

WSR 15-01-053
EXPEDITED RULES
UTILITIES AND TRANSPORTATION
COMMISSION

[Commission Docket A-143302—Filed December 10, 2014, 9:34 a.m.]

Title of Rule and Other Identifying Information: This rule making would revise adoption-by-reference dates in Title 480 WAC to incorporate the most recent versions of adopted federal rules and other adopted publications and correct typographical, grammatical, and punctuation errors.

Affected WAC chapters include chapters 480-14, 480-15, 480-30, 480-31, 480-62, 480-70, 480-90, 480-93, 480-100, 480-107, and 480-108 WAC.

Chapter 480-14 WAC, Motor carriers, excluding household goods carriers and common [carrier] brokers.			
Amend	480-14-999	Adoption by reference	1. Adoption by reference dates changed as follows: <ul style="list-style-type: none"> • Title 49, Code of Federal Regulations (C.F.R.), amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 171 - General Information, Regulations and Definitions - see Note 1. - Part 172 - Hazardous Materials Table, etc. - see Note 2. - Part 173 - Shippers General Requirements for Shipping and Packages - see Note 3.
Chapter 480-15 WAC, Household goods carriers.			
Amend	480-15-999	Adoption by reference.	1. Adoption by reference dates changed as follows: <ul style="list-style-type: none"> • North American Standard Out-Of-Service Criteria, amends the effective date to April 1, 2014 - no significant changes - new edition of previously-adopted reference. • Title 49 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 40 - Procedures for Transportation Workplace Drug and Alcohol Testing Programs - no changes since last adoption. - Part 375 - Transportation of Household Goods in Interstate Commerce; Consumer Protection Regulations - no changes since last adoption. - Part 379 - Preservation of Records - no changes since last adoption. - Part 380 - Special Training Requirements - no changes since last adoption. - Part 382 - Controlled Substance and Alcohol Use and Testing - no changes since last adoption. - Part 383 - Commercial Driver's License Standards; Requirements and Penalties - see Note 4. - Part 385 - Safety Fitness Procedures - see Note 5. - Part 390 - Safety Regulations, General - see Note 6. - Part 391 - Qualification of Drivers - see Note 7. - Part 392 - Driving of Commercial Motor Vehicles - no changes since last adoption. - Part 393 - Parts and Accessories Necessary for Safe Operation - no changes since last adoption. - Part 395 - Hours of Service of Drivers - see Note 8.

			<ul style="list-style-type: none"> - Part 396 - Inspection, Repair and Maintenance - no changes since last adoption. - Part 397 - Transportation of Hazardous Materials - no changes since last adoption.
Chapter 480-30 WAC, Passenger transportation companies.			
Amend	480-30-999	Adoption by reference.	<p>1. Adoption by reference dates changed as follows:</p> <ul style="list-style-type: none"> • North American Standard Out-Of-Service Criteria, amends the effective date to April 1, 2014 - no significant changes - new edition of previously-adopted reference. • Title 49 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 40 - Procedures for Transportation Workplace Drug and Alcohol Testing Programs - no changes since last adoption. - Part 379 - Preservation of Records - no changes since last adoption. - Part 380 - Special Training Requirements - no changes since last adoption. - Part 382 - Controlled Substance and Alcohol Use and Testing - no changes since last adoption. - Part 383 - Commercial Driver's License Standards; Requirements and Penalties - see Note 4. - Part 385 - Safety Fitness Procedures - see Note 5. - Part 390 - Safety Regulations, General - see Note 6. - Part 391 - Qualification of Drivers - see Note 7. - Part 392 - Driving of Commercial Motor Vehicles - no changes since last adoption. - Part 393 - Parts and Accessories Necessary for Safe Operation - no changes since last adoption. - Part 395 - Hours of Service of Drivers - see Note 8. - Part 396 - Inspection, Repair and Maintenance - no changes since last adoption. - Part 397 - Transportation of Hazardous Materials - no changes since last adoption.
Chapter 480-31 WAC, Private, nonprofit transportation providers.			
Amend	480-31-999	Adoption by reference.	<p>1. Adoption by reference dates changed as follows:</p> <ul style="list-style-type: none"> • North American Standard Out-Of-Service Criteria, amends the effective date to April 1, 2014 - no significant changes - new edition of previously-adopted reference. • Title 49 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 40 - Procedures for Transportation Workplace Drug and Alcohol Testing Programs - no changes since last adoption. - Part 379 - Preservation of Records - no changes since last adoption. - Part 380 - Special Training Requirements - no changes since last adoption.

			<ul style="list-style-type: none"> - Part 382 - Controlled Substance and Alcohol Use and Testing - no changes since last adoption. - Part 383 - Commercial Driver's License Standards; Requirements and Penalties - see Note 4. - Part 385 - Safety Fitness Procedures - see Note 5. - Part 390 - Safety Regulations, General - see Note 6. - Part 391 - Qualification of Drivers - see Note 7. - Part 392 - Driving of Commercial Motor Vehicles - no changes since last adoption. - Part 393 - Parts and Accessories Necessary for Safe Operation - no changes since last adoption. - Part 395 - Hours of Service of Drivers - see Note 8. - Part 396 - Inspection, Repair and Maintenance - no changes since last adoption. - Part 397 - Transportation of Hazardous Materials - no changes since last adoption.
<p>Chapter 480-62 WAC, Railroad companies—Operations.</p>			
Amend	480-62-999	Adoption by reference.	<p>1. Adoption by reference dates changed as follows:</p> <ul style="list-style-type: none"> • Title 49 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 171 - General Information, Regulations, and Definitions - see Note 1. - Part 172 - Emergency Response Information, Training Requirements, and Security Plans - see Note 2. - Part 173 - Shippers General Requirements for Shipments and Packages - see Note 3. - Part 174 - Carriage by Rail - see Note 9. - Part 178 - Specifications for Packagings - see Note 10. - Part 179 - Specifications for Tank Cars - no changes made since last adoption date. - Part 209 - Railroad Safety Enforcement Procedures - no changes since last adoption date. - Part 211 - Rules of Practice - no changes made since last adoption date. - Part 212 - State Safety Participation Regulations - no changes made since last adoption date. - Part 213 - Track Safety Standards - no changes since last adoption date. - Part 214 - Railroad Workplace Safety - see Note 11. - Part 217 - Railroad Operating Rules - no changes made since last adoption date. - Part 218 - Railroad Operating Practices - no changes made since last adoption date. - Part 219 - Control of Alcohol and Drug Use - no changes made since last adoption date. - Part 220 - Railroad Communications - no changes made since last adoption date.

			<ul style="list-style-type: none"> - Part 221 - Rear-end Marking Device - no changes made since last adoption date. - Part 225 - Railroads Accidents/Incidents - see Note 12. - Part 228 - Hours of Service of Railroad Employees - no changes made since last adoption date. - Part 234 - Grade Crossing Signal System Safety - no changes made since last adoption date. - Part 239 - Passenger Train Emergency Preparedness - see Note 13. - Part 240 - Qualification and Certification of Locomotive Engineers - no changes made since last adoption date. - Part 570 - Vehicle in Use Inspection Standards - no changes since last adoption.
<p>Chapter 480-70 WAC, Solid waste and/or refuse collection companies.</p>			
Amend	480-70-999	Adoption by reference.	<p>1. Adoption by reference dates changed as follows:</p> <ul style="list-style-type: none"> • North American Standard Out-Of-Service Criteria, amends the effective date to April 1, 2014 - no significant changes - new edition of previously-adopted reference. • Title 40 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 262 - Standards Applicable to Generators of Hazardous Waste - see Note 14. • Title 49 C.F.R., amends the effective date of adoption to October 1, 2014, for the following: <ul style="list-style-type: none"> - Part 40 - Procedures for Transportation Workplace Drug and Alcohol Testing Programs - no changes since last adoption. - Part 171 - General Information, Regulations, and Definitions - see Note 1. - Part 172 - Hazardous Materials Table, etc. - see Note 2. - Part 173 - Shippers General Requirements for Shipping and Packages - see Note 3. - Part 174 - Carriage by Rail - see Note 9. - Part 175 - Carriage by Aircraft - see Note 15. - Part 176 - Carriage by Vessel - see Note 16. - Part 177 - Carriage by Public Highway - see Note 17. - Part 178 - Specifications for Packagings - see Note 10. - Part 179 - Specifications for Tank Cars - no changes made since last adoption date. - Part 180 - Continuing Qualification and Maintenance of Packagings - no changes made since last adoption. - Part 379 - Preservation of Records - no changes since last adoption. - Part 380 - Special Training Requirements - no changes since last adoption. - Part 382 - Controlled Substance and Alcohol Use and Testing - no changes since last adoption.

			<ul style="list-style-type: none"> - Part 383 - Commercial Driver's License Standards; Requirements and Penalties - see Note 4. - Part 385 - Safety Fitness Procedures - see Note 5. - Part 390 - Safety Regulations, General - see Note 6. - Part 391 - Qualification of Drivers - see Note 7. - Part 392 - Driving of Commercial Motor Vehicles - no changes since last adoption. - Part 393 - Parts and Accessories Necessary for Safe Operation - no changes since last adoption. - Part 395 - Hours of Service of Drivers - see Note 8. - Part 396 - Inspection, Repair and Maintenance - no changes since last adoption. - Part 397 - Transportation of Hazardous Materials - no changes since last adoption.
Chapter 480-90 WAC, Gas companies—Operations.			
Amend	480-90-999	Adoption by reference.	<ol style="list-style-type: none"> 1. Adoption by reference dates changed as follows: <ul style="list-style-type: none"> • Title 18 C.F.R., amends the effective date of adoption to April 1, 2014, for the entire chapter - see Note 18. 2. Adoption by reference text changed as follows: <ul style="list-style-type: none"> • Title 18 C.F.R., amends subsection (1)(d) to rephrase the availability of the resource at Government Printing Office and include "It is also available for inspection at the commission branch of the state library" - see Note 19. • Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities, amends subsection (2)(c) to include the internet address for the National Association of Regulatory Utility Commissioners (NARUC) publications store. http://www.naruc.org/Store and add "It is also available for inspection at the commission branch of the state library" - see Note 20.
Chapter 480-93 WAC, Gas companies—Safety.			
Amend	480-93-999	Adoption by reference.	<ol style="list-style-type: none"> 1. Adoption by reference text changed as follows: <ul style="list-style-type: none"> • Title 49 C.F.R., amends subsection (1)(b) to delete "480-93-155 (Increasing maximum allowable operating pressure)" - see Note 21. 2. Adoption by reference text changed as follows: <ul style="list-style-type: none"> • Amends subsection (1)(a) to correct a typo in the reference to 49 C.F.R. § 192.801 (b)(2).
Chapter 480-100 WAC, Electric companies—Operations.			
Amend	480-100-999	Adoption by reference.	<ol style="list-style-type: none"> 1. Adoption by reference dates changed as follows: <ul style="list-style-type: none"> • Title 18 C.F.R., amends the effective date of adoption to April 1, 2014, for the entire chapter - see Note 22. • The National Electrical Code (NEC), amends the effective date of adoption to September 3, 2014 - see Note 23. 2. Adoption by reference text changed as follows: <ul style="list-style-type: none"> • Title 18 C.F.R., amends subsection (1)(d) to rephrase the availability of the resource at Government Printing Office - see Note 24.

