-531A-060 | AMD-W  | 05-14-128 | 173-565-410 | NEW-W  | 05-14-128 |
| 173-503-075 | NEW-W  | 05-17-100 | 173-546-010  | NEW-P  | 05-06-117 | 173-565-420 | NEW-W  | 05-14-128 |
| 173-503-080 | REP-P  | 05-04-108 | 173-546-010  | NEW    | 05-16-114 | 173-565-430 | NEW-W  | 05-14-128 |
| 173-503-080 | REP-W  | 05-17-100 | 173-546-020  | NEW-P  | 05-06-117 | 173-565-440 | NEW-W  | 05-14-128 |
| 173-503-081 | NEW-P  | 05-04-108 | 173-546-020  | NEW    | 05-16-114 | 173-565-450 | NEW-W  | 05-14-128 |
| 173-503-081 | NEW-W  | 05-17-100 | 173-546-030  | NEW-P  | 05-06-117 | 173-565-500 | NEW-W  | 05-14-128 |
| 173-503-090 | AMD-P  | 05-04-108 | 173-546-030  | NEW    | 05-16-114 | 173-565-510 | NEW-W  | 05-14-128 |
| 173-503-090 | AMD-W  | 05-17-100 | 173-546-040  | NEW-P  | 05-06-117 | 173-565-520 | NEW-W  | 05-14-128 |
| 173-503-100 | AMD-P  | 05-04-108 | 173-546-040  | NEW    | 05-16-114 | 173-565-530 | NEW-W  | 05-14-128 |
| 173-503-100 | AMD-W  | 05-17-100 | 173-546-050  | NEW-P  | 05-06-117 | 173-565-540 | NEW-W  | 05-14-128 |
| 173-503-110 | NEW-P  | 05-04-108 | 173-546-050  | NEW    | 05-16-114 | 173-565-550 | NEW-W  | 05-14-128 |
| 173-503-110 | NEW-W  | 05-17-100 | 173-546-060  | NEW-P  | 05-06-117 | 173-565-552 | NEW-W  | 05-14-128 |
| 173-503-120 | NEW-P  | 05-04-108 | 173-546-060  | NEW    | 05-16-114 | 173-565-560 | NEW-W  | 05-14-128 |
| 173-503-120 | NEW-W  | 05-17-100 | 173-546-070  | NEW-P  | 05-06-117 | 173-565-562 | NEW-W  | 05-14-128 |
| 173-503-130 | NEW-P  | 05-04-108 | 173-546-070  | NEW    | 05-16-114 | 173-565-564 | NEW-W  | 05-14-128 |
| 173-503-130 | NEW-W  | 05-17-100 | 173-546-080  | NEW-P  | 05-06-117 | 173-565-570 | NEW-W  | 05-14-128 |
| 173-503-140 | NEW-P  | 05-04-108 | 173-546-080  | NEW    | 05-16-114 | 173-565-600 | NEW-W  | 05-14-128 |
| 173-503-140 | NEW-W  | 05-17-100 | 173-546-090  | NEW-P  | 05-06-117 | 173-565-800 | NEW-W  | 05-14-128 |

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| 180-08-025   | NEW-P  | 05-15-063 | 180-46-010  | REP    | 05-08-013 | 180-79A-011 | AMD    | 05-15-054 |
| 180-10       | PREP   | 05-12-145 | 180-46-015  | REP-P  | 05-04-017 | 180-79A-030 | AMD    | 05-04-055 |
| 180-16       | PREP   | 05-12-146 | 180-46-015  | REP    | 05-08-013 | 180-79A-123 | AMD-P  | 05-08-042 |
| 180-16-241   | RECOD  | 05-13-061 | 180-46-020  | AMD-P  | 05-04-017 | 180-79A-123 | AMD-E  | 05-08-051 |
| 180-16-242   | RECOD  | 05-13-061 | 180-46-020  | AMD    | 05-08-013 | 180-79A-123 | AMD-C  | 05-10-014 |
| 180-16-243   | RECOD  | 05-13-061 | 180-46-025  | AMD-P  | 05-04-017 | 180-79A-123 | AMD    | 05-15-050 |
| 180-20       | PREP   | 05-12-147 | 180-46-025  | AMD    | 05-08-013 | 180-79A-130 | AMD-P  | 05-08-035 |
| 180-20-009   | AMD-P  | 05-15-057 | 180-46-030  | REP-P  | 05-04-017 | 180-79A-130 | AMD-E  | 05-08-052 |
| 180-20-021   | AMD-P  | 05-15-057 | 180-46-030  | REP    | 05-08-013 | 180-79A-130 | AMD-C  | 05-10-015 |
| 180-20-101   | AMD-E  | 05-04-014 | 180-46-035  | REP-P  | 05-04-017 | 180-79A-130 | AMD    | 05-15-024 |
| 180-20-101   | AMD-P  | 05-04-018 | 180-46-035  | REP    | 05-08-013 | 180-79A-145 | AMD-P  | 05-08-041 |
| 180-20-101   | AMD    | 05-08-014 | 180-46-040  | REP-P  | 05-04-017 | 180-79A-145 | AMD-E  | 05-08-050 |
| 180-20-101   | AMD-P  | 05-15-057 | 180-46-040  | REP    | 05-08-013 | 180-79A-145 | AMD-C  | 05-10-016 |
| 180-20-102   | NEW-P  | 05-15-057 | 180-46-045  | REP-P  | 05-04-017 | 180-79A-145 | AMD    | 05-15-023 |
| 180-20-103   | NEW-P  | 05-15-057 | 180-46-045  | REP    | 05-08-013 | 180-79A-250 | AMD-P  | 05-08-036 |
| 180-20-111   | AMD-P  | 05-15-057 | 180-46-050  | REP-P  | 05-04-017 | 180-79A-250 | AMD-E  | 05-08-053 |
| 180-20-112   | NEW-P  | 05-15-057 | 180-46-050  | REP    | 05-08-013 | 180-79A-250 | AMD-C  | 05-10-017 |
| 180-20-120   | AMD-P  | 05-15-057 | 180-46-055  | AMD-P  | 05-04-017 | 180-79A-250 | AMD    | 05-15-053 |
| 180-20-135   | AMD-P  | 05-15-057 | 180-46-055  | AMD    | 05-08-013 | 180-79A-257 | AMD    | 05-04-054 |
| 180-20-140   | AMD-P  | 05-15-057 | 180-46-065  | REP-P  | 05-04-017 | 180-81      | PREP   | 05-12-162 |
| 180-20-145   | AMD-P  | 05-15-057 | 180-46-065  | REP    | 05-08-013 | 180-82      | PREP   | 05-12-162 |
| 180-22       | PREP   | 05-12-148 | 180-50      | PREP   | 05-12-159 | 180-82-105  | AMD-P  | 05-04-015 |
| 180-24-00701 | AMD-P  | 05-15-139 | 180-51      | PREP   | 05-12-159 | 180-82-105  | AMD-W  | 05-08-069 |
| 180-24-195   | AMD-P  | 05-15-139 | 180-51-035  | AMD-E  | 05-08-011 | 180-82A     | PREP   | 05-12-162 |
| 180-24-207   | NEW-P  | 05-15-139 | 180-51-035  | AMD-P  | 05-08-012 | 180-83      | PREP   | 05-12-163 |
| 180-24-209   | NEW-P  | 05-15-139 | 180-51-035  | AMD-C  | 05-10-011 | 180-85      | PREP   | 05-12-149 |
| 180-24-210   | AMD-P  | 05-15-139 | 180-51-050  | AMD-P  | 05-15-055 | 180-85-025  | AMD-P  | 05-08-047 |
| 180-24-213   | NEW-P  | 05-15-139 | 180-52      | PREP   | 05-12-159 | 180-85-025  | AMD-C  | 05-10-023 |
| 180-24-215   | REP-P  | 05-15-139 | 180-55      | PREP   | 05-12-159 | 180-85-033  | AMD-P  | 05-08-046 |
| 180-24-400   | DECOD  | 05-13-061 | 180-55-005  | AMD-P  | 05-04-075 | 180-85-033  | AMD-C  | 05-10-022 |
| 180-24-410   | DECOD  | 05-13-061 | 180-55-005  | AMD    | 05-08-015 | 180-85-033  | AMD-C  | 05-15-062 |
| 180-24-415   | DECOD  | 05-13-061 | 180-55-015  | AMD-P  | 05-04-075 | 180-85-034  | NEW-P  | 05-08-044 |
| 180-25       | PREP   | 05-12-154 | 180-55-015  | AMD    | 05-08-015 | 180-85-034  | NEW-C  | 05-10-021 |
| 180-26       | PREP   | 05-12-154 | 180-55-017  | NEW-P  | 05-04-075 | 180-85-034  | NEW-C  | 05-15-097 |
| 180-27       | PREP   | 05-12-154 | 180-55-017  | NEW    | 05-08-015 | 180-85-075  | AMD-P  | 05-08-045 |
| 180-27-035   | AMD-E  | 05-15-020 | 180-55-034  | REP    | 05-04-016 | 180-85-075  | AMD-C  | 05-10-010 |
| 180-27-035   | AMD-P  | 05-15-058 | 180-56      | PREP   | 05-12-159 | 180-86      | PREP   | 05-12-149 |
| 180-29       | PREP   | 05-12-154 | 180-57      | PREP   | 05-12-159 | 180-87      | PREP   | 05-12-149 |
| 180-31       | PREP   | 05-12-154 | 180-57-070  | AMD-E  | 05-12-144 | 180-88      | PREP   | 05-12-149 |
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| 180-33-025   | AMD-P  | 05-15-059 | 180-77A     | PREP   | 05-12-161 | 180-97      | PREP   | 05-12-153 |
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| 180-33-035   | AMD-P  | 05-15-061 | 180-78A-100 | AMD    | 05-04-056 | 180-105-040 | RECOD  | 05-15-036 |
| 180-33-040   | AMD-E  | 05-15-049 | 180-78A-100 | AMD-P  | 05-08-037 | 180-105-060 | RECOD  | 05-15-036 |
| 180-33-040   | AMD-P  | 05-15-065 | 180-78A-100 | AMD-E  | 05-08-049 | 181-01      | PREP   | 05-12-115 |
| 180-34       | PREP   | 05-12-154 | 180-78A-100 | AMD-C  | 05-10-012 | 181-01-004  | NEW    | 05-04-024 |
| 180-36       | PREP   | 05-12-154 | 180-78A-100 | AMD    | 05-15-052 | 182-08-120  | AMD-W  | 05-02-060 |
| 180-37       | PREP   | 05-12-155 | 180-78A-319 | AMD-P  | 05-08-038 | 182-08-196  | AMD-P  | 05-12-050 |
| 180-38       | PREP   | 05-12-155 | 180-78A-319 | AMD-P  | 05-10-019 | 182-08-196  | AMD-C  | 05-13-093 |
| 180-39       | PREP   | 05-12-155 | 180-78A-319 | AMD    | 05-15-022 | 182-08-196  | AMD    | 05-16-046 |
| 180-40       | PREP   | 05-12-155 | 180-78A-505 | AMD-P  | 05-08-039 | 182-08-197  | NEW-P  | 05-12-050 |
| 180-41       | PREP   | 05-12-155 | 180-78A-505 | AMD-C  | 05-10-020 | 182-08-197  | NEW-C  | 05-13-093 |
| 180-43       | PREP   | 05-12-156 | 180-78A-505 | AMD    | 05-15-054 | 182-08-197  | NEW    | 05-16-046 |
| 180-44       | PREP   | 05-12-157 | 180-78A-535 | AMD-P  | 05-08-040 | 182-08-198  | NEW-P  | 05-12-050 |
| 180-46       | PREP   | 05-12-158 | 180-78A-535 | AMD-E  | 05-08-048 | 182-08-198  | NEW-C  | 05-13-093 |
| 180-46-005   | AMD-P  | 05-04-017 | 180-78A-535 | AMD-C  | 05-10-013 | 182-08-198  | NEW    | 05-16-046 |
| 180-46-005   | AMD    | 05-08-013 | 180-78A-535 | AMD    | 05-15-051 | 182-12-115  | AMD-E  | 05-10-083 |
| 180-46-009   | NEW-P  | 05-04-017 | 180-79A     | PREP   | 05-12-162 | 182-12-115  | AMD-P  | 05-14-151 |
| 180-46-009   | NEW    | 05-08-013 | 180-79A-011 | AMD-P  | 05-08-043 | 182-12-115  | AMD    | 05-17-132 |

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| 182- 12-116 | NEW-C  | 05-13-093 | 192- 35-020 | NEW    | 05-02-094 | 199- 08-320 | NEW    | 05-07-045 |
| 182- 12-116 | NEW    | 05-16-046 | 192- 35-030 | NEW    | 05-02-094 | 199- 08-325 | NEW    | 05-07-045 |
| 182- 12-148 | AMD-P  | 05-12-050 | 192- 35-040 | NEW    | 05-02-094 | 199- 08-330 | NEW    | 05-07-045 |
| 182- 12-148 | AMD-C  | 05-13-093 | 192- 35-050 | NEW    | 05-02-094 | 199- 08-335 | NEW    | 05-07-045 |
| 182- 12-148 | AMD    | 05-16-046 | 192- 35-060 | NEW    | 05-02-094 | 199- 08-340 | NEW    | 05-07-045 |
| 182- 12-171 | AMD-P  | 05-12-050 | 192- 35-070 | NEW    | 05-02-094 | 199- 08-345 | NEW    | 05-07-045 |
| 182- 12-171 | AMD-C  | 05-13-093 | 192- 35-080 | NEW    | 05-02-094 | 199- 08-350 | NEW    | 05-07-045 |
| 182- 12-171 | AMD    | 05-16-046 | 192- 35-090 | NEW    | 05-02-094 | 199- 08-355 | NEW    | 05-07-045 |
| 182- 12-175 | NEW-P  | 05-12-050 | 192- 35-100 | NEW    | 05-02-094 | 199- 08-360 | NEW    | 05-07-045 |
| 182- 12-175 | NEW-C  | 05-13-093 | 192- 35-110 | NEW    | 05-02-094 | 199- 08-365 | NEW    | 05-07-045 |
| 182- 12-175 | NEW    | 05-16-046 | 192- 35-120 | NEW    | 05-02-094 | 199- 08-370 | NEW    | 05-07-045 |
| 182- 12-205 | AMD-P  | 05-12-050 | 192-110-015 | AMD-E  | 05-03-011 | 199- 08-375 | NEW    | 05-07-045 |
| 182- 12-205 | AMD-C  | 05-13-093 | 192-110-015 | AMD-E  | 05-11-017 | 199- 08-380 | NEW    | 05-07-045 |
| 182- 12-205 | AMD    | 05-16-046 | 192-110-015 | AMD-P  | 05-13-158 | 199- 08-385 | NEW    | 05-07-045 |
| 182- 12-260 | AMD-P  | 05-12-050 | 192-110-017 | NEW-E  | 05-03-011 | 199- 08-390 | NEW    | 05-07-045 |
| 182- 12-260 | AMD-C  | 05-13-093 | 192-110-017 | NEW-E  | 05-11-017 | 199- 08-395 | NEW    | 05-07-045 |
| 182- 12-260 | AMD    | 05-16-046 | 192-110-017 | NEW-P  | 05-13-158 | 199- 08-400 | NEW    | 05-07-045 |
| 182- 12-265 | AMD-P  | 05-12-050 | 192-150-112 | NEW-P  | 05-07-144 | 199- 08-405 | NEW-W  | 05-07-079 |
| 182- 12-265 | AMD-C  | 05-13-093 | 192-150-112 | NEW    | 05-13-156 | 199- 08-410 | NEW-W  | 05-07-079 |
| 182- 12-265 | AMD    | 05-16-046 | 192-150-113 | NEW-P  | 05-07-144 | 199- 08-415 | NEW-W  | 05-07-079 |
| 182- 12-270 | AMD-P  | 05-12-050 | 192-150-113 | NEW    | 05-13-156 | 199- 08-420 | NEW-W  | 05-07-079 |
| 182- 12-270 | AMD-C  | 05-13-093 | 192-170-060 | NEW-E  | 05-03-011 | 199- 08-425 | NEW    | 05-07-045 |
| 182- 12-270 | AMD    | 05-16-046 | 192-170-060 | NEW-P  | 05-07-144 | 199- 08-426 | NEW-W  | 05-07-079 |
| 182- 16-040 | AMD-W  | 05-02-060 | 192-170-060 | NEW-E  | 05-11-017 | 199- 08-427 | NEW-W  | 05-07-079 |
| 182- 16-040 | PREP   | 05-07-158 | 192-170-060 | NEW    | 05-13-156 | 199- 08-428 | NEW-W  | 05-07-079 |
| 182- 16-040 | AMD-P  | 05-12-050 | 192-170-070 | NEW-P  | 05-13-158 | 199- 08-429 | NEW-W  | 05-07-079 |
| 182- 16-040 | AMD-C  | 05-13-093 | 192-180-013 | NEW-E  | 05-03-011 | 199- 08-430 | NEW    | 05-07-045 |
| 182- 16-040 | AMD    | 05-16-046 | 192-180-013 | NEW-E  | 05-11-017 | 199- 08-435 | NEW    | 05-07-045 |
| 182- 16-050 | AMD-W  | 05-02-060 | 192-180-013 | NEW-P  | 05-13-158 | 199- 08-440 | NEW    | 05-07-045 |
| 182- 16-050 | PREP   | 05-07-158 | 192-180-014 | NEW-P  | 05-07-144 | 199- 08-445 | NEW    | 05-07-045 |
| 182- 16-050 | AMD-P  | 05-12-050 | 192-180-014 | NEW    | 05-13-156 | 199- 08-450 | NEW    | 05-07-045 |
| 182- 16-050 | AMD-C  | 05-13-093 | 192-300-050 | AMD-E  | 05-03-011 | 199- 08-455 | NEW    | 05-07-045 |
| 182- 16-050 | AMD    | 05-16-046 | 192-300-050 | AMD-E  | 05-11-017 | 199- 08-460 | NEW    | 05-07-045 |
| 182- 25-010 | AMD-P  | 05-13-105 | 192-300-050 | AMD-P  | 05-13-157 | 199- 08-465 | NEW    | 05-07-045 |
| 182- 25-010 | AMD-E  | 05-13-106 | 192-310-010 | AMD-E  | 05-11-017 | 199- 08-470 | NEW    | 05-07-045 |
| 182- 25-010 | AMD    | 05-17-078 | 192-310-010 | AMD-P  | 05-13-157 | 199- 08-475 | NEW    | 05-07-045 |
| 182- 25-040 | AMD-P  | 05-13-105 | 192-310-030 | AMD-E  | 05-03-011 | 199- 08-480 | NEW    | 05-07-045 |
| 182- 25-040 | AMD-E  | 05-13-106 | 192-310-030 | AMD-E  | 05-11-017 | 199- 08-485 | NEW    | 05-07-045 |
| 182- 25-040 | AMD    | 05-17-078 | 192-310-030 | AMD-P  | 05-13-157 | 199- 08-490 | NEW    | 05-07-045 |
| 192- 12     | PREP   | 05-17-052 | 192-320-005 | NEW-E  | 05-03-011 | 199- 08-495 | NEW    | 05-07-045 |
| 192- 16     | PREP   | 05-17-052 | 192-320-005 | NEW-E  | 05-11-017 | 199- 08-500 | NEW    | 05-07-045 |
| 192- 23     | PREP   | 05-17-052 | 192-320-005 | NEW-P  | 05-13-157 | 199- 08-505 | NEW    | 05-07-045 |
| 192- 27A    | PREP   | 05-17-052 | 192-320-010 | NEW-E  | 05-03-011 | 199- 08-510 | NEW    | 05-07-045 |
| 192- 32-010 | REP-X  | 05-07-143 | 192-320-010 | NEW-E  | 05-11-017 | 199- 08-515 | NEW    | 05-07-045 |
| 192- 32-010 | REP    | 05-13-155 | 192-320-010 | NEW-P  | 05-13-157 | 199- 08-520 | NEW    | 05-07-045 |
| 192- 32-035 | REP-X  | 05-07-143 | 192-320-020 | NEW-E  | 05-03-011 | 199- 08-525 | NEW    | 05-07-045 |
| 192- 32-035 | REP    | 05-13-155 | 192-320-020 | NEW-E  | 05-11-017 | 199- 08-535 | NEW-W  | 05-07-079 |
| 192- 32-050 | REP-X  | 05-07-143 | 192-320-020 | NEW-P  | 05-13-157 | 199- 08-540 | NEW    | 05-07-045 |
| 192- 32-050 | REP    | 05-13-155 | 192-320-050 | AMD-E  | 05-11-017 | 199- 08-545 | NEW    | 05-07-045 |
| 192- 32-085 | REP-X  | 05-07-143 | 192-320-050 | AMD-P  | 05-13-157 | 199- 08-550 | NEW    | 05-07-045 |
| 192- 32-085 | REP    | 05-13-155 | 192-320-051 | NEW-E  | 05-11-017 | 199- 08-555 | NEW    | 05-07-045 |
| 192- 32-095 | REP-X  | 05-07-143 | 192-320-051 | NEW-P  | 05-13-157 | 199- 08-565 | NEW    | 05-07-045 |
| 192- 32-095 | REP    | 05-13-155 | 192-320-060 | REP-E  | 05-11-017 | 199- 08-570 | NEW    | 05-07-045 |
| 192- 32-100 | REP-X  | 05-07-143 | 192-320-060 | REP-P  | 05-13-157 | 199- 08-580 | NEW    | 05-07-045 |
| 192- 32-100 | REP    | 05-13-155 | 196- 25-002 | AMD-P  | 05-07-142 | 204- 41     | PREP   | 05-08-115 |
| 192- 32-115 | REP-X  | 05-07-143 | 196- 25-002 | AMD    | 05-17-053 | 204- 41-080 | NEW-P  | 05-12-048 |
| 192- 32-115 | REP    | 05-13-155 | 196- 25-040 | AMD-P  | 05-07-142 | 204- 41-080 | NEW    | 05-16-093 |
| 192- 32-130 | REP-X  | 05-07-143 | 196- 25-040 | AMD    | 05-17-053 | 204- 50     | PREP   | 05-08-116 |
| 192- 32-130 | REP    | 05-13-155 | 199- 08-300 | NEW    | 05-07-045 | 204- 50-030 | AMD-P  | 05-12-049 |
| 192- 32-135 | REP-X  | 05-07-143 | 199- 08-305 | NEW    | 05-07-045 | 204- 50-030 | AMD    | 05-17-065 |
| 192- 32-135 | REP    | 05-13-155 | 199- 08-310 | NEW    | 05-07-045 | 204- 50-040 | AMD-P  | 05-12-049 |

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| 204-50-040    | AMD    | 05-17-065 | 208-630-320 | NEW-P  | 05-18-095 | 208-630-940  | NEW-P  | 05-18-095 |
| 204-50-050    | AMD-P  | 05-12-049 | 208-630-330 | NEW-P  | 05-18-095 | 208-630-950  | NEW-P  | 05-18-095 |
| 204-50-050    | AMD    | 05-17-065 | 208-630-340 | NEW-P  | 05-18-095 | 208-680A-040 | AMD    | 05-03-038 |
| 204-50-070    | AMD-P  | 05-12-049 | 208-630-350 | NEW-P  | 05-18-095 | 208-680E-025 | NEW    | 05-03-038 |
| 204-50-070    | AMD    | 05-17-065 | 208-630-360 | NEW-P  | 05-18-095 | 208-680F-020 | AMD    | 05-03-038 |
| 204-50-080    | AMD-P  | 05-12-049 | 208-630-370 | NEW-P  | 05-18-095 | 208-680G-050 | AMD    | 05-03-037 |
| 204-50-080    | AMD    | 05-17-065 | 208-630-380 | NEW-P  | 05-18-095 | 212-17       | PREP   | 05-17-198 |
| 204-50-090    | AMD-P  | 05-12-049 | 208-630-390 | NEW-P  | 05-18-095 | 212-17-025   | AMD-P  | 05-07-102 |
| 204-50-090    | AMD    | 05-17-065 | 208-630-400 | NEW-P  | 05-18-095 | 212-17-025   | AMD    | 05-12-033 |
| 204-50-110    | AMD-P  | 05-12-049 | 208-630-410 | NEW-P  | 05-18-095 | 212-17-030   | AMD-P  | 05-07-102 |
| 204-50-110    | AMD    | 05-17-065 | 208-630-420 | NEW-P  | 05-18-095 | 212-17-030   | AMD    | 05-12-033 |
| 204-50-120    | AMD-P  | 05-12-049 | 208-630-430 | NEW-P  | 05-18-095 | 212-17-032   | NEW-P  | 05-07-102 |
| 204-50-120    | AMD    | 05-17-065 | 208-630-440 | NEW-P  | 05-18-095 | 212-17-032   | NEW    | 05-12-033 |
| 204-50-130    | AMD-P  | 05-12-049 | 208-630-450 | NEW-P  | 05-18-095 | 212-17-035   | AMD-P  | 05-07-102 |
| 204-50-130    | AMD    | 05-17-065 | 208-630-460 | NEW-P  | 05-18-095 | 212-17-035   | AMD    | 05-12-033 |
| 204-90-120    | PREP   | 05-14-126 | 208-630-470 | NEW-P  | 05-18-095 | 212-17-040   | AMD-P  | 05-07-102 |
| 204-90-120    | AMD-P  | 05-17-130 | 208-630-480 | NEW-P  | 05-18-095 | 212-17-040   | AMD    | 05-12-033 |
| 208-630-005   | REP-P  | 05-18-095 | 208-630-490 | NEW-P  | 05-18-095 | 212-17-042   | NEW-P  | 05-07-102 |
| 208-630-010   | REP-P  | 05-18-095 | 208-630-500 | NEW-P  | 05-18-095 | 212-17-042   | NEW    | 05-12-033 |
| 208-630-015   | REP-P  | 05-18-095 | 208-630-510 | NEW-P  | 05-18-095 | 212-17-050   | AMD-P  | 05-07-102 |
| 208-630-020   | REP-P  | 05-18-095 | 208-630-520 | NEW-P  | 05-18-095 | 212-17-050   | AMD    | 05-12-033 |
| 208-630-021   | REP-P  | 05-18-095 | 208-630-530 | NEW-P  | 05-18-095 | 212-17-055   | AMD-P  | 05-07-102 |
| 208-630-022   | REP-P  | 05-18-095 | 208-630-540 | NEW-P  | 05-18-095 | 212-17-055   | AMD    | 05-12-033 |
| 208-630-023   | REP-P  | 05-18-095 | 208-630-550 | NEW-P  | 05-18-095 | 212-17-060   | AMD-P  | 05-07-102 |
| 208-630-02303 | REP-P  | 05-18-095 | 208-630-560 | NEW-P  | 05-18-095 | 212-17-060   | AMD    | 05-12-033 |
| 208-630-02305 | REP-P  | 05-18-095 | 208-630-570 | NEW-P  | 05-18-095 | 212-17-070   | AMD-P  | 05-07-102 |
| 208-630-025   | REP-P  | 05-18-095 | 208-630-580 | NEW-P  | 05-18-095 | 212-17-085   | AMD-P  | 05-07-102 |
| 208-630-030   | REP-P  | 05-18-095 | 208-630-590 | NEW-P  | 05-18-095 | 212-17-085   | AMD    | 05-12-033 |
| 208-630-035   | REP-P  | 05-18-095 | 208-630-600 | NEW-P  | 05-18-095 | 212-17-125   | AMD-P  | 05-07-102 |
| 208-630-040   | REP-P  | 05-18-095 | 208-630-610 | NEW-P  | 05-18-095 | 212-17-170   | AMD-P  | 05-07-102 |
| 208-630-050   | REP-P  | 05-18-095 | 208-630-620 | NEW-P  | 05-18-095 | 212-17-185   | AMD-P  | 05-07-102 |
| 208-630-060   | REP-P  | 05-18-095 | 208-630-630 | NEW-P  | 05-18-095 | 212-17-185   | AMD    | 05-12-033 |
| 208-630-065   | REP-P  | 05-18-095 | 208-630-640 | NEW-P  | 05-18-095 | 212-17-198   | AMD-P  | 05-07-102 |
| 208-630-068   | REP-P  | 05-18-095 | 208-630-650 | NEW-P  | 05-18-095 | 212-17-198   | AMD    | 05-12-033 |
| 208-630-070   | REP-P  | 05-18-095 | 208-630-660 | NEW-P  | 05-18-095 | 212-17-21503 | AMD-P  | 05-07-102 |
| 208-630-075   | REP-P  | 05-18-095 | 208-630-670 | NEW-P  | 05-18-095 | 212-17-21503 | AMD    | 05-12-033 |
| 208-630-080   | REP-P  | 05-18-095 | 208-630-680 | NEW-P  | 05-18-095 | 212-17-21505 | AMD-P  | 05-07-102 |
| 208-630-085   | REP-P  | 05-18-095 | 208-630-690 | NEW-P  | 05-18-095 | 212-17-21505 | AMD    | 05-12-033 |
| 208-630-090   | REP-P  | 05-18-095 | 208-630-700 | NEW-P  | 05-18-095 | 212-17-21507 | AMD-P  | 05-07-102 |
| 208-630-095   | REP-P  | 05-18-095 | 208-630-710 | NEW-P  | 05-18-095 | 212-17-21507 | AMD    | 05-12-033 |
| 208-630-100   | REP-P  | 05-18-095 | 208-630-720 | NEW-P  | 05-18-095 | 212-17-21509 | AMD-P  | 05-07-102 |
| 208-630-110   | NEW-P  | 05-18-095 | 208-630-730 | NEW-P  | 05-18-095 | 212-17-21509 | AMD    | 05-12-033 |
| 208-630-120   | NEW-P  | 05-18-095 | 208-630-740 | NEW-P  | 05-18-095 | 212-17-21511 | AMD-P  | 05-07-102 |
| 208-630-130   | NEW-P  | 05-18-095 | 208-630-750 | NEW-P  | 05-18-095 | 212-17-21511 | AMD    | 05-12-033 |
| 208-630-140   | NEW-P  | 05-18-095 | 208-630-760 | NEW-P  | 05-18-095 | 212-17-21513 | AMD-P  | 05-07-102 |
| 208-630-150   | NEW-P  | 05-18-095 | 208-630-770 | NEW-P  | 05-18-095 | 212-17-21513 | AMD    | 05-12-033 |
| 208-630-160   | NEW-P  | 05-18-095 | 208-630-780 | NEW-P  | 05-18-095 | 212-17-21515 | AMD-P  | 05-07-102 |
| 208-630-170   | NEW-P  | 05-18-095 | 208-630-790 | NEW-P  | 05-18-095 | 212-17-21515 | AMD    | 05-12-033 |
| 208-630-180   | NEW-P  | 05-18-095 | 208-630-800 | NEW-P  | 05-18-095 | 212-17-21517 | AMD-P  | 05-07-102 |
| 208-630-190   | NEW-P  | 05-18-095 | 208-630-810 | NEW-P  | 05-18-095 | 212-17-21517 | AMD    | 05-12-033 |
| 208-630-200   | NEW-P  | 05-18-095 | 208-630-820 | NEW-P  | 05-18-095 | 212-17-21519 | AMD-P  | 05-07-102 |
| 208-630-210   | NEW-P  | 05-18-095 | 208-630-830 | NEW-P  | 05-18-095 | 212-17-21519 | AMD    | 05-12-033 |
| 208-630-220   | NEW-P  | 05-18-095 | 208-630-840 | NEW-P  | 05-18-095 | 212-17-220   | AMD-P  | 05-07-102 |
| 208-630-230   | NEW-P  | 05-18-095 | 208-630-850 | NEW-P  | 05-18-095 | 212-17-220   | AMD    | 05-12-033 |
| 208-630-240   | NEW-P  | 05-18-095 | 208-630-860 | NEW-P  | 05-18-095 | 212-17-230   | AMD-P  | 05-07-102 |
| 208-630-250   | NEW-P  | 05-18-095 | 208-630-870 | NEW-P  | 05-18-095 | 212-17-230   | AMD    | 05-12-033 |
| 208-630-260   | NEW-P  | 05-18-095 | 208-630-880 | NEW-P  | 05-18-095 | 212-17-235   | AMD-P  | 05-07-102 |
| 208-630-270   | NEW-P  | 05-18-095 | 208-630-890 | NEW-P  | 05-18-095 | 212-17-235   | AMD    | 05-12-033 |
| 208-630-280   | NEW-P  | 05-18-095 | 208-630-900 | NEW-P  | 05-18-095 | 212-17-250   | AMD-P  | 05-07-102 |
| 208-630-290   | NEW-P  | 05-18-095 | 208-630-910 | NEW-P  | 05-18-095 | 212-17-250   | AMD    | 05-12-033 |
| 208-630-300   | NEW-P  | 05-18-095 | 208-630-920 | NEW-P  | 05-18-095 | 212-17-255   | AMD-P  | 05-07-102 |
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| 212- 17-260 | AMD-P  | 05-07-102 | 212- 17-435 | NEW-P  | 05-07-102 | 212- 80-038 | AMD-P  | 05-11-107 |
| 212- 17-260 | AMD    | 05-12-033 | 212- 17-435 | NEW    | 05-12-033 | 212- 80-038 | AMD    | 05-17-099 |
| 212- 17-265 | REP-P  | 05-07-102 | 212- 17-440 | NEW-P  | 05-07-102 | 212- 80-040 | AMD    | 05-05-006 |
| 212- 17-265 | REP    | 05-12-033 | 212- 17-440 | NEW    | 05-12-033 | 212- 80-040 | DECOD  | 05-05-006 |
| 212- 17-270 | AMD-P  | 05-07-102 | 212- 17-445 | NEW-P  | 05-07-102 | 212- 80-043 | RECOD  | 05-05-006 |
| 212- 17-270 | AMD    | 05-12-033 | 212- 17-445 | NEW    | 05-12-033 | 212- 80-043 | AMD-P  | 05-11-107 |
| 212- 17-275 | AMD-P  | 05-07-102 | 212- 17-450 | NEW-P  | 05-07-102 | 212- 80-043 | AMD    | 05-17-099 |
| 212- 17-275 | AMD    | 05-12-033 | 212- 17-450 | NEW    | 05-12-033 | 212- 80-045 | AMD    | 05-05-006 |
| 212- 17-280 | AMD-P  | 05-07-102 | 212- 17-455 | NEW-P  | 05-07-102 | 212- 80-045 | DECOD  | 05-05-006 |
| 212- 17-280 | AMD    | 05-12-033 | 212- 17-455 | NEW    | 05-12-033 | 212- 80-048 | NEW    | 05-05-006 |
| 212- 17-285 | AMD-P  | 05-07-102 | 212- 17-460 | NEW-P  | 05-07-102 | 212- 80-050 | AMD    | 05-05-006 |
| 212- 17-285 | AMD    | 05-12-033 | 212- 17-460 | NEW    | 05-12-033 | 212- 80-050 | DECOD  | 05-05-006 |
| 212- 17-290 | AMD-P  | 05-07-102 | 212- 17-465 | NEW-P  | 05-07-102 | 212- 80-053 | RECOD  | 05-05-006 |
| 212- 17-290 | AMD    | 05-12-033 | 212- 17-465 | NEW    | 05-12-033 | 212- 80-053 | AMD-P  | 05-11-107 |
| 212- 17-295 | AMD-P  | 05-07-102 | 212- 17-470 | NEW-P  | 05-07-102 | 212- 80-053 | AMD    | 05-17-099 |
| 212- 17-295 | AMD    | 05-12-033 | 212- 17-470 | NEW    | 05-12-033 | 212- 80-055 | AMD    | 05-05-006 |
| 212- 17-300 | AMD-P  | 05-07-102 | 212- 17-475 | NEW-P  | 05-07-102 | 212- 80-055 | DECOD  | 05-05-006 |
| 212- 17-300 | AMD    | 05-12-033 | 212- 17-475 | NEW    | 05-12-033 | 212- 80-058 | RECOD  | 05-05-006 |
| 212- 17-310 | AMD-P  | 05-07-102 | 212- 17-480 | NEW-P  | 05-07-102 | 212- 80-060 | AMD    | 05-05-006 |
| 212- 17-310 | AMD    | 05-12-033 | 212- 17-480 | NEW    | 05-12-033 | 212- 80-060 | DECOD  | 05-05-006 |
| 212- 17-317 | AMD-P  | 05-07-102 | 212- 17-485 | NEW-P  | 05-07-102 | 212- 80-063 | RECOD  | 05-05-006 |
| 212- 17-317 | AMD    | 05-12-033 | 212- 17-485 | NEW    | 05-12-033 | 212- 80-065 | AMD    | 05-05-006 |
| 212- 17-335 | AMD-P  | 05-07-102 | 212- 17-490 | NEW-P  | 05-07-102 | 212- 80-065 | DECOD  | 05-05-006 |
| 212- 17-335 | AMD    | 05-12-033 | 212- 17-490 | NEW    | 05-12-033 | 212- 80-068 | RECOD  | 05-05-006 |
| 212- 17-342 | NEW-P  | 05-07-102 | 212- 17-495 | NEW-P  | 05-07-102 | 212- 80-070 | AMD    | 05-05-006 |
| 212- 17-345 | AMD-P  | 05-07-102 | 212- 17-495 | NEW    | 05-12-033 | 212- 80-070 | DECOD  | 05-05-006 |
| 212- 17-345 | AMD    | 05-12-033 | 212- 17-500 | NEW-P  | 05-07-102 | 212- 80-073 | RECOD  | 05-05-006 |
| 212- 17-350 | AMD-P  | 05-07-102 | 212- 17-500 | NEW    | 05-12-033 | 212- 80-075 | AMD    | 05-05-006 |
| 212- 17-350 | AMD    | 05-12-033 | 212- 17-505 | NEW-P  | 05-07-102 | 212- 80-075 | DECOD  | 05-05-006 |
| 212- 17-352 | AMD-P  | 05-07-102 | 212- 17-505 | NEW    | 05-12-033 | 212- 80-078 | RECOD  | 05-05-006 |
| 212- 17-355 | AMD-P  | 05-07-102 | 212- 17-510 | NEW-P  | 05-07-102 | 212- 80-078 | AMD-P  | 05-11-107 |
| 212- 17-355 | AMD    | 05-12-033 | 212- 17-510 | NEW    | 05-12-033 | 212- 80-078 | AMD    | 05-17-099 |
| 212- 17-360 | AMD-P  | 05-07-102 | 212- 17-515 | NEW-P  | 05-07-102 | 212- 80-080 | AMD    | 05-05-006 |
| 212- 17-360 | AMD    | 05-12-033 | 212- 17-515 | NEW    | 05-12-033 | 212- 80-080 | DECOD  | 05-05-006 |
| 212- 17-365 | NEW-P  | 05-07-102 | 212- 17-900 | AMD-P  | 05-07-102 | 212- 80-083 | RECOD  | 05-05-006 |
| 212- 17-365 | NEW    | 05-12-033 | 212- 17-900 | AMD    | 05-12-033 | 212- 80-083 | AMD-P  | 05-11-107 |
| 212- 17-370 | NEW-P  | 05-07-102 | 212- 80     | PREP   | 05-07-101 | 212- 80-083 | AMD    | 05-17-099 |
| 212- 17-370 | NEW    | 05-12-033 | 212- 80-001 | AMD    | 05-05-006 | 212- 80-085 | AMD    | 05-05-006 |
| 212- 17-375 | NEW-P  | 05-07-102 | 212- 80-005 | AMD    | 05-05-006 | 212- 80-085 | DECOD  | 05-05-006 |
| 212- 17-375 | NEW    | 05-12-033 | 212- 80-010 | AMD    | 05-05-006 | 212- 80-088 | RECOD  | 05-05-006 |
| 212- 17-380 | NEW-P  | 05-07-102 | 212- 80-010 | AMD-P  | 05-11-107 | 212- 80-090 | AMD    | 05-05-006 |
| 212- 17-380 | NEW    | 05-12-033 | 212- 80-010 | AMD    | 05-17-099 | 212- 80-090 | DECOD  | 05-05-006 |
| 212- 17-385 | NEW-P  | 05-07-102 | 212- 80-015 | AMD    | 05-05-006 | 212- 80-093 | RECOD  | 05-05-006 |
| 212- 17-385 | NEW    | 05-12-033 | 212- 80-015 | AMD-P  | 05-11-107 | 212- 80-093 | AMD-P  | 05-11-107 |
| 212- 17-390 | NEW-P  | 05-07-102 | 212- 80-015 | AMD    | 05-17-099 | 212- 80-093 | AMD    | 05-17-099 |
| 212- 17-390 | NEW    | 05-12-033 | 212- 80-018 | NEW    | 05-05-006 | 212- 80-095 | AMD    | 05-05-006 |
| 212- 17-395 | NEW-P  | 05-07-102 | 212- 80-018 | AMD-P  | 05-11-107 | 212- 80-095 | DECOD  | 05-05-006 |
| 212- 17-395 | NEW    | 05-12-033 | 212- 80-018 | AMD    | 05-17-099 | 212- 80-098 | RECOD  | 05-05-006 |
| 212- 17-400 | NEW-P  | 05-07-102 | 212- 80-020 | AMD-P  | 05-11-107 | 212- 80-100 | DECOD  | 05-05-006 |
| 212- 17-400 | NEW    | 05-12-033 | 212- 80-020 | AMD    | 05-17-099 | 212- 80-103 | RECOD  | 05-05-006 |
| 212- 17-405 | NEW-P  | 05-07-102 | 212- 80-023 | RECOD  | 05-05-006 | 212- 80-105 | AMD    | 05-05-006 |
| 212- 17-405 | NEW    | 05-12-033 | 212- 80-025 | AMD    | 05-05-006 | 212- 80-105 | DECOD  | 05-05-006 |
| 212- 17-410 | NEW-P  | 05-07-102 | 212- 80-025 | DECOD  | 05-05-006 | 212- 80-108 | RECOD  | 05-05-006 |
| 212- 17-410 | NEW    | 05-12-033 | 212- 80-028 | RECOD  | 05-05-006 | 212- 80-110 | AMD    | 05-05-006 |
| 212- 17-415 | NEW-P  | 05-07-102 | 212- 80-028 | AMD-P  | 05-11-107 | 212- 80-110 | DECOD  | 05-05-006 |
| 212- 17-415 | NEW    | 05-12-033 | 212- 80-028 | AMD    | 05-17-099 | 212- 80-113 | RECOD  | 05-05-006 |
| 212- 17-420 | NEW-P  | 05-07-102 | 212- 80-030 | AMD    | 05-05-006 | 212- 80-113 | AMD-P  | 05-11-107 |
| 212- 17-420 | NEW    | 05-12-033 | 212- 80-030 | DECOD  | 05-05-006 | 212- 80-113 | AMD    | 05-17-099 |
| 212- 17-425 | NEW-P  | 05-07-102 | 212- 80-033 | RECOD  | 05-05-006 | 212- 80-115 | AMD    | 05-05-006 |
| 212- 17-425 | NEW    | 05-12-033 | 212- 80-035 | AMD    | 05-05-006 | 212- 80-115 | DECOD  | 05-05-006 |
| 212- 17-430 | NEW-P  | 05-07-102 | 212- 80-035 | DECOD  | 05-05-006 | 212- 80-118 | RECOD  | 05-05-006 |
| 212- 17-430 | NEW    | 05-12-033 | 212- 80-038 | RECOD  | 05-05-006 | 212- 80-120 | AMD    | 05-05-006 |

