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CITATION

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DENNIS W. COOPER
Code Reviser

WASHINGTON STATE REGISTER

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STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

Documents are arranged within each issue of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence within an issue's material.

2. PROPOSED, ADOPTED, AND EMERGENCY RULES OF STATE AGENCIES AND INSTITUTIONS OF HIGHER EDUCATION

The three types of rule-making actions taken under the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW) may be distinguished by the size and style of type in which they appear.

- (a) **Proposed rules** are those rules pending permanent adoption by an agency and set forth in eight point type.
- (b) **Adopted rules** have been permanently adopted and are set forth in ten point type.
- (c) **Emergency rules** *have been adopted on an emergency basis and are set forth in ten point oblique type.*

3. PRINTING STYLE—INDICATION OF NEW OR DELETED MATTER

RCW 34.04.058 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

- (a) In amendatory sections—
 - (i) underlined matter is new matter;
 - (ii) deleted matter is (~~lined out and bracketed between double parentheses~~);
- (b) Complete new sections are prefaced by the heading NEW SECTION;
- (c) The repeal of an entire section is shown by listing its WAC section number and caption under the heading REPEALER.

4. EXECUTIVE ORDERS, COURT RULES, NOTICES OF PUBLIC MEETINGS

Material contained in the Register other than rule-making actions taken under the APA or the HEAPA does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

5. EFFECTIVE DATE OF RULES

- (a) Permanently adopted agency rules take effect thirty days after the rules and the agency order adopting them are filed with the code reviser. This effective date may be delayed, but not advanced, and a delayed effective date will be noted in the promulgation statement preceding the text of the rule.
- (b) Emergency rules take effect upon filing with the code reviser and remain effective for a maximum of ninety days from that date.
- (c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

6. EDITORIAL CORRECTIONS

Material inserted by the code reviser for purposes of clarification or correction or to show the source or history of a document is enclosed in brackets [].

7. INDEX AND TABLES

A combined subject matter and agency index and a table of WAC sections affected may be found at the end of each issue.

1980-1981
DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION
(Revised 6/12/80)

Issue No.	Distribution Date	First Agency Action Date ²	Closing Dates ¹		
			OTS ³ 10 pages maximum (14 days)	Non-OTS and 11 to 29 pages (28 days)	Non-OTS and 30 pages or more (42 days)
80-06	Jun 18	Jul 8	Jun 4	May 21	May 7
80-07	Jul 2	Jul 22	Jun 18	Jun 4	May 21
80-08	Jul 16	Aug 5	Jul 2	Jun 18	Jun 4
80-09	Aug 6	Aug 26	Jul 23	Jul 9	Jun 25
80-10	Aug 20	Sep 9	Aug 6	Jul 23	Jul 9
80-11	Sep 3	Sep 23	Aug 20	Aug 6	Jul 23
80-12	Sep 17	Oct 7	Sep 3	Aug 20	Aug 6
80-13	Oct 1	Oct 21	Sep 17	Sep 3	Aug 20
80-14	Oct 15	Nov 4	Oct 1	Sep 17	Sep 3
80-15	Nov 5	Nov 25	Oct 22	Oct 8	Sep 24
80-16	Nov 19	Dec 9	Nov 5	Oct 22	Oct 8
80-17	Dec 3	Dec 23	Nov 19	Nov 5	Oct 22
80-18	Dec 17	Jan 6, 1981	Dec 3	Nov 19	Nov 5

81-01	Jan 7, 1981	Jan 27	Dec 24, 1980	Dec 10	Nov 26
81-02	Jan 21	Feb 10	Jan 7	Dec 24, 1980	Dec 10
81-03	Feb 4	Feb 24	Jan 21	Jan 7	Dec 24, 1980
81-04	Feb 18	Mar 10	Feb 4	Jan 21	Jan 7
81-05	Mar 4	Mar 24	Feb 18	Feb 4	Jan 21
81-06	Mar 18	Apr 7	Mar 4	Feb 18	Feb 4
81-07	Apr 1	Apr 21	Mar 18	Mar 4	Feb 18
81-08	Apr 15	May 5	Apr 1	Mar 18	Mar 4
81-09	May 6	May 26	Apr 22	Apr 8	Mar 25
81-10	May 20	Jun 9	May 6	Apr 22	Apr 8
81-11	Jun 3	Jun 23	May 20	May 6	Apr 22
81-12	Jun 17	Jul 7	Jun 3	May 20	May 6

¹All documents are due at the Code Reviser's Office by 5:00 p.m. on the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-12-035 or 1-13-035.

²"No proceeding shall be held on any rule until twenty days have passed from the distribution date of the register in which notice thereof was contained." RCW 28B.19.030(2) and 34.04.025(2). These dates represent the twentieth day after the distribution date of the immediate preceding Register.

³OTS is the acronym used for the Order Typing Service offered by the Code Reviser's Office which is briefly explained in WAC 1-12-220 and WAC 1-13-240.

WSR 80-12-001
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 80-97—Filed August 21, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are adopted pursuant to the Columbia River Compact.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1980.

By Gordon Sandison
 Director

NEW SECTION

WAC 220-32-05100N GILL NET SEASONS. Notwithstanding the provisions of WAC 220-32-051 and WAC 220-32-052, it shall be unlawful to take, fish for or possess salmon for commercial purposes in Columbia River Management and Catch Reporting Areas 1F, 1G and 1H, except those individuals possessing treaty rights pursuant to the Yakima, Warm Springs, Umatilla and Nez Perce treaties may fish 12:00 noon September 2 to 12:00 noon September 4, 1980 and 12:00 noon September 8 to 12:00 noon September 11, 1980.

NEW SECTION

WAC 220-32-05800F RIVER MOUTH CLOSURES. Notwithstanding the provisions of WAC 220-32-058, it shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from the following designated closed waters adjacent to the mouths of streams tributary to Columbia River Salmon Management and Catch Reporting Areas 1F, 1G and 1H.

(1) Those waters of Wind River upstream and northerly of the south edge of the Union Pacific Railroad Bridge.

(2) Those waters of the Big White Salmon River upstream and northerly of the southern edge of the Union Pacific Railroad Bridge.

(3) Those waters of the Columbia River 300 feet offshore between a line projected from a boundary marker 300 feet east of the Spring Creek Hatchery fish ladder perpendicular to the thread of the stream and a line projected from a boundary marker 300 feet west of the hatchery fish ladder perpendicular to the thread of the stream.

WSR 80-12-002
ADOPTED RULES
UNIVERSITY OF WASHINGTON
 [Order 80-1—Filed August 22, 1980]

Be it resolved by board of regents of the University of Washington, acting at Seattle, Washington, that it does promulgate and adopt the annexed rules relating to parking and traffic regulations, amending WAC 478-116-240 and 478-116-600.

This action is taken pursuant to Notice No. WSR 80-06-133 filed with the code reviser on June 2, 1980. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.20.130(1) and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 8, 1980.

By Sally G. Tenney
 Assistant Attorney General

AMENDATORY SECTION (Amending Order 75-2, filed 6/4/75)

WAC 478-116-240 VISITOR PARKING. All visitors, including guests, salespersons, Hospital or Health Center patients and in-patient visitors, maintenance or service personnel, and all other members of the public shall park only in available space as directed by the Parking Division and shall pay the established parking fee, except as noted below:

(1) Federal, state, county, city, school district and similar governmental personnel on official business either in vehicles with tax exempt licenses or by prior arrangements with the Parking Division shall be admitted to the campus without charge.

(2) Vehicles owned by contractors and their employees working on campus construction may be parked in spaces designated by the contractor within construction sites without charge.

(3) Members of the press, television, radio and wire services on official business may park in designated spaces without charge.

(4) Taxis and commercial delivery vehicles may enter the campus without payment of the parking fee for pickup or delivery of passengers, supplies and equipment only.

(5) Visitors and guests attending special University-wide events such as Commencement will be parked without charge. Parking fees shall be charged for college and departmental events such as open houses, symposiums, social and cultural events, unless exempted elsewhere in these regulations.

(6) Visitors invited to the campus for the purpose of rendering uncompensated services to ~~((the University of Washington))~~ departmental areas will be parked in designated areas without charge. In such event, the department receiving the uncompensated service will pay the parking fee from its operating budget.

(7) Persons invited to the campus for the purpose of rendering uncompensated services to the University of Washington, as identified by the Office of the President, will be parked in designated areas without charge.

(8) Persons holding emeritus or similar appointments will be parked in designated areas without charge.

AMENDATORY SECTION (Amending Order 79-3, filed 8/2/79)

WAC 478-116-600 FEES. (1) For purposes of this section the following lots are in:

- (a) Zone A -
 - (i) Central Campus: C1, C3, C6, C7, C8, C9, C10, C12, C13, C14, C15, C16, C17, C18;
 - (ii) East Campus: E3, E6, E7, E8;
 - (iii) North Campus: N2, N3, N4, N6, N7, N8, N9, N10, N11, N12, N13, N14, N15, N16, N18, N20, N21, N22, N23, N24, N26, N27, N28, N2E;
 - (iv) South Campus: S1, S4, S5, S6, S7, S8, S9, S10;
 - (v) West Campus: W3, W4, W5, W6, W7, W8, W9, W10, W11, W12, W13, W14, W18, W19, W20, W21, W22, W23, W24, W25, W34, W39, W41, W42.
- (b) Zone B -
 - (i) East Campus: E2, E9, E10, E11, E12;
 - (ii) North Campus: N1, N5, N25;
 - (iii) South Campus: S13;
 - (iv) West Campus: W2, W26, W27, W28, W29, W30, W31, W32, W33, W36, W38, W40.