			<ul style="list-style-type: none"> • Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities, amends subsection (2)(c) to include the internet address for NARUC publications store. http://www.naruc.org/Store and add "It is also available for inspection at the commission branch of the state library" - see Note 25. • NEC, amends subsection (3)(a) to include "errata 70-14-2 published December 3, 2013, 70-14-3 published April 21, 2014, and 70-14-4 published July 29, 2014" - see Note 26. • The American National Standard for Electric Meters: Code for Electricity Metering, amends subsection (4)(c) to provide the internet addresses to purchase ANSI C12.1: http://webstore.ansi.org/ (PDF) and https://global.ihc.com/ (PDF or print) - see Note 27.
<p>Chapter 480-107 WAC, Electric companies—Purchases of electricity from qualifying facilities and independent power producers and purchases of electrical savings from conservation suppliers.</p>			
Amend	480-107-999	Adoption by reference.	<p>1. Adoption by reference text changed as follows - see Note 28.</p> <p>In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publication, effective date, reference within this chapter, and availability of the resources are as follows:</p> <ul style="list-style-type: none"> (1) Public Utilities Regulatory Policies Act of 1978 (PURPA), Title II, Sections 201 and 210, cited as 16 U.S.C. § 796 and 824a-3, including all amendments is published by the United States Government Printing Office. <ul style="list-style-type: none"> (a) The commission adopts the version in effect on August 8, 2005. (b) This publication is reference[d] in WAC 480-107-001 Purpose and scope. (c) Copies of United States Code are available from the United States Government Printing Office in Washington, D.C. or online at http://www.gpo.gov/. (2) Title 18 C.F.R. Part 292, cited as 18 C.F.R. § 292, including all appendices and amendments is published by the United States Government Printing Office. <ul style="list-style-type: none"> (a) The commission adopts the version in effect on April 1, 2014. (b) This publication is referenced in WAC 480-107-001 Purpose and scope. (c) Copies of Title 18 C.F.R. are available from the United States Government Printing Office in Washington, D.C. or online at http://www.gpo.gov/, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.
<p>Chapter 480-108 WAC, Electric companies—Interconnection with electric generators.</p>			
Amend	480-108-999	Adoption by reference.	<p>1. Adoption by reference dates changed as follows:</p> <ul style="list-style-type: none"> • NEC, amends the effective date of adoption to September 3, 2014 - see Note 29.

			<ul style="list-style-type: none"> • Institute of Electrical and Electronics Engineers (IEEE) Standard 519, amends the effective date of adoption to June 11, 2014 - see Note 30. • Occupational Safety and Health Administration (OSHA) Standard at 29 C.F.R. 1910.269, amends the effective date of adoption to April 11, 2014 - see Note 31. <p>(2) Adoption by reference text changed as follows:</p> <ul style="list-style-type: none"> • NEC, amends subsection (1)(a) to include "errata 70-14-2 published December 3, 2013, errata 70-14-2 published April 21, 2014, and errata 70-14-4 published July 29, 2014" - see Note 29. • IEEE Standard 1547, amends subsection (3)(a) to include "including amendment 1547a-2014, published May 21, 2014" - see Note 32. • American National Standards Institute (ANSI) Standard C37.90, amends subsection (4)(a) to include "and reaffirmed in 2011". • OSHA Standard at 29 C.F.R. 1910.269, amends subsection (9)(a) to include "and amended on September 24, 2014" - see Note 31.
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Notes:

1. 49 C.F.R. Part 171 - General Information, Regulations, and Definitions - Effective October 1, 2014:

- Changes effective October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). 78 F.R. 65454-01: This final rule corrects editorial errors and amends certain requirements in response to administrative appeals submitted by persons affected by certain final rules published in the Federal Register.
- Changes effective April 17, 2014. 79 F.R. 15033-01: The Pipeline and Hazardous Materials Safety Administration (PHMSA) amended the hazardous materials regulations (HMR) to adopt provisions contained in certain widely used or longstanding special permits and certain competent authority approvals that have established safety records. Special permits allow a company or individual to package or ship a hazardous material in a manner that varies from the regulations provided an equivalent level of safety is maintained.
- Changes effective August 6, 2014. 79 F.R. 46012-01: Voluntary compliance date: August 6, 2014. Delayed compliance date: February 6, 2015. PHMSA, in consultation with the Federal Aviation Administration (FAA), modified the requirements governing the transportation of lithium cells and batteries.
- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with the Nuclear Regulatory Commission (NRC), amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in the International Atomic Energy Agency (IAEA) publi-

cation "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

2. 49 C.F.R. Part 172 - Hazardous Materials Table, etc. - Effective October 1, 2014:

- Changes effective October 31, 2013. 78 F.R. 65454-01: October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). This final rule corrects editorial errors and amends certain requirements in response to administrative appeals submitted by persons affected by certain final rules published in the Federal Register.
- Changes effective November 19, 2013. 78 F.R. 693010-01: C.F.R. Correction: In Title 49 of the C.F.R., Parts 100 to 177, revised as of October 1, 2012, on page 242, in § 172.101, in the Hazardous Materials Table, in the entry for "Oxygen, compressed," in column 10A, the letter "A" is added.
- Changes effective April 17, 2014. 79 F.R. 15033-01: PHMSA amended HMR to adopt provisions contained in certain widely used or longstanding special permits and certain competent authority approvals that have established safety records. Special permits allow a company or individual to package or ship a hazardous material in a manner that varies from the regulations provided an equivalent level of safety is maintained.
- Changes effective August 6, 2014. 79 F.R. 46012-01: Voluntary compliance date: August 6, 2014. Delayed compliance date: February 6, 2015. PHMSA, in consultation with FAA, modified the requirements governing the transportation of lithium cells and batteries.
- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014.

Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

3. 49 C.F.R. Part 173 - Shippers General Requirements for Shipments and Packages - Effective October 1, 2014:

- Changes effective October 31, 2013. 78 F.R. 65454-01: October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). This final rule corrects editorial errors and amends certain requirements in response to administrative appeals submitted by persons affected by certain final rules published in the Federal Register.
- Changes effective April 17, 2014. 79 F.R. 15033-01: PHMSA amended HMR to adopt provisions contained in certain widely used or longstanding special permits and certain competent authority approvals that have established safety records. Special permits allow a company or individual to package or ship a hazardous material in a manner that varies from the regulations provided an equivalent level of safety is maintained.
- Changes effective July 25, 2014. 79 F.R. 43266-01: C.F.R. Correction: In Title 49, Parts 100 to 177, revised as of October 1, 2013, on page 527, in § 173.62, in paragraph (c)(5), at the end of the Table of Packing Methods, packing instruction US 1 is reinstated as outlined in the correction.
- Changes effective August 6, 2014. 79 F.R. 46012-01: Voluntary compliance date: August 6, 2014. Delayed compliance date: February 6, 2015. PHMSA, in consultation with the FAA, modified the requirements governing the transportation of lithium cells and batteries.
- Changes effective September 24, 2014. 79 F.R. 56988-02: PHMSA clarified its policy regarding applications for classification approval of Display Aerial Shells with Attachments, provided they conform to the acceptable criteria described in this guidance, and otherwise comply with APA Standard 87-1 requirements.
- Changes effective September 24, 2014. 79 F.R. 56989-01: PHMSA clarified its policy regarding applications for classification approval of Display Mines provided they conform to the acceptable criteria described and otherwise comply with the APA Standard 87-1 requirements.
- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in IAEA publication "Regulations for the Safe

Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

4. 49 C.F.R. Part 383 - Commercial Driver's License Standards; Requirements and Penalties - Effective October 1, 2014:

- Changes effective April 18, 2014. 79 F.R. 15245-01: Federal Motor Carrier Safety Administration (FMCSA) amended the Federal Motor Carrier Safety Regulations (FMCSR) by revising the definition of "gross combination weight rating" (GCWR) to clarify the applicability of the agency's safety regulations for single unit trucks (vehicles other than truck tractors) when they are towing trailers, and the GCWR information is not included on the vehicle manufacturer's certification label.
- Changes effective June 2, 2014. 79 F.R. 32491-01: Interpretative Rule and Statement of Policy. FMCSA announced proposed changes to its Motor Carrier Management Information System (MCMIS) on December 2, 2013. These changes will allow the states to reflect the results of adjudicated citations related to roadside inspection violation data collected in MCMIS.

5. 49 C.F.R. Part 385 - Safety Fitness Procedures - Effective October 1, 2014:

- Changes effective February 21, 2014. 79 F.R. 3520-01: FMCSA amended its regulations to enable the agency to suspend or revoke the operating authority registration of for-hire motor carriers that show egregious disregard for safety compliance, permit persons who have shown egregious disregard for safety compliance to exercise controlling influence over their operations, or operate multiple entities under common control to conceal noncompliance with safety regulations.
- Changes effective May 15, 2014. 79 F.R. 27766-01: FMCSA amended its hazardous materials safety permits rules to update the current incorporation by reference of the "North American Standard Out-of-Service Criteria and Level VI Inspection Procedures and Out-of-Service Criteria for Commercial Highway Vehicles Transporting Transuranics and Highway Route Controlled Quantities of Radioactive Materials as defined in 49 C.F.R. Part 173.403." Currently, the rules reference the April 1, 2013, edition of the out-of-service criteria and through this final rule, FMCSA incorporates the April 1, 2014, edition.

6. 49 C.F.R. Part 390 - Safety Regulations, General - Effective October 1, 2014:

- Changes effective April 10, 2014. 79 F.R. 19835-02: FMCSA, after consultation with representatives of the governors of the affected states, rescinded certain covered emergency exemptions related to the Home Heating Emergency Assistance Through Transportation Act of 2014.

- Changes effective April 18, 2014. 79 F.R. 15245-01: FMCSA amended FMCSRs by revising the definition of GCWR to clarify the applicability of the agency's safety regulations for single unit trucks (vehicles other than truck tractors) when they are towing trailers, and the GCWR information is not included on the vehicle manufacturer's certification label.

7. 49 C.F.R. Part 391 - Qualification of Drivers - Effective October 1, 2014:

- Changes effective January 14, 2014. 79 F.R. 2377-01: The FMCSA amended its regulations to keep in effect until January 30, 2015, the requirement that interstate drivers subject to: Either the commercial driver's license (CDL) or the commercial learner's permit (CLP) regulations: As well as the federal physical qualification requirements, must retain paper copies of their medical examiner's certificate when operating a commercial motor vehicle. Interstate motor carriers are also required to retain copies of their drivers' medical certificates in their driver qualification files.