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| 212- 80-120 | DECOD  | 05-05-006 | 220- 16-47000C | NEW-E  | 05-10-042 | 220- 33-01000H | REP-E  | 05-16-104 |
| 212- 80-123 | RECOD  | 05-05-006 | 220- 16-47000C | REP-E  | 05-18-009 | 220- 33-01000I | NEW-E  | 05-17-074 |
| 212- 80-125 | AMD    | 05-05-006 | 220- 16-47000D | NEW-E  | 05-18-009 | 220- 33-01000I | REP-E  | 05-17-074 |
| 212- 80-125 | DECOD  | 05-05-006 | 220- 16-47000D | REP-E  | 05-18-009 | 220- 33-01000J | NEW-E  | 05-17-122 |
| 212- 80-128 | RECOD  | 05-05-006 | 220- 16-820    | NEW    | 05-09-009 | 220- 33-01000J | REP-E  | 05-17-122 |
| 212- 80-130 | AMD    | 05-05-006 | 220- 16-830    | NEW    | 05-09-009 | 220- 33-01000K | NEW-E  | 05-17-147 |
| 212- 80-130 | DECOD  | 05-05-006 | 220- 16-840    | NEW    | 05-09-009 | 220- 33-01000K | REP-E  | 05-18-004 |
| 212- 80-133 | NEW-P  | 05-11-107 | 220- 16-850    | NEW    | 05-09-009 | 220- 33-01000L | NEW-E  | 05-18-004 |
| 212- 80-133 | NEW    | 05-17-099 | 220- 16-860    | NEW    | 05-09-009 | 220- 33-01000S | NEW-E  | 05-05-091 |
| 212- 80-135 | AMD    | 05-05-006 | 220- 16-870    | NEW    | 05-09-009 | 220- 33-01000S | REP-E  | 05-06-010 |
| 212- 80-135 | DECOD  | 05-05-006 | 220- 20-010    | AMD-P  | 05-03-117 | 220- 33-01000T | NEW-E  | 05-06-010 |
| 212- 80-138 | NEW-P  | 05-11-107 | 220- 20-010    | AMD    | 05-08-056 | 220- 33-01000T | REP-E  | 05-06-072 |
| 212- 80-138 | NEW    | 05-17-099 | 220- 20-05100A | REP-E  | 05-03-013 | 220- 33-01000U | NEW-E  | 05-06-072 |
| 212- 80-140 | NEW-P  | 05-11-107 | 220- 20-05100B | NEW-E  | 05-03-013 | 220- 33-01000U | REP-E  | 05-07-005 |
| 212- 80-140 | NEW    | 05-17-099 | 220- 20-05100B | REP-E  | 05-03-013 | 220- 33-01000V | NEW-E  | 05-07-005 |
| 212- 80-145 | NEW-P  | 05-11-107 | 220- 20-100    | AMD    | 05-09-009 | 220- 33-01000V | REP-E  | 05-07-026 |
| 212- 80-145 | NEW    | 05-17-099 | 220- 22-40000G | NEW-E  | 05-13-092 | 220- 33-01000W | NEW-E  | 05-07-026 |
| 212- 80-150 | NEW-P  | 05-11-107 | 220- 24-04000U | NEW-E  | 05-10-051 | 220- 33-01000W | REP-E  | 05-07-043 |
| 212- 80-150 | NEW    | 05-17-099 | 220- 24-04000U | REP-E  | 05-12-021 | 220- 33-01000X | NEW-E  | 05-07-043 |
| 212- 80-155 | NEW-P  | 05-11-107 | 220- 24-04000V | NEW-E  | 05-12-021 | 220- 33-01000X | REP-E  | 05-07-082 |
| 212- 80-155 | NEW    | 05-17-099 | 220- 24-04000V | REP-E  | 05-13-002 | 220- 33-01000Y | NEW-E  | 05-07-082 |
| 212- 80-160 | NEW-P  | 05-11-107 | 220- 24-04000W | NEW-E  | 05-13-002 | 220- 33-01000Y | REP-E  | 05-08-021 |
| 212- 80-160 | NEW    | 05-17-099 | 220- 24-04000W | REP-E  | 05-13-068 | 220- 33-01000Z | NEW-E  | 05-08-021 |
| 212- 80-165 | NEW-P  | 05-11-107 | 220- 24-04000X | NEW-E  | 05-13-068 | 220- 33-01000Z | REP-E  | 05-08-073 |
| 212- 80-165 | NEW    | 05-17-099 | 220- 24-04000X | REP-E  | 05-17-028 | 220- 33-03000V | NEW-E  | 05-11-031 |
| 212- 80-170 | NEW-P  | 05-11-107 | 220- 24-04000Y | NEW-E  | 05-17-028 | 220- 33-03000V | REP-E  | 05-11-031 |
| 212- 80-170 | NEW    | 05-17-099 | 220- 24-04000Y | REP-E  | 05-17-028 | 220- 33-03000V | REP-E  | 05-12-003 |
| 212- 80-175 | NEW-P  | 05-11-107 | 220- 24-04000Y | REP-E  | 05-17-182 | 220- 33-03000W | NEW-E  | 05-12-003 |
| 212- 80-175 | NEW    | 05-17-099 | 220- 32-05100G | REP-E  | 05-04-068 | 220- 33-03000W | REP-E  | 05-12-003 |
| 212- 80-180 | NEW-P  | 05-11-107 | 220- 32-05100H | NEW-E  | 05-03-061 | 220- 33-03000W | REP-E  | 05-13-195 |
| 212- 80-180 | NEW    | 05-17-099 | 220- 32-05100H | REP-E  | 05-03-061 | 220- 33-03000X | NEW-E  | 05-13-195 |
| 212- 80-185 | NEW-P  | 05-11-107 | 220- 32-05100H | REP-E  | 05-04-068 | 220- 33-03000X | REP-E  | 05-13-195 |
| 212- 80-185 | NEW    | 05-17-099 | 220- 32-05100I | NEW-E  | 05-04-068 | 220- 33-03000Y | NEW-E  | 05-14-059 |
| 212- 80-188 | NEW-P  | 05-11-107 | 220- 32-05100I | REP-E  | 05-04-068 | 220- 33-03000Y | REP-E  | 05-14-059 |
| 212- 80-188 | NEW    | 05-17-099 | 220- 32-05100I | REP-E  | 05-07-084 | 220- 33-04000W | REP-E  | 05-06-042 |
| 212- 80-190 | NEW-P  | 05-11-107 | 220- 32-05100J | NEW-E  | 05-07-084 | 220- 33-04000X | NEW-E  | 05-06-042 |
| 212- 80-190 | NEW    | 05-17-099 | 220- 32-05100J | REP-E  | 05-14-117 | 220- 33-04000X | REP-E  | 05-06-042 |
| 212- 80-195 | NEW-P  | 05-11-107 | 220- 32-05100K | NEW-E  | 05-14-117 | 220- 36-023    | AMD-X  | 05-10-106 |
| 212- 80-195 | NEW    | 05-17-099 | 220- 32-05100K | REP-E  | 05-14-117 | 220- 36-023    | AMD    | 05-17-006 |
| 212- 80-200 | RECOD  | 05-05-006 | 220- 32-05100K | REP-E  | 05-15-033 | 220- 40-027    | AMD-X  | 05-10-106 |
| 212- 80-200 | AMD-P  | 05-11-107 | 220- 32-05100L | NEW-E  | 05-15-033 | 220- 40-027    | AMD    | 05-17-006 |
| 212- 80-200 | AMD    | 05-17-099 | 220- 32-05100L | REP-E  | 05-15-033 | 220- 44-035    | AMD-X  | 05-11-089 |
| 212- 80-205 | RECOD  | 05-05-006 | 220- 32-05100L | REP-E  | 05-16-016 | 220- 44-035    | AMD    | 05-17-003 |
| 212- 80-205 | AMD-P  | 05-11-107 | 220- 32-05100M | NEW-E  | 05-16-016 | 220- 44-03500A | NEW-E  | 05-12-016 |
| 212- 80-205 | AMD    | 05-17-099 | 220- 32-05100M | REP-E  | 05-16-016 | 220- 44-05000D | REP-E  | 05-08-055 |
| 212- 80-210 | NEW    | 05-05-006 | 220- 32-05100N | NEW-E  | 05-17-146 | 220- 44-05000E | NEW-E  | 05-08-055 |
| 212- 80-215 | NEW    | 05-05-006 | 220- 32-05100N | REP-E  | 05-17-146 | 220- 44-05000E | REP-E  | 05-11-026 |
| 212- 80-220 | NEW    | 05-05-006 | 220- 33-01000A | NEW-E  | 05-08-073 | 220- 44-05000F | NEW-E  | 05-11-026 |
| 212- 80-225 | NEW    | 05-05-006 | 220- 33-01000A | REP-E  | 05-09-098 | 220- 44-05000F | REP-E  | 05-15-016 |
| 212- 80-230 | NEW    | 05-05-006 | 220- 33-01000B | NEW-E  | 05-11-005 | 220- 44-05000G | NEW-E  | 05-15-016 |
| 212- 80-235 | NEW    | 05-05-006 | 220- 33-01000B | REP-E  | 05-11-005 | 220- 47-001    | AMD-X  | 05-12-143 |
| 212- 80-240 | NEW    | 05-05-006 | 220- 33-01000C | NEW-E  | 05-11-032 | 220- 47-001    | AMD    | 05-17-002 |
| 212- 80-245 | NEW    | 05-05-006 | 220- 33-01000C | REP-E  | 05-11-032 | 220- 47-302    | AMD-X  | 05-12-143 |
| 212- 80-250 | NEW    | 05-05-006 | 220- 33-01000D | NEW-E  | 05-13-194 | 220- 47-302    | AMD    | 05-17-002 |
| 212- 80-255 | NEW    | 05-05-006 | 220- 33-01000D | REP-E  | 05-13-194 | 220- 47-311    | AMD-X  | 05-12-143 |
| 212- 80-260 | NEW    | 05-05-006 | 220- 33-01000E | NEW-E  | 05-15-032 | 220- 47-311    | AMD    | 05-17-002 |
| 212- 80-265 | NEW    | 05-05-006 | 220- 33-01000E | REP-E  | 05-15-032 | 220- 47-325    | AMD-X  | 05-12-143 |
| 212- 80-265 | AMD-P  | 05-11-107 | 220- 33-01000F | NEW-E  | 05-15-100 | 220- 47-325    | AMD    | 05-17-002 |
| 212- 80-265 | AMD    | 05-17-099 | 220- 33-01000F | REP-E  | 05-15-100 | 220- 47-401    | AMD-X  | 05-12-143 |
| 220- 16-007 | NEW-W  | 05-14-132 | 220- 33-01000G | NEW-E  | 05-16-015 | 220- 47-401    | AMD    | 05-17-002 |
| 220- 16-470 | AMD-X  | 05-10-107 | 220- 33-01000G | REP-E  | 05-16-015 | 220- 47-411    | AMD-X  | 05-12-143 |
| 220- 16-470 | AMD    | 05-17-007 | 220- 33-01000H | NEW-E  | 05-16-104 | 220- 47-411    | AMD    | 05-17-002 |

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| WAC #         | ACTION | WSR #     | WAC #         | ACTION | WSR #     | WAC #         | ACTION | WSR #     |
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| 220-47-428    | AMD-X  | 05-12-143 | 220-52-05100P | REP-E  | 05-14-148 | 220-56-130    | AMD    | 05-05-035 |
| 220-47-428    | AMD    | 05-17-002 | 220-52-05100Q | NEW-E  | 05-14-148 | 220-56-156    | AMD    | 05-05-046 |
| 220-47-50100I | NEW-E  | 05-17-082 | 220-52-05100Q | REP-E  | 05-15-048 | 220-56-180    | AMD-X  | 05-10-107 |
| 220-47-50100I | REP-E  | 05-17-181 | 220-52-05100R | NEW-E  | 05-15-048 | 220-56-180    | AMD    | 05-17-007 |
| 220-47-50100J | NEW-E  | 05-17-181 | 220-52-05100R | REP-E  | 05-16-048 | 220-56-18000D | NEW-E  | 05-10-042 |
| 220-47-50100J | REP-E  | 05-18-018 | 220-52-05100S | NEW-E  | 05-16-048 | 220-56-18000D | REP-E  | 05-18-009 |
| 220-47-50100K | NEW-E  | 05-18-018 | 220-52-05100S | REP-E  | 05-16-062 | 220-56-18000E | NEW-E  | 05-18-009 |
| 220-47-50100K | REP-E  | 05-18-053 | 220-52-05100T | NEW-E  | 05-16-062 | 220-56-18000E | REP-E  | 05-18-009 |
| 220-47-50100L | NEW-E  | 05-18-053 | 220-52-05100T | REP-E  | 05-17-016 | 220-56-195    | AMD-X  | 05-10-107 |
| 220-47-50100L | REP-E  | 05-18-069 | 220-52-05100U | NEW-E  | 05-17-016 | 220-56-195    | AMD    | 05-17-007 |
| 220-47-50100M | NEW-E  | 05-18-069 | 220-52-05100U | REP-E  | 05-17-032 | 220-56-19500N | NEW-E  | 05-10-042 |
| 220-48-00500I | NEW-E  | 05-11-027 | 220-52-05100V | NEW-E  | 05-17-032 | 220-56-19500N | REP-E  | 05-18-009 |
| 220-48-01500V | NEW-E  | 05-05-090 | 220-52-05100V | REP-E  | 05-17-057 | 220-56-19500P | NEW-E  | 05-18-009 |
| 220-48-01500V | REP-E  | 05-11-027 | 220-52-05100W | NEW-E  | 05-17-057 | 220-56-19500P | REP-E  | 05-18-009 |
| 220-48-01500W | NEW-E  | 05-11-027 | 220-52-05100W | REP-E  | 05-17-076 | 220-56-25000H | NEW-E  | 05-06-008 |
| 220-48-03200F | NEW-E  | 05-13-086 | 220-52-05100X | NEW-E  | 05-17-076 | 220-56-255    | AMD-X  | 05-09-033 |
| 220-52-018    | AMD-P  | 05-12-142 | 220-52-05100X | REP-E  | 05-17-097 | 220-56-255    | AMD    | 05-14-035 |
| 220-52-018    | AMD-W  | 05-14-133 | 220-52-05100Y | NEW-E  | 05-17-097 | 220-56-25500S | NEW-E  | 05-09-025 |
| 220-52-020    | AMD-P  | 05-12-142 | 220-52-05100Y | REP-E  | 05-17-180 | 220-56-25500S | REP-E  | 05-11-102 |
| 220-52-020    | AMD-W  | 05-14-133 | 220-52-05100Z | NEW-E  | 05-17-180 | 220-56-25500T | NEW-E  | 05-11-102 |
| 220-52-030    | AMD    | 05-05-027 | 220-52-05100Z | REP-E  | 05-18-014 | 220-56-25500T | REP-E  | 05-12-038 |
| 220-52-03000Z | NEW-E  | 05-15-015 | 220-52-07100L | NEW-E  | 05-05-040 | 220-56-25500U | NEW-E  | 05-12-038 |
| 220-52-03000Z | REP-E  | 05-15-015 | 220-52-07100L | REP-E  | 05-06-009 | 220-56-25500U | REP-E  | 05-12-061 |
| 220-52-040    | AMD-P  | 05-17-200 | 220-52-07100M | NEW-E  | 05-06-009 | 220-56-25500V | NEW-E  | 05-12-061 |
| 220-52-04000F | REP-E  | 05-03-039 | 220-52-07100M | REP-E  | 05-07-010 | 220-56-25500V | REP-E  | 05-13-069 |
| 220-52-04000H | NEW-E  | 05-03-039 | 220-52-07100N | NEW-E  | 05-07-010 | 220-56-25500W | NEW-E  | 05-13-069 |
| 220-52-04000H | REP-E  | 05-06-034 | 220-52-07100N | REP-E  | 05-07-062 | 220-56-25500W | REP-E  | 05-15-083 |
| 220-52-04000I | NEW-E  | 05-04-065 | 220-52-07100P | NEW-E  | 05-07-062 | 220-56-25500X | NEW-E  | 05-15-083 |
| 220-52-04000I | REP-E  | 05-04-065 | 220-52-07100P | REP-E  | 05-07-083 | 220-56-25500X | REP-E  | 05-17-134 |
| 220-52-04000J | NEW-E  | 05-06-034 | 220-52-07100Q | NEW-E  | 05-07-083 | 220-56-25500Y | NEW-E  | 05-17-134 |
| 220-52-04000J | REP-E  | 05-07-060 | 220-52-07100Q | REP-E  | 05-07-083 | 220-56-27000W | REP-E  | 05-06-043 |
| 220-52-04000K | NEW-E  | 05-07-060 | 220-52-07100R | NEW-E  | 05-16-013 | 220-56-27000X | NEW-E  | 05-06-043 |
| 220-52-04000K | REP-E  | 05-13-092 | 220-52-07100R | REP-E  | 05-17-005 | 220-56-27000X | REP-E  | 05-06-043 |
| 220-52-04000L | NEW-E  | 05-13-092 | 220-52-07100S | NEW-E  | 05-17-005 | 220-56-282    | AMD    | 05-05-035 |
| 220-52-043    | AMD-P  | 05-17-200 | 220-52-07100S | REP-E  | 05-17-077 | 220-56-28200G | REP-E  | 05-08-071 |
| 220-52-04600A | NEW-E  | 05-06-034 | 220-52-07100T | NEW-E  | 05-17-077 | 220-56-28200H | NEW-E  | 05-06-006 |
| 220-52-04600A | REP-E  | 05-07-060 | 220-52-07100T | REP-E  | 05-18-012 | 220-56-28200I | NEW-E  | 05-08-071 |
| 220-52-04600B | NEW-E  | 05-07-060 | 220-52-07100U | NEW-E  | 05-18-012 | 220-56-28200I | REP-E  | 05-08-071 |
| 220-52-04600B | REP-E  | 05-13-092 | 220-52-07300Q | REP-E  | 05-03-068 | 220-56-28500E | NEW-E  | 05-11-042 |
| 220-52-04600C | NEW-E  | 05-13-092 | 220-52-07300R | NEW-E  | 05-03-068 | 220-56-28500E | REP-E  | 05-11-092 |
| 220-52-04600R | REP-E  | 05-03-063 | 220-52-07300R | REP-E  | 05-05-039 | 220-56-310    | AMD    | 05-05-035 |
| 220-52-04600T | REP-E  | 05-04-065 | 220-52-07300S | NEW-E  | 05-05-039 | 220-56-310    | AMD-P  | 05-07-042 |
| 220-52-04600W | REP-E  | 05-02-048 | 220-52-07300S | REP-E  | 05-07-009 | 220-56-310    | AMD    | 05-12-007 |
| 220-52-04600X | NEW-E  | 05-03-063 | 220-52-07300T | NEW-E  | 05-07-009 | 220-56-31000W | NEW-E  | 05-12-004 |
| 220-52-04600X | REP-E  | 05-05-041 | 220-52-07300T | REP-E  | 05-07-103 | 220-56-31000W | REP-E  | 05-12-004 |
| 220-52-04600Y | NEW-E  | 05-04-065 | 220-56-02300D | NEW-E  | 05-16-077 | 220-56-312    | AMD-P  | 05-07-042 |
| 220-52-04600Z | NEW-E  | 05-05-041 | 220-56-100    | AMD-X  | 05-10-107 | 220-56-315    | AMD    | 05-05-035 |
| 220-52-04600Z | REP-E  | 05-06-034 | 220-56-100    | AMD    | 05-17-007 | 220-56-315    | AMD-P  | 05-07-042 |
| 220-52-05100A | NEW-E  | 05-18-014 | 220-56-10000D | NEW-E  | 05-10-042 | 220-56-315    | AMD    | 05-12-007 |
| 220-52-05100A | REP-E  | 05-18-019 | 220-56-10000D | REP-E  | 05-18-009 | 220-56-31500D | NEW-E  | 05-12-004 |
| 220-52-05100B | NEW-E  | 05-18-019 | 220-56-10000E | NEW-E  | 05-18-009 | 220-56-31500D | REP-E  | 05-12-004 |
| 220-52-05100B | REP-E  | 05-18-026 | 220-56-10000E | REP-E  | 05-18-009 | 220-56-320    | AMD    | 05-05-035 |
| 220-52-05100C | NEW-E  | 05-18-026 | 220-56-115    | AMD    | 05-05-035 | 220-56-325    | AMD    | 05-05-035 |
| 220-52-05100K | NEW-E  | 05-09-039 | 220-56-11600A | NEW-E  | 05-16-028 | 220-56-32500A | NEW-E  | 05-11-090 |
| 220-52-05100K | REP-E  | 05-10-049 | 220-56-118    | AMD    | 05-05-035 | 220-56-32500A | REP-E  | 05-12-008 |
| 220-52-05100L | NEW-E  | 05-10-049 | 220-56-118    | AMD-X  | 05-10-107 | 220-56-32500B | NEW-E  | 05-12-008 |
| 220-52-05100L | REP-E  | 05-11-091 | 220-56-118    | AMD    | 05-17-007 | 220-56-32500B | REP-E  | 05-12-039 |
| 220-52-05100M | NEW-E  | 05-11-091 | 220-56-123    | AMD-X  | 05-10-107 | 220-56-32500C | NEW-E  | 05-12-039 |
| 220-52-05100M | REP-E  | 05-13-052 | 220-56-123    | AMD    | 05-17-007 | 220-56-32500C | REP-E  | 05-12-104 |
| 220-52-05100N | NEW-E  | 05-13-052 | 220-56-128    | AMD    | 05-05-035 | 220-56-32500D | NEW-E  | 05-12-104 |
| 220-52-05100N | REP-E  | 05-13-196 | 220-56-128    | AMD    | 05-05-035 | 220-56-32500D | REP-E  | 05-12-120 |
| 220-52-05100P | NEW-E  | 05-13-196 | 220-56-129    | AMD    | 05-05-035 | 220-56-32500E | NEW-E  | 05-12-120 |

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| 220- 56-32500E | REP-E  | 05-14-036 | 220- 88D-010    | NEW-W  | 05-14-133 | 222- 20-010  | AMD-P  | 05-17-173 |
| 220- 56-32500F | NEW-E  | 05-14-036 | 220- 88D-01000A | NEW-E  | 05-10-005 | 222- 20-015  | AMD-P  | 05-17-173 |
| 220- 56-32500F | REP-E  | 05-15-047 | 220- 88D-01000A | REP-E  | 05-12-060 | 222- 20-020  | AMD-P  | 05-06-096 |
| 220- 56-32500G | NEW-E  | 05-15-047 | 220- 88D-01000B | NEW-E  | 05-12-060 | 222- 20-020  | AMD    | 05-12-119 |
| 220- 56-32500W | NEW-E  | 05-09-027 | 220- 88D-020    | NEW-P  | 05-12-142 | 222- 20-040  | AMD-P  | 05-06-096 |
| 220- 56-32500W | REP-E  | 05-10-078 | 220- 88D-020    | NEW-W  | 05-14-133 | 222- 20-040  | AMD    | 05-12-119 |
| 220- 56-32500X | NEW-E  | 05-10-078 | 220- 88D-02000A | NEW-E  | 05-12-060 | 222- 20-040  | AMD-P  | 05-17-173 |
| 220- 56-32500X | REP-E  | 05-11-025 | 220- 88D-030    | NEW-P  | 05-12-142 | 222- 20-050  | AMD-P  | 05-06-096 |
| 220- 56-32500Y | NEW-E  | 05-11-025 | 220- 88D-030    | NEW-W  | 05-14-133 | 222- 20-050  | AMD    | 05-12-119 |
| 220- 56-32500Y | REP-E  | 05-11-044 | 220- 88D-03000A | NEW-E  | 05-12-060 | 222- 20-055  | AMD-P  | 05-17-173 |
| 220- 56-32500Z | NEW-E  | 05-11-044 | 220- 88D-040    | NEW-P  | 05-12-142 | 222- 20-060  | AMD-P  | 05-06-096 |
| 220- 56-32500Z | REP-E  | 05-11-090 | 220- 88D-040    | NEW-W  | 05-14-133 | 222- 20-060  | AMD    | 05-12-119 |
| 220- 56-326    | AMD    | 05-05-035 | 220- 88D-04000A | NEW-E  | 05-12-060 | 222- 20-075  | NEW-P  | 05-06-096 |
| 220- 56-330    | AMD    | 05-05-035 | 220- 88D-050    | NEW-P  | 05-12-142 | 222- 20-075  | NEW    | 05-12-119 |
| 220- 56-330    | AMD-P  | 05-07-042 | 220- 88D-050    | NEW-W  | 05-14-133 | 222- 21-030  | AMD-P  | 05-06-096 |
| 220- 56-330    | AMD    | 05-12-007 | 220- 88E-010    | NEW-P  | 05-16-059 | 222- 21-030  | AMD    | 05-12-119 |
| 220- 56-33000Q | REP-E  | 05-07-149 | 220- 88E-020    | NEW-P  | 05-16-059 | 222- 22-010  | AMD-P  | 05-06-096 |
| 220- 56-33000R | NEW-E  | 05-07-008 | 220- 88E-030    | NEW-P  | 05-16-059 | 222- 22-010  | AMD-S  | 05-08-085 |
| 220- 56-33000R | REP-E  | 05-07-149 | 220- 88E-040    | NEW-P  | 05-16-059 | 222- 22-010  | AMD    | 05-12-119 |
| 220- 56-33000S | NEW-E  | 05-07-149 | 220- 95-110     | AMD-P  | 05-09-011 | 222- 22-020  | AMD-S  | 05-08-085 |
| 220- 56-33000S | REP-E  | 05-12-004 | 220- 95-110     | AMD    | 05-17-027 | 222- 22-020  | AMD    | 05-12-119 |
| 220- 56-33000T | NEW-E  | 05-12-004 | 220-110-170     | AMD-X  | 05-09-040 | 222- 22-045  | NEW-S  | 05-08-085 |
| 220- 56-33000T | REP-E  | 05-12-004 | 220-110-170     | AMD    | 05-14-001 | 222- 22-045  | NEW    | 05-12-119 |
| 220- 56-350    | AMD    | 05-05-035 | 222             | AMD-S  | 05-04-007 | 222- 22-050  | AMD-S  | 05-08-085 |
| 220- 56-35000U | REP-E  | 05-06-007 | 222             | PREP   | 05-17-172 | 222- 22-050  | AMD    | 05-12-119 |
| 220- 56-35000V | NEW-E  | 05-06-007 | 222- 08-160     | AMD-S  | 05-08-085 | 222- 22-060  | AMD-S  | 05-08-085 |
| 220- 56-35000W | NEW-E  | 05-09-026 | 222- 08-160     | AMD    | 05-12-119 | 222- 22-060  | AMD    | 05-12-119 |
| 220- 56-35000W | REP-E  | 05-09-026 | 222- 10-030     | AMD-P  | 05-06-096 | 222- 22-070  | AMD-P  | 05-06-096 |
| 220- 56-36000E | NEW-E  | 05-02-047 | 222- 10-030     | AMD    | 05-12-119 | 222- 22-070  | AMD-S  | 05-08-085 |
| 220- 56-36000E | REP-E  | 05-02-047 | 222- 10-040     | AMD-P  | 05-06-096 | 222- 22-070  | AMD    | 05-12-119 |
| 220- 56-36000F | NEW-E  | 05-04-064 | 222- 10-040     | AMD    | 05-12-119 | 222- 22-080  | AMD-S  | 05-08-085 |
| 220- 56-36000F | REP-E  | 05-04-064 | 222- 12-010     | AMD-S  | 05-08-085 | 222- 22-080  | AMD    | 05-12-119 |
| 220- 56-36000G | NEW-E  | 05-06-071 | 222- 12-010     | AMD    | 05-12-119 | 222- 22-090  | AMD-P  | 05-06-096 |
| 220- 56-36000G | REP-E  | 05-06-071 | 222- 12-040     | AMD-P  | 05-06-096 | 222- 22-090  | AMD-S  | 05-08-085 |
| 220- 56-36000H | NEW-E  | 05-08-006 | 222- 12-040     | AMD    | 05-12-119 | 222- 22-090  | AMD    | 05-12-119 |
| 220- 56-36000H | REP-E  | 05-08-006 | 222- 12-045     | AMD-P  | 05-06-096 | 222- 23-020  | AMD-P  | 05-06-096 |
| 220- 56-36000I | NEW-E  | 05-08-119 | 222- 12-045     | AMD    | 05-12-119 | 222- 23-020  | AMD    | 05-12-119 |
| 220- 56-36000I | REP-E  | 05-08-119 | 222- 12-046     | AMD-P  | 05-06-096 | 222- 23-025  | AMD-P  | 05-06-096 |
| 220- 56-36000J | NEW-E  | 05-09-068 | 222- 12-046     | AMD-S  | 05-08-085 | 222- 23-025  | AMD    | 05-12-119 |
| 220- 56-36000J | REP-E  | 05-09-068 | 222- 12-046     | AMD    | 05-12-119 | 222- 24-010  | AMD-P  | 05-06-096 |
| 220- 56-36000K | NEW-E  | 05-10-079 | 222- 12-080     | AMD-P  | 05-06-096 | 222- 24-010  | AMD    | 05-12-119 |
| 220- 56-36000K | REP-E  | 05-10-079 | 222- 12-080     | AMD    | 05-12-119 | 222- 24-010  | AMD-P  | 05-17-173 |
| 220- 56-380    | AMD    | 05-05-035 | 222- 12-090     | AMD-P  | 05-06-096 | 222- 24-050  | AMD-P  | 05-17-173 |
| 220- 56-38000H | REP-E  | 05-09-026 | 222- 12-090     | AMD-S  | 05-08-085 | 222- 24-051  | AMD-P  | 05-06-096 |
| 220- 56-38000I | NEW-E  | 05-09-026 | 222- 12-090     | AMD    | 05-12-119 | 222- 24-051  | AMD    | 05-12-119 |
| 220- 69-236    | AMD    | 05-05-035 | 222- 16-010     | AMD-P  | 05-06-096 | 222- 24-051  | AMD-P  | 05-17-173 |
| 220- 69-240    | AMD-W  | 05-14-132 | 222- 16-010     | AMD-S  | 05-08-085 | 222- 24-0511 | NEW-P  | 05-17-173 |
| 220- 69-241    | AMD-W  | 05-14-132 | 222- 16-010     | AMD    | 05-12-119 | 222- 30-020  | AMD-P  | 05-06-096 |
| 220- 69-26401  | AMD    | 05-05-026 | 222- 16-010     | AMD-P  | 05-17-173 | 222- 30-020  | AMD    | 05-12-119 |
| 220- 69-280    | AMD-W  | 05-14-132 | 222- 16-030     | AMD-P  | 05-06-096 | 222- 30-021  | AMD-P  | 05-06-096 |
| 220- 69-310    | NEW-W  | 05-14-132 | 222- 16-030     | AMD    | 05-12-119 | 222- 30-021  | AMD    | 05-12-119 |
| 220- 72-08900D | NEW-E  | 05-16-125 | 222- 16-031     | AMD-P  | 05-06-096 | 222- 30-022  | AMD-P  | 05-06-096 |
| 220- 76-015    | AMD-P  | 05-09-023 | 222- 16-031     | AMD    | 05-12-119 | 222- 30-022  | AMD    | 05-12-119 |
| 220- 76-015    | AMD-W  | 05-09-041 | 222- 16-050     | AMD-P  | 05-06-096 | 222- 30-023  | AMD-P  | 05-06-096 |
| 220- 76-015    | AMD-P  | 05-09-042 | 222- 16-050     | AMD    | 05-12-119 | 222- 30-023  | AMD    | 05-12-119 |
| 220- 88C-030   | AMD-P  | 05-03-117 | 222- 16-050     | AMD-P  | 05-17-173 | 222- 30-025  | AMD-P  | 05-06-096 |
| 220- 88C-030   | AMD    | 05-08-056 | 222- 16-070     | AMD-P  | 05-06-096 | 222- 30-025  | AMD    | 05-12-119 |
| 220- 88C-040   | AMD-P  | 05-03-117 | 222- 16-070     | AMD    | 05-12-119 | 222- 30-050  | AMD-P  | 05-06-096 |
| 220- 88C-040   | AMD    | 05-08-056 | 222- 16-080     | AMD-P  | 05-06-096 | 222- 30-050  | AMD    | 05-12-119 |
| 220- 88C-050   | AMD-P  | 05-03-117 | 222- 16-080     | AMD    | 05-12-119 | 222- 30-110  | AMD-P  | 05-06-096 |
| 220- 88C-050   | AMD    | 05-08-056 | 222- 20-010     | AMD-P  | 05-06-096 | 222- 30-110  | AMD    | 05-12-119 |
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| 222- 34-020    | AMD-P  | 05-06-096 | 232- 16-740    | AMD    | 05-17-098 | 232- 28-61900F | REP-E  | 05-09-097 |
| 222- 34-020    | AMD    | 05-12-119 | 232- 28-248    | AMD    | 05-02-046 | 232- 28-61900F | NEW-E  | 05-13-199 |
| 230- 02        | PREP   | 05-13-042 | 232- 28-248    | AMD-P  | 05-06-108 | 232- 28-61900F | REP-E  | 05-14-062 |
| 230- 02-205    | AMD-W  | 05-09-052 | 232- 28-248    | AMD    | 05-11-022 | 232- 28-61900G | NEW-E  | 05-07-061 |
| 230- 02-505    | AMD-P  | 05-09-065 | 232- 28-266    | AMD-P  | 05-06-108 | 232- 28-61900G | NEW-E  | 05-14-061 |
| 230- 02-505    | AMD-S  | 05-11-087 | 232- 28-266    | AMD    | 05-11-021 | 232- 28-61900G | REP-E  | 05-18-051 |
| 230- 02-505    | AMD-S  | 05-13-117 | 232- 28-271    | AMD    | 05-02-046 | 232- 28-61900H | NEW-E  | 05-07-078 |
| 230- 02-505    | AMD    | 05-17-107 | 232- 28-273    | AMD-P  | 05-06-108 | 232- 28-61900H | REP-E  | 05-07-078 |
| 230- 04        | PREP   | 05-13-042 | 232- 28-273    | AMD    | 05-11-022 | 232- 28-61900H | NEW-E  | 05-14-062 |
| 230- 04-142    | AMD-P  | 05-07-118 | 232- 28-282    | AMD-P  | 05-06-108 | 232- 28-61900H | REP-E  | 05-15-099 |
| 230- 04-142    | AMD    | 05-11-084 | 232- 28-282    | AMD    | 05-11-022 | 232- 28-61900I | NEW-E  | 05-07-148 |
| 230- 04-208    | REP-P  | 05-14-163 | 232- 28-284    | NEW    | 05-02-046 | 232- 28-61900I | REP-E  | 05-07-148 |
| 230- 04-208    | REP    | 05-17-106 | 232- 28-285    | AMD-P  | 05-13-192 | 232- 28-61900I | NEW-E  | 05-14-116 |
| 230- 04-255    | AMD-P  | 05-07-115 | 232- 28-285    | AMD    | 05-17-098 | 232- 28-61900I | REP-E  | 05-18-009 |
| 230- 04-255    | AMD    | 05-11-086 | 232- 28-291    | AMD    | 05-02-046 | 232- 28-61900J | NEW-E  | 05-08-071 |
| 230- 04-270    | AMD-P  | 05-07-117 | 232- 28-299    | AMD-P  | 05-13-193 | 232- 28-61900J | REP-E  | 05-08-071 |
| 230- 04-270    | AMD    | 05-11-085 | 232- 28-299    | AMD    | 05-17-098 | 232- 28-61900J | REP-E  | 05-13-035 |
| 230- 08        | PREP   | 05-13-042 | 232- 28-333    | AMD    | 05-02-046 | 232- 28-61900J | NEW-E  | 05-14-147 |
| 230- 08-130    | AMD-P  | 05-07-119 | 232- 28-333    | AMD-P  | 05-06-108 | 232- 28-61900K | NEW-E  | 05-08-072 |
| 230- 08-130    | AMD    | 05-11-088 | 232- 28-333    | AMD    | 05-11-024 | 232- 28-61900K | REP-E  | 05-08-072 |
| 230- 08-140    | AMD-P  | 05-07-119 | 232- 28-335    | AMD-P  | 05-06-108 | 232- 28-61900K | NEW-E  | 05-15-099 |
| 230- 08-140    | AMD    | 05-11-088 | 232- 28-335    | AMD    | 05-11-022 | 232- 28-61900L | NEW-E  | 05-08-074 |
| 230- 08-150    | AMD-P  | 05-07-119 | 232- 28-337    | AMD-P  | 05-06-108 | 232- 28-61900L | REP-E  | 05-08-074 |
| 230- 08-150    | AMD    | 05-11-088 | 232- 28-337    | AMD    | 05-11-023 | 232- 28-61900L | NEW-E  | 05-16-027 |
| 230- 08-160    | AMD-P  | 05-07-119 | 232- 28-341    | AMD-P  | 05-06-108 | 232- 28-61900M | NEW-E  | 05-09-016 |
| 230- 08-160    | AMD    | 05-11-088 | 232- 28-341    | AMD    | 05-11-022 | 232- 28-61900M | REP-E  | 05-09-016 |
| 230- 08-165    | AMD-P  | 05-07-119 | 232- 28-351    | AMD-P  | 05-06-106 | 232- 28-61900M | NEW-E  | 05-16-103 |
| 230- 08-165    | AMD    | 05-11-088 | 232- 28-351    | AMD    | 05-11-022 | 232- 28-61900M | REP-E  | 05-16-103 |
| 230- 12        | PREP   | 05-13-042 | 232- 28-35100C | NEW-E  | 05-13-087 | 232- 28-61900N | NEW-E  | 05-09-037 |
| 230- 12-305    | AMD-P  | 05-07-119 | 232- 28-35100D | NEW-E  | 05-16-057 | 232- 28-61900N | REP-E  | 05-09-037 |
| 230- 12-305    | AMD    | 05-11-088 | 232- 28-352    | AMD-P  | 05-06-107 | 232- 28-61900N | NEW-E  | 05-17-073 |
| 230- 12-310    | AMD-P  | 05-07-119 | 232- 28-352    | AMD    | 05-11-024 | 232- 28-61900P | NEW-E  | 05-09-024 |
| 230- 12-310    | AMD    | 05-11-088 | 232- 28-35200D | NEW-E  | 05-16-057 | 232- 28-61900P | REP-E  | 05-09-024 |
| 230- 12-320    | REP-P  | 05-13-116 | 232- 28-428    | REP-P  | 05-13-197 | 232- 28-61900P | NEW-E  | 05-17-121 |
| 230- 12-330    | REP-P  | 05-13-116 | 232- 28-428    | REP    | 05-17-098 | 232- 28-61900P | REP-E  | 05-17-121 |
| 230- 12-340    | AMD-P  | 05-13-116 | 232- 28-429    | NEW-P  | 05-13-197 | 232- 28-61900Q | NEW-E  | 05-09-067 |
| 230- 12-345    | REP-P  | 05-13-116 | 232- 28-429    | NEW    | 05-17-098 | 232- 28-61900Q | REP-E  | 05-09-067 |
| 230- 12-350    | AMD-P  | 05-13-116 | 232- 28-619    | AMD    | 05-03-005 | 232- 28-61900Q | NEW-E  | 05-18-003 |
| 230- 20-115    | AMD-P  | 05-03-115 | 232- 28-619    | AMD    | 05-05-035 | 232- 28-61900R | NEW-E  | 05-09-097 |
| 230- 20-115    | AMD    | 05-07-106 | 232- 28-619    | AMD-X  | 05-10-107 | 232- 28-61900R | REP-E  | 05-11-006 |
| 230- 20-325    | AMD-P  | 05-13-115 | 232- 28-619    | AMD    | 05-17-007 | 232- 28-61900R | NEW-E  | 05-18-009 |
| 230- 20-335    | AMD-P  | 05-03-114 | 232- 28-61900A | NEW-E  | 05-13-031 | 232- 28-61900R | REP-E  | 05-18-009 |
| 230- 20-335    | AMD    | 05-07-107 | 232- 28-61900A | REP-E  | 05-13-031 | 232- 28-61900S | NEW-E  | 05-10-007 |
| 230- 20-335    | AMD-P  | 05-13-115 | 232- 28-61900B | NEW-E  | 05-03-062 | 232- 28-61900S | REP-E  | 05-10-007 |
| 230- 30-033    | AMD-W  | 05-08-105 | 232- 28-61900B | REP-E  | 05-07-061 | 232- 28-61900S | NEW-E  | 05-18-051 |
| 232- 12-021    | AMD    | 05-02-046 | 232- 28-61900B | NEW-E  | 05-13-009 | 232- 28-61900S | REP-E  | 05-18-051 |
| 232- 12-068    | AMD-P  | 05-13-198 | 232- 28-61900B | REP-E  | 05-13-009 | 232- 28-61900T | NEW-E  | 05-10-042 |
| 232- 12-068    | AMD    | 05-17-098 | 232- 28-61900C | NEW-E  | 05-04-003 | 232- 28-61900T | REP-E  | 05-14-116 |
| 232- 12-129    | AMD    | 05-05-008 | 232- 28-61900C | NEW-E  | 05-13-010 | 232- 28-61900T | NEW-E  | 05-18-052 |
| 232- 12-421    | NEW-P  | 05-13-193 | 232- 28-61900C | REP-E  | 05-14-061 | 232- 28-61900T | REP-E  | 05-18-052 |
| 232- 12-422    | NEW-P  | 05-13-193 | 232- 28-61900C | REP-E  | 05-18-003 | 232- 28-61900U | NEW-E  | 05-10-050 |
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| 232- 12-619    | AMD    | 05-05-035 | 232- 28-61900D | REP-E  | 05-05-002 | 232- 28-61900V | NEW-E  | 05-11-051 |
| 232- 12-619    | AMD-X  | 05-10-107 | 232- 28-61900D | REP-E  | 05-08-072 | 232- 28-61900V | REP-E  | 05-11-051 |
| 232- 12-619    | AMD    | 05-17-007 | 232- 28-61900D | NEW-E  | 05-13-035 | 232- 28-61900W | NEW-E  | 05-11-042 |
| 232- 12-61900W | NEW-E  | 05-10-042 | 232- 28-61900D | REP-E  | 05-13-199 | 232- 28-61900W | REP-E  | 05-11-092 |
| 232- 12-61900W | REP-E  | 05-18-009 | 232- 28-61900E | NEW-E  | 05-05-089 | 232- 28-61900X | NEW-E  | 05-11-043 |
| 232- 12-61900X | NEW-E  | 05-18-009 | 232- 28-61900E | REP-E  | 05-05-089 | 232- 28-61900X | REP-E  | 05-11-043 |
| 232- 12-61900X | REP-E  | 05-18-009 | 232- 28-61900E | NEW-E  | 05-13-053 | 232- 28-61900Y | REP-E  | 05-03-062 |
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| 232-28-61900Z | REP-E  | 05-12-105 | 246-100-166 | PREP   | 05-03-054 | 246-260-041   | AMD-X  | 05-03-057 |
| 232-28-620    | AMD-X  | 05-10-107 | 246-100-166 | AMD-P  | 05-04-113 | 246-260-041   | AMD    | 05-09-004 |
| 232-28-620    | AMD    | 05-17-007 | 246-100-166 | AMD    | 05-08-094 | 246-260-061   | AMD-X  | 05-03-057 |
| 232-28-62000A | NEW-E  | 05-17-075 | 246-100-166 | AMD-P  | 05-12-139 | 246-260-061   | AMD    | 05-09-004 |
| 232-28-62000A | REP-E  | 05-18-013 | 246-100-166 | AMD    | 05-16-051 | 246-260-091   | AMD-X  | 05-03-057 |
| 232-28-62000B | NEW-E  | 05-18-013 | 246-100-202 | NEW-P  | 05-06-123 | 246-260-091   | AMD    | 05-09-004 |
| 232-28-62000X | NEW-E  | 05-10-042 | 246-100-202 | NEW    | 05-11-110 | 246-260-131   | AMD-X  | 05-03-057 |
| 232-28-62000X | REP-E  | 05-16-026 | 246-100-203 | NEW-P  | 05-06-123 | 246-260-131   | AMD    | 05-09-004 |
| 232-28-62000X | REP-E  | 05-16-049 | 246-100-203 | NEW    | 05-11-110 | 246-260-171   | AMD-X  | 05-03-057 |
| 232-28-62000Y | NEW-E  | 05-16-026 | 246-100-204 | NEW-P  | 05-06-123 | 246-260-171   | AMD    | 05-09-004 |
| 232-28-62000Y | REP-E  | 05-16-026 | 246-100-204 | NEW    | 05-11-110 | 246-272-00101 | REP-P  | 05-02-082 |
| 232-28-62000Y | REP-E  | 05-16-049 | 246-100-205 | NEW-P  | 05-06-123 | 246-272-00101 | REP    | 05-15-119 |
| 232-28-62000Z | NEW-E  | 05-16-049 | 246-100-205 | NEW    | 05-11-110 | 246-272-00501 | REP-P  | 05-02-082 |
| 232-28-62000Z | REP-E  | 05-16-049 | 246-100-206 | AMD-P  | 05-06-123 | 246-272-00501 | REP    | 05-15-119 |
| 232-28-62000Z | REP-E  | 05-17-075 | 246-100-206 | AMD    | 05-11-110 | 246-272-01001 | REP-P  | 05-02-082 |
| 232-28-621    | AMD-X  | 05-10-107 | 246-100-207 | AMD-P  | 05-06-123 | 246-272-01001 | REP    | 05-15-119 |
| 232-28-621    | AMD    | 05-17-007 | 246-100-207 | AMD    | 05-11-110 | 246-272-02001 | REP-P  | 05-02-082 |
| 232-28-62100R | NEW-E  | 05-10-042 | 246-100-208 | AMD-P  | 05-06-123 | 246-272-02001 | REP    | 05-15-119 |
| 232-28-62100R | REP-E  | 05-17-073 | 246-100-208 | AMD    | 05-11-110 | 246-272-03001 | REP-P  | 05-02-082 |
| 232-28-62100S | NEW-E  | 05-17-073 | 246-100-209 | AMD-P  | 05-06-123 | 246-272-03001 | REP    | 05-15-119 |
| 232-28-62100S | REP-E  | 05-17-073 | 246-100-209 | AMD    | 05-11-110 | 246-272-04001 | REP-P  | 05-02-082 |
| 236-22-010    | AMD    | 05-04-072 | 246-101-015 | AMD    | 05-03-055 | 246-272-04001 | REP    | 05-15-119 |
| 236-22-010    | DECOD  | 05-04-072 | 246-101-101 | AMD    | 05-03-055 | 246-272-05001 | REP-P  | 05-02-082 |
| 236-22-020    | AMD    | 05-04-072 | 246-101-201 | AMD    | 05-03-055 | 246-272-05001 | REP    | 05-15-119 |
| 236-22-020    | DECOD  | 05-04-072 | 246-101-301 | AMD    | 05-03-055 | 246-272-07001 | REP-P  | 05-02-082 |
| 236-22-030    | AMD    | 05-04-072 | 246-101-505 | AMD-P  | 05-06-123 | 246-272-07001 | REP    | 05-15-119 |
| 236-22-030    | DECOD  | 05-04-072 | 246-101-505 | AMD    | 05-11-110 | 246-272-08001 | REP-P  | 05-02-082 |
| 236-22-031    | AMD    | 05-04-072 | 246-101-520 | AMD-P  | 05-06-123 | 246-272-08001 | REP    | 05-15-119 |
| 236-22-031    | DECOD  | 05-04-072 | 246-101-520 | AMD    | 05-11-110 | 246-272-09001 | REP-P  | 05-02-082 |
| 236-22-032    | DECOD  | 05-04-072 | 246-130     | PREP   | 05-06-119 | 246-272-09001 | REP    | 05-15-119 |
| 236-22-033    | DECOD  | 05-04-072 | 246-130     | AMD-P  | 05-18-072 | 246-272-09501 | REP-P  | 05-02-082 |
| 236-22-034    | AMD    | 05-04-072 | 246-130-001 | AMD-P  | 05-18-072 | 246-272-09501 | REP    | 05-15-119 |
| 236-22-034    | DECOD  | 05-04-072 | 246-130-010 | AMD-P  | 05-18-072 | 246-272-11001 | REP-P  | 05-02-082 |
| 236-22-035    | DECOD  | 05-04-072 | 246-130-020 | AMD-P  | 05-18-072 | 246-272-11001 | REP    | 05-15-119 |
| 236-22-036    | AMD    | 05-04-072 | 246-130-028 | REP-P  | 05-18-072 | 246-272-11501 | REP    | 05-15-119 |
| 236-22-036    | DECOD  | 05-04-072 | 246-130-030 | AMD-P  | 05-18-072 | 246-272-12501 | REP-P  | 05-02-082 |
| 236-22-037    | AMD    | 05-04-072 | 246-130-040 | AMD-P  | 05-18-072 | 246-272-12501 | REP    | 05-15-119 |
| 236-22-037    | DECOD  | 05-04-072 | 246-130-045 | NEW-P  | 05-18-072 | 246-272-13501 | REP-P  | 05-02-082 |
| 236-22-038    | AMD    | 05-04-072 | 246-130-060 | AMD-P  | 05-18-072 | 246-272-13501 | REP    | 05-15-119 |
| 236-22-038    | DECOD  | 05-04-072 | 246-130-080 | AMD-P  | 05-18-072 | 246-272-14501 | REP-P  | 05-02-082 |
| 236-22-040    | DECOD  | 05-04-072 | 246-130-090 | AMD-P  | 05-18-072 | 246-272-14501 | REP    | 05-15-119 |
| 236-22-050    | AMD    | 05-04-072 | 246-140-001 | NEW    | 05-04-112 | 246-272-15501 | REP-P  | 05-02-082 |
| 236-22-050    | DECOD  | 05-04-072 | 246-140-010 | NEW    | 05-04-112 | 246-272-15501 | REP    | 05-15-119 |
| 236-22-060    | AMD    | 05-04-072 | 246-140-020 | NEW    | 05-04-112 | 246-272-16501 | REP-P  | 05-02-082 |
| 236-22-060    | DECOD  | 05-04-072 | 246-203-120 | PREP   | 05-10-096 | 246-272-16501 | REP    | 05-15-119 |
| 236-22-070    | AMD    | 05-04-072 | 246-217-010 | PREP   | 05-16-050 | 246-272-17501 | REP-P  | 05-02-082 |
| 236-22-070    | DECOD  | 05-04-072 | 246-217-015 | PREP   | 05-16-050 | 246-272-17501 | REP    | 05-15-119 |
| 236-22-080    | AMD    | 05-04-072 | 246-217-025 | PREP   | 05-16-050 | 246-272-18501 | REP-P  | 05-02-082 |
| 236-22-080    | DECOD  | 05-04-072 | 246-224     | PREP-W | 05-17-042 | 246-272-18501 | REP    | 05-15-119 |
| 236-22-100    | AMD    | 05-04-072 | 246-225     | PREP-W | 05-17-042 | 246-272-19501 | REP-P  | 05-02-082 |
| 236-22-100    | DECOD  | 05-04-072 | 246-227     | PREP-W | 05-17-042 | 246-272-19501 | REP    | 05-15-119 |
| 236-22-200    | AMD    | 05-04-072 | 246-228     | PREP-W | 05-17-042 | 246-272-20501 | REP-P  | 05-02-082 |
| 236-22-200    | DECOD  | 05-04-072 | 246-229     | PREP-W | 05-17-042 | 246-272-20501 | REP    | 05-15-119 |
| 236-22-210    | AMD    | 05-04-072 | 246-247     | PREP   | 05-12-140 | 246-272-21501 | REP-P  | 05-02-082 |
| 236-22-210    | DECOD  | 05-04-072 | 246-247-035 | NEW-P  | 05-08-019 | 246-272-21501 | REP    | 05-15-119 |
| 246-08-400    | AMD-P  | 05-06-121 | 246-247-035 | NEW    | 05-12-059 | 246-272-22501 | REP-P  | 05-02-082 |
| 246-08-400    | AMD    | 05-12-013 | 246-249-001 | AMD-P  | 05-17-189 | 246-272-22501 | REP    | 05-15-119 |
| 246-12-040    | PREP   | 05-13-183 | 246-249-010 | AMD-P  | 05-17-189 | 246-272-23501 | REP-P  | 05-02-082 |
| 246-100-011   | AMD-P  | 05-06-123 | 246-249-080 | AMD-P  | 05-17-189 | 246-272-23501 | REP    | 05-15-119 |
| 246-100-011   | AMD    | 05-11-110 | 246-249-090 | AMD-P  | 05-17-189 | 246-272-24001 | REP-P  | 05-02-082 |
| 246-100-072   | AMD-P  | 05-06-123 | 246-260-031 | AMD-X  | 05-03-057 | 246-272-24001 | REP    | 05-15-119 |