(2) The following schedule of parking fees is hereby established:

	PER	AMOUNT
(a) Type of Permit -		
(i) Annual Permits		
(A) Zone A Permits	Year	\$132.00
(B) Zone B Permits	Year	96.00
(C) Reserved - General	Year	240.00
(D) Reserved - Wheelchair permits	Year	96.00
(E) Motorcycle, Scooter and Mopeds	Year	18.00
(F) Drive-through permits (Full-time Faculty and Staff only)	Year	6.00
(G) 24-hour storage, garages	Year	156.00
(H) Carpool Permits	Year	12.00
(ii) Quarterly Permits:		
(A) Zone A permits	Quarter	33.00
(B) Zone B permits	Quarter	24.00
(C) Reserved - General	Quarter	60.00
(D) Reserved - Wheelchair permits	Quarter	24.00
(E) Drive-through permits (Full-time Faculty and Staff only)	Quarter	2.00
(F) Motorcycle, Scooter and Mopeds	Quarter	5.00
(G) 24-hour storage, garages	Quarter	39.00

	PER	AMOUNT
(H) Carpool Permits	Quarter	3.00
(iii) Night Permits (4:00 p.m. to 7:30 a.m. and Saturday a.m. only)		
(A) Zone A annual permits	Year	60.00
(B) Zone B annual permits	Year	36.00
(C) Zone A quarterly permits	Quarter	15.00
(D) Zone B quarterly permits	Quarter	9.00
(iv) Conference Permits (Nonuniversity Sponsored)	Day	1.50
	Week	5.00
(v) Academic Year Permits (9 months - 24-hour Storage)		
(A) Zone A	Academic year	99.00
(B) Zone B	Academic year	72.00
(C) 24-hour storage-garages	Academic year	117.00
(b) Hourly Parking Rates for Designated Areas on Main Campus and South Campus (6:45 a.m. to 11:00 p.m. weekdays only) -		
(i) 0-15 minutes	No charge	
(ii) 15 minutes to 30 minutes		\$.50
(iii) to 1 hour		.75
(iv) 1 hour to 2 hours		1.00
(v) 2 hours to 3 hours		1.25
(vi) over 3 hours		1.50
(vii) gate issued	Week	5.00
(b-1) Hourly Parking Rates for Designated Areas on the Periphery of Campus (6:45 a.m. to 11:00 p.m. weekdays only) -		
(i) 0-15 minutes	No charge	
(ii) 15 minutes to 30 minutes		.25
(iii) to 1 hour		.50
(iv) over 1 hour		.75
(c) Evening Parking (4:00 p.m.-12:00 midnight)		
(i) 0-15 minutes	No charge	
(ii) 15-30 minutes		.25
(iii) over 30 minutes		.75
(iv) overnight (to 7:30 a.m.)		1.00
(d) Special Permits -		
(i) Short term (24-hour)	Week	4.00
	Month	14.00
(ii) Short term (not including 24-hour storage)	Week	3.00
	Month	12.00
(iii) Short-term Motorcycle	Day	.25
(iv) Ticket Books (persons identified in WAC 478-116-240(6) and 478-116-250(1) only)		
(A) ((5 ticket book - C.I.P. Participants	Book	2.00
((B) 10 ticket book - C.I.P. Participants	Book	4.00
((C) 25 ticket book - C.I.P. Participants	Book	10.00
((D)) 5 ticket book - Dept./Indiv.		2.75
((E)) (B) 10 ticket book - Dept./Indiv.		5.50
((F)) (C) 25 ticket book - Dept./Indiv.		13.75
(v) Steno Pool (SP) and Special Services (SS)	Year	132.00
	Quarter	33.00
(e) Mechanically Controlled Parking Areas as Designated (Parking meters, ticket dispensers, automatic gates, etc.)		.10 .75
(f) Athletic Events -		
(i) Football		
(A) Automobiles		1.50
(B) Motor homes		2.00
(C) Buses		5.00
(ii) All other events - Pavilion and Stadium lots		
(A) When staffed by attendants		1.00
(B) When controlled by mechanical equipment (E1-only)		.35

	PER	AMOUNT
(g) Miscellaneous Fees -		
(i) Transfer from one area to another by request of individual		2.00
(ii) Gate keycard replacement - not to exceed		5.00
(iii) Vehicle Gatekey deposit (Amount of deposit will be set by the Manager of the Parking Division. Deposit will be returned to individual when key is returned to Parking Division.)	Not to exceed	10.00
(iv) Permit Replacement		
(A) With signed certificate of destruction or theft		1.00
(B) Without certificate of destruction		2.00
(v) Impound Fee		At cost
(vi) Carpools - (Daily pay parking in certain designated areas. Two or more persons.)		.10-.50

WSR 80-12-003

ADOPTED RULES

WESTERN WASHINGTON UNIVERSITY

[Resolution 80-04—Filed August 22, 1980]

Be it resolved by the board of trustees of Western Washington University, acting at Bellingham, Washington, that it does promulgate and adopt the annexed rules relating to parking and traffic regulations, amending chapter 516-12 WAC.

This action is taken pursuant to Notice No. WSR 80-07-035 filed with the code reviser on June 17, 1980. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated under the general rule-making authority of the Western Washington University as authorized in RCW 28B.35.120(11).

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1980.

By Stuart C. Allen
Assistant Attorney General

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-010 DEFINITIONS. As used in this chapter, 516-12 WAC, the following words and phrases shall have the indicated meanings:

(1) "Board" shall mean the Board of Trustees of Western Washington (~~(State College)~~) University.

(2) "Campus" shall refer to all state lands devoted mainly to the educational or research activities of the (~~college~~) university.

(3) "~~(College)~~ University" shall mean Western Washington (~~(State College)~~) University.

(4) "Employee" shall mean any individual holding an appointment to the faculty, staff, or administration of the (~~college~~) university.

(5) "Parking Committee" shall mean the Parking Committee of the (~~college~~) university.

(6) "Parking Manager" shall mean the person appointed Parking Manager of the (~~college~~) university by the President.

(7) "Student" shall mean any person who is enrolled in the (~~college~~) university as a student.

(8) "President" shall refer to the President of Western Washington (~~(State College)~~) University.

(9) "Safety and Security Department" shall mean the Safety and Security Department of the (~~college~~) university.

(10) "Automobile" shall refer to any motorized vehicle having four or more wheels.

(11) "Motorcycle" shall refer to any two or three wheeled motorized vehicle.

(12) "Motor vehicle" or "vehicle" shall mean any automobile or motorcycle.

(13) "Parking space" shall mean a parking area designated by a sign, wheelstop, and/or by white painted lines or white traffic buttons.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-020 PREAMBLE. The Board of Trustees of Western Washington (~~(State College)~~) University is granted authority under Title 28B of the Revised Code of Washington to establish regulations to govern pedestrians and vehicular traffic and parking on the campus of the (~~college~~) university. The execution and administration of the regulations set forth in this chapter shall be the responsibility of the Parking Manager.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-030 PURPOSES. The purposes of the regulations set forth in this chapter are:

(1) To protect and control pedestrian and vehicular traffic.

(2) To assure access at all times for emergency traffic.

(3) To minimize traffic disturbance during class hours.

(4) To facilitate the work of the (~~college~~) university by assuring access to vehicles and by assigning the limited available space for the most efficient use.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-050 PERMITS REQUIRED FOR VEHICLES ON CAMPUS. No person shall park or leave a vehicle, whether attended or unattended, upon the campus (except in a metered or designated "no fee" visitor lot) without a valid parking permit issued by the Parking Manager pursuant to this chapter.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-070 PERMITS—AUTHORIZATION FOR ISSUANCE AND SALE. The Parking Manager is authorized to issue and/or sell parking permits on the campus to employees, students, guests, and visitors of the ((college)) university pursuant to the provisions of this chapter.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-073 PERMITS—FEES. ((+)) Permit fees.

LOT	ANNUAL	((ACA- DEMIC (10 MO.))	SUMMER	QUARTERLY
G (General)	60.00	54.00	10.00	18.00
C (Campus Operated Housing)	60.00	54.00	10.00	18.00
P (Peripheral)	14.00	12.00	2.50	4.00
	28.00	24.00	5.00	8.00
M (Motorcycle)	16.00	15.00	3.00	5.00

(2) Metered Parking Fees:

6:00 a.m. to 6:00 p.m. Fee as posted
 6:00 p.m. to 6:00 a.m. No fee required

(3) Miscellaneous Fees:

Impound Fee At cost))

A fee schedule shall be submitted by the President or his designee to the Board of Trustees for approval by motion and shall thereafter be posted in the office of the Parking Manager.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-080 ASSIGNMENT OF PARKING. Assignments to parking lots on the ((college)) university campus will be on the basis of priorities established by the Parking ((Committee)) Manager.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-130 PERMIT—REVOCATION. Permits and area designators are the property of the ((college)) university and may be recalled by the Parking Manager for any of the following reasons:

- (1) When the purpose for which the permit and area designator were issued changes or ceases to exist.
- (2) When a permit or area designator is used on a vehicle other than the vehicle for which the permit or area designator was issued.
- (3) Falsification of an application for a permit or area designator.
- (4) Violation of the regulations set forth in this chapter.
- (5) Counterfeiting or altering a parking permit or area designator.

(6) Failure to comply with a judgment of the Parking Appeals Board.

(7) Failure to pay outstanding citations.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-140 PERMIT—RIGHT TO REFUSE. The ((college)) university reserves the right to refuse the issuance of a parking permit to anyone who has had a previous parking permit revoked, has falsified a parking permit application, ((or)) has counterfeited or altered a parking permit or area designator or who has failed to pay outstanding citations.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-145 PERMIT—APPLICATION. (1) Except as otherwise expressly provided in this chapter, parking permits may be issued only to students or employees of the ((college)) university or other members of the ((college)) university community.

(2) Persons wishing to obtain a parking permit shall be required to complete an application form prepared by the office of the Parking Manager and pay the appropriate permit fee ((as set forth in this chapter)).