8. 49 C.F.R. Part 395 - Hours of Service of Drivers - October 1, 2014:

- Changes effective December 19, 2013. 78 F.R. 76757-01: Regulatory guidance addresses application of the thirty-minute break rule to interstate drivers of commercial motor vehicles (CMV) who begin their duty days as "short haul" drivers exempt from the break rule, but who occasionally exceed the short haul distance or time limits. Such drivers are then subject to the break requirement and must prepare a record-of-duty status (RODS) for the day. The intent of the break rule would be satisfied if drivers in these situations take a break at the earliest safe opportunity after exceeding the short haul limits and explain in a RODS annotation why the rest break was not taken within the required eight hours of the last off-duty break of at least thirty minutes.
- Changes effective May 12, 2014. 79 F.R. 26868-01: FMCSA issued regulatory guidance on two issues involving roadside inspection of CMVs equipped with automatic on-board recording devices (AOBRD) to assist drivers with hours-of-service (HOS) recordkeeping and compliance.
- Changes effective July 10, 2014. 79 F.R. 39342-01: FMCSA revised its regulatory guidance concerning RODS generated by logging software programs on laptop computers, tablets, and smartphones.

9. 49 C.F.R. Part 174 - Carriage by Rail - Effective October 1, 2014:

- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained

in the IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

10. 49 C.F.R. Part 178 - Specifications for Packagings - Effective October 1, 2014:

- Changes effective October 31, 2013. 78 F.R. 65454-01: October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). This final rule corrects editorial errors and amends certain requirements in response to administrative appeals submitted by persons affected by certain final rules published in the Federal Register.
- Changes effective April 17, 2014. 79 F.R. 15033-01: PHMSA amended HMR to adopt provisions contained in certain widely used or longstanding special permits and certain competent authority approvals that have established safety records. Special permits allow a company or individual to package or ship a hazardous material in a manner that varies from the regulations provided an equivalent level of safety is maintained.
- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in the IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

11. 49 C.F.R. Part 214 - Railroad Workplace Safety - Effective October 1, 2014:

- Changes effective July 1, 2014. 79 F.R. 1743-01: The final rule responded to two petitions for reconsideration of FRA's final rule published November 30, 2011, which would have amended the existing regulations governing the on-track safety protections of roadway workers from the movement of trains or other on-track equipment on an adjacent controlled track, but which has not taken effect. The final rule further responds to the petitions, addresses the comments on the petitions, and amends and clarifies certain sections of the November 30, 2011, final rule.
- Changes effective August 14, 2014. 79 FR 45134-01: C.F.R. Correction: Title 49 Parts 200 to 299, revised as of October 1, 2013, on page 189, in § 214.315, paragraph (b) is reinstated to read as follows: § 214.315 Supervision and communication. * * * * (b) A job briefing for on-track safety shall be deemed complete only after the roadway worker has acknowledged understanding of the on-track safety procedures and instructions presented.

12. 49 C.F.R. Part 225 - Railroads Accidents/Incidents - Effective October 1, 2014:

- Changes effective January 1, 2014. 78 F.R. 77601-01: This rule increased the rail equipment accident/

incident reporting threshold from \$9,900 to \$10,500 for certain railroad accidents/incidents involving property damage that occurs during calendar year 2014.

13. 49 C.F.R. Part 239 - Passenger Train Emergency Preparedness - Effective October 1, 2014:

- Changes effective January 28, 2014. 78 F.R. 71786-01: This final rule is intended to further the safety of passenger train occupants through both enhancements and additions to FRA's existing requirements for emergency systems on passenger trains.
- Changes effective July 29, 2014. 79 F.R. 18128-01: FRA amended its existing regulation entitled Passenger Train Emergency Preparedness by revising or clarifying various provisions.

14. 49 C.F.R. Part 262 - Standards Applicable to Generators of Hazardous Waste - Effective October 1, 2014:

- Changes effective August 6, 2014. 79 F.R. 7518-01: The Environmental Protection Agency established new requirements that will authorize the use of electronic manifests (or e-Manifests) as a means to track offsite shipments of hazardous waste from a generator's site to the site of the receipt and disposition of the hazardous waste.

15. 49 C.F.R. Part 175 - Carriage by Aircraft - Effective October 1, 2014:

- Changes effective October 31, 2013. 78 F.R. 65454-01: October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). This final rule corrects editorial errors and amends certain requirements in response to administrative appeals submitted by persons affected by certain final rules published in the Federal Register.
- Changes effective August 6, 2014. 79 F.R. 46012-01: Voluntary compliance date: August 6, 2014. Delayed compliance date: February 6, 2015. PHMSA, in consultation with FAA, modified the requirements governing the transportation of lithium cells and batteries.
- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in the IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

16. 49 C.F.R. Part 176 - Carriage by Vessel - Effective October 1, 2014:

- Changes effective October 31, 2013. 78 F.R. 65454-01: October 31, 2013 (voluntary compliance), and January 1, 2014 (delayed compliance). This final rule corrects editorial errors and amends certain requirements in response to administrative appeals

submitted by persons affected by certain final rules published in the Federal Register.

- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in the IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

17. 49 C.F.R. Part 177 - Carriage by Public Highway - Effective October 1, 2014:

- Changes effective October 1, 2014. 79 F.R. 40590-01: Voluntary compliance date: July 11, 2014. Delayed compliance date: July 13, 2015. PHMSA, in coordination with NRC, amended requirements in HMR governing the transportation of Class 7 (radioactive) materials based on recent changes contained in the IAEA publication "Regulations for the Safe Transport of Radioactive Material, 2009 Edition, IAEA Safety Standards Series No. TS-R-1."

18. Title 18 C.F.R. - Effective April 1, 2014

- No changes to Parts 101 (Uniform System of Accounts Prescribed For Public Utilities and Licensees Subject to the Provisions of the Federal Power Act), 141 (Statements and Reports (Schedules)) and 260 (Statements and Reports (Schedules)), which are specifically referenced in WAC 480-90-203, 480-90-244, 480-90-252, and 480-90-268. WAC 480-90-999(1) adopts the entirety of Title 18 - Conservation of Power and Water Resources, so the effective date has been updated to the most recent version.

19. Title 18 C.F.R. - Effective April 1, 2014

- Copies of Title 18 C.F.R. are available from the United States Government Printing Office in Washington, D.C., or online at <http://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

20. Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities - Effective 2007

- The electronic copy is available for purchase at NARUC web site. A print copy is available for inspection at the commission branch of the state library.

21. WAC 480-93-999

- The reference to WAC 480-93-155 (Increasing maximum allowable operating pressure) has been removed because 49 C.F.R. Parts 191, 192, 193 and 199 are not referenced in that section of the rule.

22. Title 18 C.F.R. - Effective April 1, 2014

- No changes to Parts 101 (Uniform System of Accounts Prescribed For Public Utilities and Licensees Subject to the Provisions of the Federal Power Act), 141 (Statements and Reports (Schedules)) and 260 (Statements and Reports (Schedules)), which are specifically referenced in WAC 480-100-203, 480-100-244, 480-100-252, and 480-100-268. WAC 480-100-999(1) adopts the entirety of Title 18 - Conservation of Power and Water Resources, so the effective date has been updated to the most recent version.

23. NEC - Effective September 3, 2014

- The NEC addresses the installation of electrical conductors, equipment, and raceways; signaling and communications conductors, equipment, and raceways; and optical fiber cables and raceways in commercial, residential, and industrial occupancies.

24. Title 18 C.F.R. - Effective April 1, 2014

- Copies of Title 18 C.F.R. are available from the United States Government Printing Office in Washington, D.C., or online at <http://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

25. Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities - Effective 2007

- The electronic copy is available for purchase at NARUC web site. A print copy is available for inspection at the commission branch of the state library.

26. NEC - Effective September 3, 2014

- Errata 70-14-2, 70-14-3 and 70-14-4 include corrections to a number of errors in the 2014 edition of National Fire Protection Association's (NFPA) 70, *National Electrical Code*.

27. The American National Standard for Electric Meters: Code for Electricity Metering - Effective 2008

- ANSI C12.1 - 2008 is available at ANSI web site <http://webstore.ansi.org/> (PDF) or at IHS Standards Store web site <https://global.ihs.com/> (PDF and print).

28. Multiple

- Updates the text to be consistent with other adoption by reference chapters.
- **PURPA 1978, Title II, Sections 201 and 210 - Effective August 8, 2005**
 - The previous version of WAC 480-107-999 adopts the version of PURPA Title II, sections 201 and 210 current on the day the WAC section was adopted, April 28, 2006. The last update of these two sections of PURPA took

place on August 8, 2005. There have been no changes since then. For ease of reference, we adopt PURPA Title II, sections 201 and 210 as of August 8, 2005.

- **Title 18 C.F.R. Part 292 - Effective April 1, 2014**

- Changes effective June 29, 2006. 71 F.R. 30585 - 30589: Federal Energy Regulatory Commission (FERC) reaffirms its determination and grants clarification in part of Order No. 671, in which it eliminates certain exemptions from rate regulation that were previously available to qualifying facilities (QF).
- Changes effective January 2, 2007. 71 F.R. 64342 - 64375: FERC amends its rules to implement section 1253(a) of the Energy Policy Act of 2005, which adds section 210(m) to PURPA 1978. Section 210(m) provides for termination of the requirement that an electric utility enter into a new contract or obligation to purchase electric energy from QFs if FERC finds that the QF has nondiscriminatory access to a sufficiently competitive market. FERC identifies which markets meet the criteria contained in section 210(m) and determines whether QFs have nondiscriminatory access to those markets.
- Changes effective January 2, 2007. 71 F.R. 75662: FERC corrects errors in a final rule published in the Federal Register on November 1, 2006.
- Changes effective June 25, 2007. 72 F.R. 29056 - 29063: FERC eliminates the exemption of QFs from the reliability standards required by section 215 of the Federal Power Act.
- Changes effective July 30, 2007. 72 F.R. 35872 - 35892: FERC denies rehearing on most issues decided in Order No. 688, which amended its regulations in response to section 1253 of the Energy Policy Act of 2005. It clarifies certain aspects of the rule and adopts additional filing requirements.
- Changes effective August 14, 2007. 72 F.R. 45320 - 45328: FERC revises a number of references that have become outdated for various reasons. It also revises its delegations of authority to allow the secretary to refer complaint proceedings to FERC's dispute resolution service, and to organize better and clarify other delegations.
- Changes effective June 1, 2010. 75 F.R. 15950 - 15986: FERC revises the filing requirement regarding FERC Form No. 556 and adopted an exemption for small generating facilities from the certification requirement to be a QF.
- Changes effective August 16, 2011. 76 F.R. 50663: It contains corrections to final regulations published in the Federal Register of Tuesday, March 30, 2010. The final rule document

adopts revisions to FERC Form 556 and to FERC procedures and criteria for the certification of QF status for a small power production or cogeneration facility.

- Changes effective February 21, 2012. 77 F.R. 9842: It contains corrections to final regulations published in the Federal Register of Tuesday, March 30, 2010. The final rule document adopted revisions to FERC Form 556 and to FERC procedures and criteria for the certification of QF status for a small power production or cogeneration facility.
- Changes effective January 22, 2014. 79 F.R. 3483: It contains [a] minor change to Title 18 C.F.R., Part 1 to 399, revised as of April 1, 2013, on page 862, in § 292.303, in paragraph (c)(1).