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| WAC #         | ACTION | WSR #     | WAC #         | ACTION | WSR #     | WAC #         | ACTION | WSR #     |
|---------------|--------|-----------|---------------|--------|-----------|---------------|--------|-----------|
| 246-272-25001 | REP-P  | 05-02-082 | 246-272A-0200 | NEW-S  | 05-11-109 | 246-272A-0420 | NEW-P  | 05-02-082 |
| 246-272-25001 | REP    | 05-15-119 | 246-272A-0200 | NEW    | 05-15-119 | 246-272A-0420 | NEW-S  | 05-11-109 |
| 246-272-26001 | REP-P  | 05-02-082 | 246-272A-0210 | NEW-P  | 05-02-082 | 246-272A-0420 | NEW    | 05-15-119 |
| 246-272-26001 | REP    | 05-15-119 | 246-272A-0210 | NEW-S  | 05-11-109 | 246-272A-0425 | NEW-P  | 05-02-082 |
| 246-272-27001 | REP-P  | 05-02-082 | 246-272A-0210 | NEW    | 05-15-119 | 246-272A-0425 | NEW-S  | 05-11-109 |
| 246-272-27001 | REP    | 05-15-119 | 246-272A-0220 | NEW-P  | 05-02-082 | 246-272A-0425 | NEW    | 05-15-119 |
| 246-272-28001 | REP-P  | 05-02-082 | 246-272A-0220 | NEW-S  | 05-11-109 | 246-272A-0430 | NEW-P  | 05-02-082 |
| 246-272-28001 | REP    | 05-15-119 | 246-272A-0220 | NEW    | 05-15-119 | 246-272A-0430 | NEW-S  | 05-11-109 |
| 246-272A      | AMD-C  | 05-09-002 | 246-272A-0230 | NEW-P  | 05-02-082 | 246-272A-0430 | NEW    | 05-15-119 |
| 246-272A-0001 | NEW-P  | 05-02-082 | 246-272A-0230 | NEW-S  | 05-11-109 | 246-272A-0440 | NEW-P  | 05-02-082 |
| 246-272A-0001 | NEW-S  | 05-11-109 | 246-272A-0230 | NEW    | 05-15-119 | 246-272A-0440 | NEW-S  | 05-11-109 |
| 246-272A-0001 | NEW    | 05-15-119 | 246-272A-0232 | NEW-P  | 05-02-082 | 246-272A-0440 | NEW    | 05-15-119 |
| 246-272A-0005 | NEW-P  | 05-02-082 | 246-272A-0232 | NEW-S  | 05-11-109 | 246-272A-0450 | NEW-P  | 05-02-082 |
| 246-272A-0005 | NEW-S  | 05-11-109 | 246-272A-0232 | NEW    | 05-15-119 | 246-272A-0450 | NEW-S  | 05-11-109 |
| 246-272A-0005 | NEW    | 05-15-119 | 246-272A-0234 | NEW-P  | 05-02-082 | 246-272A-0450 | NEW    | 05-15-119 |
| 246-272A-0010 | NEW-P  | 05-02-082 | 246-272A-0234 | NEW-S  | 05-11-109 | 246-272A-990  | NEW-P  | 05-02-082 |
| 246-272A-0010 | NEW-S  | 05-11-109 | 246-272A-0234 | NEW    | 05-15-119 | 246-272A-990  | NEW-S  | 05-11-109 |
| 246-272A-0010 | NEW    | 05-15-119 | 246-272A-0238 | NEW-P  | 05-02-082 | 246-272A-990  | NEW    | 05-15-119 |
| 246-272A-0015 | NEW-P  | 05-02-082 | 246-272A-0238 | NEW-S  | 05-11-109 | 246-282-990   | AMD-P  | 05-14-158 |
| 246-272A-0015 | NEW-S  | 05-11-109 | 246-272A-0238 | NEW    | 05-15-119 | 246-282-990   | AMD    | 05-17-120 |
| 246-272A-0015 | NEW    | 05-15-119 | 246-272A-0240 | NEW-P  | 05-02-082 | 246-292-010   | AMD    | 05-06-122 |
| 246-272A-0020 | NEW-P  | 05-02-082 | 246-272A-0240 | NEW-S  | 05-11-109 | 246-292-031   | NEW    | 05-06-122 |
| 246-272A-0020 | NEW-S  | 05-11-109 | 246-272A-0240 | NEW    | 05-15-119 | 246-292-085   | AMD    | 05-06-122 |
| 246-272A-0020 | NEW    | 05-15-119 | 246-272A-0250 | NEW-P  | 05-02-082 | 246-292-090   | AMD    | 05-06-122 |
| 246-272A-0025 | NEW-P  | 05-02-082 | 246-272A-0250 | NEW-S  | 05-11-109 | 246-292-100   | AMD    | 05-06-122 |
| 246-272A-0025 | NEW-S  | 05-11-109 | 246-272A-0250 | NEW    | 05-15-119 | 246-310-132   | REP-W  | 05-13-085 |
| 246-272A-0025 | NEW    | 05-15-119 | 246-272A-0260 | NEW-P  | 05-02-082 | 246-310-261   | AMD-W  | 05-13-051 |
| 246-272A-0100 | NEW-P  | 05-02-082 | 246-272A-0260 | NEW-S  | 05-11-109 | 246-310-262   | AMD-W  | 05-13-051 |
| 246-272A-0100 | NEW-S  | 05-11-109 | 246-272A-0260 | NEW    | 05-15-119 | 246-310-990   | AMD-W  | 05-13-085 |
| 246-272A-0100 | NEW    | 05-15-119 | 246-272A-0265 | NEW-P  | 05-02-082 | 246-314       | PREP   | 05-17-118 |
| 246-272A-0110 | NEW-P  | 05-02-082 | 246-272A-0265 | NEW-S  | 05-11-109 | 246-320-990   | AMD-P  | 05-14-156 |
| 246-272A-0110 | NEW-S  | 05-11-109 | 246-272A-0265 | NEW    | 05-15-119 | 246-320-990   | AMD    | 05-18-073 |
| 246-272A-0110 | NEW    | 05-15-119 | 246-272A-0270 | NEW-P  | 05-02-082 | 246-322-990   | AMD-P  | 05-14-156 |
| 246-272A-0120 | NEW-P  | 05-02-082 | 246-272A-0270 | NEW-S  | 05-11-109 | 246-322-990   | AMD    | 05-18-073 |
| 246-272A-0120 | NEW-S  | 05-11-109 | 246-272A-0270 | NEW    | 05-15-119 | 246-323-010   | REP-P  | 05-10-063 |
| 246-272A-0120 | NEW    | 05-15-119 | 246-272A-0275 | NEW-P  | 05-02-082 | 246-323-010   | REP    | 05-15-157 |
| 246-272A-0125 | NEW-P  | 05-02-082 | 246-272A-0275 | NEW-S  | 05-11-109 | 246-323-020   | REP-P  | 05-10-063 |
| 246-272A-0125 | NEW-S  | 05-11-109 | 246-272A-0275 | NEW    | 05-15-119 | 246-323-020   | REP    | 05-15-157 |
| 246-272A-0125 | NEW    | 05-15-119 | 246-272A-0280 | NEW-P  | 05-02-082 | 246-323-022   | REP-P  | 05-10-063 |
| 246-272A-0130 | NEW-P  | 05-02-082 | 246-272A-0280 | NEW-S  | 05-11-109 | 246-323-022   | REP    | 05-15-157 |
| 246-272A-0130 | NEW-S  | 05-11-109 | 246-272A-0280 | NEW    | 05-15-119 | 246-323-030   | REP-P  | 05-10-063 |
| 246-272A-0130 | NEW    | 05-15-119 | 246-272A-0290 | NEW-P  | 05-02-082 | 246-323-030   | REP    | 05-15-157 |
| 246-272A-0130 | PREP   | 05-17-117 | 246-272A-0290 | NEW-S  | 05-11-109 | 246-323-040   | REP-P  | 05-10-063 |
| 246-272A-0135 | NEW-P  | 05-02-082 | 246-272A-0290 | NEW    | 05-15-119 | 246-323-040   | REP    | 05-15-157 |
| 246-272A-0135 | NEW-S  | 05-11-109 | 246-272A-0300 | NEW-P  | 05-02-082 | 246-323-050   | REP-P  | 05-10-063 |
| 246-272A-0135 | NEW    | 05-15-119 | 246-272A-0300 | NEW-S  | 05-11-109 | 246-323-050   | REP    | 05-15-157 |
| 246-272A-0140 | NEW-P  | 05-02-082 | 246-272A-0300 | NEW    | 05-15-119 | 246-323-060   | REP-P  | 05-10-063 |
| 246-272A-0140 | NEW-S  | 05-11-109 | 246-272A-0310 | NEW-P  | 05-02-082 | 246-323-060   | REP    | 05-15-157 |
| 246-272A-0140 | NEW    | 05-15-119 | 246-272A-0310 | NEW-S  | 05-11-109 | 246-323-070   | REP-P  | 05-10-063 |
| 246-272A-0145 | NEW-P  | 05-02-082 | 246-272A-0310 | NEW    | 05-15-119 | 246-323-070   | REP    | 05-15-157 |
| 246-272A-0145 | NEW-S  | 05-11-109 | 246-272A-0320 | NEW-P  | 05-02-082 | 246-323-080   | REP-P  | 05-10-063 |
| 246-272A-0145 | NEW    | 05-15-119 | 246-272A-0320 | NEW-S  | 05-11-109 | 246-323-080   | REP    | 05-15-157 |
| 246-272A-0150 | NEW-P  | 05-02-082 | 246-272A-0320 | NEW    | 05-15-119 | 246-323-090   | REP-P  | 05-10-063 |
| 246-272A-0150 | NEW-S  | 05-11-109 | 246-272A-0340 | NEW-P  | 05-02-082 | 246-323-090   | REP    | 05-15-157 |
| 246-272A-0150 | NEW    | 05-15-119 | 246-272A-0340 | NEW-S  | 05-11-109 | 246-323-990   | REP-P  | 05-10-063 |
| 246-272A-0170 | NEW-P  | 05-02-082 | 246-272A-0340 | NEW    | 05-15-119 | 246-323-990   | REP    | 05-15-157 |
| 246-272A-0170 | NEW-S  | 05-11-109 | 246-272A-0400 | NEW-P  | 05-02-082 | 246-324-990   | AMD-P  | 05-14-156 |
| 246-272A-0170 | NEW    | 05-15-119 | 246-272A-0400 | NEW-S  | 05-11-109 | 246-324-990   | AMD    | 05-18-073 |
| 246-272A-0175 | NEW-P  | 05-02-082 | 246-272A-0400 | NEW    | 05-15-119 | 246-325-010   | REP-P  | 05-10-063 |
| 246-272A-0175 | NEW-S  | 05-11-109 | 246-272A-0410 | NEW-P  | 05-02-082 | 246-325-010   | REP    | 05-15-157 |
| 246-272A-0175 | NEW    | 05-15-119 | 246-272A-0410 | NEW-S  | 05-11-109 | 246-325-012   | REP-P  | 05-10-063 |
| 246-272A-0200 | NEW-P  | 05-02-082 | 246-272A-0410 | NEW    | 05-15-119 | 246-325-012   | REP    | 05-15-157 |

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| WAC #       | ACTION | WSR #     | WAC #       | ACTION | WSR #     | WAC #       | ACTION | WSR #     |
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| 246-325-015 | REP-P  | 05-10-063 | 246-337-020 | NEW-P  | 05-10-063 | 246-338-060 | AMD    | 05-04-040 |
| 246-325-015 | REP    | 05-15-157 | 246-337-020 | NEW    | 05-15-157 | 246-338-070 | AMD    | 05-04-040 |
| 246-325-020 | REP-P  | 05-10-063 | 246-337-025 | NEW-P  | 05-10-063 | 246-338-080 | AMD    | 05-04-040 |
| 246-325-020 | REP    | 05-15-157 | 246-337-025 | NEW    | 05-15-157 | 246-338-090 | AMD    | 05-04-040 |
| 246-325-022 | REP-P  | 05-10-063 | 246-337-030 | NEW-P  | 05-10-063 | 246-360-990 | AMD    | 05-05-072 |
| 246-325-022 | REP    | 05-15-157 | 246-337-030 | NEW    | 05-15-157 | 246-360-990 | AMD-P  | 05-10-064 |
| 246-325-025 | REP-P  | 05-10-063 | 246-337-035 | NEW-P  | 05-10-063 | 246-360-990 | AMD    | 05-13-189 |
| 246-325-025 | REP    | 05-15-157 | 246-337-035 | NEW    | 05-15-157 | 246-380-990 | AMD-P  | 05-10-064 |
| 246-325-030 | REP-P  | 05-10-063 | 246-337-040 | NEW-P  | 05-10-063 | 246-380-990 | AMD    | 05-13-189 |
| 246-325-030 | REP    | 05-15-157 | 246-337-040 | NEW    | 05-15-157 | 246-490-040 | PREP   | 05-17-119 |
| 246-325-035 | REP-P  | 05-10-063 | 246-337-045 | NEW-P  | 05-10-063 | 246-490-050 | PREP   | 05-17-119 |
| 246-325-035 | REP    | 05-15-157 | 246-337-045 | NEW    | 05-15-157 | 246-490-060 | PREP   | 05-17-119 |
| 246-325-040 | REP-P  | 05-10-063 | 246-337-050 | NEW-P  | 05-10-063 | 246-562     | PREP   | 05-03-010 |
| 246-325-040 | REP    | 05-15-157 | 246-337-050 | NEW    | 05-15-157 | 246-562-070 | AMD-E  | 05-17-116 |
| 246-325-045 | REP-P  | 05-10-063 | 246-337-055 | NEW-P  | 05-10-063 | 246-562-075 | NEW-E  | 05-17-116 |
| 246-325-045 | REP    | 05-15-157 | 246-337-055 | NEW    | 05-15-157 | 246-562-080 | AMD-E  | 05-17-116 |
| 246-325-050 | REP-P  | 05-10-063 | 246-337-060 | NEW-P  | 05-10-063 | 246-564-001 | NEW-P  | 05-03-007 |
| 246-325-050 | REP    | 05-15-157 | 246-337-060 | NEW    | 05-15-157 | 246-564-001 | NEW    | 05-10-094 |
| 246-325-060 | REP-P  | 05-10-063 | 246-337-065 | NEW-P  | 05-10-063 | 246-564-010 | NEW-P  | 05-03-007 |
| 246-325-060 | REP    | 05-15-157 | 246-337-065 | NEW    | 05-15-157 | 246-564-010 | NEW    | 05-10-094 |
| 246-325-070 | REP-P  | 05-10-063 | 246-337-070 | NEW-P  | 05-10-063 | 246-650     | PREP   | 05-06-030 |
| 246-325-070 | REP    | 05-15-157 | 246-337-070 | NEW    | 05-15-157 | 246-650-991 | AMD-P  | 05-15-156 |
| 246-325-100 | REP-P  | 05-10-063 | 246-337-075 | NEW-P  | 05-10-063 | 246-790     | PREP   | 05-03-056 |
| 246-325-100 | REP    | 05-15-157 | 246-337-075 | NEW    | 05-15-157 | 246-802-060 | AMD-P  | 05-06-120 |
| 246-325-120 | REP-P  | 05-10-063 | 246-337-080 | NEW-P  | 05-10-063 | 246-802-060 | AMD    | 05-13-188 |
| 246-325-120 | REP    | 05-15-157 | 246-337-080 | NEW    | 05-15-157 | 246-802-130 | AMD-P  | 05-06-120 |
| 246-325-990 | REP-P  | 05-10-063 | 246-337-085 | NEW-P  | 05-10-063 | 246-802-130 | AMD    | 05-13-188 |
| 246-325-990 | REP    | 05-15-157 | 246-337-085 | NEW    | 05-15-157 | 246-802-990 | AMD-P  | 05-07-109 |
| 246-326-010 | REP-P  | 05-10-063 | 246-337-090 | NEW-P  | 05-10-063 | 246-802-990 | AMD    | 05-12-012 |
| 246-326-010 | REP    | 05-15-157 | 246-337-090 | NEW    | 05-15-157 | 246-808-135 | AMD-P  | 05-13-186 |
| 246-326-020 | REP-P  | 05-10-063 | 246-337-095 | NEW-P  | 05-10-063 | 246-808-510 | PREP   | 05-10-062 |
| 246-326-020 | REP    | 05-15-157 | 246-337-095 | NEW    | 05-15-157 | 246-808-990 | AMD-P  | 05-07-109 |
| 246-326-030 | REP-P  | 05-10-063 | 246-337-100 | NEW-P  | 05-10-063 | 246-808-990 | AMD    | 05-12-012 |
| 246-326-030 | REP    | 05-15-157 | 246-337-100 | NEW    | 05-15-157 | 246-809     | PREP-W | 05-10-095 |
| 246-326-035 | REP-P  | 05-10-063 | 246-337-105 | NEW-P  | 05-10-063 | 246-809-990 | AMD-P  | 05-07-109 |
| 246-326-035 | REP    | 05-15-157 | 246-337-105 | NEW    | 05-15-157 | 246-809-990 | AMD    | 05-12-012 |
| 246-326-040 | REP-P  | 05-10-063 | 246-337-110 | NEW-P  | 05-10-063 | 246-810-990 | AMD-P  | 05-07-109 |
| 246-326-040 | REP    | 05-15-157 | 246-337-110 | NEW    | 05-15-157 | 246-810-990 | AMD    | 05-12-012 |
| 246-326-050 | REP-P  | 05-10-063 | 246-337-115 | NEW-P  | 05-10-063 | 246-811-990 | AMD-P  | 05-07-109 |
| 246-326-050 | REP    | 05-15-157 | 246-337-115 | NEW    | 05-15-157 | 246-811-990 | AMD    | 05-12-012 |
| 246-326-060 | REP-P  | 05-10-063 | 246-337-120 | NEW-P  | 05-10-063 | 246-812-020 | NEW-P  | 05-17-048 |
| 246-326-060 | REP    | 05-15-157 | 246-337-120 | NEW    | 05-15-157 | 246-812-990 | AMD-P  | 05-07-109 |
| 246-326-070 | REP-P  | 05-10-063 | 246-337-125 | NEW-P  | 05-10-063 | 246-812-990 | AMD    | 05-12-012 |
| 246-326-070 | REP    | 05-15-157 | 246-337-125 | NEW    | 05-15-157 | 246-812-995 | REP-P  | 05-07-109 |
| 246-326-080 | REP-P  | 05-10-063 | 246-337-130 | NEW-P  | 05-10-063 | 246-812-995 | REP    | 05-12-012 |
| 246-326-080 | REP    | 05-15-157 | 246-337-130 | NEW    | 05-15-157 | 246-815-990 | AMD-P  | 05-07-109 |
| 246-326-090 | REP-P  | 05-10-063 | 246-337-135 | NEW-P  | 05-10-063 | 246-815-990 | AMD    | 05-12-012 |
| 246-326-090 | REP    | 05-15-157 | 246-337-135 | NEW    | 05-15-157 | 246-817-701 | PREP   | 05-09-001 |
| 246-326-100 | REP-P  | 05-10-063 | 246-337-140 | NEW-P  | 05-10-063 | 246-817-710 | PREP   | 05-09-001 |
| 246-326-100 | REP    | 05-15-157 | 246-337-140 | NEW    | 05-15-157 | 246-817-720 | PREP   | 05-09-001 |
| 246-326-990 | REP-P  | 05-10-063 | 246-337-145 | NEW-P  | 05-10-063 | 246-817-730 | PREP   | 05-09-001 |
| 246-326-990 | REP    | 05-15-157 | 246-337-145 | NEW    | 05-15-157 | 246-817-740 | PREP   | 05-09-001 |
| 246-329-990 | AMD-P  | 05-10-064 | 246-337-150 | NEW-P  | 05-10-063 | 246-817-750 | PREP   | 05-09-001 |
| 246-329-990 | AMD    | 05-13-189 | 246-337-150 | NEW    | 05-15-157 | 246-817-760 | PREP   | 05-09-001 |
| 246-337-001 | NEW-P  | 05-10-063 | 246-337-155 | NEW-P  | 05-10-063 | 246-817-770 | PREP   | 05-09-001 |
| 246-337-001 | NEW    | 05-15-157 | 246-337-155 | NEW    | 05-15-157 | 246-817-780 | PREP   | 05-09-001 |
| 246-337-005 | NEW-P  | 05-10-063 | 246-337-990 | NEW-P  | 05-10-063 | 246-817-990 | AMD-P  | 05-07-109 |
| 246-337-005 | NEW    | 05-15-157 | 246-337-990 | NEW    | 05-15-157 | 246-817-990 | AMD    | 05-12-012 |
| 246-337-010 | NEW-P  | 05-10-063 | 246-338-010 | AMD    | 05-04-040 | 246-822-990 | AMD-P  | 05-07-109 |
| 246-337-010 | NEW    | 05-15-157 | 246-338-028 | AMD    | 05-04-040 | 246-822-990 | AMD    | 05-12-012 |
| 246-337-015 | NEW-P  | 05-10-063 | 246-338-040 | AMD    | 05-04-040 | 246-824-075 | PREP   | 05-13-185 |
| 246-337-015 | NEW    | 05-15-157 | 246-338-050 | AMD    | 05-04-040 | 246-824-990 | AMD-P  | 05-07-109 |



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| WAC #       | ACTION | WSR #     | WAC #       | ACTION | WSR #     | WAC #       | ACTION | WSR #     |
|-------------|--------|-----------|-------------|--------|-----------|-------------|--------|-----------|
| 246-824-990 | AMD    | 05-12-012 | 246-847-210 | NEW-P  | 05-17-049 | 246-919-845 | REP-P  | 05-17-047 |
| 246-824-995 | REP-P  | 05-07-109 | 246-847-990 | AMD-P  | 05-07-109 | 246-919-846 | REP-P  | 05-17-047 |
| 246-824-995 | REP    | 05-12-012 | 246-847-990 | AMD    | 05-12-012 | 246-919-990 | AMD-P  | 05-07-109 |
| 246-826-990 | AMD-P  | 05-07-109 | 246-849-990 | AMD-P  | 05-07-109 | 246-919-990 | AMD    | 05-12-012 |
| 246-826-990 | AMD    | 05-12-012 | 246-849-990 | AMD    | 05-12-012 | 246-922-990 | AMD-P  | 05-07-109 |
| 246-828-025 | PREP   | 05-13-184 | 246-849-995 | REP-P  | 05-07-109 | 246-922-990 | AMD    | 05-12-012 |
| 246-828-045 | PREP   | 05-13-184 | 246-849-995 | REP    | 05-12-012 | 246-922-995 | REP-P  | 05-07-109 |
| 246-828-075 | PREP   | 05-13-184 | 246-850-990 | AMD-P  | 05-07-109 | 246-922-995 | REP    | 05-12-012 |
| 246-828-990 | AMD-P  | 05-07-109 | 246-850-990 | AMD    | 05-12-012 | 246-924-354 | AMD-P  | 05-13-187 |
| 246-828-990 | AMD    | 05-12-012 | 246-851-990 | AMD-P  | 05-07-109 | 246-924-990 | AMD-P  | 05-07-109 |
| 246-830-990 | AMD-P  | 05-07-109 | 246-851-990 | AMD    | 05-12-012 | 246-924-990 | AMD    | 05-12-012 |
| 246-830-990 | AMD    | 05-12-012 | 246-853-221 | REP-P  | 05-17-046 | 246-926-020 | AMD-P  | 05-17-187 |
| 246-834-250 | AMD    | 05-06-118 | 246-853-222 | REP-P  | 05-17-046 | 246-926-100 | AMD-P  | 05-17-186 |
| 246-834-990 | AMD-P  | 05-07-109 | 246-853-223 | REP-P  | 05-17-046 | 246-926-110 | AMD-P  | 05-17-186 |
| 246-834-990 | PREP-W | 05-10-095 | 246-853-224 | REP-P  | 05-17-046 | 246-926-120 | AMD-P  | 05-17-186 |
| 246-834-990 | AMD    | 05-12-012 | 246-853-225 | REP-P  | 05-17-046 | 246-926-130 | AMD-P  | 05-17-186 |
| 246-836     | PREP   | 05-14-152 | 246-853-226 | REP-P  | 05-17-046 | 246-926-140 | AMD-P  | 05-17-187 |
| 246-836     | PREP   | 05-14-155 | 246-853-227 | REP-P  | 05-17-046 | 246-926-180 | AMD-P  | 05-17-187 |
| 246-836-210 | PREP   | 05-14-153 | 246-853-990 | AMD-P  | 05-07-109 | 246-926-190 | AMD-P  | 05-17-187 |
| 246-836-990 | AMD-P  | 05-07-109 | 246-853-990 | AMD    | 05-12-012 | 246-926-990 | AMD-P  | 05-07-109 |
| 246-836-990 | AMD    | 05-12-012 | 246-869-095 | REP    | 05-07-108 | 246-926-990 | AMD    | 05-12-012 |
| 246-840-420 | AMD-P  | 05-17-044 | 246-887-220 | NEW-P  | 05-14-157 | 246-926-990 | AMD-P  | 05-17-187 |
| 246-840-421 | REP-P  | 05-17-044 | 246-887-230 | NEW-P  | 05-14-157 | 246-927-990 | AMD-P  | 05-07-109 |
| 246-840-422 | REP-P  | 05-17-044 | 246-887-240 | NEW-P  | 05-14-157 | 246-927-990 | AMD    | 05-12-012 |
| 246-840-423 | REP-P  | 05-17-044 | 246-887-250 | NEW-P  | 05-14-157 | 246-928-990 | AMD-P  | 05-07-109 |
| 246-840-424 | REP-P  | 05-17-044 | 246-887-260 | NEW-P  | 05-14-157 | 246-928-990 | AMD    | 05-12-012 |
| 246-840-426 | REP-P  | 05-17-044 | 246-887-270 | NEW-P  | 05-14-157 | 246-930-020 | AMD    | 05-12-014 |
| 246-840-427 | REP-P  | 05-17-044 | 246-887-280 | NEW-P  | 05-14-157 | 246-930-200 | AMD    | 05-12-014 |
| 246-840-505 | AMD    | 05-12-058 | 246-887-290 | NEW-P  | 05-14-157 | 246-930-220 | AMD    | 05-12-014 |
| 246-840-510 | AMD    | 05-12-058 | 246-907-030 | AMD-P  | 05-07-109 | 246-930-301 | AMD    | 05-12-014 |
| 246-840-515 | NEW    | 05-12-058 | 246-907-030 | AMD    | 05-12-012 | 246-930-431 | AMD    | 05-12-014 |
| 246-840-520 | AMD    | 05-12-058 | 246-907-995 | REP-P  | 05-07-109 | 246-930-490 | AMD    | 05-12-014 |
| 246-840-525 | AMD    | 05-12-058 | 246-907-995 | REP    | 05-12-012 | 246-930-990 | AMD-P  | 05-07-109 |
| 246-840-530 | AMD    | 05-12-058 | 246-915-020 | PREP-W | 05-17-043 | 246-930-990 | AMD    | 05-12-012 |
| 246-840-535 | AMD    | 05-12-058 | 246-915-030 | PREP-W | 05-17-043 | 246-930-990 | AMD    | 05-12-014 |
| 246-840-545 | AMD    | 05-12-058 | 246-915-040 | AMD    | 05-06-022 | 246-930-995 | REP-P  | 05-07-109 |
| 246-840-548 | NEW    | 05-12-058 | 246-915-050 | AMD    | 05-03-009 | 246-930-995 | REP    | 05-12-014 |
| 246-840-550 | AMD    | 05-12-058 | 246-915-100 | AMD    | 05-06-020 | 246-933-590 | AMD-P  | 05-07-109 |
| 246-840-555 | AMD    | 05-12-058 | 246-915-105 | NEW    | 05-06-021 | 246-933-590 | AMD    | 05-12-012 |
| 246-840-560 | AMD    | 05-12-058 | 246-915-120 | PREP-W | 05-17-043 | 246-933-990 | AMD-P  | 05-07-109 |
| 246-840-565 | AMD    | 05-12-058 | 246-915-150 | REP    | 05-09-046 | 246-933-990 | AMD    | 05-12-012 |
| 246-840-570 | AMD    | 05-12-058 | 246-915-170 | REP    | 05-09-046 | 246-935-990 | AMD-P  | 05-07-109 |
| 246-840-575 | AMD    | 05-12-058 | 246-915-180 | AMD    | 05-06-023 | 246-935-990 | AMD    | 05-12-012 |
| 246-840-840 | PREP-W | 05-10-095 | 246-915-350 | NEW-P  | 05-03-008 | 246-937-990 | AMD-P  | 05-07-109 |
| 246-840-850 | PREP-W | 05-10-095 | 246-915-350 | NEW    | 05-09-003 | 246-937-990 | AMD    | 05-12-012 |
| 246-840-860 | PREP-W | 05-10-095 | 246-915-990 | AMD-P  | 05-03-008 | 246-939-990 | AMD-P  | 05-07-109 |
| 246-840-870 | PREP-W | 05-10-095 | 246-915-990 | AMD-P  | 05-07-109 | 246-939-990 | AMD    | 05-12-012 |
| 246-840-880 | PREP-W | 05-10-095 | 246-915-990 | AMD    | 05-09-003 | 246-976-010 | PREP   | 05-14-154 |
| 246-840-890 | PREP-W | 05-10-095 | 246-915-990 | AMD    | 05-12-012 | 246-976-021 | PREP   | 05-14-154 |
| 246-840-990 | AMD-P  | 05-07-109 | 246-918-410 | NEW-P  | 05-17-188 | 246-976-031 | PREP   | 05-14-154 |
| 246-840-990 | PREP-W | 05-10-095 | 246-918-420 | NEW-P  | 05-17-188 | 246-976-041 | PREP   | 05-14-154 |
| 246-840-990 | AMD    | 05-12-012 | 246-918-990 | AMD-P  | 05-07-109 | 246-976-141 | PREP   | 05-14-154 |
| 246-840-990 | AMD-P  | 05-15-115 | 246-918-990 | AMD    | 05-12-012 | 246-976-151 | PREP   | 05-14-154 |
| 246-841-990 | AMD-P  | 05-07-109 | 246-919-330 | AMD    | 05-07-024 | 246-976-161 | PREP   | 05-14-154 |
| 246-841-990 | AMD    | 05-12-012 | 246-919-600 | REP    | 05-10-065 | 246-976-171 | PREP   | 05-14-154 |
| 246-843-990 | AMD-P  | 05-07-109 | 246-919-630 | NEW-P  | 05-17-188 | 246-976-182 | PREP   | 05-14-154 |
| 246-843-990 | AMD    | 05-12-012 | 246-919-640 | NEW-P  | 05-17-188 | 246-976-191 | PREP   | 05-14-154 |
| 246-845-990 | AMD-P  | 05-07-109 | 246-919-840 | REP-P  | 05-17-047 | 246-976-260 | PREP   | 05-14-154 |
| 246-845-990 | AMD    | 05-12-012 | 246-919-841 | REP-P  | 05-17-047 | 246-976-270 | PREP   | 05-14-154 |
| 246-847-065 | AMD-P  | 05-17-045 | 246-919-842 | REP-P  | 05-17-047 | 246-976-290 | PREP   | 05-14-154 |
| 246-847-170 | AMD-P  | 05-17-051 | 246-919-843 | REP-P  | 05-17-047 | 246-976-300 | PREP   | 05-14-154 |
| 246-847-190 | AMD-P  | 05-17-050 | 246-919-844 | REP-P  | 05-17-047 | 246-976-310 | PREP   | 05-14-154 |

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| WAC #       | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
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| 246-976-320 | PREP   | 05-14-154 | 251-01-070 | REP    | 05-12-067 | 251-01-220 | REP    | 05-12-067 |
| 246-976-330 | PREP   | 05-14-154 | 251-01-072 | REP-P  | 05-09-099 | 251-01-225 | REP-P  | 05-09-099 |
| 246-976-340 | PREP   | 05-14-154 | 251-01-072 | REP    | 05-12-067 | 251-01-225 | REP    | 05-12-067 |
| 246-976-390 | PREP   | 05-14-154 | 251-01-075 | REP-P  | 05-09-099 | 251-01-230 | REP-P  | 05-09-099 |
| 246-976-400 | PREP   | 05-14-154 | 251-01-075 | REP    | 05-12-067 | 251-01-230 | REP    | 05-12-067 |
| 246-976-830 | PREP   | 05-12-015 | 251-01-077 | REP-P  | 05-09-099 | 251-01-235 | REP-P  | 05-09-099 |
| 246-976-840 | PREP   | 05-12-015 | 251-01-077 | REP    | 05-12-067 | 251-01-235 | REP    | 05-12-067 |
| 246-976-850 | PREP   | 05-12-015 | 251-01-080 | REP-P  | 05-09-099 | 251-01-240 | REP-P  | 05-09-099 |
| 246-976-860 | PREP   | 05-12-015 | 251-01-080 | REP    | 05-12-067 | 251-01-240 | REP    | 05-12-067 |
| 246-976-881 | PREP   | 05-12-015 | 251-01-085 | REP-P  | 05-09-099 | 251-01-245 | REP-P  | 05-09-099 |
| 246-976-920 | PREP   | 05-14-154 | 251-01-085 | REP    | 05-12-067 | 251-01-245 | REP    | 05-12-067 |
| 247-02-050  | AMD-X  | 05-06-045 | 251-01-100 | REP-P  | 05-09-099 | 251-01-250 | REP-P  | 05-09-099 |
| 247-02-050  | AMD    | 05-11-048 | 251-01-100 | REP    | 05-12-067 | 251-01-250 | REP    | 05-12-067 |
| 250-83-010  | NEW-P  | 05-05-073 | 251-01-105 | REP-P  | 05-09-099 | 251-01-255 | REP-P  | 05-09-099 |
| 250-83-010  | NEW-W  | 05-18-028 | 251-01-105 | REP    | 05-12-067 | 251-01-255 | REP    | 05-12-067 |
| 250-83-020  | NEW-P  | 05-05-073 | 251-01-110 | REP-P  | 05-09-099 | 251-01-258 | REP-P  | 05-09-099 |
| 250-83-020  | NEW-W  | 05-18-028 | 251-01-110 | REP    | 05-12-067 | 251-01-258 | REP    | 05-12-067 |
| 250-83-030  | NEW-P  | 05-05-073 | 251-01-115 | REP-P  | 05-09-099 | 251-01-260 | REP-P  | 05-09-099 |
| 250-83-030  | NEW-W  | 05-18-028 | 251-01-115 | REP    | 05-12-067 | 251-01-260 | REP    | 05-12-067 |
| 250-83-040  | NEW-P  | 05-05-073 | 251-01-120 | REP-P  | 05-09-099 | 251-01-265 | REP-P  | 05-09-099 |
| 250-83-040  | NEW-W  | 05-18-028 | 251-01-120 | REP    | 05-12-067 | 251-01-265 | REP    | 05-12-067 |
| 250-83-050  | NEW-P  | 05-05-073 | 251-01-125 | REP-P  | 05-09-099 | 251-01-268 | REP-P  | 05-09-099 |
| 250-83-050  | NEW-W  | 05-18-028 | 251-01-125 | REP    | 05-12-067 | 251-01-268 | REP    | 05-12-067 |
| 250-83-060  | NEW-P  | 05-05-073 | 251-01-129 | REP-P  | 05-09-099 | 251-01-270 | REP-P  | 05-09-099 |
| 250-83-060  | NEW-W  | 05-18-028 | 251-01-129 | REP    | 05-12-067 | 251-01-270 | REP    | 05-12-067 |
| 250-83-070  | NEW-P  | 05-05-073 | 251-01-130 | REP-P  | 05-09-099 | 251-01-275 | REP-P  | 05-09-099 |
| 250-83-070  | NEW-W  | 05-18-028 | 251-01-130 | REP    | 05-12-067 | 251-01-275 | REP    | 05-12-067 |
| 251-01-005  | REP-P  | 05-09-099 | 251-01-135 | REP-P  | 05-09-099 | 251-01-280 | REP-P  | 05-09-099 |
| 251-01-005  | REP    | 05-12-067 | 251-01-135 | REP    | 05-12-067 | 251-01-280 | REP    | 05-12-067 |
| 251-01-014  | REP-P  | 05-09-099 | 251-01-140 | REP-P  | 05-09-099 | 251-01-285 | REP-P  | 05-09-099 |
| 251-01-014  | REP    | 05-12-067 | 251-01-140 | REP    | 05-12-067 | 251-01-285 | REP    | 05-12-067 |
| 251-01-015  | REP-P  | 05-09-099 | 251-01-145 | REP-P  | 05-09-099 | 251-01-290 | REP-P  | 05-09-099 |
| 251-01-015  | REP    | 05-12-067 | 251-01-145 | REP    | 05-12-067 | 251-01-290 | REP    | 05-12-067 |
| 251-01-018  | REP-P  | 05-09-099 | 251-01-147 | REP-P  | 05-09-099 | 251-01-295 | REP-P  | 05-09-099 |
| 251-01-018  | REP    | 05-12-067 | 251-01-147 | REP    | 05-12-067 | 251-01-295 | REP    | 05-12-067 |
| 251-01-020  | REP-P  | 05-09-099 | 251-01-150 | REP-P  | 05-09-099 | 251-01-300 | REP-P  | 05-09-099 |
| 251-01-020  | REP    | 05-12-067 | 251-01-150 | REP    | 05-12-067 | 251-01-300 | REP    | 05-12-067 |
| 251-01-025  | REP-P  | 05-09-099 | 251-01-160 | REP-P  | 05-09-099 | 251-01-305 | REP-P  | 05-09-099 |
| 251-01-025  | REP    | 05-12-067 | 251-01-160 | REP    | 05-12-067 | 251-01-305 | REP    | 05-12-067 |
| 251-01-028  | REP-P  | 05-09-099 | 251-01-165 | REP-P  | 05-09-099 | 251-01-310 | REP-P  | 05-09-099 |
| 251-01-028  | REP    | 05-12-067 | 251-01-165 | REP    | 05-12-067 | 251-01-310 | REP    | 05-12-067 |
| 251-01-030  | REP-P  | 05-09-099 | 251-01-170 | REP-P  | 05-09-099 | 251-01-315 | REP-P  | 05-09-099 |
| 251-01-030  | REP    | 05-12-067 | 251-01-170 | REP    | 05-12-067 | 251-01-315 | REP    | 05-12-067 |
| 251-01-035  | REP-P  | 05-09-099 | 251-01-172 | REP-P  | 05-09-099 | 251-01-325 | REP-P  | 05-09-099 |
| 251-01-035  | REP    | 05-12-067 | 251-01-172 | REP    | 05-12-067 | 251-01-325 | REP    | 05-12-067 |
| 251-01-040  | REP-P  | 05-09-099 | 251-01-175 | REP-P  | 05-09-099 | 251-01-335 | REP-P  | 05-09-099 |
| 251-01-040  | REP    | 05-12-067 | 251-01-175 | REP    | 05-12-067 | 251-01-335 | REP    | 05-12-067 |
| 251-01-045  | REP-P  | 05-09-099 | 251-01-185 | REP-P  | 05-09-099 | 251-01-340 | REP-P  | 05-09-099 |
| 251-01-045  | REP    | 05-12-067 | 251-01-185 | REP    | 05-12-067 | 251-01-340 | REP    | 05-12-067 |
| 251-01-050  | REP-P  | 05-09-099 | 251-01-190 | REP-P  | 05-09-099 | 251-01-345 | REP-P  | 05-09-099 |
| 251-01-050  | REP    | 05-12-067 | 251-01-190 | REP    | 05-12-067 | 251-01-345 | REP    | 05-12-067 |
| 251-01-055  | REP-P  | 05-09-099 | 251-01-195 | REP-P  | 05-09-099 | 251-01-350 | REP-P  | 05-09-099 |
| 251-01-055  | REP    | 05-12-067 | 251-01-195 | REP    | 05-12-067 | 251-01-350 | REP    | 05-12-067 |
| 251-01-056  | REP-P  | 05-09-099 | 251-01-200 | REP-P  | 05-09-099 | 251-01-355 | REP-P  | 05-09-099 |
| 251-01-056  | REP    | 05-12-067 | 251-01-200 | REP    | 05-12-067 | 251-01-355 | REP    | 05-12-067 |
| 251-01-057  | REP-P  | 05-09-099 | 251-01-201 | REP-P  | 05-09-099 | 251-01-360 | REP-P  | 05-09-099 |
| 251-01-057  | REP    | 05-12-067 | 251-01-201 | REP    | 05-12-067 | 251-01-360 | REP    | 05-12-067 |
| 251-01-060  | REP-P  | 05-09-099 | 251-01-210 | REP-P  | 05-09-099 | 251-01-365 | REP-P  | 05-09-099 |
| 251-01-060  | REP    | 05-12-067 | 251-01-210 | REP    | 05-12-067 | 251-01-365 | REP    | 05-12-067 |
| 251-01-065  | REP-P  | 05-09-099 | 251-01-215 | REP-P  | 05-09-099 | 251-01-367 | REP-P  | 05-09-099 |
| 251-01-065  | REP    | 05-12-067 | 251-01-215 | REP    | 05-12-067 | 251-01-367 | REP    | 05-12-067 |
| 251-01-070  | REP-P  | 05-09-099 | 251-01-220 | REP-P  | 05-09-099 | 251-01-370 | REP-P  | 05-09-099 |