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-150 PERMIT—ANNUAL, ACADEMIC YEAR AND QUARTERLY. (1) Annual permits (twelve months) will be available to members of the ((college)) university community on a priority point system determined by the Parking ((Committee)) Manager. Annual permits will be valid for twelve months, from September 15th through September 14th.

(2) Academic year permits (ten months) will be available to members of the ((college)) university community on a priority point system determined by the Parking ((Committee)) Manager. Academic year permits will be valid from September 15th through June 14th.

(3) Quarterly permits and summer permits will be available to members of the ((college)) university community on a priority point system determined by the Parking ((Committee)) Manager. Quarterly permits will be valid from the first day of the academic quarter for which issued until the first day of the succeeding academic quarter.

(4) The Parking Manager shall have authority to establish procedures, including time schedules and deadlines, to govern the purchase of annual, academic year, and quarterly or summer permits.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-170 PERMIT—SPECIAL. (1) The Parking Manager is authorized to issue fee and no fee special parking permits when necessary to enhance the business or operation of the ((college)) university.

(2) A special permit which is issued for more than a total of (~~fifteen~~) ten working days shall be purchased at the prevailing parking rate.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-175 PERMIT—ALL LOTS ((OR EMERGENCY)). (1) The Parking Manager shall have authority to issue "all lots" permits (~~and "emergency" permits~~) when necessary to enhance the business or operation of the (~~college~~) university.

(2) All lots permits (~~and emergency permits~~) must have prior approval of the Parking Committee. A request to the Parking Committee for an all lots (~~or emergency~~) permit shall be in writing and shall contain a justification of the need for the (~~type of~~) permit requested.

(3) Prior to issuance of an all lots permit the person requesting the permit shall be required to purchase a regular parking permit at the prevailing rate commensurate with the validation period of the all lots permit.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-220 PARKING AREAS. (1) No vehicle shall be parked on the campus except in those areas set aside and designated as parking areas.

(2) No vehicle shall be parked in any permit parking area without a parking permit and designator for that area.

(3) Visitors shall park in designated visitor lots only.

(4) (~~College~~) University vehicles and other state vehicles shall park in designated spaces only.

(5) Motorcycles shall not use space assigned to automobiles, but must be parked in designated cycle areas only. Automobiles shall not park in areas assigned to motorcycles.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-240 ((COLLEGE)) UNIVERSITY AND STATE OWNED VEHICLES. (~~College~~) University and state owned vehicles and their operators shall abide by all parking and traffic regulations contained herein.

NEW SECTION

WAC 516-12-255 CITATIONS. A vehicle which is in violation of the university's parking regulations shall be issued a citation, and fines shall be assessed for violations of these regulations in accordance with the following schedule.

(1) \$3.00 violations.

(a) Improper display of permit and/or area designator.

(b) Failure to display multiple vehicle/pool card.

(c) Occupying more than one stall or space.

(d) Parking in reserved and/or restricted area.

(e) Parking out of assigned area.

(f) Parking over posted time limit.

(g) Parking at expired meter.

(h) Parking outside motorcycle area.

(i) Parking in space/area not designated for parking.

(j) Parking with no valid permit displayed.

(k) Parking in driveway and/or walkway.

(2) \$5.00 violations.

(a) Blocking traffic.

(b) Parking in prohibited area (except handicapped spaces).

(c) Parking on grass or landscaped area.

(3) \$10.00 violation. Use of forged or stolen area designator.

(4) \$25.00 violations.

(a) Use of forged or stolen vehicle permit.

(b) Parking in designated handicapped space.

(c) Parking within ten feet of a fire hydrant.

(d) Unauthorized transfer of a vehicle permit.

NEW SECTION

WAC 516-12-256 CONTINUING VIOLATIONS. A vehicle which remains in violation of any regulations, may receive additional tickets for every four hours of the violation.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-260 ENFORCEMENT. (1) A vehicle which is parked in a manner which endangers or potentially endangers members of the (~~college~~) university community, state property, or property belonging to members of the (~~college~~) university community and/or prevents a person having a valid permit from parking in a designated parking area shall be impounded on the first violation.

(2) (~~A vehicle which is in violation of the college's parking regulations shall be issued a parking citation for each violation~~) No vehicle may have its parking permit renewed until all outstanding citations have been paid.

(3) (~~A fine of one dollar shall be assessed for violation of the college's parking regulations. Upon paying the one dollar fine, the violation shall be removed from the violator's campus driving record~~) The parking system will identify the registered owner of any vehicle with unpaid citations which does not have a parking permit, and contact the owner in writing that payment for the outstanding citations is required. If payment of the outstanding citations is not made, the matter will be referred to the appropriate civil court for resolution.

(4) Upon receiving a third parking citation with two previous unpaid parking citations(~~s~~) outstanding, a vehicle which is in violation of the (~~college's~~) university's parking regulations shall be impounded and shall continue to be impounded (~~for each succeeding violation of the campus' parking regulations~~) until all outstanding parking citations have been paid.

(5) (~~All unpaid parking citations which are outstanding on September 14th of each year shall be voided by the college~~) A student with unpaid parking citations will not be allowed to have a copy of his/her transcript released by the Registrar's Office.

(6) The operator and the owner(s) of a vehicle which is involved in a violation of the ~~((college's))~~ university's parking regulations shall be jointly and severally responsible for the violation.

(7) These enforcement measures are cumulative, and resort to one or more of these measures shall not waive or impair the university's right to use any other enforcement measure.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-265 ENFORCEMENT—WHEN REGULATIONS IN EFFECT. (1) Except as indicated in subsection (2) and (3) of this section, enforcement of the regulations set forth in this chapter shall be continuous throughout the calendar year.

(2) Except as provided in subsection (3) of this section, the regulations set forth in this chapter shall not be enforced on Saturdays, Sundays, and official ~~((college))~~ university holidays unless otherwise posted. For purposes of this section, the break between academic quarters shall not be considered a ~~((college))~~ university holiday.

(3) A vehicle which is parked in a manner which endangers or potentially endangers members of the ~~((college))~~ university community, state property, or property belonging to members of the ~~((college))~~ university community shall be impounded on the first violation regardless of whether the violation occurs on a Saturday, Sunday or official ~~((college))~~ university holiday.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-280 LIABILITY OF ((COLLEGE)) UNIVERSITY. The ~~((college))~~ university assumes no liability under any circumstances for vehicles parked on campus. The ~~((college))~~ university rents space to individuals who wish to park on campus and who purchase a parking permit. No bailment of any sort is created by the purchase of a permit.

AMENDATORY SECTION (Amending Order 75-4, filed 8/11/75)

WAC 516-12-320 REPAIR OF VEHICLES. Repairs shall not be made to vehicles while parked on the campus of Western Washington ~~((State College))~~ University, unless the Parking Manager has given written authorization for such action in advance.

WSR 80-12-004
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)

[Order 1533—Filed August 22, 1980]

I, N. Spencer Hammond, Ex. Assist. of the Department of Social and Health Services do promulgate and

adopt at Olympia, Washington, the annexed rules relating to Impact account—Criminal justice cost reimbursement, amending chapter 275-110 WAC.

I, N. Spencer Hammond, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this version of the rule will replace the version adopted on an emergency basis on July 1, 1980. The new version resulted from a clarification of legislative intent. Emergency adoption is necessary to avoid further delay in payment of claims; to abolish the existing rules; and to ensure that claims are paid according to legislative intent.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 72.72.040 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 22, 1980.

By N. Spencer Hammond
Executive Assistant

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-010 PURPOSE. *The purpose of these rules is to implement the provisions of chapter 72.72 RCW (chapter 108, Laws of 1979 ex. sess.) ~~((chapter 72.72 RCW))~~ by establishing standards and procedures for providing financial relief to cities, towns, and counties impacted by criminal behavior of certain state institutional ~~((residents))~~ inmates. An institutional impact account, within the general fund, is created to reimburse political subdivisions for criminal justice costs incurred directly as a result of crimes committed by offenders ~~((residing in))~~ who are inmates of an institution as defined herein. Reimbursement is limited to appropriated funds.*

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-020 DEFINITIONS. *The following words and phrases shall have the following meaning when used in these regulations.*

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

(2) "Political subdivisions" means counties, cities and towns.

(3) "Institution" means any state institution operated by the department for the confinement of adult offenders committed pursuant to chapters 10.64, 10.77, and 71.06 RCW or juvenile offenders committed pursuant to chapter 13.40 RCW.

(4) "Secretary" means the secretary of social and health services or his designee(s).

(5) "Incremental" means efforts or costs incurred by cities, towns, and/or counties that are not otherwise incurred and are specifically and exclusively attributable to criminal behavior of state institutional residents.

(6) "Law enforcement cost" means costs incurred to apprehend escapees or to investigate crimes committed by institutional residents within or outside state institutions defined herein.

(7) "Inmate" means any person committed to a state institution by the courts for confinement as an adult offender pursuant to chapters 10.64, 10.77, and 71.06 RCW, or as a juvenile offender pursuant to chapter 13.40 RCW.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-030 LIMITATION OF FUNDS. The secretary shall make reimbursement to the extent funds are available. Reimbursement shall be strictly limited to ~~((cities and counties))~~ political subdivisions in which state institutions, as defined in WAC 275-110-020, are located. Only incremental costs directly, specifically, and exclusively associated with criminal activities of offenders ((residing in)) who are inmates of state institutions shall be considered for reimbursement. Reimbursement shall be restricted to fully documented law enforcement, prosecutorial, judicial, and jail facilities costs. No such costs shall be paid under these rules if said costs are reimbursable under other chapters of the Washington Administrative Code. During each biennium, claims for incidents which occurred during the biennium will be paid in the order in which they are received until the biennial appropriation is fully expended.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-040 INSTITUTIONS AND ELIGIBLE IMPACTED POLITICAL SUBDIVISIONS. Reimbursement shall be limited to the following city, town, and county governments impacted by the offenses from inmates assigned to institutions listed in this section.