29. NEC - Effective September 3, 2014

- NEC addresses the installation of electrical conductors, equipment, and raceways; signaling and communications conductors, equipment, and raceways; and optical fiber cables and raceways in commercial, residential, and industrial occupancies.
- Errata 70-14-2, 70-14-3 and 70-14-4 include corrections to a number of errors in the 2014 edition of NFPA 70, *National Electrical Code*.

30. IEEE Standard 519 - Effective June 11, 2014

- Changes effective June 11, 2014. IEEE conducted a broad update of its standard regarding harmonic voltage distortion limits in the AC power system, for application at the point of common coupling between a system operator and user. The new standard removes explanatory language, diagrams and equations related to the characteristics of harmonic generation, system response characteristics, effects of harmonics, reactive power compensation and harmonic control, analysis methods, and also simplifies recommended practices based on system voltage, rather than ownership. The new standard also includes guidance for wired telephone systems.

31. OSHA Standard at 29 C.F.R. 1910.269 - Effective April 11, 2014

- Changes effective February 13, 1996. 61 F.R. 5507-01: OSHA amended the rule to include control numbers assigned by the Office of Management and Budget (OMB) for approved information collection requirements.
- Changes effective December 11, 1997. 62 F.R. 65203-02: This final rule reflects a renewal of the OMB approved information collection requirements and includes applicable expiration dates for those requirements.
- Changes effective November 15, 2007. 72 F.R. 64342-01: OSHA amended the rule to specify that employers are required to provide employees with personal protective equipment (PPE), except in limited cases specified in the standard. The rule clarifies

that employers are not required to provide or pay for specific types of PPE and that the payment requirement would not apply to clothing.

- Changes effective July 10, 2014. 79 F.R. 20316-01: OSHA conducted a broad update of its standard for the construction of electric power generation, transmission and distributions installations, to reflect the latest technology and national consensus standards. The final rule includes new or revised provisions on host employers and contractors, training, job briefings, fall protection, insulation and working position of employees working on or near live parts, minimum approach distances, protection from electric arcs, deenergizing transmission and distribution lines and equipment, protective grounding, operating mechanical equipment near overhead power lines, and working in manholes and vaults.
- Changes effective September 24, 2014. 79 F.R. 56955-01. This final rule corrects errors in the preamble and regulatory text of the final rule promulgated April 11, 2014.

32. IEEE Standard 1547 - Effective 2003

- Changes effective May 21, 2014. Amendment 1547a-2014: IEEE revised sections 4.1.1 Voltage Regulation, 4.2.3 Voltage, and 4.2.4 Frequency primarily to address coordination between electric power system and distributed resources operators, and interconnected system default responses to abnormal voltage and frequency.

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 Steven V. King, Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This proposal would revise the adoption-by-reference dates to reflect the current version(s) of adopted materials and make other minor administrative changes in Title 480 WAC.

Reasons Supporting Proposal: The commission adopts by reference several parts in Titles 18, 480, 47 and 49 C.F.R. and other state rules and national standards. This adoption package will make commission rules consistent with current published versions of federal rules, reflect the most current versions of the national safety standards and correct typographical, grammatical, and punctuation errors.

Statutory Authority for Adoption: RCW 80.01.040, 80.04.160, 81.04.160, and 34.05.353.

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: Juliana Williams, Regulatory Analyst, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, (360) 664-1311; Implementation and Enforcement: Steven V. King, Executive Director and Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504-7250, (360) 664-1115.

December 10, 2014

Steven V. King

Executive Director
and Secretary

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-14-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publication, effective dates, references within this chapter, and availability of the resource is within Title 49 Code of Federal Regulations (C.F.R.), including all appendices and amendments is published by the United States Government Printing Office.

(1) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014, for 49 C.F.R. Parts 171, 172 and 173.

(2) This publication is referenced in WAC 480-14-250 (Insurance requirements).

(3) Copies of Title 49 C.F.R. are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-15-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) *North American Standard Out-of-Service Criteria* (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ~~((2013))~~ 2014.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-15-560 (Equipment safety requirements) and WAC 480-15-570 (Driver safety requirements).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-30-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) *North American Standard Out-of-Service Criteria* (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ~~((2013))~~ 2014.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-30-221 (Vehicle and driver safety requirements) and WAC 480-30-226 (Intrastate medical waivers).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-31-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) *North American Standard Out-of-Service Criteria* (OOSC) is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ~~((2013))~~ 2014.

(b) This publication is referenced in WAC 480-31-120 (Equipment—Inspection—Ordered for repairs).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-31-100 (Equipment—Safety), WAC 480-31-120 (Equipment—Inspection—Ordered for repairs), and WAC 480-31-130 (Operation of motor vehicles).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-62-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-62-160 (Compliance policy), WAC 480-62-200 (Roadway worker safety and operating rules and statutes), WAC 480-62-205 (Track safety standards), WAC 480-62-210 (Crossing signal circuitry), WAC 480-62-215 (Hazardous materials regulations), WAC 480-62-235 (Flaggers), and WAC 480-62-240 (Passenger carrying vehicles—Equipment).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

(2) **Manual on Uniform Traffic Control Devices**, cited as Manual on Uniform Traffic Control Devices, or MUTCD, is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-62-230 (Traffic control devices) and WAC 480-62-235 (Flaggers).

(c) Copies of the MUTCD are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **ANSI Z308.1 - 2009 American National Standard for Minimum Requirements for Workplace First Aid Kits** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-62-240 (Passenger carrying vehicles—Equipment).

(c) Copies of ANSI Z308.1 - 2009 American National Standard for Minimum Requirements for Workplace First Aid Kits and Supplies are available from **IHS** Global Engineering Documents in Englewood, Colorado.

(4) **ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests** is published by the American National Standards Institute.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-62-235 (Flaggers).

(c) Copies of ANSI/ISEA 207-2011 - American National Standard for High-Visibility Public Safety Vests are available from **IHS** Global Engineering Documents in Englewood, Colorado.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-70-999 Adoption by reference. In this chapter, the commission adopts by reference all, or portions of, regulations and standards identified below. They are available for inspection at the commission branch of the Washington state library. The publications, effective dates, references within this chapter, and availability of the resources are as follows:

(1) **The North American Standard Out-of-Service Criteria** is published by the Commercial Vehicle Safety Alliance (CVSA).

(a) The commission adopts the version in effect on April 1, ~~((2013))~~ 2014.

(b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements).

(c) The *North American Out-of-Service Criteria* is a copyrighted document. Copies are available from CVSA.

(2) **Title 40 Code of Federal Regulations**, cited as 40 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-70-041 (Definitions, general).

(c) Copies of Title 40 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

(3) **Title 49 Code of Federal Regulations**, cited as 49 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on October ~~((25, 2013))~~ 1, 2014.

(b) This publication is referenced in WAC 480-70-201 (Vehicle and driver safety requirements), WAC 480-70-431 (Biomedical waste, adoption of federal regulations), and WAC 480-70-486 (Hazardous waste, adoption of federal regulations).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-90-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. They are available

for inspection at the commission branch of the Washington state library. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on April 1, ~~((2012))~~ 2014.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-90-203 (Accounting system requirements), WAC 480-90-244 (Transferring cash or assuming obligation), WAC 480-90-252 (Federal Energy Regulatory Commission (FERC) Form No. 2), and WAC 480-90-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government ~~((Online Bookstore, <http://bookstore.gpo.gov/>))~~ Printing Office in Washington, D.C., or online at <http://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

(2) **The Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-90-228 (Retention and preservation of records and reports).

(c) *The Regulations to Govern the Preservation of Records of Electric, Gas, and Water Companies* is a copyrighted document. Copies are available from NARUC, in Washington, D.C. or at NARUC publications store online: <http://www.naruc.org/store>. It is also available for inspection at the commission branch of the state library.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-93-999 Adoption by reference. In this chapter, the commission adopts by reference each of the regulations and/or standards identified below. Each regulation or standard is listed by publication, publisher, scope of what the commission is adopting, effective date of the regulation or standard, the place within the commission's rules the regulation or standard is referenced, and where to obtain the regulation or standard.

(1) Parts 191, 192, 193, and 199 of Title 49 Code of Federal Regulations, including all appendices and amendments thereto as published by the United States Government Printing Office.

(a) The commission adopts the version of the above regulations that were in effect on October 1, 2012, except the following sections are not adopted by reference: 191.1, 192.1(a), 193.2001(a), 199.1. In addition, please note that in WAC 480-93-013, the commission includes "new construc-

tion" in the definition of "covered task," as defined in 49 ~~((CAR))~~ C.F.R. § 192.801 (b)(2).

(b) This publication is referenced in WAC 480-93-005 (Definitions), WAC 480-93-080 (Welder and plastic joiner identification and qualification), WAC 480-93-100 (Valves), WAC 480-93-110 (Corrosion control), WAC 480-93-124 (Pipeline markers), ~~((480-93-155 (Increasing maximum allowable operating pressure),))~~ WAC 480-93-170 (Tests and reports for gas pipelines), WAC 480-93-180 (Plans and procedures), and WAC 480-93-18601 (Leak classification and action criteria—Grade—Definition—Priority of leak repair).

(c) Copies of Title 49 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>. It is also available for inspection at the commission.

(2) Section IX of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code.

(a) The commission adopts the 2007 edition, July 1, 2007, of Section IX of the ASME Boiler and Pressure Vessel Code.

(b) This publication is referenced in WAC 480-93-080.

(c) Copies of Section IX of the ASME Boiler and Pressure Vessel Code (2007 edition, including addenda through July 1, 2005) are available from ASME, <http://www.asme.org/codes/>. It is also available for inspection at the commission.

(3) The American Petroleum Institute (API) standard 1104 (20th edition October 2005, including errata/addendum July 2007 and errata 2 (2008)).

(a) The commission adopts the 20th edition 2005, including errata/addendum July 2007 and errata 2 (2008) of this standard.

(b) This standard is referenced in WAC 480-93-080.

(c) Copies of API standard 1104 (20th edition 2005, including errata/addendum July 2007 and errata December 2008) are available from the Office of API Publishing Services, <http://www.api.org/>. It is also available for inspection at the commission.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-100-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) **Title 18 Code of Federal Regulations**, cited as 18 C.F.R., including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on ~~((November 27, 2013))~~ April 1, 2014.

(b) The accounting and reporting for the types of transactions and events covered by the amendment should not be construed as indicative of their treatment by this commission for ratemaking purposes.

(c) This publication is referenced in WAC 480-100-203 (Accounting system requirements), WAC 480-100-244 (Transferring cash or assuming obligation), WAC 480-100-252 (Federal Energy Regulatory Commission (FERC) Form

No. 1), and WAC 480-100-268 (Essential utilities services contracts report).

(d) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government (~~Online Bookstore, <http://bookstore.gpo.gov/>~~) Printing Office in Washington D.C., or online at <http://www.gpo.gov/>, and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

(2) The **Regulations to Govern the Preservation of Records of Electric, Gas, and Water Utilities** is published by the National Association of Regulatory Utility Commissioners (NARUC).