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| WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
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| 251-01-370 | REP    | 05-12-067 | 251-05-040 | REP    | 05-12-067 | 251-08-090 | REP    | 05-12-067 |
| 251-01-375 | REP-P  | 05-09-099 | 251-05-050 | REP-P  | 05-09-099 | 251-08-100 | REP-P  | 05-09-099 |
| 251-01-375 | REP    | 05-12-067 | 251-05-050 | REP    | 05-12-067 | 251-08-100 | REP    | 05-12-067 |
| 251-01-380 | REP-P  | 05-09-099 | 251-05-060 | REP-P  | 05-09-099 | 251-08-110 | REP-P  | 05-09-099 |
| 251-01-380 | REP    | 05-12-067 | 251-05-060 | REP    | 05-12-067 | 251-08-110 | REP    | 05-12-067 |
| 251-01-382 | REP-P  | 05-09-099 | 251-05-070 | REP-P  | 05-09-099 | 251-08-112 | REP-P  | 05-09-099 |
| 251-01-382 | REP    | 05-12-067 | 251-05-070 | REP    | 05-12-067 | 251-08-112 | REP    | 05-12-067 |
| 251-01-385 | REP-P  | 05-09-099 | 251-05-080 | REP-P  | 05-09-099 | 251-08-115 | REP-P  | 05-09-099 |
| 251-01-385 | REP    | 05-12-067 | 251-05-080 | REP    | 05-12-067 | 251-08-115 | REP    | 05-12-067 |
| 251-01-390 | REP-P  | 05-09-099 | 251-06-010 | REP-P  | 05-09-099 | 251-08-120 | REP-P  | 05-09-099 |
| 251-01-390 | REP    | 05-12-067 | 251-06-010 | REP    | 05-12-067 | 251-08-120 | REP    | 05-12-067 |
| 251-01-392 | REP-P  | 05-09-099 | 251-06-020 | REP-P  | 05-09-099 | 251-08-130 | REP-P  | 05-09-099 |
| 251-01-392 | REP    | 05-12-067 | 251-06-020 | REP    | 05-12-067 | 251-08-130 | REP    | 05-12-067 |
| 251-01-395 | REP-P  | 05-09-099 | 251-06-030 | REP-P  | 05-09-099 | 251-08-150 | REP-P  | 05-09-099 |
| 251-01-395 | REP    | 05-12-067 | 251-06-030 | REP    | 05-12-067 | 251-08-150 | REP    | 05-12-067 |
| 251-01-400 | REP-P  | 05-09-099 | 251-06-050 | REP-P  | 05-09-099 | 251-08-160 | REP-P  | 05-09-099 |
| 251-01-400 | REP    | 05-12-067 | 251-06-050 | REP    | 05-12-067 | 251-08-160 | REP    | 05-12-067 |
| 251-01-405 | REP-P  | 05-09-099 | 251-06-060 | REP-P  | 05-09-099 | 251-09-010 | REP-P  | 05-09-099 |
| 251-01-405 | REP    | 05-12-067 | 251-06-060 | REP    | 05-12-067 | 251-09-010 | REP    | 05-12-067 |
| 251-01-410 | REP-P  | 05-09-099 | 251-06-065 | REP-P  | 05-09-099 | 251-09-020 | REP-P  | 05-09-099 |
| 251-01-410 | REP    | 05-12-067 | 251-06-065 | REP    | 05-12-067 | 251-09-020 | REP    | 05-12-067 |
| 251-01-415 | REP-P  | 05-09-099 | 251-06-070 | AMD    | 05-04-042 | 251-09-025 | REP-P  | 05-09-099 |
| 251-01-415 | REP    | 05-12-067 | 251-06-070 | REP-P  | 05-09-099 | 251-09-025 | REP    | 05-12-067 |
| 251-01-425 | REP-P  | 05-09-099 | 251-06-070 | REP    | 05-12-067 | 251-09-030 | REP-P  | 05-09-099 |
| 251-01-425 | REP    | 05-12-067 | 251-06-072 | NEW    | 05-04-042 | 251-09-030 | REP    | 05-12-067 |
| 251-01-430 | REP-P  | 05-09-099 | 251-06-072 | REP-P  | 05-09-099 | 251-09-035 | REP-P  | 05-09-099 |
| 251-01-430 | REP    | 05-12-067 | 251-06-072 | REP    | 05-12-067 | 251-09-035 | REP    | 05-12-067 |
| 251-01-435 | REP-P  | 05-09-099 | 251-06-080 | REP-P  | 05-09-099 | 251-09-040 | REP-P  | 05-09-099 |
| 251-01-435 | REP    | 05-12-067 | 251-06-080 | REP    | 05-12-067 | 251-09-040 | REP    | 05-12-067 |
| 251-01-440 | REP-P  | 05-09-099 | 251-06-090 | REP-P  | 05-09-099 | 251-09-060 | REP-P  | 05-09-099 |
| 251-01-440 | REP    | 05-12-067 | 251-06-090 | REP    | 05-12-067 | 251-09-060 | REP    | 05-12-067 |
| 251-01-445 | REP-P  | 05-09-099 | 251-06-091 | REP-P  | 05-09-099 | 251-09-070 | REP-P  | 05-09-099 |
| 251-01-445 | REP    | 05-12-067 | 251-06-091 | REP    | 05-12-067 | 251-09-070 | REP    | 05-12-067 |
| 251-01-450 | REP-P  | 05-09-099 | 251-07-010 | REP-P  | 05-09-099 | 251-09-080 | REP-P  | 05-09-099 |
| 251-01-450 | REP    | 05-12-067 | 251-07-010 | REP    | 05-12-067 | 251-09-080 | REP    | 05-12-067 |
| 251-01-460 | REP-P  | 05-09-099 | 251-07-020 | REP-P  | 05-09-099 | 251-09-090 | REP-P  | 05-09-099 |
| 251-01-460 | REP    | 05-12-067 | 251-07-020 | REP    | 05-12-067 | 251-09-090 | REP    | 05-12-067 |
| 251-04-010 | REP-P  | 05-09-099 | 251-07-030 | REP-P  | 05-09-099 | 251-09-092 | REP-P  | 05-09-099 |
| 251-04-010 | REP    | 05-12-067 | 251-07-030 | REP    | 05-12-067 | 251-09-092 | REP    | 05-12-067 |
| 251-04-030 | REP-P  | 05-09-099 | 251-07-040 | REP-P  | 05-09-099 | 251-09-094 | REP-P  | 05-09-099 |
| 251-04-030 | REP    | 05-12-067 | 251-07-040 | REP    | 05-12-067 | 251-09-094 | REP    | 05-12-067 |
| 251-04-035 | REP-P  | 05-09-099 | 251-07-050 | REP-P  | 05-09-099 | 251-09-100 | REP-P  | 05-09-099 |
| 251-04-035 | REP    | 05-12-067 | 251-07-050 | REP    | 05-12-067 | 251-09-100 | REP    | 05-12-067 |
| 251-04-060 | REP-P  | 05-09-099 | 251-07-060 | REP-P  | 05-09-099 | 251-09-110 | REP-P  | 05-09-099 |
| 251-04-060 | REP    | 05-12-067 | 251-07-060 | REP    | 05-12-067 | 251-09-110 | REP    | 05-12-067 |
| 251-04-070 | REP-P  | 05-09-099 | 251-07-100 | REP-P  | 05-09-099 | 251-10-020 | REP-P  | 05-09-099 |
| 251-04-070 | REP    | 05-12-067 | 251-07-100 | REP    | 05-12-067 | 251-10-020 | REP    | 05-12-067 |
| 251-04-100 | REP-P  | 05-09-099 | 251-08-005 | REP-P  | 05-09-099 | 251-10-025 | REP-P  | 05-09-099 |
| 251-04-100 | REP    | 05-12-067 | 251-08-005 | REP    | 05-12-067 | 251-10-025 | REP    | 05-12-067 |
| 251-04-105 | REP-P  | 05-09-099 | 251-08-007 | REP-P  | 05-09-099 | 251-10-030 | REP-P  | 05-09-099 |
| 251-04-105 | REP    | 05-12-067 | 251-08-007 | REP    | 05-12-067 | 251-10-030 | REP    | 05-12-067 |
| 251-04-110 | REP-P  | 05-09-099 | 251-08-021 | REP-P  | 05-09-099 | 251-10-034 | REP-P  | 05-09-099 |
| 251-04-110 | REP    | 05-12-067 | 251-08-021 | REP    | 05-12-067 | 251-10-034 | REP    | 05-12-067 |
| 251-04-160 | REP-P  | 05-09-099 | 251-08-031 | REP-P  | 05-09-099 | 251-10-035 | REP-P  | 05-09-099 |
| 251-04-160 | REP    | 05-12-067 | 251-08-031 | REP    | 05-12-067 | 251-10-035 | REP    | 05-12-067 |
| 251-04-170 | REP-P  | 05-09-099 | 251-08-070 | REP-P  | 05-09-099 | 251-10-045 | REP-P  | 05-09-099 |
| 251-04-170 | REP    | 05-12-067 | 251-08-070 | REP    | 05-12-067 | 251-10-045 | REP    | 05-12-067 |
| 251-05-010 | REP-P  | 05-09-099 | 251-08-075 | REP-P  | 05-09-099 | 251-10-055 | REP-P  | 05-09-099 |
| 251-05-010 | REP    | 05-12-067 | 251-08-075 | REP    | 05-12-067 | 251-10-055 | REP    | 05-12-067 |
| 251-05-030 | REP-P  | 05-09-099 | 251-08-080 | REP-P  | 05-09-099 | 251-10-060 | REP-P  | 05-09-099 |
| 251-05-030 | REP    | 05-12-067 | 251-08-080 | REP    | 05-12-067 | 251-10-060 | REP    | 05-12-067 |
| 251-05-040 | REP-P  | 05-09-099 | 251-08-090 | REP-P  | 05-09-099 | 251-10-061 | REP-P  | 05-09-099 |

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| WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
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| 251-19-060 | REP    | 05-12-067 | 251-22-056 | REP    | 05-12-067 | 251-22-300 | REP    | 05-12-067 |
| 251-19-070 | REP-P  | 05-09-099 | 251-22-059 | REP-P  | 05-09-099 | 251-23-010 | REP-P  | 05-09-099 |
| 251-19-070 | REP    | 05-12-067 | 251-22-059 | REP    | 05-12-067 | 251-23-010 | REP    | 05-12-067 |
| 251-19-080 | REP-P  | 05-09-099 | 251-22-060 | REP-P  | 05-09-099 | 251-23-015 | REP-P  | 05-09-099 |
| 251-19-080 | REP    | 05-12-067 | 251-22-060 | REP    | 05-12-067 | 251-23-015 | REP    | 05-12-067 |
| 251-19-085 | REP-P  | 05-09-099 | 251-22-070 | REP-P  | 05-09-099 | 251-23-020 | REP-P  | 05-09-099 |
| 251-19-085 | REP    | 05-12-067 | 251-22-070 | REP    | 05-12-067 | 251-23-020 | REP    | 05-12-067 |
| 251-19-090 | REP-P  | 05-09-099 | 251-22-080 | REP-P  | 05-09-099 | 251-23-030 | REP-P  | 05-09-099 |
| 251-19-090 | REP    | 05-12-067 | 251-22-080 | REP    | 05-12-067 | 251-23-030 | REP    | 05-12-067 |
| 251-19-100 | REP-P  | 05-09-099 | 251-22-090 | REP-P  | 05-09-099 | 251-23-040 | REP-P  | 05-09-099 |
| 251-19-100 | REP    | 05-12-067 | 251-22-090 | REP    | 05-12-067 | 251-23-040 | REP    | 05-12-067 |
| 251-19-105 | REP-P  | 05-09-099 | 251-22-100 | REP-P  | 05-09-099 | 251-23-050 | REP-P  | 05-09-099 |
| 251-19-105 | REP    | 05-12-067 | 251-22-100 | REP    | 05-12-067 | 251-23-050 | REP    | 05-12-067 |
| 251-19-110 | REP-P  | 05-09-099 | 251-22-110 | REP-P  | 05-09-099 | 251-23-060 | REP-P  | 05-09-099 |
| 251-19-110 | REP    | 05-12-067 | 251-22-110 | REP    | 05-12-067 | 251-23-060 | REP    | 05-12-067 |
| 251-19-120 | REP-P  | 05-09-099 | 251-22-111 | REP-P  | 05-09-099 | 251-24-010 | REP-P  | 05-09-099 |
| 251-19-120 | REP    | 05-12-067 | 251-22-111 | REP    | 05-12-067 | 251-24-010 | REP    | 05-12-067 |
| 251-19-122 | REP-P  | 05-09-099 | 251-22-112 | REP-P  | 05-09-099 | 251-24-030 | REP-P  | 05-09-099 |
| 251-19-122 | REP    | 05-12-067 | 251-22-112 | REP    | 05-12-067 | 251-24-030 | REP    | 05-12-067 |
| 251-19-130 | REP-P  | 05-09-099 | 251-22-116 | REP-P  | 05-09-099 | 251-24-035 | REP-P  | 05-09-099 |
| 251-19-130 | REP    | 05-12-067 | 251-22-116 | REP    | 05-12-067 | 251-24-035 | REP    | 05-12-067 |
| 251-19-140 | REP-P  | 05-09-099 | 251-22-117 | REP-P  | 05-09-099 | 251-24-050 | REP-P  | 05-09-099 |
| 251-19-140 | REP    | 05-12-067 | 251-22-117 | REP    | 05-12-067 | 251-24-050 | REP    | 05-12-067 |
| 251-19-150 | REP-P  | 05-09-099 | 251-22-124 | REP-P  | 05-09-099 | 251-24-200 | REP-P  | 05-09-099 |
| 251-19-150 | REP    | 05-12-067 | 251-22-124 | REP    | 05-12-067 | 251-24-200 | REP    | 05-12-067 |
| 251-19-154 | REP-P  | 05-09-099 | 251-22-125 | REP-P  | 05-09-099 | 251-25-010 | REP-P  | 05-09-099 |
| 251-19-154 | REP    | 05-12-067 | 251-22-125 | REP    | 05-12-067 | 251-25-010 | REP    | 05-12-067 |
| 251-19-155 | REP-P  | 05-09-099 | 251-22-127 | REP-P  | 05-09-099 | 251-25-020 | REP-P  | 05-09-099 |
| 251-19-155 | REP    | 05-12-067 | 251-22-127 | REP    | 05-12-067 | 251-25-020 | REP    | 05-12-067 |
| 251-19-156 | REP-P  | 05-09-099 | 251-22-165 | REP-P  | 05-09-099 | 251-25-030 | REP-P  | 05-09-099 |
| 251-19-156 | REP    | 05-12-067 | 251-22-165 | REP    | 05-12-067 | 251-25-030 | REP    | 05-12-067 |
| 251-19-157 | REP-P  | 05-09-099 | 251-22-167 | REP-P  | 05-09-099 | 251-25-040 | REP-P  | 05-09-099 |
| 251-19-157 | REP    | 05-12-067 | 251-22-167 | REP    | 05-12-067 | 251-25-040 | REP    | 05-12-067 |
| 251-19-158 | REP-P  | 05-09-099 | 251-22-170 | REP-P  | 05-09-099 | 251-25-050 | REP-P  | 05-09-099 |
| 251-19-158 | REP    | 05-12-067 | 251-22-170 | REP    | 05-12-067 | 251-25-050 | REP    | 05-12-067 |
| 251-19-160 | REP-P  | 05-09-099 | 251-22-180 | REP-P  | 05-09-099 | 251-30-010 | REP-P  | 05-09-099 |
| 251-19-160 | REP    | 05-12-067 | 251-22-180 | REP    | 05-12-067 | 251-30-010 | REP    | 05-12-067 |
| 251-19-180 | REP-P  | 05-09-099 | 251-22-190 | REP-P  | 05-09-099 | 251-30-020 | REP-P  | 05-09-099 |
| 251-19-180 | REP    | 05-12-067 | 251-22-190 | REP    | 05-12-067 | 251-30-020 | REP    | 05-12-067 |
| 251-20-010 | REP-P  | 05-09-099 | 251-22-195 | REP-P  | 05-09-099 | 251-30-030 | REP-P  | 05-09-099 |
| 251-20-010 | REP    | 05-12-067 | 251-22-195 | REP    | 05-12-067 | 251-30-030 | REP    | 05-12-067 |
| 251-20-020 | REP-P  | 05-09-099 | 251-22-200 | REP-P  | 05-09-099 | 251-30-032 | REP-P  | 05-09-099 |
| 251-20-020 | REP    | 05-12-067 | 251-22-200 | REP    | 05-12-067 | 251-30-032 | REP    | 05-12-067 |
| 251-20-030 | REP-P  | 05-09-099 | 251-22-210 | REP-P  | 05-09-099 | 251-30-034 | REP-P  | 05-09-099 |
| 251-20-030 | REP    | 05-12-067 | 251-22-210 | REP    | 05-12-067 | 251-30-034 | REP    | 05-12-067 |
| 251-20-040 | REP-P  | 05-09-099 | 251-22-220 | REP-P  | 05-09-099 | 251-30-055 | REP-P  | 05-09-099 |
| 251-20-040 | REP    | 05-12-067 | 251-22-220 | REP    | 05-12-067 | 251-30-055 | REP    | 05-12-067 |
| 251-20-050 | REP-P  | 05-09-099 | 251-22-240 | REP-P  | 05-09-099 | 251-30-057 | REP-P  | 05-09-099 |
| 251-20-050 | REP    | 05-12-067 | 251-22-240 | REP    | 05-12-067 | 251-30-057 | REP    | 05-12-067 |
| 251-20-060 | REP-P  | 05-09-099 | 251-22-245 | REP-P  | 05-09-099 | 257-10-020 | NEW-P  | 05-09-126 |
| 251-20-060 | REP    | 05-12-067 | 251-22-245 | REP    | 05-12-067 | 257-10-020 | NEW    | 05-14-113 |
| 251-22-040 | REP-P  | 05-09-099 | 251-22-250 | REP-P  | 05-09-099 | 257-10-040 | NEW-P  | 05-09-126 |
| 251-22-040 | REP    | 05-12-067 | 251-22-250 | REP    | 05-12-067 | 257-10-040 | NEW    | 05-14-113 |
| 251-22-045 | REP-P  | 05-09-099 | 251-22-260 | REP-P  | 05-09-099 | 257-10-060 | NEW-P  | 05-09-126 |
| 251-22-045 | REP    | 05-12-067 | 251-22-260 | REP    | 05-12-067 | 257-10-060 | NEW    | 05-14-113 |
| 251-22-048 | REP-P  | 05-09-099 | 251-22-270 | REP-P  | 05-09-099 | 257-10-080 | NEW-P  | 05-09-126 |
| 251-22-048 | REP    | 05-12-067 | 251-22-270 | REP    | 05-12-067 | 257-10-080 | NEW    | 05-14-113 |
| 251-22-050 | REP-P  | 05-09-099 | 251-22-280 | REP-P  | 05-09-099 | 257-10-100 | NEW-P  | 05-09-126 |
| 251-22-050 | REP    | 05-12-067 | 251-22-280 | REP    | 05-12-067 | 257-10-100 | NEW    | 05-14-113 |
| 251-22-053 | REP-P  | 05-09-099 | 251-22-290 | REP-P  | 05-09-099 | 257-10-120 | NEW-P  | 05-09-126 |
| 251-22-053 | REP    | 05-12-067 | 251-22-290 | REP    | 05-12-067 | 257-10-120 | NEW    | 05-14-113 |
| 251-22-056 | REP-P  | 05-09-099 | 251-22-300 | REP-P  | 05-09-099 | 257-10-140 | NEW-P  | 05-09-126 |

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| 257-10-140 | NEW    | 05-14-113 | 260-28-290 | NEW-P  | 05-13-108 | 260-49     | PREP   | 05-11-113 |
| 257-10-160 | NEW-P  | 05-09-126 | 260-28-290 | NEW-W  | 05-16-105 | 260-49-070 | AMD-P  | 05-16-073 |
| 257-10-160 | NEW    | 05-14-113 | 260-32-160 | PREP   | 05-09-007 | 260-56-030 | REP    | 05-05-044 |
| 257-10-180 | NEW-P  | 05-09-126 | 260-32-160 | AMD-P  | 05-13-109 | 260-60-300 | AMD-P  | 05-03-028 |
| 257-10-180 | NEW    | 05-14-113 | 260-32-160 | AMD-W  | 05-16-106 | 260-60-300 | AMD    | 05-07-063 |
| 257-10-200 | NEW-P  | 05-09-126 | 260-34     | AMD-P  | 05-04-085 | 260-60-320 | REP-P  | 05-03-028 |
| 257-10-200 | NEW    | 05-14-113 | 260-34     | AMD    | 05-07-066 | 260-60-320 | REP    | 05-07-063 |
| 257-10-220 | NEW-P  | 05-09-126 | 260-34-010 | AMD-P  | 05-04-085 | 260-70     | PREP   | 05-07-035 |
| 257-10-220 | NEW    | 05-14-113 | 260-34-010 | AMD    | 05-07-066 | 260-70-520 | AMD-P  | 05-04-086 |
| 257-10-240 | NEW-P  | 05-09-126 | 260-34-020 | AMD-P  | 05-04-085 | 260-70-520 | AMD    | 05-07-067 |
| 257-10-240 | NEW    | 05-14-113 | 260-34-020 | AMD    | 05-07-066 | 260-70-520 | AMD-E  | 05-07-068 |
| 257-10-260 | NEW-P  | 05-09-126 | 260-34-030 | AMD-P  | 05-04-085 | 260-70-520 | PREP   | 05-15-140 |
| 257-10-260 | NEW    | 05-14-113 | 260-34-030 | AMD    | 05-07-066 | 260-70-530 | AMD-P  | 05-04-086 |
| 257-10-280 | NEW-P  | 05-09-126 | 260-34-035 | NEW-P  | 05-04-085 | 260-70-530 | AMD    | 05-07-067 |
| 257-10-280 | NEW    | 05-14-113 | 260-34-035 | NEW    | 05-07-066 | 260-70-530 | AMD-E  | 05-07-068 |
| 257-10-300 | NEW-P  | 05-09-126 | 260-34-040 | REP-P  | 05-04-085 | 260-70-540 | AMD-P  | 05-04-086 |
| 257-10-300 | NEW    | 05-14-113 | 260-34-040 | REP    | 05-07-066 | 260-70-540 | AMD    | 05-07-067 |
| 257-10-320 | NEW-P  | 05-09-126 | 260-34-045 | NEW-P  | 05-04-085 | 260-70-540 | AMD-E  | 05-07-068 |
| 257-10-320 | NEW    | 05-14-113 | 260-34-045 | NEW    | 05-07-066 | 260-70-545 | AMD-P  | 05-04-086 |
| 257-10-340 | NEW-P  | 05-09-126 | 260-34-050 | REP-P  | 05-04-085 | 260-70-545 | AMD    | 05-07-067 |
| 257-10-340 | NEW    | 05-14-113 | 260-34-050 | REP    | 05-07-066 | 260-70-545 | AMD-E  | 05-07-068 |
| 257-10-360 | NEW-P  | 05-09-126 | 260-34-060 | AMD-P  | 05-04-085 | 260-70-550 | AMD-P  | 05-04-086 |
| 257-10-360 | NEW    | 05-14-113 | 260-34-060 | AMD    | 05-07-066 | 260-70-550 | AMD    | 05-07-067 |
| 257-10-380 | NEW-P  | 05-09-126 | 260-34-070 | AMD-P  | 05-04-085 | 260-70-550 | AMD-E  | 05-07-068 |
| 257-10-380 | NEW    | 05-14-113 | 260-34-070 | AMD    | 05-07-066 | 260-70-560 | AMD-P  | 05-04-086 |
| 257-10-400 | NEW-P  | 05-09-126 | 260-34-080 | AMD-P  | 05-04-085 | 260-70-560 | AMD    | 05-07-067 |
| 257-10-400 | NEW    | 05-14-113 | 260-34-080 | AMD    | 05-07-066 | 260-70-560 | AMD-E  | 05-07-068 |
| 257-10-420 | NEW-P  | 05-09-126 | 260-34-090 | AMD-P  | 05-04-085 | 260-70-570 | AMD-P  | 05-04-086 |
| 257-10-420 | NEW    | 05-14-113 | 260-34-090 | AMD    | 05-07-066 | 260-70-570 | AMD    | 05-07-067 |
| 260        | PREP   | 05-09-007 | 260-34-090 | PREP   | 05-14-011 | 260-70-570 | AMD-E  | 05-07-068 |
| 260-08-005 | AMD    | 05-05-049 | 260-34-090 | AMD-E  | 05-15-101 | 260-70-580 | AMD-P  | 05-04-086 |
| 260-08-670 | REP    | 05-05-049 | 260-34-100 | AMD-P  | 05-04-085 | 260-70-580 | AMD    | 05-07-067 |
| 260-08-671 | NEW    | 05-05-049 | 260-34-100 | AMD    | 05-07-066 | 260-70-580 | AMD-E  | 05-07-068 |
| 260-08-673 | NEW    | 05-05-049 | 260-34-110 | REP-P  | 05-04-085 | 260-70-600 | AMD-P  | 05-04-086 |
| 260-08-675 | NEW    | 05-05-049 | 260-34-110 | REP    | 05-07-066 | 260-70-600 | AMD    | 05-07-067 |
| 260-08-677 | NEW    | 05-05-049 | 260-34-120 | REP-P  | 05-04-085 | 260-70-600 | AMD-E  | 05-07-068 |
| 260-08-680 | REP    | 05-05-049 | 260-34-120 | REP    | 05-07-066 | 260-70-610 | AMD-P  | 05-04-086 |
| 260-08-690 | REP    | 05-05-049 | 260-34-130 | REP-P  | 05-04-085 | 260-70-610 | AMD    | 05-07-067 |
| 260-08-700 | REP    | 05-05-049 | 260-34-130 | REP    | 05-07-066 | 260-70-610 | AMD-E  | 05-07-068 |
| 260-08-710 | REP    | 05-05-049 | 260-34-140 | REP-P  | 05-04-085 | 260-70-620 | AMD-P  | 05-04-086 |
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| 296-17-90496 | AMD-P  | 05-18-090 | 296-45-315   | AMD-X  | 05-07-124 | 296-46B-930  | AMD    | 05-10-024 |
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| 296-20-010   | AMD-P  | 05-05-065 | 296-45-385   | AMD-X  | 05-07-124 | 296-46B-940  | AMD    | 05-10-024 |
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| 296-20-1102  | PREP   | 05-15-134 | 296-45-475   | AMD-X  | 05-07-124 | 296-46B-945  | AMD    | 05-10-024 |
| 296-20-1102  | AMD-P  | 05-18-058 | 296-45-475   | AMD    | 05-17-038 | 296-46B-950  | AMD-P  | 05-06-063 |
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| 296-24-78005 | REP-P  | 05-12-030 | 296-46B-760  | NEW    | 05-10-024 | 296-52-70030 | AMD    | 05-08-110 |
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| 296-62-07523 | REP    | 05-13-152 | 296-126-028   | NEW-S  | 05-14-140 | 296-200A-900  | AMD-P  | 05-08-111 |
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| 296-307-69620 | NEW-W  | 05-05-070 | 296-855-200   | NEW-P  | 05-10-076 | 296-876-20005 | NEW-P  | 05-12-030 |
| 296-307-69625 | NEW-W  | 05-05-070 | 296-855-200   | NEW    | 05-17-168 | 296-876-300   | NEW-P  | 05-12-030 |
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| 296-307-69815 | NEW-W  | 05-05-070 | 296-855-20040 | NEW-P  | 05-10-076 | 296-876-400   | NEW-P  | 05-12-030 |
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| 296-307-69825 | NEW-W  | 05-05-070 | 296-855-20050 | NEW-P  | 05-10-076 | 296-876-40010 | NEW-P  | 05-12-030 |
| 296-307-69830 | NEW-W  | 05-05-070 | 296-855-20050 | NEW    | 05-17-168 | 296-876-40015 | NEW-P  | 05-12-030 |
| 296-307-700   | NEW-W  | 05-05-070 | 296-855-20060 | NEW-P  | 05-10-076 | 296-876-40020 | NEW-P  | 05-12-030 |
| 296-307-70005 | NEW-W  | 05-05-070 | 296-855-20060 | NEW    | 05-17-168 | 296-876-40025 | NEW-P  | 05-12-030 |
| 296-307-702   | NEW-W  | 05-05-070 | 296-855-20070 | NEW-P  | 05-10-076 | 296-876-40030 | NEW-P  | 05-12-030 |
| 296-350       | PREP   | 05-10-074 | 296-855-20070 | NEW    | 05-17-168 | 296-876-40035 | NEW-P  | 05-12-030 |
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| 296-400A-005  | AMD-P  | 05-06-062 | 296-855-20080 | NEW    | 05-17-168 | 296-876-40045 | NEW-P  | 05-12-030 |
| 296-400A-005  | AMD    | 05-11-061 | 296-855-20090 | NEW-P  | 05-10-076 | 296-876-40050 | NEW-P  | 05-12-030 |
| 296-400A-021  | AMD-P  | 05-06-062 | 296-855-20090 | NEW    | 05-17-168 | 296-876-500   | NEW-P  | 05-12-030 |
| 296-400A-021  | AMD    | 05-11-061 | 296-855-300   | NEW-P  | 05-10-076 | 296-876-50005 | NEW-P  | 05-12-030 |
| 296-400A-022  | NEW-P  | 05-06-062 | 296-855-300   | NEW    | 05-17-168 | 296-876-600   | NEW-P  | 05-12-030 |
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| 296-400A-045  | AMD-P  | 05-06-062 | 296-855-30010 | NEW    | 05-17-168 | 308- 08       | PREP   | 05-08-001 |
| 296-400A-045  | AMD    | 05-11-061 | 296-855-30030 | NEW-P  | 05-10-076 | 308- 08-535   | NEW-P  | 05-13-119 |
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| 296-800       | PREP   | 05-10-074 | 296-855-30080 | NEW    | 05-17-168 | 308- 13-024   | PREP   | 05-11-012 |
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| 296-800-290   | REP-P  | 05-12-030 | 296-855-400   | NEW    | 05-17-168 | 308- 13-150   | AMD    | 05-04-050 |
| 296-800-29005 | REP-P  | 05-12-030 | 296-855-40010 | NEW-P  | 05-10-076 | 308- 13-150   | PREP   | 05-09-017 |
| 296-800-29010 | REP-P  | 05-12-030 | 296-855-40010 | NEW    | 05-17-168 | 308- 13-150   | AMD-P  | 05-13-026 |
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| 296-800-29020 | REP-P  | 05-12-030 | 296-855-40030 | NEW    | 05-17-168 | 308- 15-050   | PREP   | 05-17-063 |
| 296-800-29025 | REP-P  | 05-12-030 | 296-855-40040 | NEW-P  | 05-10-076 | 308- 15-150   | PREP   | 05-17-064 |
| 296-800-29030 | REP-P  | 05-12-030 | 296-855-40040 | NEW    | 05-17-168 | 308- 18-020   | AMD-P  | 05-06-004 |
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| 296-824-60005 | AMD    | 05-03-093 | 296-865-20005 | NEW-P  | 05-08-112 | 308- 18-305   | NEW    | 05-09-036 |
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| 296-839-30005 | AMD    | 05-03-093 | 296-865-20015 | NEW    | 05-17-059 | 308- 19-030   | AMD-P  | 05-04-105 |
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| 308-19-200 | AMD    | 05-08-027 | 308-56A     | PREP   | 05-11-104  | 308-108-080  | NEW-W  | 05-08-106 |
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| 314- 12-020 | AMD    | 05-07-012 | 315- 33A-060 | AMD-E  | 05-04-019 | 315- 36-060 | REP-X  | 05-05-059 |
| 314- 12-025 | REP    | 05-07-012 | 315- 33A-060 | AMD-P  | 05-04-080 | 315- 36-060 | REP-P  | 05-17-096 |
| 314- 12-060 | REP    | 05-07-012 | 315- 33A-060 | AMD    | 05-07-100 | 315- 36-070 | REP-X  | 05-05-059 |
| 314- 12-080 | REP    | 05-07-012 | 315- 33A-070 | REP-E  | 05-04-019 | 315- 36-070 | REP-P  | 05-17-096 |
| 314- 12-100 | REP    | 05-07-012 | 315- 33A-070 | REP-P  | 05-04-080 | 315- 36-080 | REP-X  | 05-05-059 |
| 314- 12-110 | REP    | 05-07-012 | 315- 33A-070 | REP    | 05-07-100 | 315- 36-080 | REP-P  | 05-17-096 |
| 314- 16-190 | REP-P  | 05-12-141 | 315- 34-010  | AMD-E  | 05-04-010 | 315- 36-090 | REP-X  | 05-05-059 |
| 314- 16-190 | REP-C  | 05-13-111 | 315- 34-010  | AMD-P  | 05-04-081 | 315- 36-090 | REP-P  | 05-17-096 |
| 314- 16-195 | AMD-P  | 05-12-141 | 315- 34-010  | AMD-C  | 05-08-095 | 315- 36-100 | REP-X  | 05-05-059 |
| 314- 16-196 | REP-P  | 05-12-141 | 315- 34-010  | AMD    | 05-12-005 | 315- 36-100 | REP-P  | 05-17-096 |
| 314- 16-196 | REP-C  | 05-13-111 | 315- 34-020  | AMD-E  | 05-04-010 | 315- 36-110 | REP-X  | 05-05-059 |
| 315- 06-125 | PREP   | 05-08-066 | 315- 34-020  | AMD-P  | 05-04-081 | 315- 36-110 | REP-P  | 05-17-096 |
| 315- 06-125 | AMD-P  | 05-12-009 | 315- 34-020  | AMD-C  | 05-08-095 | 315- 36-120 | REP-X  | 05-05-059 |
| 315- 06-125 | AMD-C  | 05-17-152 | 315- 34-020  | AMD    | 05-12-005 | 315- 36-120 | REP-P  | 05-17-096 |
| 315- 10-010 | AMD-P  | 05-04-079 | 315- 34-030  | AMD-E  | 05-04-010 | 315- 36-130 | REP-X  | 05-05-059 |
| 315- 10-010 | AMD-S  | 05-08-054 | 315- 34-030  | AMD-P  | 05-04-081 | 315- 36-130 | REP-P  | 05-17-096 |
| 315- 10-010 | AMD    | 05-11-049 | 315- 34-030  | AMD-C  | 05-08-095 | 315- 36-140 | REP-X  | 05-05-059 |
| 315- 10-020 | AMD-P  | 05-04-079 | 315- 34-030  | AMD    | 05-12-005 | 315- 36-140 | REP-P  | 05-17-096 |
| 315- 10-020 | AMD-S  | 05-08-054 | 315- 34-040  | AMD-E  | 05-04-010 | 315- 36-150 | REP-X  | 05-05-059 |
| 315- 10-020 | AMD    | 05-11-049 | 315- 34-040  | AMD-P  | 05-04-081 | 315- 36-150 | REP-P  | 05-17-096 |
| 315- 10-022 | AMD-P  | 05-04-079 | 315- 34-040  | AMD-C  | 05-08-095 | 315- 37-010 | REP-X  | 05-03-060 |
| 315- 10-022 | AMD-S  | 05-08-054 | 315- 34-040  | AMD-E  | 05-11-069 | 315- 37-010 | REP-P  | 05-16-069 |
| 315- 10-022 | AMD    | 05-11-049 | 315- 34-040  | AMD    | 05-12-005 | 315- 37-010 | REP-C  | 05-17-095 |
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| 315- 37-020 | REP-P  | 05-16-069 | 316- 85-040 | AMD-X  | 05-14-051 | 356- 05-055 | REP-P  | 05-09-100 |
| 315- 37-020 | REP-C  | 05-17-095 | 316- 85-050 | AMD-X  | 05-14-051 | 356- 05-055 | REP    | 05-12-066 |
| 315- 37-030 | REP-X  | 05-03-060 | 316- 85-060 | AMD-X  | 05-14-051 | 356- 05-060 | REP-P  | 05-09-100 |
| 315- 37-030 | REP-P  | 05-16-069 | 316- 85-070 | AMD-X  | 05-14-051 | 356- 05-060 | REP    | 05-12-066 |
| 315- 37-030 | REP-C  | 05-17-095 | 316- 85-080 | AMD-X  | 05-14-051 | 356- 05-065 | REP-P  | 05-09-100 |
| 315- 37-040 | REP-X  | 05-03-060 | 316- 85-090 | AMD-X  | 05-14-051 | 356- 05-065 | REP    | 05-12-066 |
| 315- 37-040 | REP-P  | 05-16-069 | 316- 85-100 | AMD-X  | 05-14-051 | 356- 05-070 | REP-P  | 05-09-100 |
| 315- 37-040 | REP-C  | 05-17-095 | 332- 30-123 | AMD-P  | 05-16-112 | 356- 05-070 | REP    | 05-12-066 |
| 315- 37-050 | REP-X  | 05-03-060 | 332- 30-128 | PREP   | 05-14-115 | 356- 05-072 | REP-P  | 05-09-100 |
| 315- 37-050 | REP-P  | 05-16-069 | 332- 30-128 | AMD-P  | 05-17-183 | 356- 05-072 | REP    | 05-12-066 |
| 315- 37-050 | REP-C  | 05-17-095 | 332- 30-151 | PREP   | 05-06-098 | 356- 05-075 | REP-P  | 05-09-100 |
| 315- 37-060 | REP-X  | 05-03-060 | 332- 30-151 | AMD-P  | 05-11-067 | 356- 05-075 | REP    | 05-12-066 |
| 315- 37-060 | REP-P  | 05-16-069 | 332-100-040 | PREP   | 05-14-114 | 356- 05-080 | REP-P  | 05-09-100 |
| 315- 37-060 | REP-C  | 05-17-095 | 332-100-040 | AMD-P  | 05-17-184 | 356- 05-080 | REP    | 05-12-066 |
| 315- 37-070 | REP-X  | 05-03-060 | 332-120     | PREP   | 05-02-073 | 356- 05-085 | REP-P  | 05-09-100 |
| 315- 37-070 | REP-P  | 05-16-069 | 332-120-040 | AMD-P  | 05-08-067 | 356- 05-085 | REP    | 05-12-066 |
| 315- 37-070 | REP-C  | 05-17-095 | 332-120-040 | AMD    | 05-13-104 | 356- 05-090 | REP-P  | 05-09-100 |
| 315- 37-080 | REP-X  | 05-03-060 | 332-130     | PREP   | 05-02-073 | 356- 05-090 | REP    | 05-12-066 |
| 315- 37-080 | REP-P  | 05-16-069 | 332-130-020 | AMD-P  | 05-08-067 | 356- 05-095 | REP-P  | 05-09-100 |
| 315- 37-080 | REP-C  | 05-17-095 | 332-130-020 | AMD    | 05-13-104 | 356- 05-095 | REP    | 05-12-066 |
| 315- 37-090 | REP-X  | 05-03-060 | 332-130-060 | AMD-P  | 05-08-067 | 356- 05-100 | REP-P  | 05-09-100 |
| 315- 37-090 | REP-P  | 05-16-069 | 332-130-060 | AMD    | 05-13-104 | 356- 05-100 | REP    | 05-12-066 |
| 315- 37-090 | REP-C  | 05-17-095 | 332-130-070 | AMD-P  | 05-08-067 | 356- 05-105 | REP-P  | 05-09-100 |
| 315- 37-100 | REP-X  | 05-03-060 | 332-130-070 | AMD    | 05-13-104 | 356- 05-105 | REP    | 05-12-066 |
| 315- 37-100 | REP-P  | 05-16-069 | 352- 11     | PREP   | 05-10-070 | 356- 05-110 | REP-P  | 05-09-100 |
| 315- 37-100 | REP-C  | 05-17-095 | 352- 12     | PREP   | 05-13-044 | 356- 05-110 | REP    | 05-12-066 |
| 315- 37-110 | REP-X  | 05-03-060 | 352- 20     | PREP   | 05-13-044 | 356- 05-115 | REP-P  | 05-09-100 |
| 315- 37-110 | REP-P  | 05-16-069 | 352- 28     | PREP   | 05-06-125 | 356- 05-115 | REP    | 05-12-066 |
| 315- 37-110 | REP-C  | 05-17-095 | 352- 28     | AMD-C  | 05-11-114 | 356- 05-120 | REP-P  | 05-09-100 |
| 315- 37-120 | REP-X  | 05-03-060 | 352- 28-010 | AMD-P  | 05-10-071 | 356- 05-120 | REP    | 05-12-066 |
| 315- 37-120 | REP-P  | 05-16-069 | 352- 28-010 | AMD    | 05-17-105 | 356- 05-125 | REP-P  | 05-09-100 |
| 315- 37-120 | REP-C  | 05-17-095 | 352- 28-030 | NEW-P  | 05-10-071 | 356- 05-125 | REP    | 05-12-066 |
| 315- 38     | PREP   | 05-06-026 | 352- 28-030 | NEW    | 05-17-105 | 356- 05-128 | REP-P  | 05-09-100 |
| 315- 38-010 | AMD-P  | 05-08-100 | 352- 32     | PREP   | 05-13-044 | 356- 05-128 | REP    | 05-12-066 |
| 315- 38-010 | AMD    | 05-11-050 | 352- 32-252 | REP-W  | 05-10-066 | 356- 05-130 | REP-P  | 05-09-100 |
| 315- 38-020 | AMD-P  | 05-08-100 | 352- 37     | PREP   | 05-13-044 | 356- 05-130 | REP    | 05-12-066 |
| 315- 38-020 | AMD    | 05-11-050 | 356- 03-010 | REP-P  | 05-09-100 | 356- 05-135 | REP-P  | 05-09-100 |
| 315- 38-080 | AMD-P  | 05-08-100 | 356- 03-010 | REP    | 05-12-066 | 356- 05-135 | REP    | 05-12-066 |
| 315- 38-080 | AMD    | 05-11-050 | 356- 05-001 | REP-P  | 05-09-100 | 356- 05-140 | REP-P  | 05-09-100 |
| 315- 38-090 | AMD-P  | 05-08-100 | 356- 05-001 | REP    | 05-12-066 | 356- 05-140 | REP    | 05-12-066 |
| 315- 38-090 | AMD    | 05-11-050 | 356- 05-010 | REP-P  | 05-09-100 | 356- 05-145 | REP-P  | 05-09-100 |
| 315- 38-100 | AMD-P  | 05-08-100 | 356- 05-010 | REP    | 05-12-066 | 356- 05-145 | REP    | 05-12-066 |
| 315- 38-100 | AMD    | 05-11-050 | 356- 05-012 | REP-P  | 05-09-100 | 356- 05-148 | REP-P  | 05-09-100 |
| 316- 75-001 | AMD-X  | 05-14-051 | 356- 05-012 | REP    | 05-12-066 | 356- 05-148 | REP    | 05-12-066 |
| 316- 75-010 | AMD-X  | 05-14-051 | 356- 05-013 | REP-P  | 05-09-100 | 356- 05-150 | REP-P  | 05-09-100 |
| 316- 75-030 | AMD-X  | 05-14-051 | 356- 05-013 | REP    | 05-12-066 | 356- 05-150 | REP    | 05-12-066 |
| 316- 75-050 | AMD-X  | 05-14-051 | 356- 05-015 | REP-P  | 05-09-100 | 356- 05-155 | REP-P  | 05-09-100 |
| 316- 75-090 | AMD-X  | 05-14-051 | 356- 05-015 | REP    | 05-12-066 | 356- 05-155 | REP    | 05-12-066 |
| 316- 75-110 | AMD-X  | 05-14-051 | 356- 05-020 | REP-P  | 05-09-100 | 356- 05-160 | REP-P  | 05-09-100 |
| 316- 75-130 | AMD-X  | 05-14-051 | 356- 05-020 | REP    | 05-12-066 | 356- 05-160 | REP    | 05-12-066 |
| 316- 75-150 | AMD-X  | 05-14-051 | 356- 05-025 | REP-P  | 05-09-100 | 356- 05-165 | REP-P  | 05-09-100 |
| 316- 75-170 | AMD-X  | 05-14-051 | 356- 05-025 | REP    | 05-12-066 | 356- 05-165 | REP    | 05-12-066 |
| 316- 75-190 | AMD-X  | 05-14-051 | 356- 05-030 | REP-P  | 05-09-100 | 356- 05-170 | REP-P  | 05-09-100 |
| 316- 75-210 | AMD-X  | 05-14-051 | 356- 05-030 | REP    | 05-12-066 | 356- 05-170 | REP    | 05-12-066 |
| 316- 75-230 | AMD-X  | 05-14-051 | 356- 05-035 | REP-P  | 05-09-100 | 356- 05-173 | REP-P  | 05-09-100 |
| 316- 75-250 | AMD-X  | 05-14-051 | 356- 05-035 | REP    | 05-12-066 | 356- 05-173 | REP    | 05-12-066 |
| 316- 75-270 | AMD-X  | 05-14-051 | 356- 05-040 | REP-P  | 05-09-100 | 356- 05-175 | REP-P  | 05-09-100 |
| 316- 75-310 | AMD-X  | 05-14-051 | 356- 05-040 | REP    | 05-12-066 | 356- 05-175 | REP    | 05-12-066 |
| 316- 85-001 | AMD-X  | 05-14-051 | 356- 05-045 | REP-P  | 05-09-100 | 356- 05-178 | REP-P  | 05-09-100 |
| 316- 85-010 | AMD-X  | 05-14-051 | 356- 05-045 | REP    | 05-12-066 | 356- 05-178 | REP    | 05-12-066 |
| 316- 85-020 | AMD-X  | 05-14-051 | 356- 05-050 | REP-P  | 05-09-100 | 356- 05-185 | REP-P  | 05-09-100 |
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| 356-05-195 | REP-P  | 05-09-100 | 356-05-345 | REP-P  | 05-09-100 | 356-05-465 | REP-P  | 05-09-100 |
| 356-05-195 | REP    | 05-12-066 | 356-05-345 | REP    | 05-12-066 | 356-05-465 | REP    | 05-12-066 |
| 356-05-198 | REP-P  | 05-09-100 | 356-05-350 | REP-P  | 05-09-100 | 356-05-470 | REP-P  | 05-09-100 |
| 356-05-198 | REP    | 05-12-066 | 356-05-350 | REP    | 05-12-066 | 356-05-470 | REP    | 05-12-066 |
| 356-05-200 | REP-P  | 05-09-100 | 356-05-353 | REP-P  | 05-09-100 | 356-05-475 | REP-P  | 05-09-100 |
| 356-05-200 | REP    | 05-12-066 | 356-05-353 | REP    | 05-12-066 | 356-05-475 | REP    | 05-12-066 |
| 356-05-205 | REP-P  | 05-09-100 | 356-05-355 | REP-P  | 05-09-100 | 356-05-477 | REP-P  | 05-09-100 |
| 356-05-205 | REP    | 05-12-066 | 356-05-355 | REP    | 05-12-066 | 356-05-477 | REP    | 05-12-066 |
| 356-05-207 | REP-P  | 05-09-100 | 356-05-358 | REP-P  | 05-09-100 | 356-05-479 | REP-P  | 05-09-100 |
| 356-05-207 | REP    | 05-12-066 | 356-05-358 | REP    | 05-12-066 | 356-05-479 | REP    | 05-12-066 |
| 356-05-210 | REP-P  | 05-09-100 | 356-05-360 | REP-P  | 05-09-100 | 356-05-480 | REP-P  | 05-09-100 |
| 356-05-210 | REP    | 05-12-066 | 356-05-360 | REP    | 05-12-066 | 356-05-480 | REP    | 05-12-066 |
| 356-05-211 | REP-P  | 05-09-100 | 356-05-365 | REP-P  | 05-09-100 | 356-05-485 | REP-P  | 05-09-100 |
| 356-05-211 | REP    | 05-12-066 | 356-05-365 | REP    | 05-12-066 | 356-05-485 | REP    | 05-12-066 |
| 356-05-215 | REP-P  | 05-09-100 | 356-05-370 | REP-P  | 05-09-100 | 356-05-490 | REP-P  | 05-09-100 |
| 356-05-215 | REP    | 05-12-066 | 356-05-370 | REP    | 05-12-066 | 356-05-490 | REP    | 05-12-066 |
| 356-05-220 | REP-P  | 05-09-100 | 356-05-375 | REP-P  | 05-09-100 | 356-05-493 | REP-P  | 05-09-100 |
| 356-05-220 | REP    | 05-12-066 | 356-05-375 | REP    | 05-12-066 | 356-05-493 | REP    | 05-12-066 |
| 356-05-225 | REP-P  | 05-09-100 | 356-05-380 | REP-P  | 05-09-100 | 356-05-495 | REP-P  | 05-09-100 |
| 356-05-225 | REP    | 05-12-066 | 356-05-380 | REP    | 05-12-066 | 356-05-495 | REP    | 05-12-066 |
| 356-05-230 | REP-P  | 05-09-100 | 356-05-385 | REP-P  | 05-09-100 | 356-05-500 | REP-P  | 05-09-100 |
| 356-05-230 | REP    | 05-12-066 | 356-05-385 | REP    | 05-12-066 | 356-05-500 | REP    | 05-12-066 |
| 356-05-231 | REP-P  | 05-09-100 | 356-05-387 | REP-P  | 05-09-100 | 356-05-505 | REP-P  | 05-09-100 |
| 356-05-231 | REP    | 05-12-066 | 356-05-387 | REP    | 05-12-066 | 356-05-505 | REP    | 05-12-066 |
| 356-05-233 | REP-P  | 05-09-100 | 356-05-389 | REP-P  | 05-09-100 | 356-06-001 | REP-P  | 05-09-100 |
| 356-05-233 | REP    | 05-12-066 | 356-05-389 | REP    | 05-12-066 | 356-06-001 | REP    | 05-12-066 |
| 356-05-234 | REP-P  | 05-09-100 | 356-05-390 | REP-P  | 05-09-100 | 356-06-002 | REP-P  | 05-09-100 |
| 356-05-234 | REP    | 05-12-066 | 356-05-390 | REP    | 05-12-066 | 356-06-002 | REP    | 05-12-066 |
| 356-05-235 | REP-P  | 05-09-100 | 356-05-395 | REP-P  | 05-09-100 | 356-06-003 | REP-P  | 05-09-100 |
| 356-05-235 | REP    | 05-12-066 | 356-05-395 | REP    | 05-12-066 | 356-06-003 | REP    | 05-12-066 |
| 356-05-237 | REP-P  | 05-09-100 | 356-05-397 | REP-P  | 05-09-100 | 356-06-030 | REP-P  | 05-09-100 |
| 356-05-237 | REP    | 05-12-066 | 356-05-397 | REP    | 05-12-066 | 356-06-030 | REP    | 05-12-066 |
| 356-05-238 | REP-P  | 05-09-100 | 356-05-400 | REP-P  | 05-09-100 | 356-06-040 | REP-P  | 05-09-100 |
| 356-05-238 | REP    | 05-12-066 | 356-05-400 | REP    | 05-12-066 | 356-06-040 | REP    | 05-12-066 |
| 356-05-240 | REP-P  | 05-09-100 | 356-05-405 | REP-P  | 05-09-100 | 356-06-045 | REP-P  | 05-09-100 |
| 356-05-240 | REP    | 05-12-066 | 356-05-405 | REP    | 05-12-066 | 356-06-045 | REP    | 05-12-066 |
| 356-05-245 | REP-P  | 05-09-100 | 356-05-410 | REP-P  | 05-09-100 | 356-06-050 | REP-P  | 05-09-100 |
| 356-05-245 | REP    | 05-12-066 | 356-05-410 | REP    | 05-12-066 | 356-06-050 | REP    | 05-12-066 |
| 356-05-250 | REP-P  | 05-09-100 | 356-05-415 | REP-P  | 05-09-100 | 356-06-055 | REP-P  | 05-09-100 |
| 356-05-250 | REP    | 05-12-066 | 356-05-415 | REP    | 05-12-066 | 356-06-055 | REP    | 05-12-066 |
| 356-05-260 | REP-P  | 05-09-100 | 356-05-420 | REP-P  | 05-09-100 | 356-06-065 | REP-P  | 05-09-100 |
| 356-05-260 | REP    | 05-12-066 | 356-05-420 | REP    | 05-12-066 | 356-06-065 | REP    | 05-12-066 |
| 356-05-300 | REP-P  | 05-09-100 | 356-05-425 | REP-P  | 05-09-100 | 356-06-100 | REP-P  | 05-09-100 |
| 356-05-300 | REP    | 05-12-066 | 356-05-425 | REP    | 05-12-066 | 356-06-100 | REP    | 05-12-066 |
| 356-05-305 | REP-P  | 05-09-100 | 356-05-430 | REP-P  | 05-09-100 | 356-06-110 | REP-P  | 05-09-100 |
| 356-05-305 | REP    | 05-12-066 | 356-05-430 | REP    | 05-12-066 | 356-06-110 | REP    | 05-12-066 |
| 356-05-310 | REP-P  | 05-09-100 | 356-05-435 | REP-P  | 05-09-100 | 356-06-120 | REP-P  | 05-09-100 |
| 356-05-310 | REP    | 05-12-066 | 356-05-435 | REP    | 05-12-066 | 356-06-120 | REP    | 05-12-066 |
| 356-05-315 | REP-P  | 05-09-100 | 356-05-440 | REP-P  | 05-09-100 | 356-07-010 | REP-P  | 05-09-100 |
| 356-05-315 | REP    | 05-12-066 | 356-05-440 | REP    | 05-12-066 | 356-07-010 | REP    | 05-12-066 |
| 356-05-320 | REP-P  | 05-09-100 | 356-05-445 | REP-P  | 05-09-100 | 356-07-020 | REP-P  | 05-09-100 |
| 356-05-320 | REP    | 05-12-066 | 356-05-445 | REP    | 05-12-066 | 356-07-020 | REP    | 05-12-066 |
| 356-05-325 | REP-P  | 05-09-100 | 356-05-447 | REP-P  | 05-09-100 | 356-07-030 | REP-P  | 05-09-100 |
| 356-05-325 | REP    | 05-12-066 | 356-05-447 | REP    | 05-12-066 | 356-07-030 | REP    | 05-12-066 |
| 356-05-332 | REP-P  | 05-09-100 | 356-05-450 | REP-P  | 05-09-100 | 356-07-040 | REP-P  | 05-09-100 |
| 356-05-332 | REP    | 05-12-066 | 356-05-450 | REP    | 05-12-066 | 356-07-040 | REP    | 05-12-066 |
| 356-05-333 | REP-P  | 05-09-100 | 356-05-456 | REP-P  | 05-09-100 | 356-07-050 | REP-P  | 05-09-100 |
| 356-05-333 | REP    | 05-12-066 | 356-05-456 | REP    | 05-12-066 | 356-07-050 | REP    | 05-12-066 |
| 356-05-335 | REP-P  | 05-09-100 | 356-05-460 | REP-P  | 05-09-100 | 356-07-055 | REP-P  | 05-09-100 |
| 356-05-335 | REP    | 05-12-066 | 356-05-460 | REP    | 05-12-066 | 356-07-055 | REP    | 05-12-066 |
| 356-05-340 | REP-P  | 05-09-100 | 356-05-461 | REP-P  | 05-09-100 | 356-07-060 | REP-P  | 05-09-100 |
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| WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
|------------|--------|-----------|------------|--------|-----------|------------|--------|-----------|
| 356-07-070 | REP-P  | 05-09-100 | 356-14-140 | REP-P  | 05-09-100 | 356-15-125 | REP-P  | 05-09-100 |
| 356-07-070 | REP    | 05-12-066 | 356-14-140 | REP    | 05-12-066 | 356-15-125 | REP    | 05-12-066 |
| 356-09-010 | REP-P  | 05-09-100 | 356-14-150 | REP-P  | 05-09-100 | 356-15-130 | REP-P  | 05-09-100 |
| 356-09-010 | REP    | 05-12-066 | 356-14-150 | REP    | 05-12-066 | 356-15-130 | REP    | 05-12-066 |
| 356-09-020 | REP-P  | 05-09-100 | 356-14-160 | REP-P  | 05-09-100 | 356-15-140 | REP-P  | 05-09-100 |
| 356-09-020 | REP    | 05-12-066 | 356-14-160 | REP    | 05-12-066 | 356-15-140 | REP    | 05-12-066 |
| 356-09-030 | REP-P  | 05-09-100 | 356-14-170 | REP-P  | 05-09-100 | 356-18-020 | REP-P  | 05-09-100 |
| 356-09-030 | REP    | 05-12-066 | 356-14-170 | REP    | 05-12-066 | 356-18-020 | REP    | 05-12-066 |
| 356-09-040 | REP-P  | 05-09-100 | 356-14-180 | REP-P  | 05-09-100 | 356-18-025 | REP-P  | 05-09-100 |
| 356-09-040 | REP    | 05-12-066 | 356-14-180 | REP    | 05-12-066 | 356-18-025 | REP    | 05-12-066 |
| 356-09-050 | REP-P  | 05-09-100 | 356-14-190 | REP-P  | 05-09-100 | 356-18-030 | REP-P  | 05-09-100 |
| 356-09-050 | REP    | 05-12-066 | 356-14-190 | REP    | 05-12-066 | 356-18-030 | REP    | 05-12-066 |
| 356-10-010 | REP-P  | 05-09-100 | 356-14-200 | REP-P  | 05-09-100 | 356-18-040 | REP-P  | 05-09-100 |
| 356-10-010 | REP    | 05-12-066 | 356-14-200 | REP    | 05-12-066 | 356-18-040 | REP    | 05-12-066 |
| 356-10-020 | REP-P  | 05-09-100 | 356-14-210 | REP-P  | 05-09-100 | 356-18-050 | REP-P  | 05-09-100 |
| 356-10-020 | REP    | 05-12-066 | 356-14-210 | REP    | 05-12-066 | 356-18-050 | REP    | 05-12-066 |
| 356-10-030 | REP-P  | 05-09-100 | 356-14-220 | REP-P  | 05-09-100 | 356-18-060 | REP-P  | 05-09-100 |
| 356-10-030 | REP    | 05-12-066 | 356-14-220 | REP    | 05-12-066 | 356-18-060 | REP    | 05-12-066 |
| 356-10-040 | REP-P  | 05-09-100 | 356-14-230 | REP-P  | 05-09-100 | 356-18-070 | REP-P  | 05-09-100 |
| 356-10-040 | REP    | 05-12-066 | 356-14-230 | REP    | 05-12-066 | 356-18-070 | REP    | 05-12-066 |
| 356-10-045 | REP-P  | 05-09-100 | 356-14-240 | REP-P  | 05-09-100 | 356-18-075 | REP-P  | 05-09-100 |
| 356-10-045 | REP    | 05-12-066 | 356-14-240 | REP    | 05-12-066 | 356-18-075 | REP    | 05-12-066 |
| 356-10-050 | REP-P  | 05-09-100 | 356-14-250 | REP-P  | 05-09-100 | 356-18-080 | REP-P  | 05-09-100 |
| 356-10-050 | REP    | 05-12-066 | 356-14-250 | REP    | 05-12-066 | 356-18-080 | REP    | 05-12-066 |
| 356-10-060 | AMD    | 05-04-043 | 356-14-260 | REP-P  | 05-09-100 | 356-18-090 | REP-P  | 05-09-100 |
| 356-10-060 | REP-P  | 05-09-100 | 356-14-260 | REP    | 05-12-066 | 356-18-090 | REP    | 05-12-066 |
| 356-10-060 | REP    | 05-12-066 | 356-14-265 | REP-P  | 05-09-100 | 356-18-095 | REP-P  | 05-09-100 |
| 356-10-065 | NEW    | 05-04-043 | 356-14-265 | REP    | 05-12-066 | 356-18-095 | REP    | 05-12-066 |
| 356-10-065 | REP-P  | 05-09-100 | 356-14-300 | REP-P  | 05-09-100 | 356-18-100 | REP-P  | 05-09-100 |
| 356-10-065 | REP    | 05-12-066 | 356-14-300 | REP    | 05-12-066 | 356-18-100 | REP    | 05-12-066 |
| 356-14-010 | REP-P  | 05-09-100 | 356-15-010 | REP-P  | 05-09-100 | 356-18-110 | REP-P  | 05-09-100 |
| 356-14-010 | REP    | 05-12-066 | 356-15-010 | REP    | 05-12-066 | 356-18-110 | REP    | 05-12-066 |
| 356-14-026 | REP-P  | 05-09-100 | 356-15-020 | REP-P  | 05-09-100 | 356-18-112 | REP-P  | 05-09-100 |
| 356-14-026 | REP    | 05-12-066 | 356-15-020 | REP    | 05-12-066 | 356-18-112 | REP    | 05-12-066 |
| 356-14-031 | REP-P  | 05-09-100 | 356-15-030 | REP-P  | 05-09-100 | 356-18-115 | REP-P  | 05-09-100 |
| 356-14-031 | REP    | 05-12-066 | 356-15-030 | REP    | 05-12-066 | 356-18-115 | REP    | 05-12-066 |
| 356-14-045 | REP-P  | 05-09-100 | 356-15-035 | REP-P  | 05-09-100 | 356-18-116 | REP-P  | 05-09-100 |
| 356-14-045 | REP    | 05-12-066 | 356-15-035 | REP    | 05-12-066 | 356-18-116 | REP    | 05-12-066 |
| 356-14-062 | REP-P  | 05-09-100 | 356-15-040 | REP-P  | 05-09-100 | 356-18-120 | REP-P  | 05-09-100 |
| 356-14-062 | REP    | 05-12-066 | 356-15-040 | REP    | 05-12-066 | 356-18-120 | REP    | 05-12-066 |
| 356-14-065 | REP-P  | 05-09-100 | 356-15-050 | REP-P  | 05-09-100 | 356-18-140 | REP-P  | 05-09-100 |
| 356-14-065 | REP    | 05-12-066 | 356-15-050 | REP    | 05-12-066 | 356-18-140 | REP    | 05-12-066 |
| 356-14-067 | REP-P  | 05-09-100 | 356-15-060 | REP-P  | 05-09-100 | 356-18-145 | REP-P  | 05-09-100 |
| 356-14-067 | REP    | 05-12-066 | 356-15-060 | REP    | 05-12-066 | 356-18-145 | REP    | 05-12-066 |
| 356-14-070 | REP-P  | 05-09-100 | 356-15-061 | REP-P  | 05-09-100 | 356-18-150 | REP-P  | 05-09-100 |
| 356-14-070 | REP    | 05-12-066 | 356-15-061 | REP    | 05-12-066 | 356-18-150 | REP    | 05-12-066 |
| 356-14-075 | REP-P  | 05-09-100 | 356-15-063 | REP-P  | 05-09-100 | 356-18-160 | REP-P  | 05-09-100 |
| 356-14-075 | REP    | 05-12-066 | 356-15-063 | REP    | 05-12-066 | 356-18-160 | REP    | 05-12-066 |
| 356-14-080 | REP-P  | 05-09-100 | 356-15-070 | REP-P  | 05-09-100 | 356-18-170 | REP-P  | 05-09-100 |
| 356-14-080 | REP    | 05-12-066 | 356-15-070 | REP    | 05-12-066 | 356-18-170 | REP    | 05-12-066 |
| 356-14-085 | REP-P  | 05-09-100 | 356-15-080 | REP-P  | 05-09-100 | 356-18-200 | REP-P  | 05-09-100 |
| 356-14-085 | REP    | 05-12-066 | 356-15-080 | REP    | 05-12-066 | 356-18-200 | REP    | 05-12-066 |
| 356-14-090 | REP-P  | 05-09-100 | 356-15-085 | REP-P  | 05-09-100 | 356-18-220 | REP-P  | 05-09-100 |
| 356-14-090 | REP    | 05-12-066 | 356-15-085 | REP    | 05-12-066 | 356-18-220 | REP    | 05-12-066 |
| 356-14-100 | REP-P  | 05-09-100 | 356-15-090 | REP-P  | 05-09-100 | 356-22-010 | REP-P  | 05-09-100 |
| 356-14-100 | REP    | 05-12-066 | 356-15-090 | REP    | 05-12-066 | 356-22-010 | REP    | 05-12-066 |
| 356-14-110 | REP-P  | 05-09-100 | 356-15-095 | REP-P  | 05-09-100 | 356-22-020 | REP-P  | 05-09-100 |
| 356-14-110 | REP    | 05-12-066 | 356-15-095 | REP    | 05-12-066 | 356-22-020 | REP    | 05-12-066 |
| 356-14-120 | REP-P  | 05-09-100 | 356-15-100 | REP-P  | 05-09-100 | 356-22-030 | REP-P  | 05-09-100 |
| 356-14-120 | REP    | 05-12-066 | 356-15-100 | REP    | 05-12-066 | 356-22-030 | REP    | 05-12-066 |
| 356-14-130 | REP-P  | 05-09-100 | 356-15-110 | REP-P  | 05-09-100 | 356-22-035 | REP-P  | 05-09-100 |
| 356-14-130 | REP    | 05-12-066 | 356-15-110 | REP    | 05-12-066 | 356-22-035 | REP    | 05-12-066 |