- (1) Washington state penitentiary Walla Walla/Walla Walla
- (2) Washington state reformatory Monroe/Snohomish
- (3) Washington ~~((state correctional))~~ corrections center Shelton/Mason
- (4) ~~((Women's))~~ Purdy treatment center for women Purdy/Pierce
- (5) Firland~~((s correction))~~ correctional center Seattle/King
- (6) Larch ~~((Mountain honor camp))~~ corrections center Yacolt/Clark
- (7) Clearwater ~~((corrections))~~ correctional center Forks/Clallam
- (8) Indian Ridge treatment center Arlington/Snohomish
- (9) Pine Lodge ~~((corrections))~~ correctional center Medical Lake/

- (10) Cedar Creek ~~((corrections))~~ correctional center Spokane/Spokane
- (11) Echo Glen children center Littlerock/Thurston
- (12) Green Hill school Snoqualmie/King
- (13) Maple Lane school Chehalis/Lewis
- (14) Cascadia juvenile reception and diagnostic center Centralia/Lewis
- (15) Mission Creek youth camp Tacoma/Pierce
- (16) Naselle youth camp Belfair/Mason
- (17) Woodinville group home Naselle/Pacific
- (18) Canyon View group home Woodinville/Snohomish
- (19) Sunrise group home East Wenatchee/Douglas
- (20) Twin Rivers group home Ephrata/Grant
- (21) Oakridge group home Richland/Benton
- (22) Pioneer group home Tacoma/Pierce
- (23) Western state hospital Tacoma/Pierce
- (24) Eastern state hospital Steilacoom/Pierce
- Medical Lake/Spokane/Spokane

(25) For any institution which is not listed above, reimbursement shall be limited to the political subdivisions in which the institution is located. Such institutions include adult work release facilities and juvenile group homes housing inmates as defined in WAC 275-110-020(7).

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-050 MAXIMUM ALLOWABLE REIMBURSEMENT FOR LAW ENFORCEMENT COSTS. Reimbursement is limited to the specific ~~((city/county law enforcement agency))~~ political subdivisions listed in WAC 275-110-040. ((A maximum of four hours of incremental law enforcement effort shall be considered for reimbursement.)) For the 1979-81 biennium, the maximum reimbursement rates are: \$12.30 per hour for state fiscal year 1980 and \$13.17 per hour for state fiscal year 1981. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-060 MAXIMUM ALLOWABLE REIMBURSEMENT FOR PROSECUTORIAL COSTS. Reimbursement for pretrial investigations of crimes committed inside or outside institutions, impacting the ((city/county)) political subdivision courts as set forth in WAC 275-110-040, shall be ((limited to four hours for each case and reimbursed)) at the established rate for law enforcement efforts set forth in WAC 275-110-050. If, after investigation, criminal charges are filed, fully documented prosecutorial and defense attorney fees may be reimbursed. ~~((Reimbursement shall be limited to one defense attorney and one prosecutor per case.))~~ Reimbursement shall not exceed \$30 per hour((; up to eight hours per case.)) for each attorney, said reimbursement to include costs for paralegals. These maximum allowable reimbursement rates may be exceeded

only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-070 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JUDICIAL COSTS. (1) Judicial costs shall be strictly limited to cases involving ((institutional residents as defined)) inmates of institutions listed in WAC 275-110-040 and to political subdivisions listed in WAC 275-110-040. Reimbursement is limited to judges, court reporters, expert witnesses, and transcript typing, if required.

(2) Reimbursement for judges hearing cases shall be reimbursed at \$30 per hour ((up to eight hours per documented case,)) and this cost shall include services provided by court clerks and bailiffs. Court reporters shall be reimbursed at the rate of \$12.50 per hour ((up to eight hours per case)). Required typing of transcripts shall be reimbursed at \$2.50 per page ((up to \$100 per case)). If required, expert witnesses shall be reimbursed at \$30 per hour ((up to four hours per case)), said reimbursement to be made only in the event that it would otherwise be made by the political subdivision. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-080 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JAIL FACILITIES. Jail facility cost reimbursement shall be strictly limited to incremental costs as defined in WAC 275-110-020 and to political subdivisions listed in WAC 275-110-040. Requests for reimbursement must be fully documented and must include the ((resident's)) inmate's name and all appropriate admission and release dates. Reimbursement shall be limited to \$3.50 per ((resident)) inmate day. Reimbursement shall not be made for costs incurred for holding persons regarding parole revocations or for holding persons involved in civil litigation. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-090 BILLING PROCEDURE. Requests for reimbursement should be made on ((standard fiscal documents)) the standard Washington State Invoice Voucher, Form A19, with supporting and justifying materials attached. Such documentation may be subject to periodic audits at the discretion of the secretary, per WAC 275-110-120. ((Bills should be submitted quarterly to the appropriate division.))

(1) ((Although subject to the fee schedule set forth above, all submitted claims for reimbursement should reflect actual costs incurred. Subsequent adjustment to reflect the actual fee schedule will be made by DSHS.

((2) Claims involving adult offenders, excluding those residing at Western or Eastern State Hospitals, shall be submitted to: DSHS, Adult Corrections Division, MS FN-61, Olympia, Washington 98504)) All requests for reimbursement under this section shall note the name of the offender for whom costs were incurred, and the institution to which the offender was assigned.

((3) Claims involving juvenile offenders shall be submitted to: DSHS, Division of Juvenile Rehabilitation, MS 42-J, Olympia, Washington 98504)) (2) Requests for reimbursement may only be submitted by the jurisdiction's responsible fiscal officer, e.g., city manager, city supervisor, county auditor, county administrator, etc.

((4) Claims involving mentally ill offenders shall be submitted to: DSHS, Division of Mental Health, MS OB 42-F, Olympia, Washington 98504.)) (3) All requests for reimbursement must be submitted to: DSHS, Office of Accounting Services, Mail Stop OB-24, Olympia, Washington 98504.

(4) If the appropriation for a biennium is fully expended prior to the end of the biennium, political subdivisions should continue to submit claims for the purpose of providing justification for requests for adequate funding levels in future biennia.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-100 EXCEPTIONS. The secretary, at his discretion, may allow exceptions to these rules. ((Requests for exceptions, with appropriate justification and documentation, may be submitted to the appropriate division as listed in WAC 275-110-090.))

NEW SECTION

WAC 275-110-110 EFFECTIVE DATE. The effective date of these WACs shall be August 30, 1979. Claims submitted according to this WAC may only be for costs incurred for appropriate actions take by the criminal justice agencies on or after the effective date.

NEW SECTION

WAC 275-110-120 AUDITS. The department has the right to audit any or all claims.

WSR 80-12-005

ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1534—Filed August 22, 1980]

I, N. Spencer Hammond, Ex. Asst. of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to incentive payment plan for foster parents, WAC 388-70-053.

This action is taken pursuant to Notice No. WSR 80-08-068 filed with the code reviser on July 1, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1980.

By N. Spencer Hammond
Executive Assistant

NEW SECTION

WAC 388-70-053 PAYMENT STANDARDS - INCENTIVE PLAN The department shall develop criteria for an incentive plan payment which would authorize additional funding to family foster homes and receiving homes providing increased levels of care. The criteria for approving the incentive plan payment shall include experience, training, and demonstrated competency. The incentive plan will identify two levels of care which will allow the family foster homes to receive a monthly payment of \$20 and \$35 respectively per home. The department shall review the experience, training and demonstrated competency of foster homes on an annual basis to determine which homes might receive incentive plan payments. The decision of the department regarding the level of incentive plan payments shall not be subject to administrative hearing process.

WSR 80-12-006

NOTICE OF PUBLIC MEETINGS

WESTERN WASHINGTON UNIVERSITY

[Memorandum—August 20, 1980]

This is to notify you that the regular meeting of the Board of Trustees of Western Washington University, which was to be held on Thursday, September 4, 1980, in Seattle, has been cancelled.

There will be a special meeting of the Board of Trustees of Western Washington University on Thursday, September 11, 1980, at 1:30 p.m., in Room 1606, IBM Building, 1200 Fifth Avenue, Seattle, Washington.

WSR 80-12-007

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 80-99—Filed August 22, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial and personal use regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order adopts rules consistent with recommendations of the Pacific Fishery Management Council.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.40.050 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 22, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-24-02000F CLOSED AREA—TROLL. Notwithstanding the provisions of WAC 220-24-020, effective 11:59 p.m. August 25, 1980 until further notice, it shall be unlawful to take or fish for salmon for commercial purposes with troll gear in Washington coastal waters northerly of a line projected true west from Leadbetter Point, westerly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point, and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada international boundary line (Coastal Salmon Management and Catch Reporting Areas 2, 3, 4 and 4A).

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-24-01000D UNLAWFUL ACTS—
TROLL. (80-49)

WAC 220-24-02000E CLOSED SEASON—
TROLL. (80-44)

NEW SECTION

WAC 220-56-19000B CLOSED AREA—SALMON ANGLING. Notwithstanding the provisions of WAC 220-56-190, effective 11:59 p.m. August 25, 1980, until further notice, it shall be unlawful to take or fish for salmon for personal use in Washington coastal waters northerly of a line projected true west from Leadbetter Point, westerly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point, and southerly of a line projected true west from the intersection of the

Bonilla-Tatoosh line with the U.S.-Canada international boundary line.

WSR 80-12-008
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 80-100—Filed August 22, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a harvestable portion of chinook salmon remains to be taken.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 22, 1980.

By Gordon Sandison
 Director

NEW SECTION

WAC 220-47-41100S GILL NET—SEASONS. It shall be unlawful to take, fish for or possess salmon taken with gill net gear for commercial purposes except in the following Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective fishing area:

Area 7B – July 27 through November 1.

NEW SECTION

WAC 220-47-41200C GILL NET—WEEKLY PERIODS. It shall be unlawful during any open season to take, fish for or possess salmon taken with gill net gear except during the weekly open periods hereinafter designated in the following Puget Sound Salmon Management and Catch Reporting Areas:

Area 7B – Week beginning August 24: Monday and Tuesday nights.