(a) The commission adopts the version in effect in 2007.

(b) This publication is referenced in WAC 480-100-228 (Retention and preservation of records and reports).

(c) The *Regulations to Govern the Preservation of Records of Electric, Gas, and Water Companies* is a copyrighted document. Copies are available from NARUC in Washington, D.C. or at NARUC publications store online: <http://www.naruc.org/store>. It is also available for inspection at the commission branch of the state library.

(3) The **National Electrical Code** is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective (~~August 20, 2013~~) September 3, 2014, including errata 70-14-1 published September 16, 2013, errata 70-14-2 published December 3, 2013, 70-14-3 published April 21, 2014, and 70-14-4 published July 29, 2014.

(b) This publication is referenced in WAC 480-100-163 (Service entrance facilities).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02169, or at internet address <http://www.nfpa.org/>.

(4) The **American National Standard for Electric Meters: Code for Electricity Metering**, ANSI C12.1 is published by the American National Standards Institute.

(a) The commission adopts the version published in 2008.

(b) This publication is referenced in WAC 480-100-318 (Meter readings, multipliers, and test constants), WAC 480-100-338 (Accuracy requirements for electric meters), and WAC 480-100-343 (Statement of meter test procedures).

(c) The ANSI C12.1 is a copyrighted document. (~~Copies are available from Global Engineering Documents in Englewood, Colorado~~) ANSI C12.1 – 2008 is available at American National Standards Institute web site <http://webstore.ansi.org/> (PDF) or at IHS Standards Store web site <https://global.ihs.com/> (PDF and print).

AMENDATORY SECTION (Amending WSR 06-08-025, filed 3/28/06, effective 4/28/06)

WAC 480-107-999 Adoption by reference. (~~In WAC 480-107-001, Purpose and scope, the commission refers to the provisions of the Public Utilities Regulatory Policies Act of 1978 (PURPA), Title II, sections 201 and 210, and related regulations promulgated by the Federal Energy Regulatory Commission (FERC) in 18 C.F.R. Part 292. The versions referenced are those current on the day the commission adopted~~

~~the rule that includes the reference, consistent with the requirements of WAC 480-07-180.)~~ In this chapter, the commission adopts by reference all or portions of regulations and standards identified in subsections (1) and (2) of this section. The publication, effective date, reference within this chapter, and availability of the resources are as follows:

(1) Public Utilities Regulatory Policies Act of 1978 (PURPA), Title II, Sections 201 and 210, cited as 16 U.S.C. Sec. 796 and 824a-3, including all amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on August 8, 2005.

(b) This publication is reference in WAC 480-107-001 (Purpose and scope).

(c) Copies of U.S. Code are available from the U.S. Government Printing Office in Washington, D.C. or online at <http://www.gpo.gov/>.

(2) Title 18 Code of Federal Regulations Part 292, cited as 18 C.F.R. Sec. 292, including all appendices and amendments is published by the United States Government Printing Office.

(a) The commission adopts the version in effect on April 1, 2014.

(b) This publication is referenced in WAC 480-107-001 (Purpose and scope).

(c) Copies of Title 18 Code of Federal Regulations are available from the U.S. Government Printing Office in Washington D.C. or online at <http://www.gpo.gov/> and from various third-party vendors. It is also available for inspection at the commission branch of the state library.

AMENDATORY SECTION (Amending WSR 14-05-001, filed 2/5/14, effective 3/8/14)

WAC 480-108-999 Adoption by reference. In this chapter, the commission adopts by reference all or portions of regulations and standards identified below. The publications, effective date, references within this chapter, and availability of the resources are as follows:

(1) The National Electrical Code is published by the National Fire Protection Association (NFPA).

(a) The commission adopts the edition effective (~~August 20, 2013~~) September 3, 2014, including errata 70-14-1 published September 16, 2013, errata 70-14-2 published December 3, 2013, errata 70-14-3 published April 21, 2014, and errata 70-14-4 published July 29, 2014.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) The National Electrical Code is a copyrighted document. Copies are available from the NFPA at 1 Batterymarch Park, Quincy, Massachusetts, 02169 or at internet address <http://www.nfpa.org/>.

(2) National Electrical Safety Code (NESC).

(a) The commission adopts the 2012 edition.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of the National Electrical Safety Code are available from the Institute of Electrical and Electronics Engineers at <http://standards.ieee.org/nesc>.

(3) Institute of Electrical and Electronics Engineers (IEEE) Standard 1547, Standard for Interconnecting Distributed Resources with Electric Power Systems.

(a) The commission adopts the version published in 2003 and reaffirmed in 2008, including amendment 1547a-2014, published May 21, 2014.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 1547 are available from the Institute of Electrical and Electronics Engineers at <http://www.ieee.org>.

(4) American National Standards Institute (ANSI) Standard C37.90, IEEE Standard for Relays and Relay Systems Associated with Electric Power Apparatus.

(a) The commission adopts the version published in 2005 and reaffirmed in 2011.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard C37.90 are available from the Institute of Electrical and Electronics Engineers at <http://www.ieee.org>.

(5) Institute of Electrical and Electronics Engineers (IEEE) Standard 519, Recommended Practices and Requirements for Harmonic Control in Electrical Power Systems.

(a) The commission adopts the version published (~~2004~~) June 11, 2014.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 519 are available from the Institute of Electrical and Electronics Engineers at <http://www.ieee.org>.

(6) Institute of Electrical and Electronics Engineers (IEEE) Standard 141, Recommended Practice for Electric Power Distribution for Industrial Plants.

(a) The commission adopts the version published in 1994 and reaffirmed in 1999.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 141 are available from the Institute of Electrical and Electronics Engineers at <http://www.ieee.org>.

(7) Institute of Electrical and Electronics Engineers (IEEE) Standard 142, Recommended Practice for Grounding of Industrial and Commercial Power Systems.

(a) The commission adopts the version published in 2007.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of IEEE Standard 142 are available from the Institute of Electrical and Electronics Engineers at <http://www.ieee.org>.

(8) Underwriters Laboratories (UL), including UL Standard 1741, Inverters, Converters, Controllers and Interconnection Systems Equipment for Use with Distributed Energy Resources.

(a) The commission adopts the version published in 2010.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) UL Standard 1741 is available from Underwriters Laboratory at <http://www.ul.com>.

(9) Occupational Safety and Health Administration (OSHA) Standard at 29 C.F.R. 1910.269.

(a) The commission adopts the version published (~~1994~~) on April 11, 2014, and amended on September 24, 2014.

(b) This publication is referenced in WAC 480-108-040 (General terms and conditions of interconnection).

(c) Copies of Title 29 Code of Federal Regulations are available from the U.S. Government Online Bookstore, <http://bookstore.gpo.gov/>, and from various third-party vendors.

WSR 15-01-062

EXPEDITED RULES

PROFESSIONAL EDUCATOR

STANDARDS BOARD

[Filed December 11, 2014, 1:41 p.m.]

Title of Rule and Other Identifying Information: WAC 181-78A-272 is repealed. The rule was designed to create requirements for a pilot program that has been completed.

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 David Brenna, Professional Educator Standards Board, 600 Washington Street South, Room 400, Olympia, WA 98504, AND RECEIVED BY February 24, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The pilot initiated in this rule has been completed and the rules are no longer required.

Reasons Supporting Proposal: The alternative route program initiated in the rule as a pilot was completed.

Statutory Authority for Adoption: Chapter 28A.410 RCW.

Statute Being Implemented: Chapter 28A.410 RCW.

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

Name of Proponent: Professional educator standards board, governmental.

Name of Agency Personnel Responsible for Drafting: David Brenna, 600 Washington Street, Room 400, Olympia, WA, (360) 725-6238.

December 11, 2014

David Brenna
Senior Policy Analyst

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 181-78A-272 Approval of residency certificate preparation programs for principals/program administrators, school psychologists, school counselors and school social workers.

WSR 15-01-088
EXPEDITED RULES
DEPARTMENT OF
ENTERPRISE SERVICES
 [Filed December 16, 2014, 4:57 p.m.]

Title of Rule and Other Identifying Information: Chapter 200-370 WAC, Office of state procurement, these rules govern development of credit card systems and rules relating to the use of credit cards by state agencies and departments.

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 Jack Zeigler, Department of Enterprise Services, 1500 Jefferson Street S.E., Olympia, WA 98504-1401, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Under HB [2SHB] 2452 (2012), commonly known as Procurement Reform, RCW 43.19.185 was repealed. RCW 43.19.185 mandated the development of credit card systems and rules relating to the use of credit cards by state agencies and departments.

While the development of credit card policies and standards are required under HB [2SHB] 2452, credit card rules are no longer required.

In addition, fully developed and operational credit card systems, controls and policies are in place and widely used and followed by state agencies and departments.

Reasons Supporting Proposal: Because of this, chapter 200-370 WAC is no longer relevant. This rule change repeals chapter 200-370 WAC.

Statutory Authority for Adoption: Chapter 39.26 RCW.

Statute Being Implemented: Chapter 39.26 RCW.

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

Name of Proponent: Department of enterprise services, governmental.

Name of Agency Personnel Responsible for Drafting: Jack Zeigler, 1500 Jefferson Street S.W., Olympia, WA, (360) 407-9209; Implementation: Cathy Moxley, 1500 Jef-

erson Street S.W., Olympia, WA, (360) 407-9434; and Enforcement: Farrell Presnell, 1500 Jefferson Street S.W., Olympia, WA, (360) 407-8820.

December 16, 2014

Jack Zeigler
 Policy and Rules Manager

REPEALER

The following chapter of the Washington Administrative Code is repealed:

Chapter 200-370 WAC Office of state procurement

WSR 15-01-113
EXPEDITED RULES
CASCADIA COLLEGE
 [Filed December 18, 2014, 1:37 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-108-040 Application for adjudicative proceeding.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

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

Name of Proponent: Cascadia College, governmental.
Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-06-003, filed 2/17/05, effective 3/20/05)

WAC 132Z-108-040 Application for adjudicative proceeding. An application for adjudicative proceeding shall be in writing. An application shall include the signature of the applicant, the nature of the matter for which an adjudicative proceeding is sought, and an explanation of the facts involved.

Application forms are available at the following address:

Cascadia ((Community)) College
18345 Campus Way N.E.
Bothell, WA 98011

Written application for an adjudicative proceeding should be submitted to the above address within twenty calendar days of the agency action giving rise to the application, unless provided for otherwise by statute or rule.

Chapter 132Z-116 WAC

PARKING AND TRAFFIC RULES OF ((THE)) CASCADIA ((COMMUNITY)) COLLEGE

AMENDATORY SECTION (Amending WSR 02-11-048, filed 5/9/02, effective 6/9/02)

WAC 132Z-116-005 Authority. RCW 28B.50.140(10) authorizes the board of trustees of Cascadia ((Community)) College to adopt rules for pedestrian and vehicular traffic on the college campus. RCW 28B.10.560 similarly authorizes the board of regents of the University of Washington to adopt rules governing pedestrian and vehicular traffic and parking upon lands and facilities of the university. The rules set forth in this chapter have been jointly developed and agreed upon by the two institutions of higher education, and adopted and codified in separate chapters of the Washington Administrative Code by each of the two institutions.