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| WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
|------------|--------|-----------|------------|--------|-----------|------------|--------|-----------|
| 356-22-036 | REP-P  | 05-09-100 | 356-26-075 | REP-P  | 05-09-100 | 356-30-180 | REP-P  | 05-09-100 |
| 356-22-036 | REP    | 05-12-066 | 356-26-075 | REP    | 05-12-066 | 356-30-180 | REP    | 05-12-066 |
| 356-22-040 | REP-P  | 05-09-100 | 356-26-080 | REP-P  | 05-09-100 | 356-30-190 | REP-P  | 05-09-100 |
| 356-22-040 | REP    | 05-12-066 | 356-26-080 | REP    | 05-12-066 | 356-30-190 | REP    | 05-12-066 |
| 356-22-050 | REP-P  | 05-09-100 | 356-26-090 | REP-P  | 05-09-100 | 356-30-200 | REP-P  | 05-09-100 |
| 356-22-050 | REP    | 05-12-066 | 356-26-090 | REP    | 05-12-066 | 356-30-200 | REP    | 05-12-066 |
| 356-22-060 | REP-P  | 05-09-100 | 356-26-100 | REP-P  | 05-09-100 | 356-30-210 | REP-P  | 05-09-100 |
| 356-22-060 | REP    | 05-12-066 | 356-26-100 | REP    | 05-12-066 | 356-30-210 | REP    | 05-12-066 |
| 356-22-070 | REP-P  | 05-09-100 | 356-26-110 | REP-P  | 05-09-100 | 356-30-220 | REP-P  | 05-09-100 |
| 356-22-070 | REP    | 05-12-066 | 356-26-110 | REP    | 05-12-066 | 356-30-220 | REP    | 05-12-066 |
| 356-22-080 | REP-P  | 05-09-100 | 356-26-120 | REP-P  | 05-09-100 | 356-30-230 | REP-P  | 05-09-100 |
| 356-22-080 | REP    | 05-12-066 | 356-26-120 | REP    | 05-12-066 | 356-30-230 | REP    | 05-12-066 |
| 356-22-090 | REP-P  | 05-09-100 | 356-26-130 | REP-P  | 05-09-100 | 356-30-240 | REP-P  | 05-09-100 |
| 356-22-090 | REP    | 05-12-066 | 356-26-130 | REP    | 05-12-066 | 356-30-240 | REP    | 05-12-066 |
| 356-22-100 | REP-P  | 05-09-100 | 356-26-140 | REP-P  | 05-09-100 | 356-30-250 | REP-P  | 05-09-100 |
| 356-22-100 | REP    | 05-12-066 | 356-26-140 | REP    | 05-12-066 | 356-30-250 | REP    | 05-12-066 |
| 356-22-111 | REP-P  | 05-09-100 | 356-30-005 | REP-P  | 05-09-100 | 356-30-255 | REP-P  | 05-09-100 |
| 356-22-111 | REP    | 05-12-066 | 356-30-005 | REP    | 05-12-066 | 356-30-255 | REP    | 05-12-066 |
| 356-22-120 | REP-P  | 05-09-100 | 356-30-007 | REP-P  | 05-09-100 | 356-30-260 | REP-P  | 05-09-100 |
| 356-22-120 | REP    | 05-12-066 | 356-30-007 | REP    | 05-12-066 | 356-30-260 | REP    | 05-12-066 |
| 356-22-125 | REP-P  | 05-09-100 | 356-30-010 | REP-P  | 05-09-100 | 356-30-270 | REP-P  | 05-09-100 |
| 356-22-125 | REP    | 05-12-066 | 356-30-010 | REP    | 05-12-066 | 356-30-270 | REP    | 05-12-066 |
| 356-22-130 | REP-P  | 05-09-100 | 356-30-012 | REP-P  | 05-09-100 | 356-30-280 | REP-P  | 05-09-100 |
| 356-22-130 | REP    | 05-12-066 | 356-30-012 | REP    | 05-12-066 | 356-30-280 | REP    | 05-12-066 |
| 356-22-132 | REP-P  | 05-09-100 | 356-30-015 | REP-P  | 05-09-100 | 356-30-285 | REP-P  | 05-09-100 |
| 356-22-132 | REP    | 05-12-066 | 356-30-015 | REP    | 05-12-066 | 356-30-285 | REP    | 05-12-066 |
| 356-22-135 | REP-P  | 05-09-100 | 356-30-025 | REP-P  | 05-09-100 | 356-30-290 | REP-P  | 05-09-100 |
| 356-22-135 | REP    | 05-12-066 | 356-30-025 | REP    | 05-12-066 | 356-30-290 | REP    | 05-12-066 |
| 356-22-140 | REP-P  | 05-09-100 | 356-30-050 | REP-P  | 05-09-100 | 356-30-300 | REP-P  | 05-09-100 |
| 356-22-140 | REP    | 05-12-066 | 356-30-050 | REP    | 05-12-066 | 356-30-300 | REP    | 05-12-066 |
| 356-22-150 | REP-P  | 05-09-100 | 356-30-060 | REP-P  | 05-09-100 | 356-30-305 | REP-P  | 05-09-100 |
| 356-22-150 | REP    | 05-12-066 | 356-30-060 | REP    | 05-12-066 | 356-30-305 | REP    | 05-12-066 |
| 356-22-160 | REP-P  | 05-09-100 | 356-30-065 | REP-P  | 05-09-100 | 356-30-310 | REP-P  | 05-09-100 |
| 356-22-160 | REP    | 05-12-066 | 356-30-065 | REP    | 05-12-066 | 356-30-310 | REP    | 05-12-066 |
| 356-22-180 | REP-P  | 05-09-100 | 356-30-067 | REP-P  | 05-09-100 | 356-30-315 | REP-P  | 05-09-100 |
| 356-22-180 | REP    | 05-12-066 | 356-30-067 | REP    | 05-12-066 | 356-30-315 | REP    | 05-12-066 |
| 356-22-190 | REP-P  | 05-09-100 | 356-30-075 | REP-P  | 05-09-100 | 356-30-320 | REP-P  | 05-09-100 |
| 356-22-190 | REP    | 05-12-066 | 356-30-075 | REP    | 05-12-066 | 356-30-320 | REP    | 05-12-066 |
| 356-22-200 | REP-P  | 05-09-100 | 356-30-090 | REP-P  | 05-09-100 | 356-30-330 | REP-P  | 05-09-100 |
| 356-22-200 | REP    | 05-12-066 | 356-30-090 | REP    | 05-12-066 | 356-30-330 | REP    | 05-12-066 |
| 356-22-210 | REP-P  | 05-09-100 | 356-30-100 | REP-P  | 05-09-100 | 356-30-331 | REP-P  | 05-09-100 |
| 356-22-210 | REP    | 05-12-066 | 356-30-100 | REP    | 05-12-066 | 356-30-331 | REP    | 05-12-066 |
| 356-22-220 | REP-P  | 05-09-100 | 356-30-110 | REP-P  | 05-09-100 | 356-30-335 | REP-P  | 05-09-100 |
| 356-22-220 | REP    | 05-12-066 | 356-30-110 | REP    | 05-12-066 | 356-30-335 | REP    | 05-12-066 |
| 356-22-230 | REP-P  | 05-09-100 | 356-30-120 | REP-P  | 05-09-100 | 356-34-010 | REP-P  | 05-09-100 |
| 356-22-230 | REP    | 05-12-066 | 356-30-120 | REP    | 05-12-066 | 356-34-010 | REP    | 05-12-066 |
| 356-22-240 | REP-P  | 05-09-100 | 356-30-130 | REP-P  | 05-09-100 | 356-34-011 | REP-P  | 05-09-100 |
| 356-22-240 | REP    | 05-12-066 | 356-30-130 | REP    | 05-12-066 | 356-34-011 | REP    | 05-12-066 |
| 356-26-010 | REP-P  | 05-09-100 | 356-30-135 | REP-P  | 05-09-100 | 356-34-012 | REP-P  | 05-09-100 |
| 356-26-010 | REP    | 05-12-066 | 356-30-135 | REP    | 05-12-066 | 356-34-012 | REP    | 05-12-066 |
| 356-26-020 | REP-P  | 05-09-100 | 356-30-140 | REP-P  | 05-09-100 | 356-34-020 | REP-P  | 05-09-100 |
| 356-26-020 | REP    | 05-12-066 | 356-30-140 | REP    | 05-12-066 | 356-34-020 | REP    | 05-12-066 |
| 356-26-030 | REP-P  | 05-09-100 | 356-30-143 | REP-P  | 05-09-100 | 356-34-030 | REP-P  | 05-09-100 |
| 356-26-030 | REP    | 05-12-066 | 356-30-143 | REP    | 05-12-066 | 356-34-030 | REP    | 05-12-066 |
| 356-26-040 | REP-P  | 05-09-100 | 356-30-145 | REP-P  | 05-09-100 | 356-34-040 | REP-P  | 05-09-100 |
| 356-26-040 | REP    | 05-12-066 | 356-30-145 | REP    | 05-12-066 | 356-34-040 | REP    | 05-12-066 |
| 356-26-050 | REP-P  | 05-09-100 | 356-30-150 | REP-P  | 05-09-100 | 356-34-045 | REP-P  | 05-09-100 |
| 356-26-050 | REP    | 05-12-066 | 356-30-150 | REP    | 05-12-066 | 356-34-045 | REP    | 05-12-066 |
| 356-26-060 | REP-P  | 05-09-100 | 356-30-160 | REP-P  | 05-09-100 | 356-34-050 | REP-P  | 05-09-100 |
| 356-26-060 | REP    | 05-12-066 | 356-30-160 | REP    | 05-12-066 | 356-34-050 | REP    | 05-12-066 |
| 356-26-070 | REP-P  | 05-09-100 | 356-30-170 | REP-P  | 05-09-100 | 356-34-060 | REP-P  | 05-09-100 |
| 356-26-070 | REP    | 05-12-066 | 356-30-170 | REP    | 05-12-066 | 356-34-060 | REP    | 05-12-066 |

**TABLE**

Table of WAC Sections Affected

| WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     | WAC #      | ACTION | WSR #     |
|------------|--------|-----------|------------|--------|-----------|------------|--------|-----------|
| 356-34-070 | REP-P  | 05-09-100 | 356-39-090 | REP-P  | 05-09-100 | 356-46-140 | REP-P  | 05-09-100 |
| 356-34-070 | REP    | 05-12-066 | 356-39-090 | REP    | 05-12-066 | 356-46-140 | REP    | 05-12-066 |
| 356-34-080 | REP-P  | 05-09-100 | 356-39-100 | REP-P  | 05-09-100 | 356-46-145 | REP-P  | 05-09-100 |
| 356-34-080 | REP    | 05-12-066 | 356-39-100 | REP    | 05-12-066 | 356-46-145 | REP    | 05-12-066 |
| 356-34-090 | REP-P  | 05-09-100 | 356-39-110 | REP-P  | 05-09-100 | 356-46-150 | REP-P  | 05-09-100 |
| 356-34-090 | REP    | 05-12-066 | 356-39-110 | REP    | 05-12-066 | 356-46-150 | REP    | 05-12-066 |
| 356-34-100 | REP-P  | 05-09-100 | 356-39-120 | REP-P  | 05-09-100 | 356-48-010 | REP-P  | 05-09-100 |
| 356-34-100 | REP    | 05-12-066 | 356-39-120 | REP    | 05-12-066 | 356-48-010 | REP    | 05-12-066 |
| 356-34-260 | REP-P  | 05-09-100 | 356-39-130 | REP-P  | 05-09-100 | 356-48-020 | REP-P  | 05-09-100 |
| 356-34-260 | REP    | 05-12-066 | 356-39-130 | REP    | 05-12-066 | 356-48-020 | REP    | 05-12-066 |
| 356-35-010 | REP-P  | 05-09-100 | 356-39-140 | REP-P  | 05-09-100 | 356-48-030 | REP-P  | 05-09-100 |
| 356-35-010 | REP    | 05-12-066 | 356-39-140 | REP    | 05-12-066 | 356-48-030 | REP    | 05-12-066 |
| 356-37-010 | REP-P  | 05-09-100 | 356-42-010 | REP-P  | 05-09-100 | 356-48-040 | REP-P  | 05-09-100 |
| 356-37-010 | REP    | 05-12-066 | 356-42-010 | REP    | 05-12-066 | 356-48-040 | REP    | 05-12-066 |
| 356-37-020 | REP-P  | 05-09-100 | 356-42-042 | REP-P  | 05-09-100 | 356-48-050 | REP-P  | 05-09-100 |
| 356-37-020 | REP    | 05-12-066 | 356-42-042 | REP    | 05-12-066 | 356-48-050 | REP    | 05-12-066 |
| 356-37-030 | REP-P  | 05-09-100 | 356-42-043 | REP-P  | 05-09-100 | 356-48-060 | REP-P  | 05-09-100 |
| 356-37-030 | REP    | 05-12-066 | 356-42-043 | REP    | 05-12-066 | 356-48-060 | REP    | 05-12-066 |
| 356-37-040 | REP-P  | 05-09-100 | 356-42-045 | REP-P  | 05-09-100 | 356-49-010 | REP-P  | 05-09-100 |
| 356-37-040 | REP    | 05-12-066 | 356-42-045 | REP    | 05-12-066 | 356-49-010 | REP    | 05-12-066 |
| 356-37-050 | REP-P  | 05-09-100 | 356-42-047 | REP-P  | 05-09-100 | 356-49-020 | REP-P  | 05-09-100 |
| 356-37-050 | REP    | 05-12-066 | 356-42-047 | REP    | 05-12-066 | 356-49-020 | REP    | 05-12-066 |
| 356-37-060 | REP-P  | 05-09-100 | 356-42-050 | REP-P  | 05-09-100 | 356-49-030 | REP-P  | 05-09-100 |
| 356-37-060 | REP    | 05-12-066 | 356-42-050 | REP    | 05-12-066 | 356-49-030 | REP    | 05-12-066 |
| 356-37-070 | REP-P  | 05-09-100 | 356-42-055 | REP-P  | 05-09-100 | 356-49-040 | REP-P  | 05-09-100 |
| 356-37-070 | REP    | 05-12-066 | 356-42-055 | REP    | 05-12-066 | 356-49-040 | REP    | 05-12-066 |
| 356-37-080 | REP-P  | 05-09-100 | 356-42-090 | REP-P  | 05-09-100 | 356-56-001 | REP-P  | 05-09-100 |
| 356-37-080 | REP    | 05-12-066 | 356-42-090 | REP    | 05-12-066 | 356-56-001 | REP    | 05-12-066 |
| 356-37-090 | REP-P  | 05-09-100 | 356-42-100 | REP-P  | 05-09-100 | 356-56-002 | REP-P  | 05-09-100 |
| 356-37-090 | REP    | 05-12-066 | 356-42-100 | REP    | 05-12-066 | 356-56-002 | REP    | 05-12-066 |
| 356-37-100 | REP-P  | 05-09-100 | 356-42-105 | REP-P  | 05-09-100 | 356-56-010 | REP-P  | 05-09-100 |
| 356-37-100 | REP    | 05-12-066 | 356-42-105 | REP    | 05-12-066 | 356-56-010 | REP    | 05-12-066 |
| 356-37-110 | REP-P  | 05-09-100 | 356-42-110 | REP-P  | 05-09-100 | 356-56-015 | REP-P  | 05-09-100 |
| 356-37-110 | REP    | 05-12-066 | 356-42-110 | REP    | 05-12-066 | 356-56-015 | REP    | 05-12-066 |
| 356-37-120 | REP-P  | 05-09-100 | 356-46-010 | REP-P  | 05-09-100 | 356-56-020 | REP-P  | 05-09-100 |
| 356-37-120 | REP    | 05-12-066 | 356-46-010 | REP    | 05-12-066 | 356-56-020 | REP    | 05-12-066 |
| 356-37-130 | REP-P  | 05-09-100 | 356-46-020 | REP-P  | 05-09-100 | 356-56-030 | REP-P  | 05-09-100 |
| 356-37-130 | REP    | 05-12-066 | 356-46-020 | REP    | 05-12-066 | 356-56-030 | REP    | 05-12-066 |
| 356-37-140 | REP-P  | 05-09-100 | 356-46-030 | REP-P  | 05-09-100 | 356-56-035 | REP-P  | 05-09-100 |
| 356-37-140 | REP    | 05-12-066 | 356-46-030 | REP    | 05-12-066 | 356-56-035 | REP    | 05-12-066 |
| 356-37-150 | REP-P  | 05-09-100 | 356-46-040 | REP-P  | 05-09-100 | 356-56-050 | REP-P  | 05-09-100 |
| 356-37-150 | REP    | 05-12-066 | 356-46-040 | REP    | 05-12-066 | 356-56-050 | REP    | 05-12-066 |
| 356-37-160 | REP-P  | 05-09-100 | 356-46-050 | REP-P  | 05-09-100 | 356-56-070 | REP-P  | 05-09-100 |
| 356-37-160 | REP    | 05-12-066 | 356-46-050 | REP    | 05-12-066 | 356-56-070 | REP    | 05-12-066 |
| 356-37-170 | REP-P  | 05-09-100 | 356-46-060 | REP-P  | 05-09-100 | 356-56-100 | REP-P  | 05-09-100 |
| 356-37-170 | REP    | 05-12-066 | 356-46-060 | REP    | 05-12-066 | 356-56-100 | REP    | 05-12-066 |
| 356-39-010 | REP-P  | 05-09-100 | 356-46-070 | REP-P  | 05-09-100 | 356-56-105 | REP-P  | 05-09-100 |
| 356-39-010 | REP    | 05-12-066 | 356-46-070 | REP    | 05-12-066 | 356-56-105 | REP    | 05-12-066 |
| 356-39-020 | REP-P  | 05-09-100 | 356-46-080 | REP-P  | 05-09-100 | 356-56-115 | REP-P  | 05-09-100 |
| 356-39-020 | REP    | 05-12-066 | 356-46-080 | REP    | 05-12-066 | 356-56-115 | REP    | 05-12-066 |
| 356-39-030 | REP-P  | 05-09-100 | 356-46-090 | REP-P  | 05-09-100 | 356-56-118 | REP-P  | 05-09-100 |
| 356-39-030 | REP    | 05-12-066 | 356-46-090 | REP    | 05-12-066 | 356-56-118 | REP    | 05-12-066 |
| 356-39-040 | REP-P  | 05-09-100 | 356-46-100 | REP-P  | 05-09-100 | 356-56-120 | REP-P  | 05-09-100 |
| 356-39-040 | REP    | 05-12-066 | 356-46-100 | REP    | 05-12-066 | 356-56-120 | REP    | 05-12-066 |
| 356-39-050 | REP-P  | 05-09-100 | 356-46-110 | REP-P  | 05-09-100 | 356-56-200 | REP-P  | 05-09-100 |
| 356-39-050 | REP    | 05-12-066 | 356-46-110 | REP    | 05-12-066 | 356-56-200 | REP    | 05-12-066 |
| 356-39-060 | REP-P  | 05-09-100 | 356-46-120 | REP-P  | 05-09-100 | 356-56-203 | REP-P  | 05-09-100 |
| 356-39-060 | REP    | 05-12-066 | 356-46-120 | REP    | 05-12-066 | 356-56-203 | REP    | 05-12-066 |
| 356-39-070 | REP-P  | 05-09-100 | 356-46-125 | REP-P  | 05-09-100 | 356-56-205 | REP-P  | 05-09-100 |
| 356-39-070 | REP    | 05-12-066 | 356-46-125 | REP    | 05-12-066 | 356-56-205 | REP    | 05-12-066 |
| 356-39-080 | REP-P  | 05-09-100 | 356-46-135 | REP-P  | 05-09-100 | 356-56-210 | REP-P  | 05-09-100 |
| 356-39-080 | REP    | 05-12-066 | 356-46-135 | REP    | 05-12-066 | 356-56-210 | REP    | 05-12-066 |

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| 356-56-215 | REP-P  | 05-09-100 | 357-01-202 | NEW    | 05-12-093 | 357-19-189 | NEW-C  | 05-09-107 |
| 356-56-215 | REP    | 05-12-066 | 357-01-227 | NEW-P  | 05-09-120 | 357-19-189 | NEW    | 05-12-097 |
| 356-56-220 | REP-P  | 05-09-100 | 357-01-227 | NEW    | 05-12-093 | 357-19-190 | REP-P  | 05-09-111 |
| 356-56-220 | REP    | 05-12-066 | 357-01-228 | NEW-P  | 05-09-120 | 357-19-190 | REP    | 05-12-085 |
| 356-56-230 | REP-P  | 05-09-100 | 357-01-228 | NEW    | 05-12-093 | 357-19-191 | NEW-P  | 05-08-126 |
| 356-56-230 | REP    | 05-12-066 | 357-01-229 | NEW-P  | 05-09-120 | 357-19-191 | NEW-C  | 05-09-107 |
| 356-56-255 | REP-P  | 05-09-100 | 357-01-229 | NEW    | 05-12-093 | 357-19-191 | NEW    | 05-12-097 |
| 356-56-255 | REP    | 05-12-066 | 357-01-255 | NEW-W  | 05-02-061 | 357-19-300 | NEW-P  | 05-08-130 |
| 356-56-400 | REP-P  | 05-09-100 | 357-01-301 | NEW    | 05-08-134 | 357-19-300 | NEW    | 05-12-076 |
| 356-56-400 | REP    | 05-12-066 | 357-01-301 | AMD-P  | 05-09-119 | 357-19-301 | NEW-P  | 05-08-130 |
| 356-56-410 | REP-P  | 05-09-100 | 357-01-301 | AMD    | 05-12-092 | 357-19-301 | NEW    | 05-12-076 |
| 356-56-410 | REP    | 05-12-066 | 357-01-348 | NEW-P  | 05-09-120 | 357-19-302 | NEW-P  | 05-08-130 |
| 356-56-420 | REP-P  | 05-09-100 | 357-01-348 | NEW    | 05-12-093 | 357-19-302 | NEW    | 05-12-076 |
| 356-56-420 | REP    | 05-12-066 | 357-01-348 | NEW    | 05-12-093 | 357-19-302 | NEW    | 05-12-076 |
| 356-56-440 | REP-P  | 05-09-100 | 357-01-360 | NEW-P  | 05-09-118 | 357-19-303 | NEW-P  | 05-08-130 |
| 356-56-440 | REP    | 05-12-066 | 357-01-360 | NEW    | 05-12-091 | 357-19-303 | NEW    | 05-12-076 |
| 356-56-440 | REP    | 05-12-066 | 357-01-365 | NEW-P  | 05-09-118 | 357-19-303 | NEW    | 05-12-076 |
| 356-56-500 | REP-P  | 05-09-100 | 357-01-365 | NEW    | 05-12-091 | 357-19-350 | NEW-P  | 05-09-114 |
| 356-56-500 | REP    | 05-12-066 | 357-01-365 | NEW    | 05-12-091 | 357-19-350 | NEW    | 05-12-094 |
| 356-56-550 | REP-P  | 05-09-100 | 357-04-105 | AMD-P  | 05-09-103 | 357-19-353 | NEW-P  | 05-09-114 |
| 356-56-550 | REP-P  | 05-09-100 | 357-04-105 | AMD    | 05-12-079 | 357-19-353 | NEW    | 05-12-094 |
| 356-56-550 | REP    | 05-12-066 | 357-13-090 | AMD-P  | 05-09-105 | 357-19-375 | AMD-P  | 05-08-130 |
| 356-56-600 | REP-P  | 05-09-100 | 357-13-090 | AMD    | 05-12-088 | 357-19-375 | AMD    | 05-12-076 |
| 356-56-600 | REP    | 05-12-066 | 357-16-105 | AMD-P  | 05-18-075 | 357-19-388 | AMD-P  | 05-08-131 |
| 356-56-610 | REP-P  | 05-09-100 | 357-16-110 | AMD-P  | 05-08-131 | 357-19-388 | AMD    | 05-12-077 |
| 356-56-610 | REP    | 05-12-066 | 357-16-110 | AMD    | 05-12-077 | 357-19-395 | AMD-P  | 05-09-115 |
| 356-56-630 | REP-P  | 05-09-100 | 357-16-130 | AMD-P  | 05-09-109 | 357-19-395 | AMD    | 05-12-095 |
| 356-56-630 | REP    | 05-12-066 | 357-16-130 | AMD    | 05-12-083 | 357-19-475 | AMD-P  | 05-08-131 |
| 356-56-650 | REP-P  | 05-09-100 | 357-16-135 | AMD-P  | 05-12-127 | 357-19-475 | AMD    | 05-12-077 |
| 356-56-650 | REP    | 05-12-066 | 357-16-135 | AMD    | 05-16-043 | 357-28-035 | AMD-P  | 05-12-125 |
| 356-56-660 | REP-P  | 05-09-100 | 357-16-135 | AMD-P  | 05-18-083 | 357-28-035 | AMD    | 05-16-041 |
| 356-56-660 | REP    | 05-12-066 | 357-19-025 | AMD-P  | 05-08-131 | 357-28-035 | AMD-P  | 05-18-083 |
| 356-60-010 | REP-P  | 05-09-100 | 357-19-025 | AMD    | 05-12-077 | 357-28-050 | AMD-P  | 05-18-083 |
| 356-60-010 | REP    | 05-12-066 | 357-19-030 | AMD-P  | 05-16-090 | 357-28-070 | AMD-P  | 05-08-131 |
| 356-60-020 | REP-P  | 05-09-100 | 357-19-035 | NEW-P  | 05-16-090 | 357-28-070 | AMD    | 05-12-077 |
| 356-60-020 | REP    | 05-12-066 | 357-19-080 | AMD-P  | 05-08-131 | 357-28-075 | AMD-P  | 05-18-083 |
| 356-60-030 | REP-P  | 05-09-100 | 357-19-080 | AMD    | 05-12-077 | 357-28-165 | AMD-P  | 05-08-131 |
| 356-60-030 | REP    | 05-12-066 | 357-19-090 | AMD-P  | 05-16-090 | 357-28-165 | AMD    | 05-12-077 |
| 356-60-032 | REP-P  | 05-09-100 | 357-19-115 | AMD-P  | 05-08-131 | 357-28-200 | AMD-P  | 05-09-110 |
| 356-60-032 | REP    | 05-12-066 | 357-19-115 | AMD    | 05-12-077 | 357-28-200 | AMD    | 05-12-084 |
| 356-60-034 | REP-P  | 05-09-100 | 357-19-125 | NEW-P  | 05-09-116 | 357-28-255 | AMD-P  | 05-18-077 |
| 356-60-034 | REP    | 05-12-066 | 357-19-125 | NEW    | 05-12-089 | 357-28-300 | AMD-P  | 05-08-131 |
| 356-60-055 | REP-P  | 05-09-100 | 357-19-181 | NEW-P  | 05-09-111 | 357-28-300 | AMD    | 05-12-077 |
| 356-60-055 | REP    | 05-12-066 | 357-19-181 | NEW    | 05-12-085 | 357-28-320 | NEW-P  | 05-18-078 |
| 356-60-057 | REP-P  | 05-09-100 | 357-19-181 | AMD-P  | 05-16-090 | 357-31-001 | NEW    | 05-08-136 |
| 356-60-057 | REP    | 05-12-066 | 357-19-183 | NEW-P  | 05-08-126 | 357-31-001 | REP-P  | 05-09-120 |
| 357-01-022 | NEW-P  | 05-09-120 | 357-19-183 | NEW-C  | 05-09-107 | 357-31-001 | REP    | 05-12-093 |
| 357-01-022 | NEW    | 05-12-093 | 357-19-183 | NEW    | 05-12-097 | 357-31-005 | NEW    | 05-08-136 |
| 357-01-023 | NEW-P  | 05-09-120 | 357-19-184 | NEW-P  | 05-08-126 | 357-31-005 | AMD-P  | 05-18-079 |
| 357-01-023 | NEW    | 05-12-093 | 357-19-184 | NEW-C  | 05-09-107 | 357-31-010 | NEW    | 05-08-136 |
| 357-01-072 | NEW-P  | 05-09-120 | 357-19-184 | NEW    | 05-12-097 | 357-31-015 | NEW    | 05-08-136 |
| 357-01-072 | NEW    | 05-12-093 | 357-19-185 | NEW-P  | 05-08-126 | 357-31-020 | NEW    | 05-08-136 |
| 357-01-115 | AMD-P  | 05-16-036 | 357-19-185 | NEW-C  | 05-09-107 | 357-31-025 | NEW    | 05-08-136 |
| 357-01-138 | NEW-P  | 05-09-120 | 357-19-185 | NEW    | 05-12-097 | 357-31-030 | NEW    | 05-08-136 |
| 357-01-138 | NEW    | 05-12-093 | 357-19-185 | NEW    | 05-12-097 | 357-31-035 | NEW    | 05-08-136 |
| 357-01-172 | NEW-P  | 05-09-120 | 357-19-186 | NEW-P  | 05-08-126 | 357-31-040 | NEW    | 05-08-136 |
| 357-01-172 | NEW    | 05-12-093 | 357-19-186 | NEW-C  | 05-09-107 | 357-31-045 | NEW    | 05-08-136 |
| 357-01-173 | NEW-P  | 05-08-128 | 357-19-186 | NEW    | 05-12-097 | 357-31-050 | NEW    | 05-08-136 |
| 357-01-173 | NEW    | 05-12-074 | 357-19-187 | NEW-P  | 05-08-126 | 357-31-055 | NEW    | 05-08-136 |
| 357-01-174 | NEW-P  | 05-09-120 | 357-19-187 | NEW-C  | 05-09-107 | 357-31-060 | NEW    | 05-08-136 |
| 357-01-174 | NEW    | 05-12-093 | 357-19-187 | NEW    | 05-12-097 | 357-31-065 | NEW    | 05-08-136 |
| 357-01-182 | NEW-P  | 05-09-120 | 357-19-188 | NEW-P  | 05-08-126 | 357-31-070 | NEW    | 05-08-136 |
| 357-01-182 | NEW    | 05-12-093 | 357-19-188 | NEW-C  | 05-09-107 | 357-31-075 | NEW    | 05-08-136 |
| 357-01-202 | NEW-P  | 05-09-120 | 357-19-188 | NEW    | 05-12-097 | 357-31-080 | NEW    | 05-08-136 |
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| 357- 31-090 | NEW    | 05-08-136 | 357- 31-350 | NEW    | 05-08-138 | 357- 46-053 | NEW-P  | 05-08-129 |
| 357- 31-095 | NEW    | 05-08-136 | 357- 31-355 | NEW    | 05-08-138 | 357- 46-053 | NEW    | 05-12-075 |
| 357- 31-095 | AMD-P  | 05-12-128 | 357- 31-360 | NEW    | 05-08-138 | 357- 46-055 | NEW    | 05-08-135 |
| 357- 31-095 | AMD    | 05-16-044 | 357- 31-370 | NEW    | 05-08-138 | 357- 46-056 | NEW    | 05-08-135 |
| 357- 31-100 | NEW    | 05-08-136 | 357- 31-375 | NEW    | 05-08-138 | 357- 46-057 | NEW-P  | 05-08-127 |
| 357- 31-105 | NEW    | 05-08-136 | 357- 31-380 | NEW    | 05-08-139 | 357- 46-057 | NEW    | 05-12-073 |
| 357- 31-110 | NEW    | 05-08-136 | 357- 31-385 | NEW-W  | 05-08-125 | 357- 46-058 | NEW-P  | 05-08-127 |
| 357- 31-115 | NEW    | 05-08-136 | 357- 31-390 | NEW    | 05-08-139 | 357- 46-058 | NEW    | 05-12-073 |
| 357- 31-120 | NEW    | 05-08-136 | 357- 31-395 | NEW    | 05-08-139 | 357- 46-060 | AMD-P  | 05-08-131 |
| 357- 31-125 | NEW    | 05-08-136 | 357- 31-400 | NEW    | 05-08-139 | 357- 46-060 | AMD    | 05-12-077 |
| 357- 31-130 | NEW    | 05-08-136 | 357- 31-405 | NEW    | 05-08-139 | 357- 46-063 | NEW-P  | 05-08-128 |
| 357- 31-135 | NEW    | 05-08-136 | 357- 31-410 | NEW    | 05-08-139 | 357- 46-063 | NEW    | 05-12-074 |
| 357- 31-140 | NEW    | 05-08-136 | 357- 31-415 | NEW    | 05-08-139 | 357- 46-064 | NEW-P  | 05-08-128 |
| 357- 31-145 | NEW    | 05-08-136 | 357- 31-420 | NEW    | 05-08-139 | 357- 46-064 | NEW    | 05-12-074 |
| 357- 31-150 | NEW    | 05-08-136 | 357- 31-425 | NEW    | 05-08-139 | 357- 46-065 | NEW-P  | 05-08-128 |
| 357- 31-155 | NEW    | 05-08-136 | 357- 31-430 | NEW    | 05-08-139 | 357- 46-065 | NEW    | 05-12-074 |
| 357- 31-160 | NEW    | 05-08-136 | 357- 31-435 | NEW    | 05-08-139 | 357- 46-066 | NEW-P  | 05-08-128 |
| 357- 31-165 | NEW    | 05-08-137 | 357- 31-440 | NEW    | 05-08-139 | 357- 46-066 | NEW    | 05-12-074 |
| 357- 31-165 | AMD-P  | 05-09-104 | 357- 31-445 | NEW    | 05-08-139 | 357- 46-067 | NEW-P  | 05-08-128 |
| 357- 31-165 | AMD    | 05-12-080 | 357- 31-450 | NEW    | 05-08-139 | 357- 46-067 | NEW    | 05-12-074 |
| 357- 31-165 | AMD-P  | 05-18-081 | 357- 31-455 | NEW    | 05-08-139 | 357- 46-068 | NEW-P  | 05-08-128 |
| 357- 31-170 | NEW    | 05-08-137 | 357- 31-460 | NEW    | 05-08-140 | 357- 46-068 | NEW    | 05-12-074 |
| 357- 31-175 | NEW    | 05-08-137 | 357- 31-465 | NEW    | 05-08-140 | 357- 46-095 | AMD-P  | 05-08-131 |
| 357- 31-180 | NEW    | 05-08-137 | 357- 31-470 | NEW    | 05-08-140 | 357- 46-095 | AMD    | 05-12-077 |
| 357- 31-185 | NEW    | 05-08-137 | 357- 31-475 | NEW    | 05-08-140 | 357- 46-095 | AMD-P  | 05-18-080 |
| 357- 31-190 | NEW    | 05-08-137 | 357- 31-480 | NEW    | 05-08-140 | 357- 46-100 | AMD-P  | 05-16-037 |
| 357- 31-195 | NEW    | 05-08-137 | 357- 31-485 | NEW    | 05-08-140 | 357- 46-110 | AMD-P  | 05-08-131 |
| 357- 31-200 | NEW    | 05-08-137 | 357- 31-490 | NEW    | 05-08-140 | 357- 46-110 | AMD    | 05-12-077 |
| 357- 31-205 | NEW    | 05-08-137 | 357- 31-495 | NEW    | 05-08-140 | 357- 46-125 | AMD-P  | 05-09-102 |
| 357- 31-210 | NEW    | 05-08-137 | 357- 31-500 | NEW    | 05-08-140 | 357- 46-125 | AMD    | 05-12-078 |
| 357- 31-215 | NEW    | 05-08-137 | 357- 31-505 | NEW    | 05-08-140 | 357- 46-145 | AMD-P  | 05-12-126 |
| 357- 31-220 | NEW    | 05-08-137 | 357- 31-510 | NEW    | 05-08-140 | 357- 46-145 | AMD    | 05-16-042 |
| 357- 31-225 | NEW    | 05-08-137 | 357- 31-515 | NEW    | 05-08-140 | 357- 46-170 | AMD-P  | 05-16-089 |
| 357- 31-230 | NEW    | 05-08-137 | 357- 31-520 | NEW    | 05-08-140 | 357- 46-200 | AMD-P  | 05-16-089 |
| 357- 31-235 | NEW    | 05-08-137 | 357- 31-525 | NEW    | 05-08-140 | 357- 46-215 | AMD-P  | 05-16-091 |
| 357- 31-240 | NEW    | 05-08-137 | 357- 31-525 | AMD-P  | 05-09-112 | 357- 46-220 | AMD-P  | 05-16-091 |
| 357- 31-245 | NEW    | 05-08-137 | 357- 31-525 | AMD    | 05-12-086 | 357- 46-222 | NEW-P  | 05-16-091 |
| 357- 31-250 | NEW    | 05-08-137 | 357- 31-530 | NEW    | 05-08-140 | 357- 46-225 | AMD-P  | 05-16-091 |
| 357- 31-255 | NEW    | 05-08-137 | 357- 31-530 | AMD-P  | 05-09-117 | 357- 49-010 | AMD-P  | 05-09-106 |
| 357- 31-260 | NEW    | 05-08-137 | 357- 31-530 | AMD    | 05-12-090 | 357- 49-010 | AMD    | 05-12-082 |
| 357- 31-265 | NEW    | 05-08-137 | 357- 31-530 | AMD-P  | 05-18-083 | 357- 49-010 | AMD-E  | 05-16-067 |
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| 357- 31-275 | NEW    | 05-08-137 | 357- 31-540 | NEW    | 05-08-140 | 357- 49-017 | NEW-E  | 05-16-067 |
| 357- 31-280 | NEW    | 05-08-137 | 357- 31-545 | NEW    | 05-08-140 | 357- 49-017 | NEW-P  | 05-16-092 |
| 357- 31-285 | NEW    | 05-08-137 | 357- 31-550 | NEW    | 05-08-140 | 357- 49-018 | NEW-E  | 05-16-067 |
| 357- 31-290 | NEW    | 05-08-137 | 357- 31-555 | NEW    | 05-08-140 | 357- 49-018 | NEW-P  | 05-16-092 |
| 357- 31-295 | NEW    | 05-08-137 | 357- 31-560 | NEW    | 05-08-140 | 357- 49-019 | NEW-P  | 05-16-092 |
| 357- 31-300 | NEW    | 05-08-137 | 357- 31-565 | NEW    | 05-08-140 | 357- 49-022 | NEW-P  | 05-16-092 |
| 357- 31-305 | NEW    | 05-08-137 | 357- 37-200 | NEW-C  | 05-09-101 | 357- 49-025 | NEW-P  | 05-16-092 |
| 357- 31-310 | NEW    | 05-08-138 | 357- 37-200 | NEW    | 05-12-096 | 357- 49-035 | NEW-P  | 05-16-092 |
| 357- 31-315 | NEW    | 05-08-138 | 357- 40-050 | NEW-P  | 05-09-103 | 357- 52-010 | AMD-E  | 05-16-067 |
| 357- 31-320 | NEW    | 05-08-138 | 357- 40-050 | NEW    | 05-12-079 | 357- 52-010 | AMD-P  | 05-16-092 |
| 357- 31-325 | NEW    | 05-08-138 | 357- 43-008 | NEW-W  | 05-09-053 | 357- 52-190 | AMD-P  | 05-16-092 |
| 357- 31-325 | AMD-P  | 05-18-076 | 357- 43-008 | NEW-P  | 05-16-040 | 357- 52-193 | NEW-P  | 05-16-092 |
| 357- 31-330 | NEW    | 05-08-138 | 357- 43-045 | NEW-W  | 05-02-062 | 357- 52-207 | NEW-P  | 05-09-113 |
| 357- 31-335 | NEW    | 05-08-138 | 357- 43-120 | NEW-P  | 05-16-038 | 357- 52-207 | NEW    | 05-12-087 |
| 357- 31-340 | NEW    | 05-08-138 | 357- 46-010 | AMD-W  | 05-09-054 | 357- 52-208 | NEW-P  | 05-09-113 |
| 357- 31-345 | NEW    | 05-08-138 | 357- 46-010 | AMD-P  | 05-16-039 | 357- 52-208 | NEW    | 05-12-087 |
| 357- 31-346 | NEW-P  | 05-09-108 | 357- 46-012 | NEW-W  | 05-09-054 | 357- 55-010 | NEW    | 05-08-132 |
| 357- 31-346 | NEW    | 05-12-081 | 357- 46-012 | NEW-P  | 05-16-039 | 357- 55-020 | NEW    | 05-08-132 |
| 357- 31-347 | NEW-P  | 05-09-108 | 357- 46-050 | AMD-P  | 05-09-110 | 357- 55-030 | NEW    | 05-08-132 |
| 357- 31-347 | NEW    | 05-12-081 | 357- 46-050 | AMD    | 05-12-084 | 357- 55-040 | NEW    | 05-08-132 |