WSR 80-12-009
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 80-101—Filed August 22, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order implements I.P.S.F.C. rules pursuant to RCW 75.40.060.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.40.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 22, 1980.

By Gordon Sandison
 Director

NEW SECTION

WAC 220-28-807 TREATY INDIAN SOCKEYE FISHERY. (1) Effective immediately until further notice, treaty Indian sockeye salmon fishing rules of the United States Department of Interior, as adopted by Order 80-68 of the Director of Fisheries and as published in the Federal Register July 14, 1980 are superceded in part by this section.

(2) Effective immediately until further notice, no treaty Indian shall fish for sockeye salmon in U.S. Convention waters in Puget Sound Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A, or 7D.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 220-47-905 COMMERCIAL SOCKEYE SALMON FISHERY. (1) Effective immediately until further notice, commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 80-78 of the Director of Fisheries and as published in the Federal Register June 30, 1980 are superceded in part by this section.

(2) Effective immediately until further notice, it shall be unlawful to take, fish for or possess sockeye salmon for commercial purposes with any type of gear in U.S.

Convention waters in Puget Sound Management and Catch Reporting Areas 4B, 5, 6, 6A, 6C, 7, 7A and 7D.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 220-28-806 TREATY INDIAN SOCKEYE SALMON FISHERY. (80-98)
- WAC 220-47-904 COMMERCIAL SOCKEYE SALMON FISHERY. (80-92)

WSR 80-12-010
ADOPTED RULES
DEPARTMENT OF GAME
(Game Commission)
 [Order 151—Filed August 25, 1980]

Be it resolved by the Game Commission, State of Washington, acting at Seattle, Washington, that it does promulgate and adopt the annexed rules relating to the 1980-1981 Trapping Seasons and Regulations, adopting WAC 232-28-503.

This action is taken pursuant to Notice No. WSR 80-05-130 filed with the Code Reviser on May 7, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Game Commission as authorized in RCW 77.12.040.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW) or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 7, 1980.

By Jack S. Wayland
 Interim Director

NEW SECTION

WAC 232-28-503 1980-1981 TRAPPING SEASONS AND REGULATIONS.

Reviser's Note: The text comprising the 1980-1981 Trapping Seasons and Regulations adopted by the Department of Game have been omitted from publication in the Register under the authority of RCW 34.04.050(3) as being unduly cumbersome to publish. Copies of the rules may be obtained from the main office of the Department of Game, 600 North Capitol Way, Olympia, Washington 98504, and are available in pamphlet form from the Department, its six regional offices, and at numerous drug and sporting goods stores throughout the state.

REPEALER

The following section of the Washington Administrative Code is repealed:

- WAC 232-28-502 1979-1980 TRAPPING SEASONS AND REGULATIONS

WSR 80-12-011
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
 [Order 1535—Filed August 25, 1980]

I, N. Spencer Hammond, Ex. Asst. of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to schedule of per capita cost, amending WAC 275-20-030.

This action is taken pursuant to Notice No. WSR 80-08-062 filed with the code reviser on July 1, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 72.33.660 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1980.

By N. Spencer Hammond
 Executive Assistant

AMENDATORY SECTION (Amending Order 1480, filed 1/18/80)

WAC 275-20-030 SCHEDULE OF PER CAPITA COST. Resident charges will be collected on the basis of the following:

	Per Capita Monthly Rate	Per Capita Daily Rate
Lakeland Village	(\$1,573.76) \$2,576.60	(\$51.74) \$84.71
Rainier School	((1,788.50)) 2,343.91	((58.80)) 77.06
Yakima Valley School	((1,863.02)) 2,220.42	((61.25)) 73.00
Fircrest School	((2,296.46)) 2,611.58	((75.50)) 85.86
Interlake School	((2,237.45)) 2,396.53	((73.56)) 78.79
Frances Haddon Morgan	((2,758.18)) 2,957.41	((90.68)) 97.23
School for Blind-nonresident	2,023.32	66.52
School for Deaf-nonresident	1,459.70	47.99
Cerebral Palsy Center	3,415.79	112.30

WSR 80-12-012
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1537—Filed August 25, 1980]

I, N. Spencer Hammond, Ex. Asst. of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 388-83-035 Monthly maintenance standard—Applicant living in own home.
Amd WAC 388-92-030 Monthly maintenance standard—Person not in institution.

This action is taken pursuant to Notice No. WSR 80-08-061 filed with the code reviser on July 1, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1980.
By N. Spencer Hammond
Executive Assistant

AMENDATORY SECTION (Amending Order 1424, filed 8/15/79)

WAC 388-83-035 MONTHLY MAINTENANCE STANDARD—APPLICANT LIVING IN OWN HOME. (1) The following monthly standards of available income for maintenance in dollar amounts shall apply when determining financial eligibility effective July 1, ((+979)) 1980.

Table with 2 columns: Family Size, Standard. Rows: 1 (\$((254)) 282), 2 ((362)) 402, 3 ((413)) 458.

For each individual above 3 members in the family, an increase in the amount of ((570)) \$78 shall be added.

(2) Allowances for the costs of additional requirements in WAC 388-29-150 through 388-29-230 shall not be considered as they have been averaged into the monthly maintenance standard.

(3) The monthly maintenance standard in subsection (1) does not apply to persons identified in subdivisions (a) and (b); the standards in effect on August 1, 1972 apply.

(a) Persons who, in August, 1972, received OAA, AFDC, AB or DA and also received RSDI benefits, and who became ineligible for OAA, AFDC, AB or DA solely because of the twenty percent increase in social security benefits under Public Law 92-336;

(b) Current applicants for AFDC or FAMCO who, in August, 1972, received RSDI benefits and who would have been eligible for OAA, AFDC, AB, or DA in such month but are not currently eligible solely because of the twenty percent increase in social security benefits under Public Law 92-336.

(4) The monthly maintenance standard in subsection (1) does not apply to persons identified in WAC 388-83-028 as categorically related to AFDC but ineligible because of increased income.

(5) The individual receiving benefits under Title XVI, is not included in the family unit when applying the standards in subsection (1) for determining available income.

AMENDATORY SECTION (Amending Order 1424, filed 8/15/79)

WAC 388-92-030 MONTHLY MAINTENANCE STANDARD—PERSON NOT IN INSTITUTION. (1) After computing available income according to WAC 388-92-035(1) through (6) for Title XVI related federal and medical care only, the monthly maintenance standards in subsections (3) and (4) shall be allowed for an individual not in an institution or for dependents maintaining the family home of an institutionalized recipient effective July 1, ((+979)) 1980.

- (2) Deleted.
(3) Monthly standard

Table with 2 columns: Family size, Standard. Rows: 1 (\$((254)) 282), 2 ((362)) 402, 3 ((413)) 458.

(4) To the standards in subsection (3) for a family of 3, \$((70)) 78 shall be added for each additional member.

WSR 80-12-013
ADOPTED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)

[Order 1536—Filed August 25, 1980]

I, N. Spencer Hammond, Ex. Asst. of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

- Amd WAC 388-37-010 GAU—Exclusions.
Amd WAC 388-37-035 Incapacity.

This action is taken pursuant to Notice No. WSR 80-07-031 filed with the code reviser on June 13, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure

Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 20, 1980.

By N. Spencer Hammond
Executive Assistant

AMENDATORY SECTION (Amending Order 1397, filed 5/16/79)

WAC 388-37-010 CONTINUING GENERAL ASSISTANCE—EXCLUSIONS. (1) Continuing general assistance is a state financed program which provides for the needs of some persons who are not eligible for or are not receiving a federal aid grant and whose need is expected to continue for more than a 30-day period.

(2) Continuing general assistance cannot be granted to a person eligible for or receiving AFDC or to a person eligible for or whose needs are being met by supplemental security income with the following exceptions:

(a) An applicant who appears to be eligible for SSI may receive continuing general assistance payments until the date of receipt of the initial SSI payment provided that:

(i) the applicant applies;

(ii) the applicant assigns the initial SSI payment to DSHS up to the amount of the GA-U provided to the applicant pending approval of the SSI application;

(iii) the applicant meets all other general assistance eligibility requirements.

(b) If the amount of the initial SSI payment recovered by DSHS under subdivision (6)(a) does not meet the amount paid as GA-U, the balance must be treated as an overpayment.

If the SSI benefit is less than the GAU payment standard because the SSI is based on a different living arrangement than that authorized under the GAU program, the difference will not be considered an overpayment, provided the applicant has appealed the SSI determination and lost the final appeal.

(c) An AFDC parent in need of intensive treatment (thirty days or less) in an approved alcoholic treatment facility may be granted continuing general assistance for the cost of treatment. This payment is made through the vendor billing procedure.

(d) An SSI eligible spouse whose need is not being met by SSI because of separation from a spouse. Such persons are exempt from assigning the initial SSI payment to DSHS as provided in (2)(a)(ii) above.

(3) Continuing general assistance cannot be granted to a recipient of supplemental security income when he is subject to any sanction for failure to comply with SSI eligibility requirements.

AMENDATORY SECTION (Amending Order 1251, filed 11/10/77)

WAC 388-37-035 INCAPACITY. (1) The term "incapacity" refers to the existence of a physiological, emotional and/or mental impairment which renders the person incapable of gainful employment.

(a) Such incapacity must be verified by medical evidence.

(b) The person must be substantially prevented by reason of the impairment from engaging in a useful occupation. Reasons for unemployment other than incapacity, such as individual employer preferences, business and economic conditions, social handicaps, etc. are not factors to be considered in determining his inability to obtain and continue in employment.