AMENDATORY SECTION (Amending WSR 02-11-048, filed 5/9/02, effective 6/9/02)

WAC 132Z-116-010 Objectives of parking and traffic rules. The objectives of these rules are:

- (1) To protect and control pedestrian and vehicular traffic on the campus of University of Washington, Bothell and Cascadia ((Community)) College.
- (2) To assure access at all times for emergency equipment.
- (3) To minimize traffic disturbances.
- (4) To facilitate the operation of the institutions by assuring access to vehicles.
- (5) To allocate limited parking space for the most efficient use.
- (6) To protect state property.

AMENDATORY SECTION (Amending WSR 02-11-048, filed 5/9/02, effective 6/9/02)

WAC 132Z-116-020 Definitions. The following definitions apply to this chapter:

WSR 15-01-115

EXPEDITED RULES

CASCADIA COLLEGE

[Filed December 18, 2014, 1:58 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-116-005 Authority, 132Z-116-010 Objectives of parking and traffic rules, 132Z-116-020 Definitions, and 132Z-116-110 Display of permits.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

(1) Campus: The colocated campus of University of Washington, Bothell and Cascadia ((Community)) College.

(2) College: Cascadia ((Community)) College, and collectively those responsible for its control and operations.

(3) Employee: An employee of the college or the university.

(4) Institutions: The college and the university.

(5) Public safety officers: Employees of the college or the university who are responsible for campus security, safety, and parking and traffic control.

(6) Student: A person enrolled in the college or the university.

(7) University: The University of Washington, Bothell, and collectively those responsible for its control and operations.

(8) Vehicle: An automobile, truck, motorcycle, motorized scooter, or bicycle.

(9) Visitor: A person who is neither an employee nor a student of the college or the university.

AMENDATORY SECTION (Amending WSR 02-11-048, filed 5/9/02, effective 6/9/02)

WAC 132Z-116-110 Display of permits. (1) Parking permits shall be displayed by hanging from the rear view mirror, affixed to the front window, or displayed face up on the dashboard of the motor vehicle and shall be fully visible from the exterior of the motor vehicle.

(2) When applicable, the area designator (numeral, letter or combination) shall be affixed to the vehicle permit and shall be fully visible from the exterior of the motor vehicle.

(3) Motorcycle and scooter permits shall be registered with the affiliated institution.

(4) Permits not fully visible from the exterior of a motor vehicle are not valid and are subject to citation for no valid permit displayed.

WSR 15-01-116

EXPEDITED RULES

CASCADIA COLLEGE

[Filed December 18, 2014, 2:00 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-133-010 Organization—Operation—Information.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014

Dede Gonzales

Executive Assistant

to the President

Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-06-003, filed 2/17/05, effective 3/20/05)

WAC 132Z-133-010 Organization—Operation—Information. (1) Organization. Cascadia ((Community)) College is established in Title 28B RCW as a public institution of higher education. The college is governed by a five-member board of trustees, appointed by the governor. The board employs a president, who acts as the chief executive officer of the college. The president establishes the structure of the administration.

(2) Operation. The administrative office is located at the following address:

Cascadia ((Community)) College

18345 Campus Way N.E.

Bothell, WA 98011

The office hours are 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays.

(3) Information. Additional information about Cascadia ((Community)) College District 30 may be obtained by calling 425-352-8000, or by addressing a request to:

Cascadia ((Community)) College

18345 Campus Way N.E.

Bothell, WA 98011

WSR 15-01-117
EXPEDITED RULES
CASCADIA COLLEGE

[Filed December 18, 2014, 2:02 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-134-010 Rules coordinator.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are house-keeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

AMENDATORY SECTION (Amending WSR 05-06-003, filed 2/17/05, effective 3/20/05)

WAC 132Z-134-010 Rules coordinator. The rules coordinator for Cascadia ((Community)) College as designated by the president is:

The Executive Assistant to the President
Cascadia ((Community)) College
18345 Campus Way N.E.
Bothell, WA 98011

WSR 15-01-118
EXPEDITED RULES
CASCADIA COLLEGE

[Filed December 18, 2014, 2:04 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-140-010 Definitions, 132Z-140-020 Use of college facilities, 132Z-140-040 Policies limiting use, 132Z-140-090 Basis of fee assessment, and 132Z-140-100 Application procedures.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are house-keeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

AMENDATORY SECTION (Amending WSR 06-14-012, filed 6/23/06, effective 7/24/06)

WAC 132Z-140-010 Definitions. The following terms shall have the following meaning within chapter 132Z-140 WAC, unless otherwise specified:

"Campus" shall mean the entire joint Cascadia College/ University of Washington, Bothell campus;

"College" shall mean Cascadia (~~Community~~) College;

"College facilities" shall mean those parts of the joint Cascadia (~~Community~~) College/University of Washington, Bothell campus that are dedicated primarily to Cascadia (~~Community~~) College use, and shall include those campus buildings dedicated primarily to Cascadia (~~Community~~) College classrooms, laboratories, and administration, as well as the areas immediately surrounding those buildings(~~;~~);

"~~Campus~~" shall mean the entire joint Cascadia Community College/University of Washington, Bothell campus).

AMENDATORY SECTION (Amending WSR 06-14-012, filed 6/23/06, effective 7/24/06)

WAC 132Z-140-020 Use of college facilities. Cascadia (~~Community~~) College provides continued educational opportunity for area citizens. In keeping with this general purpose, the college believes that facilities should be available for a variety of uses that are of benefit to the general public if such general uses do not interfere with the educational mission of the college. However, a state agency is under no obligation to make its public facilities available to the community for private purposes. Reasonable time, place, and manner restrictions may be placed on the use of college facilities made available for public or private purposes.

AMENDATORY SECTION (Amending WSR 06-14-012, filed 6/23/06, effective 7/24/06)

WAC 132Z-140-040 Policies limiting use. (1) College facilities may be used for purposes of political campaigning by or for candidates who have filed for public office, directed to members of the public, only when the full rental cost of the facility is paid. Use of state funds to pay for facility rental costs for political campaigns is prohibited. No person may solicit contributions on college property for political uses, except where this limitation conflicts with federal law regarding interference with the mails.

(2) Posters and samples may be posted or distributed only in designated areas of the campus, unless prior permission to post/distribute is obtained from the executive director of communications and marketing. Information on the location of designated poster/distribution areas may be obtained in the office of the executive director of communications and marketing.

(3) WAC 132Z-140-010 through 132Z-140-122 shall apply to recognized student groups using college facilities.

(4) Handbills, leaflets, and similar materials except those which are commercial, obscene, or unlawful may be distributed in designated areas on the campus where, and at times when, such distribution will not interfere with the orderly administration of the college affairs or the free flow of traffic. Prior authorization must be obtained from the executive director of communications and marketing. Any distribution of materials as authorized by the executive director of communications and marketing shall not be construed as support or approval of the content by the college community or the board of trustees.

(5) Use of audio amplifying equipment is permitted only in locations and at times that will not interfere with the nor-

mal conduct of college affairs as determined by the vice-president for (~~finance and operations~~) administrative services.

(6) The right of peaceful dissent within the college community will be preserved. While peaceful dissent is acceptable, violence or disruptive behavior is not a legitimate means of dissent. If any person, group, or organization attempts to resolve differences by means of violence, the college retains the right to take steps to protect the safety of individuals, the continuity of the educational process, and the property of the state.

(7) Orderly picketing and other forms of peaceful dissent are protected activities on and about the college premises when such premises are open to public use. However, interference with free passage through areas where members of the college community have a right to be, interference with ingress and egress to college facilities, interruption of classes, injury to persons, or damage to property exceeds permissible limits.

(8) Where college space is used for an authorized function (such as a class or a public or private meeting under approved sponsorship, administrative functions or service related activities), groups must obey or comply with directions of the designated administrative officer or individual in charge of the meeting.

AMENDATORY SECTION (Amending WSR 06-14-012, filed 6/23/06, effective 7/24/06)

WAC 132Z-140-090 Basis of fee assessment. (1) The basis for establishing and charging use fees reflects the college's assessment of the present market and the cost of operations, and an evaluation of the intended purpose and its relationship to the purposes of this college. The board of trustees has determined that groups or organizations affiliated with the college should be permitted access to facilities at the lowest charge on the fee schedule, which may include complimentary use. A current fee schedule is available from the office of the vice-president for (~~finance and operations~~) administrative services.

(2) The college does not wish to compete with private enterprise. Therefore, the college reserves the right to deny applications for facility use when the administration and/or the board of trustees feels a commercial facility is equivalent to the college facility, is available for use, and should be patronized. At no time will facility use be granted for a commercial activity at a rental rate, or upon terms, less than the full and fair rental value of premises used.

AMENDATORY SECTION (Amending WSR 06-14-012, filed 6/23/06, effective 7/24/06)

WAC 132Z-140-100 Application procedures. (1) At least seven working days prior to date of intended use of any college facility, an authorized representative of the requesting organization must submit a written application which may be obtained through the college's office of the vice-president for (~~finance and operations~~) administrative services. A single application may be sufficient for a series of meetings by an organization unless those meetings vary significantly in some substantive way; if so, separate applications will be required. The college may consider applications received on

less than seven days' notice; however, the college cannot guarantee that such applications will be considered prior to seven days after submission.

(2) Upon approval of the application, an authorized representative of the using organization shall sign the rental agreement. By affixing a signature as representing the using organization, the signatory specifies he or she has authority to enter into agreement on behalf of the organization and if the organization fails to pay the amount due, the signatory becomes responsible for all charges which may include interest payment for overdue accounts as specified on the rental form but not less than one percent per month.

(3) The college may require an advance deposit of up to fifty percent, payable before approval of the application, for large events, events requiring expenditures on the part of the college, or events that require the college to block out significant areas for the renter.

(4) The college reserves the right to make pricing changes without prior notice.

(5) Use of a facility is limited to the facilities specified on the agreement.

(6) The priorities for facility use place primary emphasis on regular college events and activities. The college reserves the right to cancel any permit and refund any payments for use of college facilities and equipment when they deem such action advisable and in the college's best interests.

(7) If an applicant cancels a facility use permit, the applicant is liable for all college costs and expenses in preparing the facility for its use.

(8) Organizations using Cascadia (~~Community~~) College's facilities shall conduct all activities in accordance with applicable local, state, and federal laws including but not limited to the Americans with Disabilities Act, 42 U.S.C. §§ 12101-12213, the Rehabilitation Act of 1973, 29 U.S.C. § 794, Washington's law against discrimination, chapter 49.60 RCW, and all rules adopted by the board of trustees.

WSR 15-01-119

EXPEDITED RULES

CASCADIA COLLEGE

[Filed December 18, 2014, 2:05 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-141-010 Purpose, 132Z-141-020 Definitions, 132Z-141-030 Administrative authority, 132Z-141-040 Use of joint facilities, and 132Z-141-050 Limitations on use.