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| 357-55-110 | NEW    | 05-08-132 | 357-58-065 | AMD-P  | 05-18-082 | 357-58-215 | AMD-P  | 05-18-074 |
| 357-55-210 | NEW    | 05-08-132 | 357-58-070 | NEW-P  | 05-04-087 | 357-58-220 | NEW-P  | 05-04-088 |
| 357-55-215 | NEW    | 05-08-132 | 357-58-070 | NEW    | 05-12-068 | 357-58-220 | NEW    | 05-12-069 |
| 357-55-220 | NEW    | 05-08-132 | 357-58-075 | NEW-P  | 05-04-087 | 357-58-225 | NEW-P  | 05-04-088 |
| 357-55-225 | NEW    | 05-08-132 | 357-58-075 | NEW    | 05-12-068 | 357-58-225 | NEW    | 05-12-069 |
| 357-55-230 | NEW    | 05-08-132 | 357-58-080 | NEW-P  | 05-04-087 | 357-58-230 | NEW-P  | 05-04-088 |
| 357-55-235 | NEW    | 05-08-132 | 357-58-080 | NEW    | 05-12-068 | 357-58-230 | NEW    | 05-12-069 |
| 357-55-240 | NEW    | 05-08-132 | 357-58-085 | NEW-P  | 05-04-087 | 357-58-230 | AMD-P  | 05-18-074 |
| 357-55-245 | NEW    | 05-08-132 | 357-58-085 | NEW    | 05-12-068 | 357-58-235 | NEW-P  | 05-04-088 |
| 357-55-250 | NEW    | 05-08-132 | 357-58-085 | AMD-P  | 05-18-082 | 357-58-235 | NEW    | 05-12-069 |
| 357-55-255 | NEW    | 05-08-132 | 357-58-090 | NEW-P  | 05-04-087 | 357-58-240 | NEW-P  | 05-04-089 |
| 357-55-260 | NEW    | 05-08-132 | 357-58-090 | NEW    | 05-12-068 | 357-58-240 | NEW    | 05-12-070 |
| 357-55-265 | NEW    | 05-08-133 | 357-58-095 | NEW-P  | 05-04-087 | 357-58-245 | NEW-P  | 05-04-089 |
| 357-55-270 | NEW    | 05-08-133 | 357-58-095 | NEW    | 05-12-068 | 357-58-245 | NEW    | 05-12-070 |
| 357-55-275 | NEW    | 05-08-133 | 357-58-100 | NEW-P  | 05-04-087 | 357-58-250 | NEW-P  | 05-04-089 |
| 357-55-280 | NEW    | 05-08-133 | 357-58-100 | NEW    | 05-12-068 | 357-58-250 | NEW    | 05-12-070 |
| 357-55-285 | NEW    | 05-08-133 | 357-58-105 | NEW-P  | 05-04-087 | 357-58-255 | NEW-P  | 05-04-089 |
| 357-55-310 | NEW    | 05-08-133 | 357-58-105 | NEW    | 05-12-068 | 357-58-255 | NEW    | 05-12-070 |
| 357-55-320 | NEW    | 05-08-133 | 357-58-110 | NEW-P  | 05-04-087 | 357-58-260 | NEW-P  | 05-04-089 |
| 357-55-330 | NEW    | 05-08-133 | 357-58-110 | NEW    | 05-12-068 | 357-58-260 | NEW    | 05-12-070 |
| 357-55-410 | NEW    | 05-08-133 | 357-58-115 | NEW-P  | 05-04-087 | 357-58-260 | AMD-P  | 05-18-074 |
| 357-55-415 | NEW    | 05-08-133 | 357-58-115 | NEW    | 05-12-068 | 357-58-265 | NEW-P  | 05-04-089 |
| 357-55-420 | NEW    | 05-08-133 | 357-58-120 | NEW-P  | 05-04-088 | 357-58-265 | NEW    | 05-12-070 |
| 357-55-425 | NEW    | 05-08-133 | 357-58-120 | NEW    | 05-12-069 | 357-58-270 | NEW-P  | 05-04-089 |
| 357-55-430 | NEW    | 05-08-133 | 357-58-125 | NEW-P  | 05-04-088 | 357-58-270 | NEW    | 05-12-070 |
| 357-55-510 | NEW    | 05-08-133 | 357-58-125 | NEW    | 05-12-069 | 357-58-275 | NEW-P  | 05-04-089 |
| 357-55-515 | NEW    | 05-08-133 | 357-58-130 | NEW-P  | 05-04-088 | 357-58-275 | NEW    | 05-12-070 |
| 357-55-520 | NEW    | 05-08-133 | 357-58-130 | NEW    | 05-12-069 | 357-58-280 | NEW-P  | 05-04-089 |
| 357-55-610 | NEW    | 05-08-133 | 357-58-135 | NEW-P  | 05-04-088 | 357-58-280 | NEW-P  | 05-09-114 |
| 357-55-615 | NEW    | 05-08-133 | 357-58-135 | NEW    | 05-12-069 | 357-58-280 | NEW-W  | 05-12-065 |
| 357-55-620 | NEW    | 05-08-133 | 357-58-140 | NEW-P  | 05-04-088 | 357-58-280 | NEW    | 05-12-094 |
| 357-55-625 | NEW    | 05-08-133 | 357-58-140 | NEW    | 05-12-069 | 357-58-285 | NEW-P  | 05-04-089 |
| 357-55-630 | NEW    | 05-08-133 | 357-58-145 | NEW-P  | 05-04-088 | 357-58-285 | NEW    | 05-12-070 |
| 357-55-635 | NEW    | 05-08-133 | 357-58-145 | NEW    | 05-12-069 | 357-58-290 | NEW-P  | 05-04-089 |
| 357-55-640 | NEW    | 05-08-133 | 357-58-150 | NEW-P  | 05-04-088 | 357-58-290 | NEW    | 05-12-070 |
| 357-55-645 | NEW    | 05-08-133 | 357-58-150 | NEW    | 05-12-069 | 357-58-295 | NEW-P  | 05-04-089 |
| 357-58-005 | NEW-P  | 05-04-087 | 357-58-155 | NEW-P  | 05-04-088 | 357-58-295 | NEW    | 05-12-070 |
| 357-58-005 | NEW    | 05-12-068 | 357-58-155 | NEW    | 05-12-069 | 357-58-300 | NEW-P  | 05-04-089 |
| 357-58-010 | NEW-P  | 05-04-087 | 357-58-160 | NEW-P  | 05-04-088 | 357-58-300 | NEW    | 05-12-070 |
| 357-58-010 | NEW    | 05-12-068 | 357-58-160 | NEW    | 05-12-069 | 357-58-305 | NEW-P  | 05-04-089 |
| 357-58-015 | NEW-P  | 05-04-087 | 357-58-165 | NEW-P  | 05-04-088 | 357-58-305 | NEW    | 05-12-070 |
| 357-58-015 | NEW    | 05-12-068 | 357-58-165 | NEW    | 05-12-069 | 357-58-310 | NEW-P  | 05-04-089 |
| 357-58-020 | NEW-P  | 05-04-087 | 357-58-170 | NEW-P  | 05-04-088 | 357-58-310 | NEW    | 05-12-070 |
| 357-58-020 | NEW    | 05-12-068 | 357-58-170 | NEW    | 05-12-069 | 357-58-315 | NEW-P  | 05-04-089 |
| 357-58-025 | NEW-P  | 05-04-087 | 357-58-175 | NEW-P  | 05-04-088 | 357-58-315 | NEW    | 05-12-070 |
| 357-58-025 | NEW    | 05-12-068 | 357-58-175 | NEW    | 05-12-069 | 357-58-320 | NEW-P  | 05-04-089 |
| 357-58-030 | NEW-P  | 05-04-087 | 357-58-180 | NEW-P  | 05-04-088 | 357-58-320 | NEW    | 05-12-070 |
| 357-58-030 | NEW    | 05-12-068 | 357-58-180 | NEW    | 05-12-069 | 357-58-325 | NEW-P  | 05-04-089 |
| 357-58-035 | NEW-P  | 05-04-087 | 357-58-185 | NEW-P  | 05-04-088 | 357-58-325 | NEW    | 05-12-070 |
| 357-58-035 | NEW    | 05-12-068 | 357-58-185 | NEW    | 05-12-069 | 357-58-330 | NEW-P  | 05-04-089 |
| 357-58-040 | NEW-P  | 05-04-087 | 357-58-190 | NEW-P  | 05-04-088 | 357-58-330 | NEW    | 05-12-070 |
| 357-58-040 | NEW    | 05-12-068 | 357-58-190 | NEW    | 05-12-069 | 357-58-335 | NEW-P  | 05-04-089 |
| 357-58-045 | NEW-P  | 05-04-087 | 357-58-195 | NEW-P  | 05-04-088 | 357-58-335 | NEW    | 05-12-070 |
| 357-58-045 | NEW    | 05-12-068 | 357-58-195 | NEW    | 05-12-069 | 357-58-340 | NEW-P  | 05-04-089 |
| 357-58-050 | NEW-P  | 05-04-087 | 357-58-200 | NEW-P  | 05-04-088 | 357-58-340 | NEW    | 05-12-070 |
| 357-58-050 | NEW    | 05-12-068 | 357-58-200 | NEW    | 05-12-069 | 357-58-345 | NEW-P  | 05-04-089 |
| 357-58-055 | NEW-P  | 05-04-087 | 357-58-205 | NEW-P  | 05-04-088 | 357-58-345 | NEW    | 05-12-070 |
| 357-58-055 | NEW    | 05-12-068 | 357-58-205 | NEW    | 05-12-069 | 357-58-345 | AMD-P  | 05-18-074 |
| 357-58-060 | NEW-P  | 05-04-087 | 357-58-210 | NEW-P  | 05-04-088 | 357-58-350 | NEW-P  | 05-04-089 |
| 357-58-060 | NEW    | 05-12-068 | 357-58-210 | NEW    | 05-12-069 | 357-58-350 | NEW    | 05-12-070 |
| 357-58-065 | NEW-P  | 05-04-087 | 357-58-215 | NEW-P  | 05-04-088 | 357-58-355 | NEW-P  | 05-04-089 |
| 357-58-065 | NEW    | 05-12-068 | 357-58-215 | NEW    | 05-12-069 | 357-58-355 | NEW    | 05-12-070 |

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| 357- 58-355 | AMD-P  | 05-18-074 | 357- 58-500  | NEW    | 05-12-072 | 371- 08-335   | AMD-P  | 05-08-022 |
| 357- 58-360 | NEW-P  | 05-04-089 | 357- 58-505  | NEW-P  | 05-04-090 | 371- 08-335   | AMD    | 05-15-017 |
| 357- 58-360 | NEW    | 05-12-070 | 357- 58-505  | NEW    | 05-12-072 | 371- 08-345   | AMD-E  | 05-05-005 |
| 357- 58-365 | NEW-P  | 05-04-089 | 357- 58-505  | AMD-P  | 05-18-074 | 371- 08-345   | AMD-P  | 05-08-022 |
| 357- 58-365 | NEW    | 05-12-070 | 357- 58-510  | NEW-P  | 05-04-090 | 371- 08-345   | AMD    | 05-15-017 |
| 357- 58-370 | NEW-P  | 05-04-089 | 357- 58-510  | NEW    | 05-12-072 | 371- 08-445   | AMD-P  | 05-08-022 |
| 357- 58-370 | NEW    | 05-12-070 | 357- 58-515  | NEW-P  | 05-04-090 | 371- 08-445   | AMD    | 05-15-017 |
| 357- 58-375 | NEW-P  | 05-04-089 | 357- 58-515  | NEW    | 05-12-072 | 371- 08-450   | AMD-P  | 05-08-022 |
| 357- 58-375 | NEW    | 05-12-070 | 357- 58-520  | NEW-P  | 05-04-090 | 371- 08-450   | AMD    | 05-15-017 |
| 357- 58-375 | AMD-P  | 05-18-074 | 357- 58-520  | NEW    | 05-12-072 | 374- 60       | PREP   | 05-11-063 |
| 357- 58-380 | NEW-P  | 05-04-089 | 357- 58-525  | NEW-P  | 05-04-090 | 374- 60-010   | AMD-P  | 05-15-109 |
| 357- 58-380 | NEW-W  | 05-12-065 | 357- 58-525  | NEW    | 05-12-072 | 374- 60-020   | AMD-P  | 05-15-109 |
| 357- 58-385 | NEW-P  | 05-04-089 | 357- 58-530  | NEW-P  | 05-04-090 | 374- 60-060   | AMD-P  | 05-15-109 |
| 357- 58-385 | NEW    | 05-12-070 | 357- 58-530  | NEW    | 05-12-072 | 374- 60-070   | AMD-P  | 05-15-109 |
| 357- 58-390 | NEW-P  | 05-04-089 | 357- 58-535  | NEW-P  | 05-04-090 | 374- 60-080   | AMD-P  | 05-15-109 |
| 357- 58-390 | NEW    | 05-12-070 | 357- 58-535  | NEW-W  | 05-12-099 | 374- 60-090   | AMD-P  | 05-15-109 |
| 357- 58-395 | NEW-P  | 05-04-089 | 357- 58-540  | NEW-P  | 05-04-090 | 374- 60-100   | AMD-P  | 05-15-109 |
| 357- 58-395 | NEW    | 05-12-070 | 357- 58-540  | NEW    | 05-12-072 | 374- 60-110   | AMD-P  | 05-15-109 |
| 357- 58-400 | NEW-P  | 05-04-089 | 357- 58-545  | NEW-P  | 05-04-090 | 374- 60-120   | AMD-P  | 05-15-109 |
| 357- 58-400 | NEW    | 05-12-070 | 357- 58-545  | NEW    | 05-12-072 | 388           | PREP   | 05-08-090 |
| 357- 58-405 | NEW-P  | 05-04-091 | 363-116      | PREP   | 05-04-094 | 388- 01-180   | PREP   | 05-13-128 |
| 357- 58-405 | NEW    | 05-12-071 | 363-116-065  | NEW-P  | 05-14-110 | 388- 01-190   | PREP   | 05-13-128 |
| 357- 58-410 | NEW-P  | 05-04-091 | 363-116-065  | NEW    | 05-18-021 | 388- 02       | PREP   | 05-13-128 |
| 357- 58-410 | NEW    | 05-12-071 | 363-116-075  | AMD-P  | 05-14-110 | 388- 02-0025  | AMD-X  | 05-17-141 |
| 357- 58-415 | NEW-P  | 05-04-091 | 363-116-075  | AMD    | 05-18-021 | 388- 02-0215  | PREP   | 05-06-081 |
| 357- 58-415 | NEW    | 05-12-071 | 363-116-0751 | NEW-P  | 05-14-110 | 388- 06       | PREP   | 05-15-145 |
| 357- 58-420 | NEW-P  | 05-04-091 | 363-116-0751 | NEW    | 05-18-021 | 388- 14A      | PREP   | 05-08-087 |
| 357- 58-420 | NEW    | 05-12-071 | 363-116-076  | NEW-P  | 05-14-110 | 388- 14A      | PREP   | 05-17-139 |
| 357- 58-425 | NEW-P  | 05-04-091 | 363-116-076  | NEW    | 05-18-021 | 388- 14A-1020 | AMD-P  | 05-11-081 |
| 357- 58-425 | NEW    | 05-12-071 | 363-116-077  | NEW-P  | 05-14-110 | 388- 14A-1020 | AMD    | 05-14-101 |
| 357- 58-430 | NEW-P  | 05-04-091 | 363-116-077  | NEW    | 05-18-021 | 388- 14A-1020 | AMD-E  | 05-18-034 |
| 357- 58-430 | NEW    | 05-12-071 | 363-116-078  | NEW-P  | 05-14-110 | 388- 14A-2005 | PREP   | 05-17-139 |
| 357- 58-435 | NEW-P  | 05-04-091 | 363-116-078  | NEW    | 05-18-021 | 388- 14A-2005 | AMD-E  | 05-18-034 |
| 357- 58-435 | NEW    | 05-12-071 | 363-116-080  | AMD-P  | 05-14-110 | 388- 14A-2025 | AMD-E  | 05-18-034 |
| 357- 58-440 | NEW-P  | 05-04-091 | 363-116-080  | AMD    | 05-18-021 | 388- 14A-2035 | AMD-E  | 05-18-034 |
| 357- 58-440 | NEW    | 05-12-071 | 363-116-082  | AMD    | 05-04-028 | 388- 14A-2036 | AMD-E  | 05-18-034 |
| 357- 58-440 | AMD-P  | 05-18-074 | 363-116-082  | AMD-P  | 05-14-110 | 388- 14A-2040 | AMD-E  | 05-18-034 |
| 357- 58-445 | NEW-P  | 05-04-091 | 363-116-082  | AMD    | 05-18-021 | 388- 14A-2160 | PREP   | 05-08-087 |
| 357- 58-445 | NEW    | 05-12-071 | 363-116-083  | AMD-P  | 05-14-110 | 388- 14A-3102 | PREP   | 05-05-078 |
| 357- 58-450 | NEW-P  | 05-04-091 | 363-116-083  | AMD    | 05-18-021 | 388- 14A-3102 | AMD-P  | 05-09-082 |
| 357- 58-450 | NEW    | 05-12-071 | 363-116-175  | AMD-P  | 05-14-110 | 388- 14A-3102 | AMD    | 05-12-136 |
| 357- 58-455 | NEW-P  | 05-04-091 | 363-116-175  | AMD    | 05-18-021 | 388- 14A-3120 | PREP   | 05-05-078 |
| 357- 58-455 | NEW    | 05-12-071 | 363-116-185  | AMD-P  | 05-10-069 | 388- 14A-3120 | AMD-P  | 05-09-082 |
| 357- 58-460 | NEW-P  | 05-04-091 | 363-116-185  | AMD    | 05-14-029 | 388- 14A-3120 | AMD    | 05-12-136 |
| 357- 58-460 | NEW    | 05-12-071 | 363-116-300  | AMD-P  | 05-08-063 | 388- 14A-3304 | AMD-P  | 05-03-095 |
| 357- 58-465 | NEW-P  | 05-04-091 | 363-116-300  | AMD    | 05-12-055 | 388- 14A-3304 | AMD    | 05-07-059 |
| 357- 58-465 | NEW    | 05-12-071 | 363-116-300  | AMD-P  | 05-14-110 | 388- 14A-3310 | AMD-P  | 05-03-095 |
| 357- 58-465 | AMD-E  | 05-16-068 | 363-116-300  | AMD    | 05-18-021 | 388- 14A-3310 | AMD    | 05-07-059 |
| 357- 58-465 | AMD-P  | 05-18-074 | 365-110-035  | AMD-W  | 05-06-057 | 388- 14A-3317 | NEW-P  | 05-03-095 |
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| 357- 58-470 | NEW    | 05-12-071 | 365-205-020  | NEW-P  | 05-17-199 | 388- 14A-3320 | AMD-P  | 05-03-095 |
| 357- 58-475 | NEW-P  | 05-04-091 | 365-205-030  | NEW-P  | 05-17-199 | 388- 14A-3320 | AMD    | 05-07-059 |
| 357- 58-475 | NEW    | 05-12-071 | 365-205-040  | NEW-P  | 05-17-199 | 388- 14A-3321 | NEW-E  | 05-03-095 |
| 357- 58-480 | NEW-P  | 05-04-091 | 365-205-050  | NEW-P  | 05-17-199 | 388- 14A-3321 | NEW    | 05-07-059 |
| 357- 58-480 | NEW    | 05-12-071 | 365-205-060  | NEW-P  | 05-17-199 | 388- 14A-3350 | AMD-P  | 05-11-080 |
| 357- 58-485 | NEW-P  | 05-04-091 | 365-205-070  | NEW-P  | 05-17-199 | 388- 14A-3350 | AMD    | 05-14-099 |
| 357- 58-485 | NEW    | 05-12-071 | 365-205-080  | NEW-P  | 05-17-199 | 388- 14A-3350 | PREP   | 05-17-139 |
| 357- 58-490 | NEW-P  | 05-04-091 | 365-205-090  | NEW-P  | 05-17-199 | 388- 14A-3350 | AMD-E  | 05-18-034 |
| 357- 58-490 | NEW    | 05-12-071 | 371- 08-305  | AMD-E  | 05-05-005 | 388- 14A-3600 | AMD-P  | 05-11-079 |
| 357- 58-495 | NEW-P  | 05-04-091 | 371- 08-305  | AMD-P  | 05-08-022 | 388- 14A-3600 | AMD    | 05-14-102 |
| 357- 58-495 | NEW-W  | 05-12-098 | 371- 08-305  | AMD    | 05-15-017 | 388- 14A-3810 | AMD-P  | 05-11-081 |
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| 388- 14A-4119 | NEW-P  | 05-05-082 | 388- 25-1020 | NEW-P  | 05-06-086 | 388- 71-0442  | REP    | 05-11-082 |
| 388- 14A-4119 | NEW    | 05-08-060 | 388- 25-1020 | NEW-E  | 05-06-094 | 388- 71-0445  | REP-P  | 05-03-096 |
| 388- 14A-4180 | NEW-E  | 05-03-094 | 388- 25-1020 | NEW    | 05-11-016 | 388- 71-0445  | REP    | 05-11-082 |
| 388- 14A-4180 | NEW-P  | 05-05-082 | 388- 25-1030 | NEW-P  | 05-06-086 | 388- 71-0450  | REP-P  | 05-03-096 |
| 388- 14A-4180 | NEW    | 05-08-060 | 388- 25-1030 | NEW-E  | 05-06-094 | 388- 71-0450  | REP    | 05-11-082 |
| 388- 14A-4304 | AMD    | 05-07-087 | 388- 25-1030 | NEW    | 05-11-016 | 388- 71-0455  | REP-P  | 05-03-096 |
| 388- 14A-5000 | AMD-P  | 05-02-063 | 388- 25-1040 | NEW-P  | 05-06-086 | 388- 71-0455  | REP    | 05-11-082 |
| 388- 14A-5000 | AMD    | 05-06-014 | 388- 25-1040 | NEW-E  | 05-06-094 | 388- 71-0460  | REP-P  | 05-03-096 |
| 388- 14A-5001 | AMD-P  | 05-02-063 | 388- 25-1040 | NEW    | 05-11-016 | 388- 71-0460  | REP    | 05-11-082 |
| 388- 14A-5001 | AMD    | 05-06-014 | 388- 25-1050 | NEW-P  | 05-06-086 | 388- 71-0465  | REP-P  | 05-03-096 |
| 388- 14A-5005 | AMD-P  | 05-02-063 | 388- 25-1050 | NEW-E  | 05-06-094 | 388- 71-0465  | REP    | 05-11-082 |
| 388- 14A-5005 | AMD    | 05-06-014 | 388- 25-1050 | NEW    | 05-11-016 | 388- 71-0470  | REP-P  | 05-03-096 |
| 388- 14A-5008 | AMD-P  | 05-02-063 | 388- 71      | PREP   | 05-16-079 | 388- 71-0470  | REP    | 05-11-082 |
| 388- 14A-5008 | AMD    | 05-06-014 | 388- 71-0194 | REP-P  | 05-03-096 | 388- 71-0480  | REP-P  | 05-03-096 |
| 388- 14A-5009 | NEW-P  | 05-02-063 | 388- 71-0194 | REP    | 05-11-082 | 388- 71-0480  | REP    | 05-11-082 |
| 388- 14A-5009 | NEW    | 05-06-014 | 388- 71-0202 | REP-P  | 05-03-096 | 388- 71-0500  | AMD-P  | 05-03-096 |
| 388- 14A-5010 | NEW-P  | 05-02-063 | 388- 71-0202 | REP    | 05-11-082 | 388- 71-0500  | AMD    | 05-11-082 |
| 388- 14A-5010 | NEW    | 05-06-014 | 388- 71-0203 | REP-P  | 05-03-096 | 388- 71-0515  | AMD-P  | 05-03-096 |
| 388- 14A-6300 | AMD-P  | 05-11-079 | 388- 71-0203 | REP    | 05-11-082 | 388- 71-0515  | AMD    | 05-11-082 |
| 388- 14A-6300 | AMD    | 05-14-102 | 388- 71-0205 | REP-P  | 05-03-096 | 388- 71-0520  | AMD-P  | 05-03-096 |
| 388- 14A-7100 | AMD-P  | 05-03-095 | 388- 71-0205 | REP    | 05-11-082 | 388- 71-0520  | AMD    | 05-11-082 |
| 388- 14A-7100 | AMD    | 05-07-059 | 388- 71-0210 | NEW-P  | 05-03-096 | 388- 71-0540  | AMD-P  | 05-03-096 |
| 388- 14A-7110 | NEW-E  | 05-03-095 | 388- 71-0210 | NEW    | 05-11-082 | 388- 71-0540  | AMD    | 05-11-082 |
| 388- 14A-7110 | NEW    | 05-07-059 | 388- 71-0215 | NEW-P  | 05-03-096 | 388- 71-05832 | NEW-P  | 05-03-096 |
| 388- 14A-7115 | NEW-E  | 05-03-095 | 388- 71-0215 | NEW    | 05-11-082 | 388- 71-05832 | NEW    | 05-11-082 |
| 388- 14A-7115 | NEW    | 05-07-059 | 388- 71-0220 | NEW-P  | 05-03-096 | 388- 71-0600  | REP-P  | 05-03-096 |
| 388- 14A-7117 | NEW-E  | 05-03-095 | 388- 71-0220 | NEW    | 05-11-082 | 388- 71-0600  | REP    | 05-11-082 |
| 388- 14A-7117 | NEW    | 05-07-059 | 388- 71-0225 | NEW-P  | 05-03-096 | 388- 71-0605  | REP-P  | 05-03-096 |
| 388- 14A-7120 | NEW-E  | 05-03-095 | 388- 71-0225 | NEW    | 05-11-082 | 388- 71-0605  | REP    | 05-11-082 |
| 388- 14A-7120 | NEW    | 05-07-059 | 388- 71-0230 | NEW-P  | 05-03-096 | 388- 71-0610  | REP-P  | 05-03-096 |
| 388- 14A-8100 | AMD-E  | 05-07-034 | 388- 71-0230 | NEW    | 05-11-082 | 388- 71-0610  | REP    | 05-11-082 |
| 388- 14A-8100 | AMD-P  | 05-09-081 | 388- 71-0235 | NEW-P  | 05-03-096 | 388- 71-0613  | REP-P  | 05-03-096 |
| 388- 14A-8100 | AMD    | 05-12-135 | 388- 71-0235 | NEW    | 05-11-082 | 388- 71-0613  | REP    | 05-11-082 |
| 388- 14A-8600 | NEW-E  | 05-03-095 | 388- 71-0240 | NEW-P  | 05-03-096 | 388- 71-0615  | REP-P  | 05-03-096 |
| 388- 14A-8600 | NEW    | 05-07-059 | 388- 71-0240 | NEW    | 05-11-082 | 388- 71-0615  | REP    | 05-11-082 |
| 388- 25-0225  | AMD-P  | 05-03-082 | 388- 71-0245 | NEW-P  | 05-03-096 | 388- 71-0620  | REP-P  | 05-03-096 |
| 388- 25-0225  | AMD    | 05-06-091 | 388- 71-0245 | NEW    | 05-11-082 | 388- 71-0620  | REP    | 05-11-082 |
| 388- 25-0225  | AMD-E  | 05-06-093 | 388- 71-0250 | NEW-P  | 05-03-096 | 388- 71-0700  | REP-P  | 05-03-096 |
| 388- 25-0226  | NEW-P  | 05-03-082 | 388- 71-0250 | NEW    | 05-11-082 | 388- 71-0700  | REP    | 05-11-082 |
| 388- 25-0226  | NEW    | 05-06-091 | 388- 71-0255 | NEW-P  | 05-03-096 | 388- 71-0704  | AMD-P  | 05-03-096 |
| 388- 25-0226  | NEW-E  | 05-06-093 | 388- 71-0255 | NEW    | 05-11-082 | 388- 71-0704  | AMD    | 05-11-082 |
| 388- 25-0227  | NEW-P  | 05-03-082 | 388- 71-0260 | NEW-P  | 05-03-096 | 388- 71-0706  | AMD-P  | 05-03-096 |
| 388- 25-0227  | NEW    | 05-06-091 | 388- 71-0260 | NEW    | 05-11-082 | 388- 71-0706  | AMD    | 05-11-082 |
| 388- 25-0227  | NEW-E  | 05-06-093 | 388- 71-0400 | REP-P  | 05-03-096 | 388- 71-0708  | AMD-P  | 05-03-096 |
| 388- 25-0228  | NEW-P  | 05-03-082 | 388- 71-0400 | REP    | 05-11-082 | 388- 71-0708  | AMD    | 05-11-082 |
| 388- 25-0228  | NEW    | 05-06-091 | 388- 71-0405 | REP-P  | 05-03-096 | 388- 71-0710  | AMD-P  | 05-03-096 |
| 388- 25-0228  | NEW-E  | 05-06-093 | 388- 71-0405 | REP    | 05-11-082 | 388- 71-0710  | AMD    | 05-11-082 |
| 388- 25-0229  | NEW-P  | 05-03-082 | 388- 71-0410 | REP-P  | 05-03-096 | 388- 71-0716  | AMD-P  | 05-03-096 |
| 388- 25-0229  | NEW    | 05-06-091 | 388- 71-0410 | REP    | 05-11-082 | 388- 71-0716  | AMD    | 05-11-082 |
| 388- 25-0229  | NEW-E  | 05-06-093 | 388- 71-0415 | REP-P  | 05-03-096 | 388- 71-0720  | AMD-P  | 05-03-096 |
| 388- 25-0230  | REP-P  | 05-03-082 | 388- 71-0415 | REP    | 05-11-082 | 388- 71-0720  | AMD    | 05-11-082 |
| 388- 25-0230  | REP    | 05-06-091 | 388- 71-0420 | REP-P  | 05-03-096 | 388- 71-0734  | AMD    | 05-02-064 |
| 388- 25-0230  | REP-E  | 05-06-093 | 388- 71-0420 | REP    | 05-11-082 | 388- 71-0800  | REP-P  | 05-03-096 |
| 388- 25-0231  | NEW-P  | 05-03-082 | 388- 71-0425 | REP-P  | 05-03-096 | 388- 71-0800  | REP    | 05-11-082 |
| 388- 25-0231  | NEW    | 05-06-091 | 388- 71-0425 | REP    | 05-11-082 | 388- 71-0805  | REP-P  | 05-03-096 |
| 388- 25-0231  | NEW-E  | 05-06-093 | 388- 71-0430 | REP-P  | 05-03-096 | 388- 71-0805  | REP    | 05-11-082 |
| 388- 25-1000  | NEW-P  | 05-06-086 | 388- 71-0430 | REP    | 05-11-082 | 388- 71-0810  | REP-P  | 05-03-096 |
| 388- 25-1000  | NEW-E  | 05-06-094 | 388- 71-0435 | REP-P  | 05-03-096 | 388- 71-0810  | REP    | 05-11-082 |
| 388- 25-1000  | NEW    | 05-11-016 | 388- 71-0435 | REP    | 05-11-082 | 388- 71-0815  | REP-P  | 05-03-096 |
| 388- 25-1010  | NEW-P  | 05-06-086 | 388- 71-0440 | REP-P  | 05-03-096 | 388- 71-0815  | REP    | 05-11-082 |
| 388- 25-1010  | NEW-E  | 05-06-094 | 388- 71-0440 | REP    | 05-11-082 | 388- 71-0820  | REP-P  | 05-03-096 |