(2) The source of evidence for physiological incapacity will be a written report from a physician or chiropractor; for a mental and/or emotional incapacity, the source may be a report from a psychiatrist or clinical psychologist. Medical evidence may be obtained by other DSHS institutions and agencies from which the individual is receiving or has received services. Such reports must include a diagnosis and prognosis for the incapacitating condition and the effect of the condition on the individual's ability to function.

(3) The determination of incapacity will be made on the facts of each case. This requires evaluation of the severity of the impairment and its effect on the individual, and consideration of the individual's abilities so that it can be determined whether there remains a capacity to engage in a useful occupation.

(4) Incapacity due to mental or emotional disorders shall be determined on the basis of actual and specific impairment of faculties necessary for the person to be able to engage in gainful employment. The fact that an individual may be receiving treatment for a mental health problem is not in itself evidence that incapacity exists.

(a) Such incapacity will be determined on the basis of evidence that the individual

(i) Is unable to exercise judgment and make decisions necessary to obtain and maintain employment.

(ii) Is unable to sustain an adequate attention span.

(iii) Manifests bizarre or inappropriate behavior patterns beyond his capability to control.

(iv) Does not have the degree of physical and motor control required to sustain employment.

(v) Does not have perception and memory to the degree necessary to obtain and sustain employment.

(vi) Is unable to follow directions or to learn to the degree necessary to obtain and sustain employment.

(vii) Is under medication which impairs functioning.

(viii) Any one or a combination of the conditions in items (i) through (vii) may be sufficient to establish incapacity.

(5) Incapacity will be considered to be established without an incapacity review team decision for applicants for and recipients of services in a congregate care facility when the person

(a) Deleted((-);

(b) Has been determined to be eligible for any benefits (including FAMCO) based on social security administration disability criteria or veterans benefits based on disability of 50% or more((-);

(c) Is eligible for services from the bureau of developmental disabilities((-);

(d) Is being released from a state or community psychiatric hospital.

~~((†))~~ (6) Incapacity following hospitalization for mental health reasons will be considered to be established for only sixty days; assistance shall not be continued beyond the initial sixty days without an incapacity review team decision.

~~((†))~~ (7) Incapacity due to alcoholism will be considered to be established when an individual is accepted into either intensive or long-term residential treatment at an alcoholism treatment center.

~~((†))~~ (8) Incapacity due to abuse of drugs other than alcohol will be considered to be established for a designated period when an individual is accepted into a certified residential drug treatment program, or a certified methadone (or approved substitute) maintenance or certified detoxification program.

(a) In accordance with the above criteria, incapacity will be considered to be established for the following maximum periods of time:

- (i) detoxification—30 days
- (ii) maintenance—60 days
- (iii) residential treatment—60 days

(b) Assistance shall not be continued beyond the initial period of time described in subdivision (7)(a) without an incapacity review team decision.

~~((†))~~ (9) If the person has not been referred to the ESSO by an alcoholism or certified drug treatment program incapacity will be determined by evidence that

(a) Pathological or demonstrable organic damage has resulted from chronic alcoholism or drug abuse, or

(b) The individual, as a result of the addiction, has his judgment so impaired that he is incapable of realizing and making a rational decision with respect to his need for treatment and constitutes a danger to himself, to any other person, or to property.

~~((†))~~ (10) Individuals who are found to be incapacitated due to alcoholism or drug abuse will be required to accept referral to a community alcoholism center or certified drug treatment program for evaluation and recommendation related to treatment.

~~((†))~~ (11) An individual who refuses to accept and follow through on available treatment when such treatment is recommended shall not be eligible.

~~((†))~~ (12) The use of drugs or alcohol of itself is not evidence that an incapacitating condition exists.

(13) Incapacity shall be considered to be established without an incapacity review team decision for an SSI recipient whose needs are not being met by SSI because of separation from a spouse.

WSR 80-12-014

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 80-102—Filed August 25, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation

of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to help assure chinook salmon escapement to the Samish River.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-57-40500B SAMISH RIVER. Notwithstanding the provisions of WAC 220-57-405, effective immediately through October 14, 1980, it shall be unlawful to take, fish for or possess salmon for personal use in the waters of the Samish River.

WSR 80-12-015

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 80-103—Filed August 25, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial and personal use regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order adopts rules consistent with those of the U.S. Department of Commerce. The bag limit adjustment will provide an angling opportunity that parallels adjacent waters.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 25, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-24-02000G CLOSED AREA—TROLL. (1) Notwithstanding the provisions of WAC 220-24-020, effective 11:59 p.m. August 25, 1980 until further notice, it shall be unlawful to take or fish for salmon for commercial purposes with troll gear in Washington coastal waters northerly of a line projected true west from Leadbetter Point, westerly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point, and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada international boundary line (Coastal Salmon Management and Catch Reporting Areas 2, 3, 4, and 4A).

(2) Effective 11:59 p.m. September 8, 1980 until further notice, it shall be unlawful to take, fish for or possess salmon taken for commercial purposes with troll gear in all Washington coastal waters west of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-24-02000F CLOSED AREA—TROLL. (80-99)

NEW SECTION

WAC 220-56-19000C CLOSED AREA—SALMON ANGLING. (1) Notwithstanding the provisions of WAC 220-56-190, effective 11:59 p.m. August 25, 1980, until further notice, it shall be unlawful to take or fish for salmon for personal use in Washington coastal waters northerly of a line projected true west from Leadbetter Point, westerly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point, and southerly of a line projected true west from the intersection of the Bonilla-Tatoosh line with the U.S.-Canada international boundary line.

(2) Effective 11:59 p.m. September 1, 1980 until further notice, it shall be unlawful to take, fish for or possess salmon for personal use in all Washington coastal waters west of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light and thence to Bonilla Point.

(3) Notwithstanding the provisions of WAC 220-56-190, effective immediately until further notice, the personal use salmon bag limit in that portion of the Strait of Juan de Fuca westerly of the mouth of the Sekiu River and easterly of a line projected from the most westerly point on Cape Flattery to the Tatoosh Island Light to Bonilla Point shall be Bag Limit H as defined in WAC 220-56-180(6).

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-56-19000B CLOSED AREA—SALMON ANGLING. (80-99)

WSR 80-12-016

RULES OF COURT STATE SUPREME COURT

[August 25, 1980]

IN THE MATTER OF THE
CORRECTION OF AMENDMENTS
TO JCrR 2.03(d), (3).

No. 25700-A-246
ORDER

WHEREAS, it has come to the attention of the Court that a typographical error occurred in the above referenced rule, and whereas the Court deems it necessary that the error be corrected by published order; Now, therefore, it is hereby

ORDERED:

(1) That JCrR 2.03(d), (3), 93 Wn.2d, Pg. 1132, 1135-36 be corrected to read as follows:

Before or After after the preliminary hearing or a waiver thereof, the court may delay a preliminary hearing or defer a bind-over order if the parties stipulate in writing that the case shall remain in the court of limited jurisdiction for a specified time not exceeding 30 days, which may be in addition to the 30-day time limit established in section (d)(2).

(2) That this correction be published expeditiously in the Washington Reports.

DATED at Olympia, Washington this 25th day of August, 1980.

Robert F. Utter
Chief Justice

WSR 80-12-017

EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Public Assistance)

[Order 1538—Filed August 26, 1980]

I, N. Spencer Hammond, of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to:

Amd WAC 388-83-045 Allocation of available income and non-exempt resources.
Amd WAC 388-86-120 State financed medical care services.

I, N. Spencer Hammond, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice

and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these changes are necessary to implement a court order.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated under the general rule-making authority of the secretary of Department of Social and Health Services as authorized in RCW 74.08.090.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1980.

By N. S. Hammond
Executive Assistant

AMENDATORY SECTION (Amending Order 1479, filed 1/18/80)

WAC 388-83-045 ALLOCATION OF AVAILABLE INCOME AND NONEXEMPT RESOURCES (AMD 2/17/80) (1) For AFDC-related, H and MO recipients available income according to WAC 388-83-030 shall be allocated in the following order to:

(a) Maintenance needs of the applicant/recipient living in his own home, or of legal dependents living in the family home if the applicant/recipient is in an institution. The maintenance standards in WAC 388-83-035 shall apply unless the legal dependents are applying for or receive public assistance when the grant standards in chapters 388-28 and 388-30 WAC shall apply.

(b) Maintenance needs according to WAC 388-83-040 for an applicant or recipient in an institution.

(c) Maintenance of the home of an individual who has been certified by a physician to need nursing home care (SNF, ICF, ICF/MR) for no more than six consecutive months.

(i) Income thus exempted must be used to retain the independent living situation of an individual with no dependents through payment of such requirements as rent or mortgages, real estate taxes, insurance, gas, electricity, oil, water or sewer necessary to maintain the home.

(ii) Up to one hundred eight dollars per month may be exempted from the individual's actual income based on the verified actual cost to retain the home during six consecutive months.

(iii) The six-month period begins on the first of the month following date of admission for medicaid eligible recipients or the date of eligibility for individuals changing from private to medicaid and ceases when patient is discharged to an independent living arrangement or at the end of six months if the recipient has not been discharged.

(iv) CSO social service staff shall document initial need for the income exemption and review the individual's circumstances after ninety days.

(d) Supplementary medical insurance premiums for a FAMCO recipient related to Title XVI and not in a nursing home who is eligible for medicare during the

month of authorization and the month following if not withheld from the RSI/RR benefit (see WAC 388-81-060).

(e) Health and accident insurance premiums for policies in force at time of application.

(f) Costs not covered under this program for medical or remedial care as determined necessary by the attending physician or, where appropriate a dentist (see WAC 388-91-016(1)(a)), except that costs for services denied as medically inappropriate or not medically necessary, covered by medicare or other benefits or denied because of poor justification or late billing may not be exempted.

(g) Payments made or being made for covered or noncovered medical care incurred within three months prior to month of application (FAMCO recipient only).

(h) See WAC 388-92-025 for allocation of income for SSI-related recipients.