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 Dede Gonzales, Cascadia

College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made. This is a joint policy between the University of Washington Bothell and Cascadia College and our policies need to be consistently worded for continuity.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name. This is a joint policy between the University of Washington Bothell and Cascadia College and our policies need to be consistently worded for continuity.

Statutory Authority for Adoption: RCW 28B.50.140 and 70.160.080 and Regulation #10-04 – King County Board of Health.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

Reviser's note: WAC 132Z-141-040 is referred to in the agency's notice; however, the proposed text of the section was not included with the filing by the agency. cf. RCW 34.08.020 (1)(a).

Chapter 132Z-141 WAC

USE OF JOINT CASCADIA (~~COMMUNITY~~) COLLEGE AND UNIVERSITY OF WASHINGTON, BOTHELL, FACILITIES

AMENDATORY SECTION (Amending WSR 06-14-013, filed 6/23/06, effective 7/24/06)

WAC 132Z-141-010 Purpose. The colocated campus of Cascadia (~~Community~~) College and the University of Washington, Bothell, operates joint facilities that provide benefits to each educational institution. The purpose of this chapter is to define the facilities jointly operated by the institutions and to ensure that these joint facilities are reserved primarily for activities related to the educational missions of the institutions. Further, the joint facilities may be used for a variety of activities, providing the primary function the facility or space was intended to serve is not compromised. Rea-

sonable time, place, and manner restrictions may be placed on the use of joint facilities.

The rules set forth in this chapter have been jointly developed and agreed upon by the two institutions of higher education, and adopted and codified in separate chapters of the Washington Administrative Code by each of the institutions. Rules for the use of dedicated facilities of Cascadia ((Community)) College and the University of Washington, Bothell, are governed by chapter 132Z-140 WAC and chapter 478-136 WAC, respectively.

AMENDATORY SECTION (Amending WSR 06-14-013, filed 6/23/06, effective 7/24/06)

WAC 132Z-141-020 Definitions. (1) "College" shall mean Cascadia ((Community)) College.

(2) "Institutions" shall mean University of Washington, Bothell, and Cascadia ((Community)) College.

(3) "Joint facilities" shall mean those structures, spaces, campus grounds, and parking lots operated jointly by the institutions. Specific rules also apply to parking lots (chapters 132Z-116 and 478-117 WAC).

(4) "University" shall mean University of Washington, Bothell.

(5) "Use of facilities" includes, but is not limited to: The holding of classes, events, the posting and removal of signs, all forms of advertising, commercial and community activities, and charitable solicitation.

(6) "Wetlands" shall mean campus grounds to the east of Campus Way N.E. and east of 110th N.E. between N.E. 185th and Beardslee Blvd., and the Chase House.

AMENDATORY SECTION (Amending WSR 06-14-013, filed 6/23/06, effective 7/24/06)

WAC 132Z-141-030 Administrative authority. (1) The board of trustees for Cascadia ((Community)) College and the board of regents of the University of Washington have delegated to the president of the college and the chancellor of the university, respectively, the authority to regulate the use of facilities on the colocated campus.

(2) Under this authority, the president of the college and the chancellor of the university designate the coordination for use of joint facilities to an appointed joint committee on facility use and designate the use of the wetlands to the wetlands oversight committee. The president of the college and the chancellor of the university shall each appoint representatives to the joint committee on facility use to develop suggested event procedures. Each designee shall review the use of the facilities; establish administrative procedures governing such use that are consistent with these rules; approve or disapprove requested uses and establish policies regarding fees and rental schedules unique to joint facilities as appropriate. Additionally, the joint committee on facility use shall act as an appeals board for decisions of the wetlands oversight committee regarding wetlands use requests. Inquiries concerning the use of joint facilities may be directed to:

Cascadia ((Community)) College
((Finance and Operations Office))
Office of Administrative Services

((Director of Auxiliary Services and Capital Projects))
Facilities Coordinator

18345 Campus Way N.E.

Bothell, WA 98011

(Phone: ((425-352-8269 or)) 425-352-8000), and

University of Washington, Bothell

Office of Administrative Services

Facilities Use Coordinator

Box 358535

18115 Campus Way N.E.

Bothell, WA 98011

(Phone: 425-352-3556 or e-mail: facuse@uw.edu).

(3) Preliminary approval of an event by an academic or administrative unit of the college or university implies that a responsible official has applied his or her professional judgment to the content of the program, the qualifications of the individuals conducting the event, the manner of presentation, and has concluded that the event is consistent with the teaching, research, and/or public service mission of the institutions.

(4) Final approval of a joint facilities use request by the appropriate designee on the use of joint facilities implies that the designee has reviewed the proposed event with regard to: The rules in this chapter; the direct and indirect costs to the institutions; environmental, health and safety concerns; wear and tear on the facilities; appropriateness of the event to the specific facility; and the impact of the event on the institutions, surrounding neighborhoods and the general public.

(5) The institutions will not make their joint facilities or services available to organizations that do not assure the institutions that they will comply with the terms of the Americans with Disabilities Act (ADA, 42 U.S.C. 12132, 12182) and the Rehabilitation Act of 1973 (RA, 29 U.S.C. 794). Uses must not impose restrictions nor alter facilities in a manner which would violate the ADA or RA.

(6) The institutions will not make their joint facilities or services available to organizations which do not assure the institution that they do not discriminate ((against any person because)) on the basis of race, color, religion, ((national origin-)) gender and/or sex, sexual orientation, national origin, citizenship status, age, ((handicap, or status as a Vietnam era or disabled)) marital or veteran((, except where such organizations have been exempted from provisions of applicable state or federal laws or regulations)) status, or the presence of any sensory, mental or physical disability, or genetic information, and is prohibited from discrimination in such a manner by college policy and state and federal law.

(7) Individuals who violate the institutions' use of joint facilities regulations and approved users who violate the institutions' contract terms for use of joint facilities may be advised of the specific nature of the violation and individuals may be requested to leave the property or be refused future use of joint facilities. Failure to comply with a request to leave the property may subject such individuals to arrest and criminal prosecution under provisions of applicable state, county, and city laws.

AMENDATORY SECTION (Amending WSR 06-14-013, filed 6/23/06, effective 7/24/06)

WAC 132Z-141-050 Limitations on use. (1) Freedom of expression is a highly valued and indispensable quality of college and university life. However, joint facilities may not be used in ways that obstruct or disrupt the institutions' operations, the freedom of movement, or any other lawful activities. Additionally, use of joint facilities may be subject to reasonable time, place and manner restrictions.

(2) Joint facilities may be used for events and forums regarding ballot propositions and/or candidates who have filed for public office providing the event has received preliminary approval by an administrative or academic unit of one of the institutions and final approval by the appropriate facility designee. There are, however, certain limitations on the use of joint facilities for these political activities.

(a) First priority for the use of joint facilities shall be given to regularly scheduled college and university activities.

(b) Joint facilities may be used for political purposes such as events and forums regarding ballot propositions and/or candidates who have filed for public office only when the full rental cost of the facility is paid. Use of state funds for payment of facility rental costs is prohibited.

(c) Forums or debates may be scheduled at full facility rental rates if all parties to a ballot proposition election or all candidates who have filed for office for a given position, regardless of party affiliation, are given equal access to the use of facilities within a reasonable time.

(d) No person shall solicit contributions on joint property for political uses, except in instances where this limitation conflicts with applicable federal law regarding interference with the mails.

(e) Public areas outside joint facility buildings may be used for political purposes such as events and forums regarding ballot propositions and/or candidates who have filed for public office, excluding solicitation of funds, provided the other normal business of the institutions is not disrupted and entrances to and exits from buildings are not blocked.

(f) Joint facilities or services may not be used to establish or maintain offices or headquarters for political candidates or partisan political causes.

(3) Joint facilities may not be used for private or commercial purposes such as sales, advertising, or promotional activities unless such activities are consistent with the institution's mission, as determined by the appropriate designee.

(4) Nothing in these rules is intended to alter or affect the regular advertising, promotional, or underwriting activities carried on, by, or in the regular media or publications of the institutions. Policies concerning advertising, promotional or underwriting activities included in these media or publications are under the jurisdiction of and must be approved by their respective management or, where applicable, advisory committees, in accordance with applicable state and federal laws.

(5) In accordance with WAC 132Z-141-010 the institutions will make their joint facilities available only for purposes related to their educational missions, including but not limited to instruction, research, public assembly, community programs, and student activities. When permission is granted to use joint facilities for approved instructional or related pur-

poses, as a condition of approval, the user of joint facilities agrees to include in all materials nonendorsement statements in the form approved by the appropriate designee. "Materials" includes all communications, advertisement, and any other printed, electronic, or broadcast/telecast information related to the user's activities offered in joint facilities. The designee will determine the content, size of print and placement of the nonendorsement language. The institutions will not make their joint facilities available for instructional or related purposes that compete with courses or programs offered by the college or university.

(6) Solicitation, or distribution of handbills, pamphlets and similar materials by anyone, whether a member of the college and university community or of the general public, is not permitted in those areas of campus to which access by the public is restricted or where such solicitation or distribution would significantly impinge upon the primary business being conducted.

(7) Electronic amplification on the grounds of the campus shall not be permitted unless approved by the joint committee on facility use.

(8) No person may use joint facilities to camp. "Camp" means to remain overnight, to erect a tent or other shelter, or to use sleeping equipment, a vehicle, or a trailer camper, for the purpose of or in such ways as will permit remaining overnight. Violators are subject to arrest and criminal prosecution under applicable state, county and city laws. This provision does not prohibit use of joint facilities where a college or university employee remains overnight to fulfill the responsibilities of his or her position.

(9) The institutions are committed to maintaining a safe and healthful work and educational environment for all faculty, staff, students, and visitors. In accordance with the Washington Clean Indoor Air Act (chapter 70.160 RCW), the Cascadia ((Community)) College facility use (chapter 132Z-140 WAC) and Use of University of Washington facilities (chapter 478-136 WAC), the following smoking policy is intended to protect nonsmokers from exposure to smoke in their campus-associated environments and to protect life and property against fire hazards((:)). "Smoke" or "smoking" refers to the carrying or smoking of any kind of lighted pipe, cigar, cigarette, electronic cigarette, or any other kind of lighted smoking equipment.

(a) Smoking is prohibited inside all college or university vehicles, inside buildings and parking structures owned or occupied by the college or university and/or used by college or university faculty, staff or students and at any outside areas or locations that may directly or indirectly affect the air supply of buildings or carry smoke into buildings.

(b) The institutions may designate specific outdoor locations as smoking areas. Signage will be placed to indicate the designated locations.

(c) Any student, staff, or faculty member who violates the smoking policy may be subject to disciplinary action. In addition, violations of the smoking policy may be subject to appropriate enforcement.

(10) Alcoholic beverages may be possessed, sold, served, and consumed at joint facilities only if the procedures set forth in this section are followed.

(a) The appropriate permits/licenses for possession, sale, service, and consumption of alcohol must be obtained from the Washington state liquor control board.

(b) Permits/licenses must be displayed during the event and all other guidelines and restrictions established by the Washington state liquor control board must be followed.