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| 388- 71-0820 | REP    | 05-11-082 | 388- 71-1020  | REP    | 05-11-082 | 388- 72A-0055 | REP    | 05-11-082 |
| 388- 71-0825 | REP-P  | 05-03-096 | 388- 71-1025  | REP-P  | 05-03-096 | 388- 72A-0057 | REP-P  | 05-03-096 |
| 388- 71-0825 | REP    | 05-11-082 | 388- 71-1025  | REP    | 05-11-082 | 388- 72A-0057 | REP    | 05-11-082 |
| 388- 71-0830 | REP-P  | 05-03-096 | 388- 71-1030  | REP-P  | 05-03-096 | 388- 72A-0058 | REP-P  | 05-03-096 |
| 388- 71-0830 | REP    | 05-11-082 | 388- 71-1030  | REP    | 05-11-082 | 388- 72A-0058 | REP    | 05-11-082 |
| 388- 71-0835 | REP-P  | 05-03-096 | 388- 71-1035  | REP-P  | 05-03-096 | 388- 72A-0060 | REP-P  | 05-03-096 |
| 388- 71-0835 | REP    | 05-11-082 | 388- 71-1035  | REP    | 05-11-082 | 388- 72A-0060 | REP    | 05-11-082 |
| 388- 71-0840 | REP-P  | 05-03-096 | 388- 71-1065  | REP-P  | 05-03-096 | 388- 72A-0065 | REP-P  | 05-03-096 |
| 388- 71-0840 | REP    | 05-11-082 | 388- 71-1065  | REP    | 05-11-082 | 388- 72A-0065 | REP    | 05-11-082 |
| 388- 71-0845 | REP-P  | 05-03-096 | 388- 71-1070  | REP-P  | 05-03-096 | 388- 72A-0069 | REP-P  | 05-03-096 |
| 388- 71-0845 | REP    | 05-11-082 | 388- 71-1070  | REP    | 05-11-082 | 388- 72A-0069 | REP    | 05-11-082 |
| 388- 71-0900 | REP-P  | 05-03-096 | 388- 71-1075  | REP-P  | 05-03-096 | 388- 72A-0070 | REP-P  | 05-03-096 |
| 388- 71-0900 | REP-W  | 05-11-071 | 388- 71-1075  | REP    | 05-11-082 | 388- 72A-0070 | REP    | 05-11-082 |
| 388- 71-0900 | PREP   | 05-14-073 | 388- 71-1080  | REP-P  | 05-03-096 | 388- 72A-0080 | REP-P  | 05-03-096 |
| 388- 71-0905 | REP-P  | 05-03-096 | 388- 71-1080  | REP    | 05-11-082 | 388- 72A-0080 | REP    | 05-11-082 |
| 388- 71-0905 | REP-W  | 05-11-071 | 388- 71-1085  | REP-P  | 05-03-096 | 388- 72A-0081 | REP-P  | 05-03-096 |
| 388- 71-0905 | PREP   | 05-14-073 | 388- 71-1085  | REP    | 05-11-082 | 388- 72A-0081 | REP    | 05-11-082 |
| 388- 71-0910 | REP-P  | 05-03-096 | 388- 71-1090  | REP-P  | 05-03-096 | 388- 72A-0082 | REP-P  | 05-03-096 |
| 388- 71-0910 | REP-W  | 05-11-071 | 388- 71-1090  | REP    | 05-11-082 | 388- 72A-0082 | REP    | 05-11-082 |
| 388- 71-0910 | PREP   | 05-14-073 | 388- 71-1095  | REP-P  | 05-03-096 | 388- 72A-0083 | REP-P  | 05-03-096 |
| 388- 71-0915 | REP-P  | 05-03-096 | 388- 71-1095  | REP    | 05-11-082 | 388- 72A-0083 | REP    | 05-11-082 |
| 388- 71-0915 | REP-W  | 05-11-071 | 388- 71-1100  | REP-P  | 05-03-096 | 388- 72A-0084 | REP-P  | 05-03-096 |
| 388- 71-0915 | PREP   | 05-14-073 | 388- 71-1100  | REP    | 05-11-082 | 388- 72A-0084 | REP    | 05-11-082 |
| 388- 71-0920 | REP-P  | 05-03-096 | 388- 71-1105  | REP-P  | 05-03-096 | 388- 72A-0085 | REP-P  | 05-03-096 |
| 388- 71-0920 | REP-W  | 05-11-071 | 388- 71-1105  | REP    | 05-11-082 | 388- 72A-0085 | REP    | 05-11-082 |
| 388- 71-0920 | PREP   | 05-14-073 | 388- 71-1110  | REP-P  | 05-03-096 | 388- 72A-0086 | REP-P  | 05-03-096 |
| 388- 71-0925 | REP-P  | 05-03-096 | 388- 71-1110  | REP    | 05-11-082 | 388- 72A-0086 | REP    | 05-11-082 |
| 388- 71-0925 | REP-W  | 05-11-071 | 388- 72A-0005 | REP-P  | 05-03-096 | 388- 72A-0087 | REP-P  | 05-03-096 |
| 388- 71-0925 | PREP   | 05-14-073 | 388- 72A-0005 | REP    | 05-11-082 | 388- 72A-0087 | REP    | 05-11-082 |
| 388- 71-0930 | REP-P  | 05-03-096 | 388- 72A-0010 | REP-P  | 05-03-096 | 388- 72A-0090 | REP-P  | 05-03-096 |
| 388- 71-0930 | REP-W  | 05-11-071 | 388- 72A-0010 | REP    | 05-11-082 | 388- 72A-0090 | REP    | 05-11-082 |
| 388- 71-0930 | PREP   | 05-14-073 | 388- 72A-0015 | REP-P  | 05-03-096 | 388- 72A-0092 | REP-P  | 05-03-096 |
| 388- 71-0935 | REP-P  | 05-03-096 | 388- 72A-0015 | REP    | 05-11-082 | 388- 72A-0092 | REP    | 05-11-082 |
| 388- 71-0935 | REP-W  | 05-11-071 | 388- 72A-0020 | REP-P  | 05-03-096 | 388- 72A-0095 | REP-P  | 05-03-096 |
| 388- 71-0935 | PREP   | 05-14-073 | 388- 72A-0020 | REP    | 05-11-082 | 388- 72A-0095 | REP    | 05-11-082 |
| 388- 71-0940 | REP-P  | 05-03-096 | 388- 72A-0025 | REP-P  | 05-03-096 | 388- 72A-0100 | REP-P  | 05-03-096 |
| 388- 71-0940 | REP-W  | 05-11-071 | 388- 72A-0025 | REP    | 05-11-082 | 388- 72A-0100 | REP    | 05-11-082 |
| 388- 71-0940 | PREP   | 05-14-073 | 388- 72A-0030 | REP-P  | 05-03-096 | 388- 72A-0105 | REP-P  | 05-03-096 |
| 388- 71-0945 | REP-P  | 05-03-096 | 388- 72A-0030 | REP    | 05-11-082 | 388- 72A-0105 | REP    | 05-11-082 |
| 388- 71-0945 | REP-W  | 05-11-071 | 388- 72A-0035 | REP-P  | 05-03-096 | 388- 72A-0110 | REP-P  | 05-03-096 |
| 388- 71-0945 | PREP   | 05-14-073 | 388- 72A-0035 | REP    | 05-11-082 | 388- 72A-0110 | REP    | 05-11-082 |
| 388- 71-0950 | REP-P  | 05-03-096 | 388- 72A-0036 | REP-P  | 05-03-096 | 388- 72A-0115 | REP-P  | 05-03-096 |
| 388- 71-0950 | REP-W  | 05-11-071 | 388- 72A-0036 | REP    | 05-11-082 | 388- 72A-0115 | REP    | 05-11-082 |
| 388- 71-0950 | PREP   | 05-14-073 | 388- 72A-0037 | REP-P  | 05-03-096 | 388- 72A-0120 | REP-P  | 05-03-096 |
| 388- 71-0955 | REP-P  | 05-03-096 | 388- 72A-0037 | REP    | 05-11-082 | 388- 72A-0120 | REP    | 05-11-082 |
| 388- 71-0955 | REP-W  | 05-11-071 | 388- 72A-0038 | REP-P  | 05-03-096 | 388- 76-540   | AMD-P  | 05-13-126 |
| 388- 71-0955 | PREP   | 05-14-073 | 388- 72A-0038 | REP    | 05-11-082 | 388- 76-540   | AMD    | 05-17-158 |
| 388- 71-0960 | REP-P  | 05-03-096 | 388- 72A-0039 | REP-P  | 05-03-096 | 388- 76-560   | AMD-P  | 05-13-126 |
| 388- 71-0960 | REP-W  | 05-11-071 | 388- 72A-0039 | REP    | 05-11-082 | 388- 76-560   | AMD    | 05-17-158 |
| 388- 71-0960 | PREP   | 05-14-073 | 388- 72A-0041 | REP-P  | 05-03-096 | 388- 76-575   | AMD-P  | 05-13-126 |
| 388- 71-0965 | REP-P  | 05-03-096 | 388- 72A-0041 | REP    | 05-11-082 | 388- 76-575   | AMD    | 05-17-158 |
| 388- 71-0965 | REP-W  | 05-11-071 | 388- 72A-0042 | REP-P  | 05-03-096 | 388- 76-585   | AMD-P  | 05-13-126 |
| 388- 71-0965 | PREP   | 05-14-073 | 388- 72A-0042 | REP    | 05-11-082 | 388- 76-585   | AMD    | 05-17-158 |
| 388- 71-1000 | REP-P  | 05-03-096 | 388- 72A-0043 | REP-P  | 05-03-096 | 388- 76-59020 | REP-P  | 05-13-126 |
| 388- 71-1000 | REP    | 05-11-082 | 388- 72A-0043 | REP    | 05-11-082 | 388- 76-59020 | REP    | 05-17-158 |
| 388- 71-1005 | REP-P  | 05-03-096 | 388- 72A-0045 | REP-P  | 05-03-096 | 388- 76-595   | AMD-P  | 05-13-126 |
| 388- 71-1005 | REP    | 05-11-082 | 388- 72A-0045 | REP    | 05-11-082 | 388- 76-595   | AMD    | 05-17-158 |
| 388- 71-1010 | REP-P  | 05-03-096 | 388- 72A-0050 | REP-P  | 05-03-096 | 388- 76-64005 | REP-P  | 05-13-126 |
| 388- 71-1010 | REP    | 05-11-082 | 388- 72A-0050 | REP    | 05-11-082 | 388- 76-64005 | REP    | 05-17-158 |
| 388- 71-1015 | REP-P  | 05-03-096 | 388- 72A-0053 | REP-P  | 05-03-096 | 388- 76-655   | AMD-P  | 05-13-126 |
| 388- 71-1015 | REP    | 05-11-082 | 388- 72A-0053 | REP    | 05-11-082 | 388- 76-655   | AMD    | 05-17-158 |
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| 388- 76-685   | AMD    | 05-17-158 | 388-101-1420 | AMD-P  | 05-07-136 | 388-101-2110 | RECOD  | 05-05-077 |
| 388- 76-715   | AMD-P  | 05-13-126 | 388-101-1420 | AMD    | 05-10-086 | 388-101-2120 | RECOD  | 05-05-077 |
| 388- 76-715   | AMD    | 05-17-158 | 388-101-1430 | RECOD  | 05-05-077 | 388-101-2130 | RECOD  | 05-05-077 |
| 388- 76-76505 | AMD-P  | 05-04-058 | 388-101-1440 | RECOD  | 05-05-077 | 388-101-2140 | RECOD  | 05-05-077 |
| 388- 76-76505 | AMD    | 05-07-137 | 388-101-1460 | RECOD  | 05-05-077 | 388-101-2150 | RECOD  | 05-05-077 |
| 388- 76-9970  | REP-P  | 05-13-126 | 388-101-1470 | RECOD  | 05-05-077 | 388-101-2150 | AMD-P  | 05-07-136 |
| 388- 76-9970  | REP    | 05-17-158 | 388-101-1470 | AMD-P  | 05-07-136 | 388-101-2150 | AMD    | 05-10-086 |
| 388- 76-9972  | REP-P  | 05-13-126 | 388-101-1470 | AMD    | 05-10-086 | 388-101-2160 | RECOD  | 05-05-077 |
| 388- 76-9972  | REP    | 05-17-158 | 388-101-1480 | RECOD  | 05-05-077 | 388-101-2300 | RECOD  | 05-05-077 |
| 388- 76-9974  | REP-P  | 05-13-126 | 388-101-1490 | RECOD  | 05-05-077 | 388-101-2310 | RECOD  | 05-05-077 |
| 388- 76-9974  | REP    | 05-17-158 | 388-101-1500 | RECOD  | 05-05-077 | 388-101-2310 | AMD-P  | 05-07-136 |
| 388- 76-9976  | REP-P  | 05-13-126 | 388-101-1510 | RECOD  | 05-05-077 | 388-101-2310 | DECOD  | 05-07-138 |
| 388- 76-9976  | REP    | 05-17-158 | 388-101-1520 | RECOD  | 05-05-077 | 388-101-2320 | RECOD  | 05-05-077 |
| 388- 76-9978  | REP-P  | 05-13-126 | 388-101-1530 | RECOD  | 05-05-077 | 388-101-2320 | DECOD  | 05-07-138 |
| 388- 76-9978  | REP    | 05-17-158 | 388-101-1540 | RECOD  | 05-05-077 | 388-101-2330 | RECOD  | 05-05-077 |
| 388- 76-9980  | REP-P  | 05-13-126 | 388-101-1550 | RECOD  | 05-05-077 | 388-101-2340 | RECOD  | 05-05-077 |
| 388- 76-9980  | REP    | 05-17-158 | 388-101-1600 | RECOD  | 05-05-077 | 388-101-2350 | RECOD  | 05-05-077 |
| 388- 78A-2020 | PREP   | 05-10-085 | 388-101-1610 | RECOD  | 05-05-077 | 388-101-2360 | RECOD  | 05-05-077 |
| 388- 78A-2050 | PREP   | 05-10-085 | 388-101-1620 | RECOD  | 05-05-077 | 388-101-2370 | RECOD  | 05-05-077 |
| 388- 78A-2260 | PREP   | 05-10-085 | 388-101-1630 | RECOD  | 05-05-077 | 388-101-2380 | RECOD  | 05-05-077 |
| 388- 78A-2270 | PREP   | 05-10-085 | 388-101-1640 | RECOD  | 05-05-077 | 388-101-2400 | RECOD  | 05-07-138 |
| 388- 78A-2280 | PREP   | 05-10-085 | 388-101-1650 | RECOD  | 05-05-077 | 388-101-2410 | RECOD  | 05-07-138 |
| 388- 78A-2300 | PREP   | 05-10-085 | 388-101-1660 | RECOD  | 05-05-077 | 388-101-2410 | AMD    | 05-10-086 |
| 388- 78A-2340 | PREP   | 05-10-085 | 388-101-1670 | RECOD  | 05-05-077 | 388-101-2420 | RECOD  | 05-07-138 |
| 388- 78A-2360 | PREP   | 05-10-085 | 388-101-1670 | AMD-P  | 05-07-136 | 388-101-2430 | RECOD  | 05-07-138 |
| 388- 78A-2470 | PREP   | 05-10-085 | 388-101-1670 | AMD    | 05-10-086 | 388-101-2440 | RECOD  | 05-07-138 |
| 388- 78A-2480 | PREP   | 05-10-085 | 388-101-1680 | RECOD  | 05-05-077 | 388-101-2450 | RECOD  | 05-07-138 |
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| 388-823-1040 | NEW    | 05-12-130 | 388-824-0130 | NEW-W  | 05-16-031 | 388-825-055 | AMD-P  | 05-05-084 |
| 388-823-1050 | NEW-P  | 05-04-057 | 388-824-0140 | NEW-P  | 05-09-084 | 388-825-055 | AMD-E  | 05-09-019 |
| 388-823-1050 | NEW    | 05-12-130 | 388-824-0140 | NEW-S  | 05-16-085 | 388-825-055 | AMD    | 05-11-015 |
| 388-823-1060 | NEW-P  | 05-04-057 | 388-824-0140 | NEW-E  | 05-17-088 | 388-825-060 | REP-P  | 05-05-084 |
| 388-823-1060 | NEW    | 05-12-130 | 388-824-0150 | NEW-P  | 05-09-084 | 388-825-060 | REP-E  | 05-09-019 |
| 388-823-1070 | NEW-P  | 05-04-057 | 388-824-0150 | NEW-W  | 05-16-031 | 388-825-060 | REP    | 05-11-015 |
| 388-823-1070 | NEW    | 05-12-130 | 388-824-0160 | NEW-P  | 05-09-084 | 388-825-064 | REP-P  | 05-05-084 |
| 388-823-1080 | NEW-P  | 05-04-057 | 388-824-0160 | NEW-W  | 05-16-031 | 388-825-064 | REP-E  | 05-09-019 |
| 388-823-1080 | NEW    | 05-12-130 | 388-824-0170 | NEW-P  | 05-09-084 | 388-825-064 | REP    | 05-11-015 |
| 388-823-1090 | NEW-P  | 05-04-057 | 388-824-0170 | NEW-S  | 05-16-085 | 388-825-070 | REP-P  | 05-05-084 |
| 388-823-1090 | NEW    | 05-12-130 | 388-824-0170 | NEW-E  | 05-17-088 | 388-825-070 | REP-E  | 05-09-019 |
| 388-823-1095 | NEW-P  | 05-04-057 | 388-824-0180 | NEW-P  | 05-09-084 | 388-825-070 | REP    | 05-11-015 |
| 388-823-1095 | NEW    | 05-12-130 | 388-824-0180 | NEW-W  | 05-16-031 | 388-825-075 | REP-P  | 05-05-084 |
| 388-823-1100 | NEW-P  | 05-04-057 | 388-824-0190 | NEW-P  | 05-09-084 | 388-825-075 | REP-E  | 05-09-019 |
| 388-823-1100 | NEW    | 05-12-130 | 388-824-0190 | NEW-S  | 05-16-085 | 388-825-075 | REP    | 05-11-015 |
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| 388-824-0001 | NEW-S  | 05-16-085 | 388-824-0200 | NEW-P  | 05-09-084 | 388-825-076 | REP-E  | 05-09-019 |
| 388-824-0001 | NEW-E  | 05-17-088 | 388-824-0200 | NEW-W  | 05-16-031 | 388-825-076 | REP    | 05-11-015 |
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| 388-824-0010 | NEW-S  | 05-16-085 | 388-824-0210 | NEW-S  | 05-16-085 | 388-825-077 | REP-E  | 05-09-019 |
| 388-824-0010 | NEW-E  | 05-17-088 | 388-824-0210 | NEW-E  | 05-17-088 | 388-825-077 | REP    | 05-11-015 |
| 388-824-0015 | NEW-S  | 05-16-085 | 388-824-0220 | NEW-P  | 05-09-084 | 388-825-078 | REP-P  | 05-05-084 |
| 388-824-0015 | NEW-E  | 05-17-088 | 388-824-0220 | NEW-S  | 05-16-085 | 388-825-078 | REP-E  | 05-09-019 |
| 388-824-0020 | NEW-P  | 05-09-084 | 388-824-0220 | NEW-E  | 05-17-088 | 388-825-078 | REP    | 05-11-015 |
| 388-824-0020 | NEW-S  | 05-16-085 | 388-824-0230 | NEW-P  | 05-09-084 | 388-825-085 | REP-P  | 05-05-084 |
| 388-824-0020 | NEW-E  | 05-17-088 | 388-824-0230 | NEW-S  | 05-16-085 | 388-825-085 | REP-E  | 05-09-019 |
| 388-824-0025 | NEW-S  | 05-16-085 | 388-824-0230 | NEW-E  | 05-17-088 | 388-825-085 | REP    | 05-11-015 |
| 388-824-0025 | NEW-E  | 05-17-088 | 388-824-0240 | NEW-P  | 05-09-084 | 388-825-086 | REP-P  | 05-05-084 |
| 388-824-0030 | NEW-P  | 05-09-084 | 388-824-0240 | NEW-S  | 05-16-085 | 388-825-086 | REP-E  | 05-09-019 |
| 388-824-0030 | NEW-S  | 05-16-085 | 388-824-0240 | NEW-E  | 05-17-088 | 388-825-086 | REP    | 05-11-015 |
| 388-824-0030 | NEW-E  | 05-17-088 | 388-824-0250 | NEW-P  | 05-09-084 | 388-825-087 | REP-P  | 05-05-084 |
| 388-824-0040 | NEW-P  | 05-09-084 | 388-824-0250 | NEW-W  | 05-16-031 | 388-825-087 | REP-E  | 05-09-019 |
| 388-824-0040 | NEW-S  | 05-16-085 | 388-824-0260 | NEW-P  | 05-09-084 | 388-825-087 | REP    | 05-11-015 |
| 388-824-0040 | NEW-E  | 05-17-088 | 388-824-0260 | NEW-S  | 05-16-085 | 388-825-090 | REP-P  | 05-05-084 |
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| 388-824-0050 | NEW-S  | 05-16-085 | 388-824-0270 | NEW-P  | 05-09-084 | 388-825-090 | REP    | 05-11-015 |
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| 388-824-0055 | NEW-E  | 05-17-088 | 388-824-0280 | NEW-S  | 05-16-085 | 388-825-095 | REP    | 05-11-015 |
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| 388-824-0060 | NEW-S  | 05-16-085 | 388-824-0290 | NEW-P  | 05-09-084 | 388-825-103 | AMD-E  | 05-09-019 |
| 388-824-0060 | NEW-E  | 05-17-088 | 388-824-0290 | NEW-S  | 05-16-085 | 388-825-103 | AMD    | 05-11-015 |
| 388-824-0065 | NEW-S  | 05-16-085 | 388-824-0290 | NEW-E  | 05-17-088 | 388-825-120 | AMD-E  | 05-07-075 |
| 388-824-0065 | NEW-E  | 05-17-088 | 388-824-0300 | NEW-P  | 05-09-084 | 388-825-120 | AMD-P  | 05-13-041 |
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| 388-824-0070 | NEW-S  | 05-16-085 | 388-824-0310 | NEW-P  | 05-09-084 | 388-825-120 | AMD    | 05-17-135 |
| 388-824-0070 | NEW-E  | 05-17-088 | 388-824-0310 | NEW-S  | 05-16-085 | 388-825-125 | NEW-E  | 05-07-075 |
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| 388-824-0090 | NEW-E  | 05-17-088 | 388-824-0330 | NEW-S  | 05-16-085 | 388-825-130 | NEW-E  | 05-15-046 |
| 388-824-0100 | NEW-P  | 05-09-084 | 388-824-0330 | NEW-E  | 05-17-088 | 388-825-130 | NEW    | 05-17-135 |
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| 388-825-135 | NEW-E  | 05-15-046 | 388-825-270 | REP-E  | 05-07-075 | 388-825-335  | NEW-E  | 05-15-046 |
| 388-825-135 | NEW    | 05-17-135 | 388-825-270 | REP-P  | 05-13-041 | 388-825-335  | NEW    | 05-17-135 |
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| 388-825-140 | NEW-P  | 05-13-041 | 388-825-270 | REP    | 05-17-135 | 388-825-340  | NEW-P  | 05-13-041 |
| 388-825-140 | NEW-E  | 05-15-046 | 388-825-272 | REP-E  | 05-07-075 | 388-825-340  | NEW-E  | 05-15-046 |
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| 388-825-145 | NEW-E  | 05-07-075 | 388-825-272 | REP-E  | 05-15-046 | 388-825-345  | NEW-E  | 05-07-075 |
| 388-825-145 | NEW-P  | 05-13-041 | 388-825-272 | REP    | 05-17-135 | 388-825-345  | NEW-P  | 05-13-041 |
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| 388-825-150 | NEW-E  | 05-07-075 | 388-825-276 | REP-E  | 05-15-046 | 388-825-355  | NEW-E  | 05-07-075 |
| 388-825-150 | NEW-P  | 05-13-041 | 388-825-276 | REP    | 05-17-135 | 388-825-355  | NEW-P  | 05-13-041 |
| 388-825-150 | NEW-E  | 05-15-046 | 388-825-278 | REP-E  | 05-07-075 | 388-825-355  | NEW-E  | 05-15-046 |
| 388-825-150 | NEW    | 05-17-135 | 388-825-278 | REP-P  | 05-13-041 | 388-825-355  | NEW    | 05-17-135 |
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| 388-825-155 | NEW-P  | 05-13-041 | 388-825-278 | REP    | 05-17-135 | 388-825-360  | NEW-P  | 05-13-041 |
| 388-825-155 | NEW-E  | 05-15-046 | 388-825-280 | REP-E  | 05-07-075 | 388-825-360  | NEW-E  | 05-15-046 |
| 388-825-155 | NEW    | 05-17-135 | 388-825-280 | REP-P  | 05-13-041 | 388-825-360  | NEW    | 05-17-135 |
| 388-825-160 | NEW-E  | 05-07-075 | 388-825-280 | REP-E  | 05-15-046 | 388-825-365  | NEW-E  | 05-07-075 |
| 388-825-160 | NEW-P  | 05-13-041 | 388-825-280 | REP    | 05-17-135 | 388-825-365  | NEW-P  | 05-13-041 |
| 388-825-160 | NEW-E  | 05-15-046 | 388-825-282 | REP-E  | 05-07-075 | 388-825-365  | NEW-E  | 05-15-046 |
| 388-825-160 | NEW    | 05-17-135 | 388-825-282 | REP-P  | 05-13-041 | 388-825-365  | NEW    | 05-17-135 |
| 388-825-165 | NEW-E  | 05-07-075 | 388-825-282 | REP-E  | 05-15-046 | 388-825-370  | NEW-E  | 05-07-075 |
| 388-825-165 | NEW-P  | 05-13-041 | 388-825-282 | REP    | 05-17-135 | 388-825-370  | NEW-P  | 05-13-041 |
| 388-825-165 | NEW-E  | 05-15-046 | 388-825-284 | REP-E  | 05-07-075 | 388-825-370  | NEW-E  | 05-15-046 |
| 388-825-165 | NEW    | 05-17-135 | 388-825-284 | REP-P  | 05-13-041 | 388-825-370  | NEW    | 05-17-135 |
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| 388-825-170 | REP    | 05-17-135 | 388-825-300 | NEW-P  | 05-13-041 | 388-825-375  | NEW    | 05-17-135 |
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| 388-825-180 | REP-P  | 05-13-041 | 388-825-300 | NEW    | 05-17-135 | 388-825-380  | NEW-P  | 05-13-041 |
| 388-825-180 | REP-E  | 05-15-046 | 388-825-305 | NEW-E  | 05-07-075 | 388-825-380  | NEW-E  | 05-15-046 |
| 388-825-180 | REP    | 05-17-135 | 388-825-305 | NEW-P  | 05-13-041 | 388-825-380  | NEW    | 05-17-135 |
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| 388-825-190 | REP-P  | 05-13-041 | 388-825-305 | NEW    | 05-17-135 | 388-825-381  | NEW-P  | 05-13-041 |
| 388-825-190 | REP-E  | 05-15-046 | 388-825-310 | NEW-E  | 05-07-075 | 388-825-381  | NEW-E  | 05-15-046 |
| 388-825-190 | REP    | 05-17-135 | 388-825-310 | NEW-P  | 05-13-041 | 388-825-381  | NEW    | 05-17-135 |
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| 388-825-260 | REP    | 05-17-135 | 388-825-316 | NEW-P  | 05-13-041 | 388-825-390  | NEW    | 05-17-135 |
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| 388-825-262 | REP-P  | 05-13-041 | 388-825-316 | NEW    | 05-17-135 | 388-825-395  | NEW-P  | 05-13-041 |
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| 388-825-268 | REP-P  | 05-13-041 | 388-825-330 | NEW    | 05-17-135 | 388-827      | PREP   | 05-02-067 |
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| 388-845-3085 | NEW-E  | 05-12-026 | 390-16-125  | AMD    | 05-11-001 | 392-109-100 | AMD-P  | 05-18-061 |
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| 388-845-3090 | NEW-E  | 05-04-020 | 390-16-311  | REP    | 05-06-070 | 392-109-105 | AMD-P  | 05-18-061 |
| 388-845-3090 | NEW-E  | 05-12-026 | 390-17-310  | AMD    | 05-04-039 | 392-109-110 | REP-E  | 05-14-033 |
| 388-845-3090 | NEW-P  | 05-17-055 | 390-19-030  | AMD-P  | 05-06-068 | 392-109-110 | REP-P  | 05-18-061 |
| 388-845-3095 | NEW-E  | 05-04-020 | 390-19-030  | AMD    | 05-11-001 | 392-109-111 | NEW-E  | 05-14-033 |
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| 388-845-3095 | NEW-P  | 05-17-055 | 390-20-110  | AMD    | 05-06-070 | 392-109-112 | NEW-E  | 05-14-033 |
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| 388-845-4005 | NEW-P  | 05-17-055 | 390-37-060  | AMD    | 05-11-001 | 392-109-120 | AMD-E  | 05-14-033 |
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| 415-112-725 | REP-P  | 05-09-055 | 434-230-030 | AMD-E   | 05-16-012 | 434-238-180 | REP     | 05-17-145 |
| 415-112-725 | REP    | 05-12-108 | 434-230-035 | NEW-E   | 05-11-101 | 434-238-200 | REP-P   | 05-14-172 |
| 415-112-800 | REP-P  | 05-09-055 | 434-230-035 | NEW-P   | 05-14-171 | 434-238-200 | REP     | 05-17-145 |
| 415-112-800 | REP    | 05-12-108 | 434-230-035 | RESCIND | 05-15-102 | 434-240-005 | REP-P   | 05-14-172 |
| 415-112-820 | PREP   | 05-15-067 | 434-230-035 | NEW-W   | 05-15-104 | 434-240-005 | REP     | 05-17-145 |
| 415-112-820 | AMD-P  | 05-18-047 | 434-230-040 | AMD-E   | 05-11-101 | 434-240-010 | REP-P   | 05-14-172 |
| 415-112-840 | REP-P  | 05-08-033 | 434-230-040 | AMD-P   | 05-14-171 | 434-240-010 | REP     | 05-17-145 |
| 415-112-840 | REP    | 05-12-043 | 434-230-040 | RESCIND | 05-15-102 | 434-240-020 | REP-P   | 05-14-172 |
| 415-112-850 | REP-P  | 05-09-055 | 434-230-040 | AMD-W   | 05-15-104 | 434-240-020 | REP     | 05-17-145 |
| 415-112-850 | REP    | 05-12-108 | 434-230-050 | AMD-E   | 05-11-101 | 434-240-027 | REP-P   | 05-14-172 |
| 415-112-920 | REP-P  | 05-09-055 | 434-230-050 | AMD-P   | 05-14-171 | 434-240-027 | REP     | 05-17-145 |

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| 434-240-030 | REP-P  | 05-14-172 | 434-250-050 | NEW-P  | 05-14-172 | 434-253-085 | NEW-E   | 05-05-033 |
| 434-240-030 | REP    | 05-17-145 | 434-250-050 | NEW    | 05-17-145 | 434-253-085 | NEW-E   | 05-14-170 |
| 434-240-040 | REP-P  | 05-14-172 | 434-250-060 | NEW-P  | 05-14-172 | 434-253-160 | AMD     | 05-06-035 |
| 434-240-040 | REP    | 05-17-145 | 434-250-060 | NEW    | 05-17-145 | 434-253-160 | AMD     | 05-08-065 |
| 434-240-050 | REP-P  | 05-14-172 | 434-250-070 | NEW-P  | 05-14-172 | 434-253-160 | AMD-P   | 05-14-172 |
| 434-240-050 | REP    | 05-17-145 | 434-250-070 | NEW    | 05-17-145 | 434-253-160 | AMD     | 05-17-145 |
| 434-240-060 | REP-P  | 05-14-172 | 434-250-080 | NEW-P  | 05-14-172 | 434-253-165 | NEW     | 05-06-035 |
| 434-240-060 | REP    | 05-17-145 | 434-250-080 | NEW    | 05-17-145 | 434-253-165 | NEW     | 05-08-065 |
| 434-240-080 | REP-P  | 05-14-172 | 434-250-090 | NEW-P  | 05-14-172 | 434-253-165 | AMD-P   | 05-14-172 |
| 434-240-080 | REP    | 05-17-145 | 434-250-090 | NEW    | 05-17-145 | 434-253-165 | AMD     | 05-17-145 |
| 434-240-090 | REP-P  | 05-14-172 | 434-250-100 | NEW-P  | 05-14-172 | 434-253-170 | AMD-P   | 05-14-172 |
| 434-240-090 | REP    | 05-17-145 | 434-250-100 | NEW    | 05-17-145 | 434-253-170 | AMD     | 05-17-145 |
| 434-240-100 | REP-P  | 05-14-172 | 434-250-110 | NEW-P  | 05-14-172 | 434-253-180 | REP-P   | 05-14-172 |
| 434-240-100 | REP    | 05-17-145 | 434-250-110 | NEW    | 05-17-145 | 434-253-180 | REP     | 05-17-145 |
| 434-240-110 | REP-P  | 05-14-172 | 434-250-120 | NEW-P  | 05-14-172 | 434-253-190 | REP-P   | 05-14-172 |
| 434-240-110 | REP    | 05-17-145 | 434-250-120 | NEW    | 05-17-145 | 434-253-190 | REP     | 05-17-145 |
| 434-240-120 | REP-P  | 05-14-172 | 434-250-130 | NEW-P  | 05-14-172 | 434-253-200 | AMD-P   | 05-14-172 |
| 434-240-120 | REP    | 05-17-145 | 434-250-130 | NEW    | 05-17-145 | 434-253-200 | AMD     | 05-17-145 |
| 434-240-130 | REP-P  | 05-14-172 | 434-250-140 | NEW-P  | 05-14-172 | 434-253-203 | NEW     | 05-06-035 |
| 434-240-130 | REP    | 05-17-145 | 434-250-140 | NEW    | 05-17-145 | 434-253-203 | NEW     | 05-08-065 |
| 434-240-150 | REP-P  | 05-14-172 | 434-250-300 | NEW-P  | 05-14-172 | 434-253-204 | NEW-W   | 05-14-130 |
| 434-240-150 | REP    | 05-17-145 | 434-250-300 | NEW    | 05-17-145 | 434-253-210 | REP-P   | 05-14-172 |
| 434-240-180 | REP-P  | 05-14-172 | 434-250-310 | NEW-P  | 05-14-172 | 434-253-210 | REP     | 05-17-145 |
| 434-240-180 | REP    | 05-17-145 | 434-250-310 | NEW    | 05-17-145 | 434-253-230 | AMD-P   | 05-14-172 |
| 434-240-190 | REP-E  | 05-13-058 | 434-250-320 | NEW-P  | 05-14-172 | 434-253-230 | AMD     | 05-17-145 |
| 434-240-190 | REP-P  | 05-14-172 | 434-250-320 | NEW    | 05-17-145 | 434-253-240 | AMD-P   | 05-14-172 |
| 434-240-190 | REP    | 05-17-145 | 434-250-330 | NEW-P  | 05-14-172 | 434-253-240 | AMD     | 05-17-145 |
| 434-240-200 | REP-P  | 05-14-172 | 434-250-330 | NEW    | 05-17-145 | 434-253-260 | REP-P   | 05-14-172 |
| 434-240-200 | REP    | 05-17-145 | 434-253-010 | AMD-P  | 05-14-172 | 434-253-260 | REP     | 05-17-145 |
| 434-240-205 | REP-P  | 05-14-172 | 434-253-010 | AMD    | 05-17-145 | 434-253-290 | AMD-P   | 05-14-172 |
| 434-240-205 | REP    | 05-17-145 | 434-253-020 | AMD-P  | 05-14-172 | 434-253-300 | AMD-P   | 05-14-172 |
| 434-240-225 | REP-P  | 05-14-172 | 434-253-020 | AMD-E  | 05-16-012 | 434-253-300 | AMD     | 05-17-145 |
| 434-240-225 | REP    | 05-17-145 | 434-253-020 | AMD    | 05-17-145 | 434-257-030 | AMD-P   | 05-14-172 |
| 434-240-230 | REP-P  | 05-14-172 | 434-253-025 | NEW-P  | 05-14-172 | 434-257-030 | AMD     | 05-17-145 |
| 434-240-230 | REP    | 05-17-145 | 434-253-025 | NEW    | 05-17-145 | 434-260-020 | AMD-P   | 05-14-172 |
| 434-240-235 | REP-P  | 05-14-172 | 434-253-040 | REP-P  | 05-14-172 | 434-260-020 | AMD     | 05-17-145 |
| 434-240-235 | REP    | 05-17-145 | 434-253-040 | REP    | 05-17-145 | 434-260-030 | AMD-P   | 05-14-172 |
| 434-240-240 | REP-P  | 05-14-172 | 434-253-043 | AMD    | 05-06-035 | 434-260-030 | AMD     | 05-17-145 |
| 434-240-240 | REP    | 05-17-145 | 434-253-043 | AMD    | 05-08-065 | 434-260-040 | AMD-P   | 05-14-172 |
| 434-240-245 | REP-P  | 05-14-172 | 434-253-043 | REP-P  | 05-14-172 | 434-260-040 | AMD     | 05-17-145 |
| 434-240-245 | REP    | 05-17-145 | 434-253-043 | REP    | 05-17-145 | 434-260-050 | AMD-P   | 05-14-172 |
| 434-240-250 | REP-P  | 05-14-172 | 434-253-045 | AMD    | 05-06-035 | 434-260-050 | AMD     | 05-17-145 |
| 434-240-250 | REP    | 05-17-145 | 434-253-045 | AMD    | 05-08-065 | 434-260-140 | AMD-P   | 05-14-172 |
| 434-240-260 | REP-P  | 05-14-172 | 434-253-045 | AMD-E  | 05-13-058 | 434-260-140 | AMD     | 05-17-145 |
| 434-240-260 | REP    | 05-17-145 | 434-253-045 | AMD-P  | 05-14-172 | 434-260-145 | AMD-P   | 05-14-172 |
| 434-240-270 | REP-P  | 05-14-172 | 434-253-045 | AMD    | 05-17-145 | 434-260-145 | AMD     | 05-17-145 |
| 434-240-270 | REP    | 05-17-145 | 434-253-047 | AMD    | 05-06-035 | 434-260-150 | AMD-P   | 05-14-172 |
| 434-240-290 | REP-P  | 05-14-172 | 434-253-047 | AMD    | 05-08-065 | 434-260-150 | AMD     | 05-17-145 |
| 434-240-290 | REP    | 05-17-145 | 434-253-047 | AMD-P  | 05-14-172 | 434-260-155 | NEW-P   | 05-14-172 |
| 434-240-300 | REP-P  | 05-14-172 | 434-253-047 | AMD    | 05-17-145 | 434-260-155 | NEW     | 05-17-145 |
| 434-240-300 | REP    | 05-17-145 | 434-253-048 | NEW    | 05-06-035 | 434-260-300 | AMD     | 05-06-036 |
| 434-240-320 | REP-P  | 05-14-172 | 434-253-048 | NEW    | 05-08-065 | 434-260-310 | AMD-P   | 05-14-172 |
| 434-240-320 | REP    | 05-17-145 | 434-253-048 | AMD-P  | 05-14-172 | 434-260-310 | AMD     | 05-17-145 |
| 434-250-010 | NEW-P  | 05-14-172 | 434-253-048 | AMD    | 05-17-145 | 434-261-005 | AMD-P   | 05-14-172 |
| 434-250-010 | NEW    | 05-17-145 | 434-253-049 | AMD    | 05-06-035 | 434-261-005 | AMD     | 05-17-145 |
| 434-250-020 | NEW-P  | 05-14-172 | 434-253-049 | AMD    | 05-08-065 | 434-261-020 | AMD-E   | 05-11-101 |
| 434-250-020 | NEW    | 05-17-145 | 434-253-049 | AMD-P  | 05-14-172 | 434-261-020 | AMD-P   | 05-14-171 |
| 434-250-030 | NEW-P  | 05-14-172 | 434-253-049 | AMD    | 05-17-145 | 434-261-020 | RESCIND | 05-15-102 |
| 434-250-030 | NEW    | 05-17-145 | 434-253-055 | NEW-P  | 05-14-172 | 434-261-020 | AMD-W   | 05-15-104 |
| 434-250-040 | NEW-P  | 05-14-172 | 434-253-055 | NEW    | 05-17-145 | 434-261-045 | NEW-E   | 05-05-033 |
| 434-250-040 | NEW    | 05-17-145 | 434-253-060 | REP-P  | 05-14-172 | 434-261-045 | NEW-E   | 05-14-170 |
| 434-250-050 | NEW-E  | 05-13-058 | 434-253-060 | REP    | 05-17-145 | 434-261-050 | NEW-P   | 05-14-172 |