(2) Participation in cost of care shall apply to:

(a) The monthly excess income multiplied by six or the anticipated excess income that will be available within a six-month period, whichever is greater, if the individual is living outside an institution.

(b) The monthly excess income of a person in an institution after allowing for clothing and personal incidentals.

(c) The resources in excess of those listed in WAC 388-28-430(2)(a); WAC 388-83-055, and 388-83-060.

(d) Additional cash resources that come into possession of the recipient during a period of certification.

(e) For recipients of medical only (MO) and of non-continuing general assistance who cannot be categorically related to Title XVI, and who are not undergoing detoxification for an acute alcoholic condition, participation with excess income or nonexempt resources is applicable after allowance is made for mandatory deductions of employment, union dues, the monthly maintenance standard and a \$200 deductible per family. The \$200 deductible per family shall be applied no more than once during a twelve-month period and is effective with the date of application. ((The seven day rule in WAC 388-86-120(2)(h) applies to the accrual of the deductible.)) The \$200 deductible is the minimum amount of participation during the twelve-month period. Participation from excess income is applied as in subdivision (2)(a) less any deductible.

(f) For recipients of medical only (MO) and of non-continuing general assistance who cannot be related to Title XVI, who are undergoing detoxification for an acute alcoholic condition, the \$200 deductible will not be required as an eligibility factor for the covered period of detoxification. Continued hospitalization for a concurrent acute and emergent condition beyond the number of days approved for detoxification as a single diagnosis will require the application of the \$200 deductible.

(3) The twenty percent increase in social security benefits shall be considered exempt income when determining eligibility and participation for:

(a) Persons who in August 1972 received OAA, AFDC, AB or DA and also received RSI benefits and who became ineligible for OAA, AFDC, AB or DA solely because of the twenty percent increase in social security benefits under Public Law 92-336, and

(b) Current applicants for AFDC or FAMCO who were entitled to RSI benefits in August 1972 and would have been eligible for OAA, AFDC, AB or DA in August 1972 but are not currently eligible solely because of the twenty percent increase in social security benefits under Public Law 92-336.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order 1402, filed 5/16/79)

WAC 388-86-120 STATE FINANCED MEDICAL CARE SERVICES. (1) A recipient of continuing general assistance who cannot be related to a federal aid category is eligible to receive the same scope of care as a recipient of medical assistance, except that no care will be provided outside the state of Washington other than in bordering states as specified in WAC 388-82-030(4).

(2) A recipient of medical only shall be authorized for treatment of acute and emergent conditions only. A deductible of \$200 per family over a twelve month period from date of denied application for medical care shall be required before a positive determination of eligibility for medical only may be made. (See WAC 388-83-045(2)(e)).

(a) Citizenship is not a requirement of eligibility.

(b) All treatment and drugs must be approved by the medical consultant (see WAC 388-87-025(1)).

(c) Recipients undergoing detoxification for an acute alcoholic condition are not required to incur the \$200 deductible as an eligibility factor for the covered period of detoxification.

(d) Care for mental or psychiatric conditions is limited to hospitalization for an acute and emergent condition. Voluntary admission and involuntary commitment by the court are covered by the program for eligible recipients (see WAC 388-86-050(3)(a) and (b) for other limitations on stay).

(e) Hearing aids, chiropractic services and eyeglasses are not provided. Dental service is limited to relief of pain (see WAC 388-86-020).

(f) Care outside the state of Washington is not provided except in bordering states as specified in WAC 388-82-030(4).

(g) An "acute condition" is defined as having a short and relatively severe course, not chronic, and "emergent condition" is defined as occurring unexpectedly and demanding immediate action. In programs in which care is limited to the treatment of acute and emergent conditions it is understood that:

(i) The condition must be justified as acute and emergent, except that

(A) included will be those conditions of less urgency where medical experience indicates a failure to treat will usually result in the rapid development of an emergent situation;

(B) family planning and obstetrical care will be provided;

(C) when other care, including necessary drugs, is requested by the attending physician and approved by the

local medical consultant as medically necessary, approval may be granted for service that might otherwise be excluded. See WAC 388-86-032.

(D) detoxification for an acute alcoholic condition will be provided only in a certified detoxification center or in a general hospital with certified detoxification facilities.

(ii) Once care is initiated, it is continued to a logical completion; that is, the provided care is complete in amount, duration, and scope within the limitations of the medical care program.

(iii) In addition, an acute and emergent condition will be assumed to exist when an applicant for medical care indicates he has an undefined medical condition. Provided financial eligibility has been established, at least one office call will be allowed for diagnosis. Treatment will be contingent upon the criteria for acute and emergent being met.

~~((h) If the department is notified within seven days of the date medical care began or within seven days after an individual who is admitted in a coma to a hospital or other treatment facility becomes rational, certification shall cover this period if all eligibility factors have been met. The three month retroactive certification period referred to in WAC 388-84-005(2) does not apply to the fully state funded medical program. If notification is received in the local office subsequent to the seventh day of initiation of service, certification shall begin on the date notification is received, with allowance for mail delivery. Seven days shall include the date of initiation of services but shall not include Saturday, Sunday or legal holidays.))~~

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 80-12-018

ADOPTED RULES

DEPARTMENT OF

NATURAL RESOURCES

[Order 347—Filed August 26, 1980]

I, Bert L. Cole, Commissioner of Public Lands, of the Department of Natural Resources, do promulgate and adopt at the Office of Commissioner of Public Lands, Olympia, Washington, the annexed rules relating to the repeal of fire prevention requirements on national forest lands within the state.

This action is taken pursuant to Notice No. WSR 80-09-030 filed with the code reviser on July 10, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Department of Natural Resources as authorized in RCW 76.04.020.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 26, 1980.

By Bert L. Cole
Commissioner of Public Lands

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 332-24-061 U.S. FOREST SERVICE ENTRY RULES

**WSR 80-12-019
PROPOSED RULES
STATE BOARD OF EDUCATION
[Filed August 27, 1980]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board of Education, intends to adopt, amend, or repeal rules concerning secondary education, chapter 180-56 WAC;

that such agency will at 9:00 a.m., Thursday, October 9, 1980, in the Board Room, Walla Walla School District Administration Center, 364 South Park Street, Walla Walla, WA, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Friday, October 10, 1980, in the Board Room, Walla Walla School District Administration Center, 364 South Park Street, Walla Walla, WA.

The authority under which these rules are proposed is chapter 28A.97 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 9, 1980, and/or orally at 9:00 a.m., Thursday, October 9, 1980, Board Room, Walla Walla School District Administration Center, 364 South Park Street, Walla Walla, WA.

Dated: August 27, 1980
By: Wm. Ray Broadhead
Secretary

STATEMENT OF PURPOSE

Rule title: WAC 180-56-031 Waiver of high school graduation requirements.

Description of purpose: To clearly establish criteria for waiving minimum 45 credit hour requirement for graduation for students who have attended an educational clinic program and re-entered a regular school program in order to complete the high school program and earn a diploma.

Statutory authority: chapter 28A.97 RCW.

Summary of rule: Provides for waiver of 45 credit hour requirement for high school graduation provided that hours waived are not required by State statute and that 9th

grade was commenced prior to 7/1/77. Contains major exception related to students who attended certified educational clinic allowing such students to re-enter regular school program with age-mates and receive diploma with age-mates if deemed qualified by district board of directors (or designee) based on consultation, evaluation of achievement and placement requirements of WAC 392-185-140. Refers to RCW 28A.97.030.

Reasons supporting proposed action: Proposed amendment would further delineate criteria for waiving 45 credit hour requirement for students who have attended educational clinic programs, which would enhance ability of district personnel to make sound and fair decisions relative to the educational future of students affected by this rule.

Agency personnel (name, office address, telephone) responsible for:

Drafting, implementation, and enforcement: Mona H. Bailey, Assistant Superintendent, Office of State Superintendent of Public Instruction, Old Capitol Building, Olympia WA 98504, MS FG-11, Telephone: 206/753-2695

Person/organization proposing rule: State Board of Education

Private Public
Governmental X

Agency comments or recommendations regarding statutory language, implementation, enforcement, fiscal matters: Approve.

Necessary as result of federal law federal court action

state court action (If so, attach copy of law or court decision) N/A.

AMENDATORY SECTION (Amending Order 3-80, filed 2/5/80)

WAC 180-56-031 WAIVER OF HIGH SCHOOL GRADUATION REQUIREMENTS. Specific high school graduation requirements established by WAC 180-56-021 and a school district may be waived for an individual student: **PROVIDED**, That they are not required by state statute: **PROVIDED FURTHER**, That in no case except for those students who commence ninth grade prior to July 1, 1977 may the minimum requirement of forty-five credits be waived except as provided under RCW 28A.97.030: **PROVIDED FURTHER**, That any waiver of credits in each of the subject areas required for high school graduation based upon a student's prior attendance at a certified educational clinic shall be made in accordance with the consultation, evaluation of achievement and placement requirements of WAC 392-185-140.

Each school district board of directors may delegate the responsibility for granting such waivers to personnel who by virtue of their training and experience can best assess the student's circumstances.

Each school district board of directors shall adopt rules pursuant to which graduation requirement waivers may be made. Such rules shall at least provide:

(1) The procedures for initiating, investigating, deciding, reviewing the decision and recording the disposition of a waiver request; and

(2) That the rationale for any disposition of a waiver request be communicated to the student and the parents or guardian of the student.

WSR 80-12-020
EMERGENCY RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Order 80-32—Filed August 27, 1980]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the implementation of special education laws contained in chapter 28A.13 RCW.

I, Frank B. Brouillet, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is without updated rules to implement revised federal and state special education laws and funding requirements at the beginning of the new school year, September 1, 1980, unnecessary administrative confusion and delays in the delivery of special education services would occur at the expense of children with learning handicaps.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 28A.13.070(7) which directs that the Superintendent of Public Instruction has authority to implement the provisions of chapter 28A.13 RCW.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 27, 1980.