(c) Alcoholic beverages may be possessed, sold, served, and consumed at joint facilities leased to a commercial tenant under a lease that includes authorization for the tenant to apply and hold a license issued by the Washington state liquor control board.

(d) Except as provided in (c) of this subsection, alcoholic beverages may be possessed, sold, served, and consumed at joint facilities only under permits/licenses issued by the Washington state liquor control board and only as follows:

(i) Events at which alcohol is to be sold must be approved by the joint committee on facility use and an application to the committee must be accompanied by a request for written authorization under (e) or (f) of this subsection or proof that the seller holds an appropriate license; and

(ii) A college or university unit or an individual or organization applying for a permit/license must have obtained approval under (e) or (f) of this subsection; and

(iii) Sale, service, and consumption of alcohol is to be confined to specified room(s) or area(s) specified on the license or permit. ~~((Unopened containers may not be sold or served. No alcohol is permitted to be taken off premises.))~~

(e) Written authorization to apply for a special occasion license to sell alcoholic beverages at joint facilities must be obtained from the joint committee on facility use prior to applying for a special occasion license from the Washington state liquor control board. Authorization should be requested through the facilities use coordinator for the joint committee on facility use sufficiently in advance of the program to allow timely consideration. (Note: Some license applications must be filed with the Washington state liquor control board at least ~~((thirty))~~ **forty-five** days or more before the event.) Written authorization to apply for such license shall accompany the license application filed with the Washington state liquor control board.

(f) Written authorization to apply for a banquet permit to serve and consume alcoholic beverages at joint facilities must be obtained from the college president or university chancellor prior to applying for the permit from the Washington state liquor control board. Authorization should be requested sufficiently in advance of the program to allow timely consideration. Written authorization to apply for such permit shall accompany the permit application filed with the Washington state liquor control board.

(g) Consumption, possession, dispensation, or sale of alcohol is prohibited except for persons of legal age.

276-030 Description of central and field organization of Cascadia ~~((Community))~~ College District No. 30, 132Z-276-050 Public records available, 132Z-276-060 Public records officer, 132Z-276-080 Requests for public records, 132Z-276-100 Determination regarding exempt records, 132Z-276-110 Review of denials of public records requests, 132Z-276-120 Protection of public records, and 132Z-276-140 Adoption of form.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
Dede Gonzales
Executive Assistant
to the President
Rules Coordinator

WSR 15-01-120
EXPEDITED RULES
CASCADIA COLLEGE
[Filed December 18, 2014, 2:07 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-276-010 Purpose, 132Z-276-020 Definitions, 132Z-

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-010 Purpose. The purpose of this chapter is to ensure that Cascadia ~~((Community))~~ College complies with the provisions of chapter ~~((42.17))~~ **42.56** RCW and in particular with those sections of that chapter dealing with public records.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-020 Definitions. (1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

(2) "Writing" means handwriting, typewriting, printing, photostating, photographing, and every other means of recording any form of communication or representation, including letters, words, pictures, sounds or symbols, combination thereof and all papers, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, disks, flash drives, drums and other documents.

(3) "Cascadia (~~Community~~) College" is an agency organized by statute pursuant to RCW 28B.50.040. Cascadia (~~Community~~) College shall hereafter be referred to as the "district." Where appropriate, the term "district" also refers to the staff and employees of the district.

AMENDATORY SECTION (Amending WSR 05-06-003, filed 2/17/05, effective 3/20/05)

WAC 132Z-276-030 Description of central and field organization of Cascadia (~~Community~~) College District No. 30. (1) Cascadia (~~Community~~) College is a state agency established and organized under the authority of chapter 28B.50 RCW for the purpose of implementing the educational goals established by the legislature in RCW 28B.50-020. The administrative office of the district is located on the college campus within the county of King, Washington. The college campus likewise comprises the central headquarters for all operations of the district.

(2) The district is operated under the supervision and control of a board of trustees. The board of trustees consists of five members appointed by the governor. The board of trustees normally meets at least once each month, as provided in WAC 132Z-104-010. The board of trustees employs a president, an administrative staff, instructors, and other employees. The board of trustees takes such actions and promulgates such rules, and policies in harmony with the rules established by the state board for community and technical colleges, as are necessary to the administration and operation of the district.

(3) The president of the district is responsible to the board of trustees for the operation and administration of the district.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-050 Public records available. All public records of the district, as defined in this chapter, are deemed to be available for public inspection and copying pursuant to these rules, except as otherwise provided by chapter 42.56 RCW ((42.17.310)) or other statutes.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-060 Public records officer. The district's public records shall be in the charge of the public records officer designated by the chief administrative officer of the district. The person so designated shall be located in the district administrative office. The public records officer shall be responsible for the following: Implementation of the district's rules regarding release of public records, coordinating district employees in this regard, and generally ensuring compliance by district employees with the public records disclosure requirements in chapter ~~((42.17))~~ 42.56 RCW.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-080 Requests for public records. In accordance with the requirements of chapter 42.56 RCW ((42.17.290)) that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency, public records are only obtainable by members of the public when those members of the public comply with the following procedures:

(1) A request shall be made in writing upon a form prescribed by the district which shall be available at the district administrative office. The form shall be presented to the public records officer or, if the public records officer is not available, to any member of the district's staff at the district administrative office during customary office hours. The request shall include the following information:

- (a) The name of the person requesting the record;
- (b) The time of day and calendar date on which the request was made;
- (c) The nature of the request;
- (d) If the matter requested is referenced within the current index maintained by the public records officer, a reference to the requested record as it is described in such current index;
- (e) If the requested matter is not identifiable by reference to the current index, an appropriate description of the record requested.

(2) In all cases in which a member of the public is making a request, it shall be the obligation of the public records officer, or person to whom the request is made, to assist the member of the public in succinctly identifying the public record requested.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-100 Determination regarding exempt records. (1) The district reserves the right to determine that a public record requested in accordance with the procedures outlined in WAC 132Z-276-080 is exempt pursuant to the provisions set forth in RCW 42.17.310 or other statute. Such determination may be made in consultation with the public records officer, president of the college district, or an assistant attorney general assigned to the district.

(2) Pursuant to RCW ((42.17.260)) 42.56.210, the district reserves the right to delete identifying details when it makes available or publishes any public record when there is reason to believe that disclosure of such details would be an unreasonable invasion of personal privacy or impair a vital governmental interest: Provided, however, in each case, the justification for the deletion shall be explained fully in writing.

(3) Response to requests for a public record must be made promptly. For the purposes of this section, a prompt response occurs if the college, within five business days, either:

- (a) Provides the record;
- (b) Acknowledges receipt of the request and provides a reasonable estimate of the time the college will require to respond to the request; or
- (c) Denies the request.

(4) All denials of request for public records must be accompanied by a written statement, signed by the public records officer or designee, specifying the reason for the denial, a statement of the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the public record withheld.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-110 Review of denials of public records requests. (1) Any person who objects to the denial of a request for a public record may petition for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement which constituted or accompanied the denial.

(2) The written request by a person demanding prompt review of a decision denying a public record shall be submitted to the president or designee.

(3) Within two business days after receiving the written request by a person petitioning for a prompt review of a decision denying a public record, the president or designee, shall complete such review.

(4) During the course of the review the president or designee shall consider the obligations of the district to comply with the intent of chapter ((42.17)) 42.56 RCW insofar as it requires providing full public access to official records, but shall also consider the exemptions provided in chapter 42.56 RCW ((42.17.310)) or other pertinent statutes, and the provisions of the statute which require the district to protect public records from damage or disorganization, prevent excessive interference with essential functions of the agency, and prevent any unreasonable invasion of personal privacy by deleting identifying details.

AMENDATORY SECTION (Amending WSR 05-06-003, filed 2/17/05, effective 3/20/05)

WAC 132Z-276-120 Protection of public records. Requests for public records shall be made at the administrative office of the district at Cascadia ((Community)) College, 18345 Campus Way N.E., Bothell, WA 98011. Public records and a facility for their inspection will be provided by

the public records officer. Such records shall not be removed from the place designated. Copies of such records may be arranged according to the provisions of WAC 132Z-276-090.

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-276-140 Adoption of form. The district hereby adopts for use by all persons requesting inspection and/or copying or copies of its records the following form:

REQUEST FOR PUBLIC RECORD TO
Cascadia ((Community)) College

(a)

Name (please print)	Signature
---------------------	-----------

.....

Name of Organization, if applicable

.....

Mailing Address of Applicant	Phone Number
------------------------------	--------------

(b)

Date Request Made	Time of Day Request Made
-------------------	--------------------------

(c) Nature of Request

.....

.....

(d) ((Identification Reference on Current Index (Please describe))) Description of Record(s) Requested

.....

.....

.....

((e) Description of Record, or Matter, Requested if not Identifiable by Reference to the

.....

.....

.....

Request: APPROVED DENIED Date

By

Name	Title
------	-------

Reasons for Denial:

.....

.....

Referred to Date

By

Name	Title
------	-------

WSR 15-01-121
EXPEDITED RULES
CASCADIA COLLEGE

[Filed December 18, 2014, 2:08 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-300-010 Preamble.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
 Dede Gonzales
 Executive Assistant
 to the President
 Rules Coordinator

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-300-010 Preamble. Cascadia ((Community)) College is covered by Title IX of the Civil Rights Act of 1964 prohibiting sex discrimination in education. Applicants for admission, enrolled students, applicants for employment, or employees of Cascadia ((Community)) College who believe they have been discriminated against on the basis of sex may lodge an institutional grievance by following the procedures contained in this chapter.

WSR 15-01-122
EXPEDITED RULES
CASCADIA COLLEGE

[Filed December 18, 2014, 2:10 p.m.]

Title of Rule and Other Identifying Information: WAC 132Z-310-010 Preamble.

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 Dede Gonzales, Cascadia College, 18345 Campus Way N.E., Bothell, WA 98011, AND RECEIVED BY February 23, 2015.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The college name changed and to be in compliance, the WACs needed to be changed. As a result, further review was done and additional housekeeping corrections were made.

Reasons Supporting Proposal: These changes are housekeeping in nature, correct titles, RCW numbers, and update discrimination statements, as well as change the college name.

Statutory Authority for Adoption: RCW 28B.50.140.

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

Name of Proponent: Cascadia College, governmental.

Name of Agency Personnel Responsible for Drafting and Implementation: Dede Gonzales, Cascadia College, (425) 352-8252; and Enforcement: President Eric Murray, Cascadia College, (425) 352-8810.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The college has changed our name on numerous documents and it is necessary for our WACs to state the same.

December 18, 2014
 Dede Gonzales
 Executive Assistant
 to the President
 Rules Coordinator

AMENDATORY SECTION (Amending WSR 96-14-098, filed 7/2/96, effective 8/2/96)

WAC 132Z-310-010 Preamble. Cascadia ((Community)) College is covered by section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act prohibiting discrimination on the basis of handicap/disability in education. Applicants for admission, enrolled students, applicants for employment, or employees of Cascadia ((Community)) College who believe they have been discriminated against on the basis of handicap/disability may lodge an institutional grievance by following the procedures contained in this chapter.