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| 434-261-050 | NEW     | 05-17-145 | 434-262-100 | AMD     | 05-17-145 | 434-333-050 | REP    | 05-18-022 |
| 434-261-070 | AMD-P   | 05-14-172 | 434-262-110 | AMD-P   | 05-14-172 | 434-333-055 | AMD-E  | 05-05-033 |
| 434-261-070 | AMD     | 05-17-145 | 434-262-110 | AMD     | 05-17-145 | 434-333-055 | REP-P  | 05-05-034 |
| 434-261-075 | AMD-P   | 05-14-172 | 434-262-120 | AMD-P   | 05-14-172 | 434-333-055 | AMD-E  | 05-14-170 |
| 434-261-075 | AMD     | 05-17-145 | 434-262-120 | AMD     | 05-17-145 | 434-333-055 | REP    | 05-18-022 |
| 434-261-080 | REP-P   | 05-14-172 | 434-262-150 | REP-P   | 05-14-172 | 434-333-060 | AMD-E  | 05-05-033 |
| 434-261-080 | REP     | 05-17-145 | 434-262-150 | AMD-E   | 05-16-012 | 434-333-060 | REP-P  | 05-05-034 |
| 434-261-085 | REP-P   | 05-14-172 | 434-262-150 | REP     | 05-17-145 | 434-333-060 | AMD-E  | 05-14-170 |
| 434-261-085 | REP     | 05-17-145 | 434-262-160 | AMD-E   | 05-11-101 | 434-333-060 | REP    | 05-18-022 |
| 434-261-090 | REP-P   | 05-14-172 | 434-262-160 | AMD-P   | 05-14-171 | 434-333-063 | REP-P  | 05-05-034 |
| 434-261-090 | REP     | 05-17-145 | 434-262-160 | RESCIND | 05-15-102 | 434-333-063 | REP    | 05-18-022 |
| 434-261-100 | AMD-P   | 05-14-172 | 434-262-160 | AMD-W   | 05-15-104 | 434-333-065 | AMD-E  | 05-05-033 |
| 434-261-100 | AMD     | 05-17-145 | 434-262-170 | REP-P   | 05-14-172 | 434-333-065 | REP-P  | 05-05-034 |
| 434-261-105 | NEW-P   | 05-14-172 | 434-262-170 | REP     | 05-17-145 | 434-333-065 | AMD-E  | 05-14-170 |
| 434-261-105 | NEW     | 05-17-145 | 434-262-180 | REP-P   | 05-14-172 | 434-333-065 | REP    | 05-18-022 |
| 434-261-107 | NEW-P   | 05-14-172 | 434-262-180 | REP     | 05-17-145 | 434-333-070 | AMD-E  | 05-05-033 |
| 434-261-107 | NEW     | 05-17-145 | 434-262-190 | REP-P   | 05-14-172 | 434-333-070 | REP-P  | 05-05-034 |
| 434-261-110 | NEW     | 05-06-035 | 434-262-190 | REP     | 05-17-145 | 434-333-070 | AMD-E  | 05-14-170 |
| 434-261-110 | NEW     | 05-08-065 | 434-262-203 | NEW     | 05-06-035 | 434-333-070 | REP    | 05-18-022 |
| 434-261-110 | AMD-P   | 05-14-172 | 434-262-203 | NEW     | 05-08-065 | 434-333-075 | AMD-E  | 05-05-033 |
| 434-261-110 | AMD     | 05-17-145 | 434-262-203 | REP-P   | 05-14-172 | 434-333-075 | REP-P  | 05-05-034 |
| 434-261-115 | NEW-P   | 05-14-172 | 434-262-203 | AMD     | 05-17-145 | 434-333-075 | AMD-E  | 05-14-170 |
| 434-261-120 | NEW-P   | 05-14-172 | 434-262-204 | NEW     | 05-06-035 | 434-333-075 | REP    | 05-18-022 |
| 434-261-120 | NEW     | 05-17-145 | 434-262-204 | NEW     | 05-08-065 | 434-333-080 | NEW-E  | 05-05-033 |
| 434-261-125 | NEW-P   | 05-14-172 | 434-262-204 | REP-P   | 05-14-172 | 434-333-080 | NEW-E  | 05-14-170 |
| 434-261-130 | NEW-P   | 05-14-172 | 434-262-204 | AMD     | 05-17-145 | 434-333-082 | REP-P  | 05-05-034 |
| 434-261-130 | NEW     | 05-17-145 | 434-324-115 | AMD-E   | 05-08-098 | 434-333-082 | REP    | 05-18-022 |
| 434-261-135 | NEW-P   | 05-14-172 | 434-324-115 | AMD-P   | 05-14-164 | 434-333-085 | AMD-E  | 05-05-033 |
| 434-262-005 | REP-E   | 05-11-101 | 434-324-115 | AMD     | 05-17-094 | 434-333-085 | REP-P  | 05-05-034 |
| 434-262-005 | REP-P   | 05-14-171 | 434-333-010 | AMD-E   | 05-05-033 | 434-333-085 | AMD-E  | 05-14-170 |
| 434-262-005 | REP-P   | 05-14-172 | 434-333-010 | REP-P   | 05-05-034 | 434-333-085 | REP    | 05-18-022 |
| 434-262-005 | RESCIND | 05-15-102 | 434-333-010 | AMD-E   | 05-14-170 | 434-333-090 | AMD-E  | 05-05-033 |
| 434-262-005 | REP-W   | 05-15-104 | 434-333-010 | REP     | 05-18-022 | 434-333-090 | REP-P  | 05-05-034 |
| 434-262-005 | REP     | 05-17-145 | 434-333-013 | NEW-E   | 05-05-033 | 434-333-090 | AMD-E  | 05-14-170 |
| 434-262-010 | AMD-P   | 05-14-172 | 434-333-013 | NEW-E   | 05-14-170 | 434-333-090 | REP    | 05-18-022 |
| 434-262-010 | AMD     | 05-17-145 | 434-333-015 | AMD-E   | 05-05-033 | 434-333-095 | AMD-E  | 05-05-033 |
| 434-262-012 | NEW-E   | 05-11-101 | 434-333-015 | REP-P   | 05-05-034 | 434-333-095 | REP-P  | 05-05-034 |
| 434-262-012 | NEW-P   | 05-14-171 | 434-333-015 | AMD-E   | 05-14-170 | 434-333-095 | AMD-E  | 05-14-170 |
| 434-262-012 | RESCIND | 05-15-102 | 434-333-015 | REP     | 05-18-022 | 434-333-095 | REP    | 05-18-022 |
| 434-262-012 | NEW-W   | 05-15-104 | 434-333-020 | AMD-E   | 05-05-033 | 434-333-100 | AMD-E  | 05-05-033 |
| 434-262-013 | NEW     | 05-17-145 | 434-333-020 | REP-P   | 05-05-034 | 434-333-100 | REP-P  | 05-05-034 |
| 434-262-015 | AMD-P   | 05-14-172 | 434-333-020 | AMD-E   | 05-14-170 | 434-333-100 | AMD-E  | 05-14-170 |
| 434-262-015 | AMD     | 05-17-145 | 434-333-020 | REP     | 05-18-022 | 434-333-100 | REP    | 05-18-022 |
| 434-262-020 | AMD-P   | 05-14-172 | 434-333-025 | AMD-E   | 05-05-033 | 434-333-105 | AMD-E  | 05-05-033 |
| 434-262-020 | AMD     | 05-17-145 | 434-333-025 | REP-P   | 05-05-034 | 434-333-105 | REP-P  | 05-05-034 |
| 434-262-025 | AMD-P   | 05-14-172 | 434-333-025 | AMD-E   | 05-14-170 | 434-333-105 | AMD-E  | 05-14-170 |
| 434-262-025 | AMD     | 05-17-145 | 434-333-025 | REP     | 05-18-022 | 434-333-105 | REP    | 05-18-022 |
| 434-262-030 | AMD-P   | 05-14-172 | 434-333-030 | REP-P   | 05-05-034 | 434-333-107 | NEW-E  | 05-05-033 |
| 434-262-030 | AMD     | 05-17-145 | 434-333-030 | REP     | 05-18-022 | 434-333-107 | NEW-E  | 05-14-170 |
| 434-262-031 | NEW-P   | 05-14-172 | 434-333-035 | AMD-E   | 05-05-033 | 434-333-110 | AMD-E  | 05-05-033 |
| 434-262-031 | NEW     | 05-17-145 | 434-333-035 | REP-P   | 05-05-034 | 434-333-110 | REP-P  | 05-05-034 |
| 434-262-035 | REP-P   | 05-14-172 | 434-333-035 | AMD-E   | 05-14-170 | 434-333-110 | AMD-E  | 05-14-170 |
| 434-262-035 | REP     | 05-17-145 | 434-333-035 | REP     | 05-18-022 | 434-333-110 | REP    | 05-18-022 |
| 434-262-045 | REP-P   | 05-14-172 | 434-333-040 | REP-P   | 05-05-034 | 434-333-115 | NEW-E  | 05-05-033 |
| 434-262-045 | REP     | 05-17-145 | 434-333-040 | REP     | 05-18-022 | 434-333-115 | NEW-E  | 05-14-170 |
| 434-262-050 | AMD-P   | 05-14-172 | 434-333-045 | AMD-E   | 05-05-033 | 434-333-120 | AMD-E  | 05-05-033 |
| 434-262-050 | AMD     | 05-17-145 | 434-333-045 | REP-P   | 05-05-034 | 434-333-120 | REP-P  | 05-05-034 |
| 434-262-080 | AMD-P   | 05-14-172 | 434-333-045 | AMD-E   | 05-14-170 | 434-333-120 | AMD-E  | 05-14-170 |
| 434-262-080 | AMD     | 05-17-145 | 434-333-045 | REP     | 05-18-022 | 434-333-120 | REP    | 05-18-022 |
| 434-262-090 | AMD-P   | 05-14-172 | 434-333-050 | AMD-E   | 05-05-033 | 434-333-125 | AMD-E  | 05-05-033 |
| 434-262-090 | AMD     | 05-17-145 | 434-333-050 | REP-P   | 05-05-034 | 434-333-125 | REP-P  | 05-05-034 |
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| 434-333-127 | REP-P  | 05-05-034 | 434-333-230 | NEW-E  | 05-05-033 | 434-335-170 | NEW-P  | 05-05-034 |
| 434-333-127 | REP    | 05-18-022 | 434-333-230 | NEW-E  | 05-14-170 | 434-335-170 | NEW    | 05-18-022 |
| 434-333-130 | AMD-E  | 05-05-033 | 434-333-235 | NEW-E  | 05-05-033 | 434-335-180 | NEW-P  | 05-05-034 |
| 434-333-130 | REP-P  | 05-05-034 | 434-333-235 | NEW-E  | 05-14-170 | 434-335-180 | NEW    | 05-18-022 |
| 434-333-130 | AMD-E  | 05-14-170 | 434-333-240 | NEW-E  | 05-05-033 | 434-335-190 | NEW-P  | 05-05-034 |
| 434-333-130 | REP    | 05-18-022 | 434-333-240 | NEW-E  | 05-14-170 | 434-335-190 | NEW    | 05-18-022 |
| 434-333-135 | AMD-E  | 05-05-033 | 434-333-245 | NEW-E  | 05-05-033 | 434-335-200 | NEW-P  | 05-05-034 |
| 434-333-135 | REP-P  | 05-05-034 | 434-333-245 | NEW-E  | 05-14-170 | 434-335-200 | NEW    | 05-18-022 |
| 434-333-135 | AMD-E  | 05-14-170 | 434-333-250 | NEW-E  | 05-05-033 | 434-335-210 | NEW-P  | 05-05-034 |
| 434-333-135 | REP    | 05-18-022 | 434-333-250 | NEW-E  | 05-14-170 | 434-335-210 | NEW    | 05-18-022 |
| 434-333-140 | AMD-E  | 05-05-033 | 434-333-255 | NEW-E  | 05-05-033 | 434-335-212 | NEW    | 05-18-022 |
| 434-333-140 | REP-P  | 05-05-034 | 434-333-255 | NEW-E  | 05-14-170 | 434-335-214 | NEW    | 05-18-022 |
| 434-333-140 | AMD-E  | 05-14-170 | 434-333-260 | NEW-E  | 05-05-033 | 434-335-220 | NEW-P  | 05-05-034 |
| 434-333-140 | REP    | 05-18-022 | 434-333-260 | NEW-E  | 05-14-170 | 434-335-220 | NEW    | 05-18-022 |
| 434-333-145 | AMD-E  | 05-05-033 | 434-333-265 | NEW-E  | 05-05-033 | 434-335-230 | NEW-P  | 05-05-034 |
| 434-333-145 | REP-P  | 05-05-034 | 434-333-265 | NEW-E  | 05-14-170 | 434-335-230 | NEW    | 05-18-022 |
| 434-333-145 | AMD-E  | 05-14-170 | 434-333-270 | NEW-E  | 05-05-033 | 434-335-240 | NEW-P  | 05-05-034 |
| 434-333-145 | REP    | 05-18-022 | 434-333-270 | NEW-E  | 05-14-170 | 434-335-240 | NEW    | 05-18-022 |
| 434-333-150 | AMD-E  | 05-05-033 | 434-333-275 | NEW-E  | 05-05-033 | 434-335-250 | NEW-P  | 05-05-034 |
| 434-333-150 | REP-P  | 05-05-034 | 434-333-275 | NEW-E  | 05-14-170 | 434-335-250 | NEW    | 05-18-022 |
| 434-333-150 | AMD-E  | 05-14-170 | 434-333-280 | NEW-E  | 05-05-033 | 434-335-260 | NEW-P  | 05-05-034 |
| 434-333-150 | REP    | 05-18-022 | 434-333-280 | NEW-E  | 05-14-170 | 434-335-260 | NEW    | 05-18-022 |
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| 434-333-155 | REP-P  | 05-05-034 | 434-333-285 | NEW-E  | 05-14-170 | 434-335-270 | NEW    | 05-18-022 |
| 434-333-155 | AMD-E  | 05-14-170 | 434-333-290 | NEW-E  | 05-05-033 | 434-335-280 | NEW-P  | 05-05-034 |
| 434-333-155 | REP    | 05-18-022 | 434-333-290 | NEW-E  | 05-14-170 | 434-335-280 | NEW    | 05-18-022 |
| 434-333-160 | AMD-E  | 05-05-033 | 434-333-295 | NEW-E  | 05-05-033 | 434-335-290 | NEW-P  | 05-05-034 |
| 434-333-160 | REP-P  | 05-05-034 | 434-333-295 | NEW-E  | 05-14-170 | 434-335-290 | NEW    | 05-18-022 |
| 434-333-160 | AMD-E  | 05-14-170 | 434-333-300 | NEW-E  | 05-05-033 | 434-335-300 | NEW-P  | 05-05-034 |
| 434-333-160 | REP    | 05-18-022 | 434-333-300 | NEW-E  | 05-14-170 | 434-335-300 | NEW    | 05-18-022 |
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| 434-333-165 | REP-P  | 05-05-034 | 434-335-010 | NEW    | 05-18-022 | 434-335-310 | NEW    | 05-18-022 |
| 434-333-165 | AMD-E  | 05-14-170 | 434-335-020 | NEW-P  | 05-05-034 | 434-335-320 | NEW-P  | 05-05-034 |
| 434-333-165 | REP    | 05-18-022 | 434-335-020 | NEW    | 05-18-022 | 434-335-320 | NEW    | 05-18-022 |
| 434-333-170 | AMD-E  | 05-05-033 | 434-335-030 | NEW-P  | 05-05-034 | 434-335-330 | NEW-P  | 05-05-034 |
| 434-333-170 | REP-P  | 05-05-034 | 434-335-030 | NEW    | 05-18-022 | 434-335-330 | NEW    | 05-18-022 |
| 434-333-170 | AMD-E  | 05-14-170 | 434-335-040 | NEW-P  | 05-05-034 | 434-335-340 | NEW-P  | 05-05-034 |
| 434-333-170 | REP    | 05-18-022 | 434-335-040 | NEW    | 05-18-022 | 434-335-340 | NEW    | 05-18-022 |
| 434-333-175 | AMD-E  | 05-05-033 | 434-335-050 | NEW-P  | 05-05-034 | 434-335-350 | NEW-P  | 05-05-034 |
| 434-333-175 | REP-P  | 05-05-034 | 434-335-050 | NEW    | 05-18-022 | 434-335-350 | NEW    | 05-18-022 |
| 434-333-175 | AMD-E  | 05-14-170 | 434-335-060 | NEW-P  | 05-05-034 | 434-335-360 | NEW-P  | 05-05-034 |
| 434-333-175 | REP    | 05-18-022 | 434-335-060 | NEW    | 05-18-022 | 434-335-360 | NEW    | 05-18-022 |
| 434-333-180 | NEW-E  | 05-05-033 | 434-335-070 | NEW-P  | 05-05-034 | 434-335-370 | NEW-P  | 05-05-034 |
| 434-333-180 | NEW-E  | 05-14-170 | 434-335-070 | NEW    | 05-18-022 | 434-335-370 | NEW    | 05-18-022 |
| 434-333-185 | NEW-E  | 05-05-033 | 434-335-080 | NEW-P  | 05-05-034 | 434-335-380 | NEW-P  | 05-05-034 |
| 434-333-185 | NEW-E  | 05-14-170 | 434-335-080 | NEW    | 05-18-022 | 434-335-380 | NEW    | 05-18-022 |
| 434-333-190 | NEW-E  | 05-05-033 | 434-335-090 | NEW-P  | 05-05-034 | 434-335-390 | NEW-P  | 05-05-034 |
| 434-333-190 | NEW-E  | 05-14-170 | 434-335-090 | NEW-W  | 05-18-027 | 434-335-390 | NEW    | 05-18-022 |
| 434-333-195 | NEW-E  | 05-05-033 | 434-335-100 | NEW-P  | 05-05-034 | 434-335-400 | NEW-P  | 05-05-034 |
| 434-333-195 | NEW-E  | 05-14-170 | 434-335-100 | NEW    | 05-18-022 | 434-335-400 | NEW    | 05-18-022 |
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| 434-333-200 | NEW-E  | 05-14-170 | 434-335-110 | NEW    | 05-18-022 | 434-335-410 | NEW    | 05-18-022 |
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| 434-333-205 | NEW-E  | 05-14-170 | 434-335-120 | NEW    | 05-18-022 | 434-335-420 | NEW    | 05-18-022 |
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| 434-333-210 | NEW-E  | 05-14-170 | 434-335-130 | NEW    | 05-18-022 | 434-335-430 | NEW    | 05-18-022 |
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| 434-333-215 | NEW-E  | 05-14-170 | 434-335-140 | NEW    | 05-18-022 | 434-335-440 | NEW    | 05-18-022 |
| 434-333-220 | NEW-E  | 05-05-033 | 434-335-150 | NEW-P  | 05-05-034 | 434-335-450 | NEW-P  | 05-05-034 |
| 434-333-220 | NEW-E  | 05-14-170 | 434-335-150 | NEW    | 05-18-022 | 434-335-450 | NEW    | 05-18-022 |
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| 434-335-470 | NEW-P   | 05-05-034 | 446- 20-630 | AMD    | 05-07-157 | 456- 09-520 | AMD-P  | 05-09-125 |
| 434-335-470 | NEW     | 05-18-022 | 446- 65-010 | AMD    | 05-04-002 | 456- 09-520 | AMD    | 05-13-141 |
| 434-335-480 | NEW-P   | 05-05-034 | 446- 65-010 | PREP   | 05-14-127 | 456- 09-530 | AMD-P  | 05-09-125 |
| 434-335-480 | NEW     | 05-18-022 | 446- 65-010 | AMD-P  | 05-17-129 | 456- 09-530 | AMD    | 05-13-141 |
| 434-335-490 | NEW-P   | 05-05-034 | 456- 09-001 | NEW-P  | 05-09-125 | 456- 09-540 | AMD-P  | 05-09-125 |
| 434-335-490 | NEW     | 05-18-022 | 456- 09-001 | NEW    | 05-13-141 | 456- 09-540 | AMD    | 05-13-141 |
| 434-335-500 | NEW-P   | 05-05-034 | 456- 09-010 | AMD-P  | 05-09-125 | 456- 09-545 | NEW-P  | 05-09-125 |
| 434-335-500 | NEW     | 05-18-022 | 456- 09-010 | AMD    | 05-13-141 | 456- 09-545 | NEW    | 05-13-141 |
| 434-335-510 | NEW-P   | 05-05-034 | 456- 09-110 | AMD-P  | 05-09-125 | 456- 09-550 | AMD-P  | 05-09-125 |
| 434-335-510 | NEW     | 05-18-022 | 456- 09-110 | AMD    | 05-13-141 | 456- 09-550 | AMD    | 05-13-141 |
| 434-335-520 | NEW-P   | 05-05-034 | 456- 09-120 | AMD-P  | 05-09-125 | 456- 09-552 | NEW-P  | 05-09-125 |
| 434-335-520 | NEW     | 05-18-022 | 456- 09-120 | AMD    | 05-13-141 | 456- 09-552 | NEW    | 05-13-141 |
| 434-335-530 | NEW-P   | 05-05-034 | 456- 09-130 | AMD-P  | 05-09-125 | 456- 09-555 | NEW-P  | 05-09-125 |
| 434-335-530 | NEW     | 05-18-022 | 456- 09-130 | AMD    | 05-13-141 | 456- 09-555 | NEW    | 05-13-141 |
| 434-335-540 | NEW-P   | 05-05-034 | 456- 09-140 | AMD-P  | 05-09-125 | 456- 09-560 | AMD-P  | 05-09-125 |
| 434-335-540 | NEW     | 05-18-022 | 456- 09-140 | AMD    | 05-13-141 | 456- 09-560 | AMD    | 05-13-141 |
| 434-335-550 | NEW-P   | 05-05-034 | 456- 09-150 | REP-X  | 05-15-123 | 456- 09-565 | NEW-P  | 05-09-125 |
| 434-335-550 | NEW     | 05-18-022 | 456- 09-160 | REP-P  | 05-09-125 | 456- 09-565 | NEW    | 05-13-141 |
| 434-335-560 | NEW-P   | 05-05-034 | 456- 09-160 | REP    | 05-13-141 | 456- 09-570 | AMD-P  | 05-09-125 |
| 434-335-560 | NEW     | 05-18-022 | 456- 09-170 | REP-P  | 05-09-125 | 456- 09-570 | AMD    | 05-13-141 |
| 434-335-570 | NEW-P   | 05-05-034 | 456- 09-170 | REP    | 05-13-141 | 456- 09-575 | NEW-P  | 05-09-125 |
| 434-335-570 | NEW     | 05-18-022 | 456- 09-210 | AMD-P  | 05-09-125 | 456- 09-575 | NEW    | 05-13-141 |
| 434-335-580 | NEW-P   | 05-05-034 | 456- 09-210 | AMD    | 05-13-141 | 456- 09-610 | REP-P  | 05-09-125 |
| 434-335-580 | NEW     | 05-18-022 | 456- 09-215 | NEW-P  | 05-09-125 | 456- 09-610 | REP    | 05-13-141 |
| 434-335-590 | NEW-P   | 05-05-034 | 456- 09-215 | NEW    | 05-13-141 | 456- 09-615 | REP-P  | 05-09-125 |
| 434-335-590 | NEW     | 05-18-022 | 456- 09-220 | AMD-P  | 05-09-125 | 456- 09-615 | REP    | 05-13-141 |
| 434-335-600 | NEW-P   | 05-05-034 | 456- 09-220 | AMD    | 05-13-141 | 456- 09-620 | REP-P  | 05-09-125 |
| 434-335-600 | NEW     | 05-18-022 | 456- 09-300 | NEW-P  | 05-09-125 | 456- 09-620 | REP    | 05-13-141 |
| 434-335-610 | NEW-P   | 05-05-034 | 456- 09-300 | NEW    | 05-13-141 | 456- 09-625 | REP-P  | 05-09-125 |
| 434-335-610 | NEW     | 05-18-022 | 456- 09-310 | AMD-P  | 05-09-125 | 456- 09-625 | REP    | 05-13-141 |
| 434-335-620 | NEW-P   | 05-05-034 | 456- 09-310 | AMD    | 05-13-141 | 456- 09-630 | REP-X  | 05-15-123 |
| 434-335-620 | NEW     | 05-18-022 | 456- 09-315 | AMD-P  | 05-09-125 | 456- 09-635 | REP-P  | 05-09-125 |
| 434-335-630 | NEW-P   | 05-05-034 | 456- 09-315 | AMD    | 05-13-141 | 456- 09-635 | REP    | 05-13-141 |
| 434-335-630 | NEW     | 05-18-022 | 456- 09-320 | REP-P  | 05-09-125 | 456- 09-640 | REP-P  | 05-09-125 |
| 434-335-640 | NEW-P   | 05-05-034 | 456- 09-320 | REP    | 05-13-141 | 456- 09-640 | REP    | 05-13-141 |
| 434-335-640 | NEW     | 05-18-022 | 456- 09-325 | AMD-P  | 05-09-125 | 456- 09-645 | REP-P  | 05-09-125 |
| 434-379-005 | NEW-P   | 05-09-047 | 456- 09-325 | AMD    | 05-13-141 | 456- 09-645 | REP    | 05-13-141 |
| 434-379-005 | NEW     | 05-12-116 | 456- 09-330 | AMD-P  | 05-09-125 | 456- 09-650 | REP-P  | 05-09-125 |
| 434-379-007 | NEW-P   | 05-09-047 | 456- 09-330 | AMD    | 05-13-141 | 456- 09-650 | REP    | 05-13-141 |
| 434-379-007 | NEW     | 05-12-116 | 456- 09-335 | AMD-P  | 05-09-125 | 456- 09-655 | REP-P  | 05-09-125 |
| 434-379-010 | AMD-P   | 05-09-047 | 456- 09-335 | AMD    | 05-13-141 | 456- 09-655 | REP    | 05-13-141 |
| 434-379-010 | AMD     | 05-12-116 | 456- 09-340 | AMD-P  | 05-09-125 | 456- 09-705 | REP-P  | 05-09-125 |
| 434-379-020 | NEW-P   | 05-09-047 | 456- 09-340 | AMD    | 05-13-141 | 456- 09-705 | REP    | 05-13-141 |
| 434-379-020 | NEW     | 05-12-116 | 456- 09-345 | AMD-P  | 05-09-125 | 456- 09-710 | REP-P  | 05-09-125 |
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| 434-381-120 | RESCIND | 05-15-102 | 456- 09-350 | REP    | 05-13-141 | 456- 09-715 | REP    | 05-13-141 |
| 434-381-120 | AMD-W   | 05-15-104 | 456- 09-355 | REP-P  | 05-09-125 | 456- 09-720 | REP-P  | 05-09-125 |
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| 434-840-020 | AMD     | 05-13-059 | 456- 09-360 | REP-X  | 05-15-123 | 456- 09-725 | REP-P  | 05-09-125 |
| 434-840-030 | AMD     | 05-13-059 | 456- 09-365 | REP-P  | 05-09-125 | 456- 09-725 | REP    | 05-13-141 |
| 434-840-040 | AMD     | 05-13-059 | 456- 09-365 | REP    | 05-13-141 | 456- 09-730 | REP-P  | 05-09-125 |
| 434-840-070 | AMD     | 05-13-059 | 456- 09-410 | REP-P  | 05-09-125 | 456- 09-730 | REP    | 05-13-141 |
| 434-840-080 | AMD     | 05-13-059 | 456- 09-410 | REP    | 05-13-141 | 456- 09-732 | REP-P  | 05-09-125 |
| 434-840-110 | AMD     | 05-13-059 | 456- 09-420 | REP-P  | 05-09-125 | 456- 09-732 | REP    | 05-13-141 |
| 434-840-310 | AMD     | 05-13-059 | 456- 09-420 | REP    | 05-13-141 | 456- 09-735 | REP-P  | 05-09-125 |
| 434-840-320 | AMD     | 05-13-059 | 456- 09-430 | REP-P  | 05-09-125 | 456- 09-735 | REP    | 05-13-141 |
| 434-840-330 | AMD     | 05-13-059 | 456- 09-430 | REP    | 05-13-141 | 456- 09-740 | AMD-P  | 05-09-125 |
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| 446- 20-610 | AMD-P   | 05-03-036 | 456- 09-440 | REP    | 05-13-141 | 456- 09-742 | AMD-P  | 05-09-125 |
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| 456-09-750 | AMD-P  | 05-09-125 | 456-10-310 | AMD-P  | 05-09-125 | 456-10-570   | REP-P  | 05-09-125 |
| 456-09-750 | AMD    | 05-13-141 | 456-10-310 | AMD    | 05-13-141 | 456-10-570   | REP    | 05-13-141 |
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| 456-09-760 | REP    | 05-13-141 | 456-10-320 | REP    | 05-13-141 | 456-10-720   | REP    | 05-13-141 |
| 456-09-765 | AMD-P  | 05-09-125 | 456-10-325 | AMD-P  | 05-09-125 | 456-10-725   | AMD-P  | 05-09-125 |
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| 456-09-770 | REP    | 05-13-141 | 456-10-330 | AMD    | 05-13-141 | 456-10-730   | AMD    | 05-13-141 |
| 456-09-775 | REP-P  | 05-09-125 | 456-10-335 | AMD-P  | 05-09-125 | 456-10-735   | REP-P  | 05-09-125 |
| 456-09-775 | REP    | 05-13-141 | 456-10-335 | AMD    | 05-13-141 | 456-10-735   | REP    | 05-13-141 |
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| 456-09-910 | AMD    | 05-13-141 | 456-10-340 | REP    | 05-13-141 | 456-10-740   | REP    | 05-13-141 |
| 456-09-915 | AMD-P  | 05-09-125 | 456-10-345 | REP-P  | 05-09-125 | 456-10-745   | REP-P  | 05-09-125 |
| 456-09-915 | AMD    | 05-13-141 | 456-10-345 | REP    | 05-13-141 | 456-10-745   | REP    | 05-13-141 |
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| 456-09-920 | AMD    | 05-13-141 | 456-10-355 | REP    | 05-13-141 | 456-10-750   | REP    | 05-13-141 |
| 456-09-925 | AMD-P  | 05-09-125 | 456-10-360 | REP-P  | 05-09-125 | 456-10-755   | AMD-P  | 05-09-125 |
| 456-09-925 | AMD    | 05-13-141 | 456-10-360 | REP    | 05-13-141 | 456-10-755   | AMD    | 05-13-141 |
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| 456-09-930 | AMD    | 05-13-141 | 456-10-410 | AMD    | 05-13-141 | 458-12-342   | AMD-P  | 05-11-007 |
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| 456-09-940 | REP    | 05-13-141 | 456-10-430 | REP    | 05-13-141 | 458-16-1000  | NEW-S  | 05-12-101 |
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| 456-10-010 | AMD    | 05-13-141 | 456-10-507 | NEW    | 05-13-141 | 458-20-166   | AMD-E  | 05-14-088 |
| 456-10-110 | AMD-P  | 05-09-125 | 456-10-510 | AMD-P  | 05-09-125 | 458-20-168   | AMD-P  | 05-06-019 |
| 456-10-110 | AMD    | 05-13-141 | 456-10-510 | AMD    | 05-13-141 | 458-20-168   | AMD    | 05-14-090 |
| 456-10-120 | AMD-P  | 05-09-125 | 456-10-515 | AMD-P  | 05-09-125 | 458-20-173   | PREP   | 05-12-138 |
| 456-10-120 | AMD    | 05-13-141 | 456-10-515 | AMD    | 05-13-141 | 458-20-177   | AMD-P  | 05-06-018 |
| 456-10-130 | REP-P  | 05-09-125 | 456-10-525 | REP-P  | 05-09-125 | 458-20-177   | AMD    | 05-14-086 |
| 456-10-130 | REP    | 05-13-141 | 456-10-525 | REP    | 05-13-141 | 458-20-17803 | NEW    | 05-03-051 |
| 456-10-140 | AMD-P  | 05-09-125 | 456-10-530 | AMD-P  | 05-09-125 | 458-20-17803 | AMD-E  | 05-14-091 |
| 456-10-140 | AMD    | 05-13-141 | 456-10-530 | AMD    | 05-13-141 | 458-20-179   | PREP   | 05-15-085 |
| 456-10-150 | AMD-P  | 05-09-125 | 456-10-535 | REP-P  | 05-09-125 | 458-20-17901 | PREP   | 05-15-085 |
| 456-10-150 | AMD    | 05-13-141 | 456-10-535 | REP    | 05-13-141 | 458-20-17902 | PREP   | 05-16-025 |
| 456-10-160 | AMD-P  | 05-09-125 | 456-10-540 | AMD-P  | 05-09-125 | 458-20-190   | AMD    | 05-03-002 |
| 456-10-160 | AMD    | 05-13-141 | 456-10-540 | AMD    | 05-13-141 | 458-20-191   | REP    | 05-03-002 |
| 456-10-170 | REP-P  | 05-09-125 | 456-10-545 | AMD-P  | 05-09-125 | 458-20-193   | PREP   | 05-11-096 |
| 456-10-170 | REP    | 05-13-141 | 456-10-545 | AMD    | 05-13-141 | 458-20-193C  | PREP   | 05-11-096 |
| 456-10-180 | REP-P  | 05-09-125 | 456-10-547 | AMD-P  | 05-09-125 | 458-20-193C  | REP-P  | 05-16-128 |
| 456-10-180 | REP    | 05-13-141 | 456-10-547 | AMD    | 05-13-141 | 458-20-194   | PREP   | 05-06-124 |
| 456-10-210 | AMD-P  | 05-09-125 | 456-10-550 | AMD-P  | 05-09-125 | 458-20-196   | AMD    | 05-04-048 |
| 456-10-210 | AMD    | 05-13-141 | 456-10-550 | AMD    | 05-13-141 | 458-20-198   | AMD    | 05-04-048 |
| 456-10-215 | NEW-P  | 05-09-125 | 456-10-555 | AMD-P  | 05-09-125 | 458-20-210   | AMD-E  | 05-14-105 |
| 456-10-215 | NEW    | 05-13-141 | 456-10-555 | AMD    | 05-13-141 | 458-20-216   | AMD-P  | 05-09-032 |
| 456-10-220 | AMD-P  | 05-09-125 | 456-10-560 | AMD-P  | 05-09-125 | 458-20-216   | AMD    | 05-14-107 |
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| 458-20-229    | PREP   | 05-12-137 | 458-61-430  | REP-P   | 05-17-041 | 463-60-625 | RECOD-W | 05-03-087 |
| 458-20-24001  | PREP   | 05-05-061 | 458-61-450  | REP-P   | 05-17-041 | 463-60-645 | RECOD-W | 05-03-087 |
| 458-20-24001A | PREP   | 05-05-061 | 458-61-470  | REP-P   | 05-17-041 | 463-60-655 | RECOD-W | 05-03-087 |
| 458-20-24003  | PREP   | 05-05-062 | 458-61-480  | REP-P   | 05-17-041 | 463-60-665 | RECOD-W | 05-03-087 |
| 458-20-250    | AMD-E  | 05-14-089 | 458-61-510  | REP-P   | 05-17-041 | 463-60-675 | RECOD-W | 05-03-087 |
| 458-20-257    | AMD-E  | 05-14-104 | 458-61-520  | REP-P   | 05-17-041 | 463-60-680 | RECOD-W | 05-03-087 |
| 458-20-261    | PREP   | 05-08-118 | 458-61-540  | REP-P   | 05-17-041 | 463-60-685 | RECOD-W | 05-03-087 |
| 458-20-267    | NEW-E  | 05-03-016 | 458-61-545  | REP-P   | 05-17-041 | 463-60-690 | RECOD-W | 05-03-087 |
| 458-20-268    | NEW-E  | 05-03-017 | 458-61-550  | REP-P   | 05-17-041 | 463-64-060 | NEW-W   | 05-03-087 |
| 458-20-268    | PREP   | 05-09-121 | 458-61-553  | REP-P   | 05-17-041 | 463-66-010 | RECOD-W | 05-03-087 |
| 458-20-268    | NEW-E  | 05-11-020 | 458-61-555  | REP-P   | 05-17-041 | 463-70-080 | RECOD-W | 05-03-087 |
| 458-20-270    | NEW-X  | 05-13-163 | 458-61-590  | REP-P   | 05-17-041 | 463-76-020 | RECOD-W | 05-03-087 |
| 458-20-270    | NEW-E  | 05-13-164 | 458-61-600  | REP-P   | 05-17-041 | 463-76-030 | RECOD-W | 05-03-087 |
| 458-20-270    | NEW    | 05-18-017 | 458-61-610  | REP-P   | 05-17-041 | 463-76-040 | RECOD-W | 05-03-087 |
| 458-20-271    | NEW-E  | 05-14-105 | 458-61-640  | REP-P   | 05-17-041 | 463-76-050 | RECOD-W | 05-03-087 |
| 458-20-272    | NEW-E  | 05-14-089 | 458-61-650  | REP-P   | 05-17-041 | 463-76-060 | RECOD-W | 05-03-087 |
| 458-20-99999  | REP    | 05-03-002 | 458-61-660  | REP-P   | 05-17-041 | 468-38     | AMD     | 05-04-053 |
| 458-29A-400   | AMD-X  | 05-18-011 | 458-61-670  | REP-P   | 05-17-041 | 468-38-001 | NEW     | 05-04-053 |
| 458-40-610    | AMD    | 05-08-070 | 458-61A-100 | NEW-P   | 05-17-025 | 468-38-005 | NEW     | 05-04-053 |
| 458-40-610    | PREP   | 05-18-085 | 458-61A-101 | NEW-P   | 05-17-025 | 468-38-010 | REP     | 05-04-053 |
| 458-40-660    | PREP   | 05-06-059 | 458-61A-102 | NEW-P   | 05-17-025 | 468-38-020 | REP     | 05-04-053 |
| 458-40-660    | AMD-P  | 05-11-052 | 458-61A-103 | NEW-P   | 05-17-025 | 468-38-030 | AMD     | 05-04-053 |
| 458-40-660    | AMD    | 05-14-087 | 458-61A-104 | NEW-P   | 05-17-025 | 468-38-040 | REP     | 05-04-053 |
| 458-40-660    | PREP   | 05-18-084 | 458-61A-105 | NEW-P   | 05-17-025 | 468-38-050 | AMD     | 05-04-053 |
| 458-40-680    | AMD    | 05-08-070 | 458-61A-106 | NEW-P   | 05-17-025 | 468-38-060 | REP     | 05-04-053 |
| 458-40-680    | PREP   | 05-18-085 | 458-61A-107 | NEW-P   | 05-17-025 | 468-38-070 | AMD     | 05-04-053 |
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| 458-61-015    | REP-P  | 05-17-041 | 458-61A-109 | NEW-P   | 05-17-025 | 468-38-073 | NEW-P   | 05-07-085 |
| 458-61-025    | REP-P  | 05-17-041 | 458-61A-110 | NEW-P   | 05-17-025 | 468-38-073 | NEW     | 05-12-002 |
| 458-61-030    | REP-P  | 05-17-041 | 458-61A-111 | NEW-P   | 05-17-025 | 468-38-075 | AMD     | 05-04-053 |
| 458-61-050    | REP-P  | 05-17-041 | 458-61A-112 | NEW-P   | 05-17-025 | 468-38-080 | AMD     | 05-04-053 |
| 458-61-060    | REP-P  | 05-17-041 | 458-61A-113 | NEW-P   | 05-17-025 | 468-38-095 | NEW     | 05-04-053 |
| 458-61-070    | REP-P  | 05-17-041 | 458-61A-200 | NEW-P   | 05-17-025 | 468-38-100 | AMD     | 05-04-053 |
| 458-61-080    | REP-P  | 05-17-041 | 458-61A-201 | NEW-P   | 05-17-025 | 468-38-110 | REP     | 05-04-053 |
| 458-61-090    | REP-P  | 05-17-041 | 458-61A-202 | NEW-P   | 05-17-025 | 468-38-120 | AMD     | 05-04-053 |
| 458-61-100    | REP-P  | 05-17-041 | 458-61A-203 | NEW-P   | 05-17-025 | 468-38-130 | REP     | 05-04-053 |
| 458-61-120    | REP-P  | 05-17-041 | 458-61A-204 | NEW-P   | 05-17-025 | 468-38-135 | REP     | 05-04-053 |
| 458-61-130    | REP-P  | 05-17-041 | 458-61A-205 | NEW-P   | 05-17-025 | 468-38-140 | REP     | 05-04-053 |
| 458-61-150    | REP-P  | 05-17-041 | 458-61A-206 | NEW-P   | 05-17-025 | 468-38-155 | NEW     | 05-04-053 |
| 458-61-200    | REP-P  | 05-17-041 | 458-61A-207 | NEW-P   | 05-17-025 | 468-38-160 | REP     | 05-04-053 |
| 458-61-210    | REP-P  | 05-17-041 | 458-61A-208 | NEW-P   | 05-17-025 | 468-38-175 | NEW     | 05-04-053 |
| 458-61-220    | REP-P  | 05-17-041 | 458-61A-209 | NEW-P   | 05-17-025 | 468-38-180 | REP     | 05-04-053 |
| 458-61-225    | REP-P  | 05-17-041 | 458-61A-210 | NEW-P   | 05-17-025 | 468-38-190 | REP     | 05-04-053 |
| 458-61-230    | REP-P  | 05-17-041 | 458-61A-211 | NEW-P   | 05-17-025 | 468-38-200 | REP     | 05-04-053 |
| 458-61-235    | REP-P  | 05-17-041 | 458-61A-212 | NEW-P   | 05-17-025 | 468-38-220 | REP     | 05-04-053 |
| 458-61-250    | REP-P  | 05-17-041 | 458-61A-213 | NEW-P   | 05-17-025 | 468-38-230 | REP     | 05-04-053 |
| 458-61-255    | REP-P  | 05-17-041 | 458-61A-214 | NEW-P   | 05-17-025 | 468-38-235 | REP     | 05-04-053 |
| 458-61-290    | REP-P  | 05-17-041 | 458-61A-215 | NEW-P   | 05-17-025 | 468-38-240 | REP     | 05-04-053 |
| 458-61-300    | REP-P  | 05-17-041 | 458-61A-216 | NEW-P   | 05-17-025 | 468-38-250 | REP     | 05-04-053 |
| 458-61-330    | REP-P  | 05-17-041 | 458-61A-217 | NEW-P   | 05-17-025 | 468-38-260 | REP     | 05-04-053 |
| 458-61-335    | REP-P  | 05-17-041 | 458-61A-300 | NEW-P   | 05-17-025 | 468-38-270 | AMD-P   | 05-08-016 |
| 458-61-340    | REP-P  | 05-17-041 | 458-61A-301 | NEW-P   | 05-17-025 | 468-38-270 | AMD     | 05-12-001 |
| 458-61-370    | REP-P  | 05-17-041 | 458-61A-302 | NEW-P   | 05-17-025 | 468-38-280 | AMD     | 05-04-053 |
| 458-61-374    | REP-P  | 05-17-041 | 458-61A-303 | NEW-P   | 05-17-025 | 468-38-290 | AMD     | 05-04-053 |
| 458-61-375    | REP-P  | 05-17-041 | 458-61A-304 | NEW-P   | 05-17-025 | 468-38-300 | REP     | 05-04-053 |
| 458-61-376    | REP-P  | 05-17-041 | 458-61A-305 | NEW-P   | 05-17-025 | 468-38-310 | REP     | 05-04-053 |
| 458-61-400    | REP-P  | 05-17-041 | 458-61A-306 | NEW-P   | 05-17-025 | 468-38-320 | REP     | 05-04-053 |
| 458-61-410    | REP-P  | 05-17-041 | 460-24A-105 | PREP    | 05-03-104 | 468-38-330 | REP     | 05-04-053 |
| 458-61-411    | REP-P  | 05-17-041 | 463-60-382  | RECOD-W | 05-03-087 | 468-38-340 | REP     | 05-04-053 |
| 458-61-412    | REP-P  | 05-17-041 | 463-60-385  | RECOD-W | 05-03-087 | 468-38-350 | REP     | 05-04-053 |
| 458-61-420    | REP-P  | 05-17-041 | 463-60-435  | RECOD-W | 05-03-087 | 468-38-360 | AMD     | 05-04-053 |
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| 468- 38-390 | REP    | 05-04-053 | 478-168-180 | AMD-X  | 05-15-090 | 480- 90-242 | NEW-S  | 05-10-099 |
| 468- 38-405 | AMD    | 05-04-053 | 478-168-310 | AMD-X  | 05-15-090 | 480- 90-242 | NEW    | 05-17-026 |
| 468- 38-420 | AMD    | 05-04-053 | 478-168-390 | AMD-X  | 05-15-090 | 480- 90-244 | NEW    | 05-06-051 |
| 468- 60     | AMD-P  | 05-16-121 | 478-250-050 | AMD    | 05-08-064 | 480- 90-245 | NEW    | 05-06-051 |
| 468- 60-010 | AMD-P  | 05-16-121 | 478-250-060 | AMD    | 05-08-064 | 480- 90-248 | NEW    | 05-06-051 |
| 468- 66     | PREP   | 05-17-149 | 479- 12-150 | AMD    | 05-05-004 | 480- 90-248 | AMD-S  | 05-10-099 |
| 468-300-010 | AMD-P  | 05-05-058 | 479- 14-180 | AMD    | 05-05-004 | 480- 90-248 | AMD    | 05-17-026 |
| 468-300-010 | AMD-S  | 05-07-159 | 480- 07     | PREP   | 05-15-091 | 480- 90-252 | NEW    | 05-06-051 |
| 468-300-010 | AMD    | 05-10-041 | 480- 14-999 | AMD-X  | 05-15-161 | 480- 90-252 | AMD-X  | 05-15-161 |
| 468-300-020 | AMD-P  | 05-05-058 | 480- 15-999 | AMD-X  | 05-15-161 | 480- 90-257 | NEW    | 05-06-051 |
| 468-300-020 | AMD-S  | 05-07-159 | 480- 30-999 | AMD-X  | 05-15-161 | 480- 90-262 | NEW-S  | 05-10-099 |
| 468-300-020 | AMD    | 05-10-041 | 480- 31-999 | AMD-X  | 05-15-161 | 480- 90-262 | NEW    | 05-17-026 |
| 468-300-040 | AMD-P  | 05-05-058 | 480- 40-999 | AMD-X  | 05-15-161 | 480- 90-262 | NEW    | 05-06-051 |
| 468-300-040 | AMD-S  | 05-07-159 | 480- 60-035 | PREP-W | 05-07-007 | 480- 90-264 | NEW    | 05-06-051 |
| 468-300-040 | AMD    | 05-10-041 | 480- 62-218 | NEW-W  | 05-04-008 | 480- 90-268 | NEW    | 05-06-051 |
| 468-300-220 | AMD-P  | 05-05-058 | 480- 62-999 | AMD-X  | 05-15-161 | 480- 90-275 | NEW    | 05-06-051 |
| 468-300-220 | AMD-S  | 05-07-159 | 480- 70-041 | AMD    | 05-06-051 | 480- 90-999 | AMD    | 05-06-051 |
| 468-300-220 | AMD    | 05-10-041 | 480- 70-051 | AMD    | 05-06-051 | 480- 90-999 | AMD-X  | 05-15-161 |
| 478- 04-030 | AMD    | 05-08-064 | 480- 70-077 | NEW    | 05-06-051 | 480- 92-016 | AMD    | 05-06-051 |
| 478- 04-030 | AMD-X  | 05-15-090 | 480- 70-078 | NEW    | 05-06-051 | 480- 92-021 | AMD    | 05-06-051 |
| 478-116-145 | AMD    | 05-08-064 | 480- 70-078 | NEW    | 05-06-051 | 480- 92-050 | AMD    | 05-06-051 |
| 478-116-161 | AMD    | 05-08-064 | 480- 70-079 | NEW    | 05-06-051 | 480- 92-055 | NEW    | 05-06-051 |
| 478-116-311 | AMD    | 05-08-064 | 480- 70-999 | AMD-X  | 05-15-161 | 480- 93     | AMD-C  | 05-06-064 |
| 478-116-431 | AMD    | 05-08-064 | 480- 73-010 | NEW    | 05-06-051 | 480- 93-002 | REP-S  | 05-02-096 |
| 478-118-010 | AMD-P  | 05-03-071 | 480- 73-020 | NEW    | 05-06-051 | 480- 93-002 | REP    | 05-10-055 |
| 478-118-010 | AMD    | 05-08-017 | 480- 73-030 | NEW    | 05-06-051 | 480- 93-005 | AMD-S  | 05-02-096 |
| 478-118-020 | AMD-P  | 05-03-071 | 480- 73-040 | NEW    | 05-06-051 | 480- 93-005 | AMD    | 05-10-055 |
| 478-118-020 | AMD    | 05-08-017 | 480- 73-050 | NEW    | 05-06-051 | 480- 93-007 | NEW-S  | 05-02-096 |
| 478-118-045 | NEW-P  | 05-03-071 | 480- 73-060 | NEW    | 05-06-051 | 480- 93-007 | NEW    | 05-10-055 |
| 478-118-045 | NEW    | 05-08-017 | 480- 73-110 | NEW    | 05-06-051 | 480- 93-008 | NEW-S  | 05-02-096 |
| 478-118-050 | AMD-P  | 05-03-071 | 480- 73-110 | AMD-S  | 05-10-099 | 480- 93-008 | NEW    | 05-10-055 |
| 478-118-050 | AMD    | 05-08-017 | 480- 73-110 | AMD    | 05-17-026 | 480- 93-008 | NEW    | 05-10-055 |
| 478-118-055 | NEW-P  | 05-03-071 | 480- 73-120 | NEW    | 05-06-051 | 480- 93-009 | NEW-S  | 05-02-096 |
| 478-118-055 | NEW    | 05-08-017 | 480- 73-130 | NEW    | 05-06-051 | 480- 93-009 | NEW    | 05-10-055 |
| 478-118-060 | AMD-P  | 05-03-071 | 480- 73-140 | NEW    | 05-06-051 | 480- 93-010 | REP-S  | 05-02-096 |
| 478-118-060 | AMD    | 05-08-017 | 480- 73-150 | NEW    | 05-06-051 | 480- 93-010 | REP    | 05-10-055 |
| 478-118-080 | AMD-P  | 05-03-071 | 480- 73-160 | NEW    | 05-06-051 | 480- 93-012 | NEW-S  | 05-02-096 |
| 478-118-080 | AMD    | 05-08-017 | 480- 73-170 | NEW-S  | 05-10-099 | 480- 93-012 | NEW    | 05-10-055 |
| 478-118-100 | AMD-P  | 05-03-071 | 480- 73-170 | NEW    | 05-17-026 | 480- 93-013 | NEW    | 05-10-055 |
| 478-118-100 | AMD    | 05-08-017 | 480- 73-180 | NEW    | 05-06-051 | 480- 93-015 | AMD-S  | 05-02-096 |
| 478-118-200 | AMD-P  | 05-03-071 | 480- 73-190 | NEW    | 05-06-051 | 480- 93-015 | AMD    | 05-10-055 |
| 478-118-200 | AMD    | 05-08-017 | 480- 73-200 | NEW-S  | 05-10-099 | 480- 93-017 | AMD-S  | 05-02-096 |
| 478-118-210 | AMD-P  | 05-03-071 | 480- 73-200 | NEW    | 05-17-026 | 480- 93-017 | AMD    | 05-10-055 |
| 478-118-210 | AMD    | 05-08-017 | 480- 73-210 | NEW    | 05-06-051 | 480- 93-018 | AMD-S  | 05-02-096 |
| 478-118-270 | AMD-P  | 05-03-071 | 480- 73-999 | NEW    | 05-06-051 | 480- 93-018 | AMD    | 05-10-055 |
| 478-118-270 | AMD    | 05-08-017 | 480- 73-999 | AMD-X  | 05-15-161 | 480- 93-020 | AMD-S  | 05-02-096 |
| 478-118-290 | NEW-P  | 05-03-071 | 480- 75-240 | AMD-P  | 05-09-122 | 480- 93-020 | AMD    | 05-10-055 |
| 478-118-290 | NEW    | 05-08-017 | 480- 75-240 | AMD-C  | 05-13-070 | 480- 93-030 | REP-S  | 05-02-096 |
| 478-118-300 | NEW-P  | 05-03-071 | 480- 75-240 | AMD-S  | 05-13-103 | 480- 93-030 | REP    | 05-10-055 |
| 478-118-300 | NEW    | 05-08-017 | 480- 75-240 | AMD    | 05-17-017 | 480- 93-040 | AMD-S  | 05-02-096 |
| 478-118-400 | AMD-P  | 05-03-071 | 480- 75-999 | AMD-X  | 05-15-161 | 480- 93-040 | AMD    | 05-10-055 |
| 478-118-400 | AMD    | 05-08-017 | 480- 80-123 | AMD    | 05-03-031 | 480- 93-080 | AMD-S  | 05-02-096 |
| 478-118-410 | AMD-P  | 05-03-071 | 480- 80-204 | AMD    | 05-03-031 | 480- 93-080 | AMD    | 05-10-055 |
| 478-118-410 | AMD    | 05-08-017 | 480- 80-206 | AMD    | 05-03-031 | 480- 93-082 | REP-S  | 05-02-096 |
| 478-118-420 | AMD-P  | 05-03-071 | 480- 90-008 | AMD    | 05-06-051 | 480- 93-082 | REP    | 05-10-055 |
| 478-118-420 | AMD    | 05-08-017 | 480- 90-023 | AMD    | 05-06-051 | 480- 93-100 | AMD-S  | 05-02-096 |
| 478-118-510 | REP-P  | 05-03-071 | 480- 90-207 | NEW    | 05-06-051 | 480- 93-100 | AMD    | 05-10-055 |
| 478-118-510 | REP    | 05-08-017 | 480- 90-207 | AMD-S  | 05-10-099 | 480- 93-110 | AMD-S  | 05-02-096 |
| 478-136-015 | AMD-X  | 05-15-090 | 480- 90-207 | AMD    | 05-17-026 | 480- 93-110 | AMD    | 05-10-055 |
| 478-136-030 | AMD-X  | 05-15-090 | 480- 90-208 | REP    | 05-06-051 | 480- 93-111 | REP-S  | 05-02-096 |
| 478-137     | PREP   | 05-11-011 | 480- 90-209 | NEW    | 05-06-051 | 480- 93-111 | REP    | 05-10-055 |
| 478-168-035 | AMD-X  | 05-15-090 | 480- 90-218 | REP    | 05-06-051 | 480- 93-112 | REP-S  | 05-02-096 |
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| 480-93-120   | REP-S  | 05-02-096 | 480-100-238 | AMD-P  | 05-18-088 | 480-110-555 | NEW    | 05-06-051 |
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| 480-93-124   | AMD-S  | 05-02-096 | 480-100-242 | NEW    | 05-17-026 | 480-110-555 | AMD    | 05-17-026 |
| 480-93-124   | AMD    | 05-10-055 | 480-100-244 | NEW    | 05-06-051 | 480-110-565 | NEW-S  | 05-10-099 |
| 480-93-130   | AMD-S  | 05-02-096 | 480-100-245 | NEW    | 05-06-051 | 480-110-565 | NEW    | 05-17-026 |
| 480-93-130   | AMD    | 05-10-055 | 480-100-248 | NEW    | 05-06-051 | 480-110-575 | NEW    | 05-06-051 |
| 480-93-140   | AMD-S  | 05-02-096 | 480-100-248 | AMD-S  | 05-10-099 | 480-110-999 | AMD    | 05-06-051 |
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| 480-93-150   | REP    | 05-10-055 | 480-100-257 | NEW    | 05-06-051 | 480-120-034 | NEW    | 05-03-031 |
| 480-93-155   | AMD-S  | 05-02-096 | 480-100-262 | NEW-S  | 05-10-099 | 480-120-112 | AMD    | 05-03-031 |
| 480-93-155   | AMD    | 05-10-055 | 480-100-262 | NEW    | 05-17-026 | 480-120-122 | AMD    | 05-03-031 |
| 480-93-160   | AMD-S  | 05-02-096 | 480-100-264 | NEW    | 05-06-051 | 480-120-128 | AMD    | 05-03-031 |
| 480-93-160   | AMD    | 05-10-055 | 480-100-268 | NEW    | 05-06-051 | 480-120-147 | AMD    | 05-03-031 |
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| 480-93-170   | AMD    | 05-10-055 | 480-100-282 | NEW-S  | 05-10-099 | 480-120-166 | AMD    | 05-03-031 |
| 480-93-175   | AMD-S  | 05-02-096 | 480-100-282 | NEW    | 05-17-026 | 480-120-172 | AMD    | 05-03-031 |
| 480-93-175   | AMD    | 05-10-055 | 480-100-287 | NEW-S  | 05-10-099 | 480-120-173 | AMD    | 05-03-031 |
| 480-93-178   | NEW-S  | 05-02-096 | 480-100-287 | NEW    | 05-17-026 | 480-120-174 | AMD    | 05-03-031 |
| 480-93-178   | NEW    | 05-10-055 | 480-100-999 | AMD    | 05-06-051 | 480-120-196 | AMD    | 05-03-031 |
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| 480-93-184   | REP    | 05-10-055 | 480-110-215 | AMD    | 05-06-051 | 480-120-206 | REP    | 05-03-031 |
| 480-93-185   | AMD-S  | 05-02-096 | 480-110-225 | AMD    | 05-06-051 | 480-120-207 | REP    | 05-03-031 |
| 480-93-185   | AMD    | 05-10-055 | 480-110-227 | NEW    | 05-06-051 | 480-120-208 | REP    | 05-03-031 |
| 480-93-186   | AMD-S  | 05-02-096 | 480-110-235 | AMD    | 05-06-051 | 480-120-209 | REP    | 05-03-031 |
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| 480-93-18601 | AMD    | 05-10-055 | 480-110-255 | AMD    | 05-08-099 | 480-120-213 | REP    | 05-03-031 |
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| 480-93-187   | AMD    | 05-10-055 | 480-110-265 | REP    | 05-06-051 | 480-120-215 | REP    | 05-03-031 |
| 480-93-188   | AMD-S  | 05-02-096 | 480-110-275 | REP    | 05-06-051 | 480-120-216 | REP    | 05-03-031 |
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| 480-93-200   | AMD    | 05-10-055 | 480-110-355 | AMD    | 05-06-051 | 480-120-302 | REP    | 05-03-031 |
| 480-93-210   | REP-S  | 05-02-096 | 480-110-365 | AMD    | 05-06-051 | 480-120-303 | REP    | 05-06-051 |
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| 480-93-230   | AMD    | 05-10-055 | 480-110-433 | NEW    | 05-06-051 | 480-120-323 | REP    | 05-06-051 |
| 480-93-240   | AMD-P  | 05-09-122 | 480-110-445 | AMD    | 05-06-051 | 480-120-325 | NEW    | 05-06-051 |
| 480-93-240   | AMD-C  | 05-13-070 | 480-110-456 | NEW    | 05-06-051 | 480-120-331 | NEW    | 05-06-051 |
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| 480-93-240   | AMD    | 05-17-017 | 480-110-457 | AMD    | 05-17-026 | 480-120-331 | AMD    | 05-17-026 |
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| 480-93-999   | AMD    | 05-10-055 | 480-110-465 | AMD    | 05-06-051 | 480-120-339 | NEW    | 05-06-051 |
| 480-100-008  | AMD    | 05-06-051 | 480-110-475 | REP    | 05-06-051 | 480-120-344 | NEW    | 05-06-051 |
| 480-100-023  | AMD    | 05-06-051 | 480-110-485 | AMD    | 05-06-051 | 480-120-349 | NEW    | 05-03-031 |
| 480-100-207  | NEW    | 05-06-051 | 480-110-495 | REP    | 05-06-051 | 480-120-349 | NEW-W  | 05-14-131 |
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| 480-100-207  | AMD    | 05-17-026 | 480-110-515 | NEW    | 05-06-051 | 480-120-355 | NEW    | 05-06-051 |
| 480-100-208  | REP    | 05-06-051 | 480-110-525 | NEW-S  | 05-10-099 | 480-120-359 | NEW    | 05-03-031 |
| 480-100-209  | NEW    | 05-06-051 | 480-110-525 | NEW    | 05-17-026 | 480-120-365 | NEW-S  | 05-10-099 |
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| 480-120-385  | NEW    | 05-06-051 | 504- 25-002  | REP-W  | 05-12-023 | 504- 25-203 | AMD-W  | 05-12-023 |
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| 480-120-389  | NEW    | 05-17-026 | 504- 25-003  | AMD-W  | 05-12-023 | 504- 25-205 | REP-W  | 05-12-023 |
| 480-120-395  | NEW    | 05-06-051 | 504- 25-011  | AMD-P  | 05-03-103 | 504- 25-211 | NEW-P  | 05-03-103 |
| 480-120-399  | NEW    | 05-06-051 | 504- 25-011  | AMD-W  | 05-12-023 | 504- 25-211 | NEW-W  | 05-12-023 |
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| 480-120-439  | AMD    | 05-03-031 | 504- 25-015  | REP-P  | 05-03-103 | 504- 25-221 | AMD-P  | 05-03-103 |
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| 480-120-540  | AMD    | 05-03-031 | 504- 25-018  | REP-W  | 05-12-023 | 504- 25-223 | AMD-W  | 05-12-023 |
| 480-120-999  | AMD    | 05-03-031 | 504- 25-020  | AMD-P  | 05-03-103 | 504- 25-224 | REP-P  | 05-03-103 |
| 480-120-999  | AMD-X  | 05-15-161 | 504- 25-020  | AMD-W  | 05-12-023 | 504- 25-224 | REP-W  | 05-12-023 |
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