By Frank B. Brouillet
 Superintendent of Public Instruction

PURPOSES

AMENDATORY SECTION (Amending Order 11-78, filed 10/31/78)

WAC 392-171-300 **PURPOSES.** The purposes of this chapter are:

(1) To implement chapter 28A.13 RCW in a manner that is compatible also with the federal Education for All Handicapped Children Act, 20 United States Code (USC) section 1401 et seq. (P.L. 94-142);

(2) To assure that all handicapped students as defined in this chapter have an opportunity for a free and appropriate education at public expense (i.e., free special education and related services) to meet their unique needs;

(3) To assure that the rights of handicapped students and their parents are protected;

(4) To assist school districts and others to provide for the education of all handicapped students, ~~((and))~~

(5) To assess and assure the effectiveness of efforts to educate handicapped students; and

(6) To be applicable to all handicapped education programs established pursuant to law and operated by the common school districts or on behalf of the common school districts, including the state residential school programs established and operated pursuant to RCW 28A.58.770 et seq.

STATE ADVISORY COUNCIL

DEFINITIONS OF GENERAL APPLICATION

AMENDATORY SECTION (Amending Order 11-78, filed 10/31/78)

WAC 392-171-310 **DEFINITIONS OF** (~~"ASSESSMENT,"~~) "FREE APPROPRIATE, PUBLIC EDUCATION," "ADULT STUDENT," (~~"CONSENT,"~~) "HANDICAPPED STUDENT," "PARENT," AND "SCHOOL DISTRICT." As used in this chapter:

(1) (~~"Assessment" means procedures used in accordance with WAC 392-171-400 through 392-171-430 and 392-171-485(2) to determine whether a student is handicapped and the nature and extent of the special education and related services that the student needs. The term means procedures used selectively with an individual student and does not include basic tests administered to or procedures used with all students in a school, grade, or class.~~) "Free appropriate, public education" means special education and related services which:

(a) Are provided at public expense, under local school district supervision and direction, and without charge;

(b) Meet the standards of the state educational agency, including the requirements of this chapter; and

(c) Are provided in conformity with an individualized education program which meet the requirements of WAC 392-171-461.

(2) "Adult student" means a handicapped student or a student who is eighteen, nineteen, or twenty years of age, except as provided for in WAC 392-171-331, and who has not been judged incompetent by a court of law or otherwise judged by a court of law as being incapable of assuming and exercising the rights, duties and responsibilities otherwise granted to and imposed upon parents by this chapter (a student shall assume and be entitled to exercise all rights, duties and responsibilities otherwise granted to or imposed upon parents by this chapter upon attaining the age of eighteen and shall retain and be entitled to exercise the same until he or she has been judged incompetent or otherwise incapable ((or)) of exercising the same by a court of law).

(3) (~~"Consent" means that:~~

(a) The parent (or the adult student) has been fully informed of all information relevant to the activity for which consent is sought in his or her native language or other mode of communication;

(b) The parent (or the adult student) understands and agrees in writing to the carrying out of the activity for which his or her consent is sought, and the consent describes that activity and lists the records (if any) which will be released and to whom; and

~~(c) The parent (or the adult student) understands that the granting of consent is voluntary on the part of the parent (or the adult student) and may be revoked at any time.~~

~~(4)) "Handicapped student" and "student" (depending upon the context in which the terms are used) mean:~~

~~(a) A person under the age of twenty-one, except as provided for in WAC 392-171-331, who has been determined pursuant to this chapter to have one or more of the disabilities set forth in WAC ((392-171-330)) 392-171-381 through ((392-171-390)) 392-171-451 and to be in need of special education and related services; or~~

~~(b) A person under the age of twenty-one who has become a focus of concern and who may have one or more of the disabilities set forth in WAC ((392-171-330)) 392-171-381 through ((392-171-390)) 392-171-451 in the judgment of the school district superintendent or his or her designee, or the parent(s), or the adult student; or~~

~~(c) ((Both of)) A person under the age of twenty-one, except as provided for in WAC 392-171-331, who resides in a residential school for the handicapped in accordance with RCW 28A.58.770 et seq.~~

~~(d) The foregoing categories of persons—notwithstanding the fact the person(s) may not be enrolled in or attending school in the normal sense of the term "student."~~

~~((5)) (4) "Parent" means a natural parent, a legal guardian, an adult person acting as a parent, or a surrogate parent who has been appointed in accordance with WAC ((392-171-540)) 392-171-581, who represents a nonadult student. The term does not include the state if the child is a ward of the state.~~

~~((6)) (5) "School district" means:~~

~~(a) Each public school district in the state;~~

~~(b) Each educational service district that provides special education or related services to one or more handicapped students; and~~

~~(c) Each public or private ((person;)) organization or entity ((that)) or person who provides special education and/or related services to one or more handicapped students in behalf of a public school district—even though ((a)) such public school district, ((such an)) educational service district, or ((such a)) public or private ((person;)) organization((;)) or entity or person does not receive federal funds made available for the purposes of the Education for All Handicapped Children Act.~~

NEW SECTION

WAC 392-171-311 DEFINITIONS OF "ASSESSMENT", "CURRENT ASSESSMENT", "REASSESSMENT", AND "CONSENT". As used in this chapter:

(1) "Assessment" means procedures used in accordance with WAC 392-171-346 through 392-171-366 and 392-171-516 to determine whether a student is handicapped and/or the nature and extent of the special education and related services that the student needs. The term means procedures used selectively with an individual student and does not include basic tests administered to or procedures used with all students in a school, grade, or class.

The purposes of assessment are to:

(a) Measure the student's present level of educational performance to identify the student's unique needs, abilities and limitations;

(b) Draw conclusions regarding the significance of the findings as related to the student's instructional program;

(c) Provide appropriate personnel with information for determining appropriate placement and developing the individualized education program in accordance with WAC 392-171-461;

(d) Assure appropriate identification of the handicapping condition; and

(e) Determine the student's eligibility for funding for special education and related services.

(2) "Current assessment" means:

(a) Intellectual assessment data shall be considered current if obtained during a one calendar year period prior to the formal assessment or if obtained during the formal assessment period.

(b) Academic assessment data, including perceptual assessment data, shall be considered "current" if obtained during a ninety calendar day period prior to formal assessment or if obtained during the formal assessment period.

(c) Psychological and social assessment data shall be considered "current" if obtained during a thirty calendar day period prior to formal assessment or if obtained during the formal assessment period.

(d) Adaptive behavior assessment data, including vocational and career assessment data, shall be considered "current" if obtained during a ninety calendar day period prior to formal assessment or if obtained during the formal assessment period.

(e) Speech/language (communication skills) assessment data shall be considered "current" if obtained during a ninety calendar day period prior to formal assessment or if obtained during the formal assessment period.

(f) Vision/hearing screening data shall be considered "current" if obtained during a one calendar year period prior to formal assessment or if obtained during the formal assessment period.

(g) Medical assessment data shall be considered "current" if obtained during a one hundred eighty calendar day period prior to formal assessment or if obtained during the formal assessment period.

(3) "Reassessment" means procedures used in accordance with WAC 392-171-346 through 392-171-366 to determine the student's eligibility for and need for continuing special education and related services pursuant to WAC 392-171-516.

(4) "Consent" means that:

(a) The parent (or the adult student) has been fully informed of all information relevant to the activity for which consent is sought in his or her native language or other mode of communication, including being informed of existing assessment data to be used within the definitions of current assessment;

(b) The parent (or the adult student) understands and agrees in writing to the carrying out of the activity for

which his or her consent is sought, and the consent describes that activity and lists the records (if any) which will be released and to whom; and

(c) The parent (or the adult student) understands that the granting of consent is voluntary on the part of the parent (or the adult student) and may be revoked at any time.

AMENDATORY SECTION (Amending Order 11-78, filed 10/31/78)

WAC 392-171-315 DEFINITION OF "SPECIAL EDUCATION." As used in this chapter "special education" means specially designed instruction, at no cost to the parent or the student, to meet the unique needs, abilities, and limitations of a handicapped student, including classroom and itinerant instruction, instruction in physical education, home instruction, and instruction in hospitals and institutions. The term includes (~~speech pathology~~) communication disorders services, physical and occupational therapy, orientation and mobility instruction, (~~itinerant vision and hearing instruction~~;) and audiology(~~or any other related service, if, and to the extent, the foregoing services consist of specially designed instruction, at no cost to the parents or the student, to meet the unique needs of a handicapped student~~)). The term also includes career development and vocational education if either consists of specially designed instruction, at no cost to the parents or the student, to meet the unique needs of a handicapped student.

The terms in the definition of "special education" are defined as follows:

(1) "Specially designed instruction" means organized and planned teaching and/or training activities provided by certificated and/or licensed special education personnel, including therapists, designed to facilitate progress toward specific written objectives and which occurs repeatedly over a given period of time during regularly scheduled sessions. The term does not include diagnostic or assessment activities, related services per se, consultative services, or materials preparation.

(2) "At no cost" means that all specially designed instruction is provided without charge, but does not preclude incidental fees which are normally charged to nonhandicapped students or their parents as a part of the regular education program.

~~((2))~~ (3) "Physical education" means the development of:

- (a) Physical and motor fitness;
- (b) Fundamental motor skills and patterns; and
- (c) Skills in aquatics, dance, and individual and group games and sports (including intramural and lifetime sports).

The term includes special physical education, adapted physical education, movement education, and motor development.

~~((2))~~ (4) "Career development" means ((a program of)) instructional activities infused into a student's ((basic)) education program which ((consists principally of occupational preparation. "Occupational preparation" means a continuum of instruction, from preschool through secondary, that evolves from awareness stages

~~through exploratory and preparatory activities which lead to experiences such as instruction in a vocational-technical institute, a sheltered workshop, a community college, or a community placement)) make provision for career awareness, career exploration and career preparation for all occupations.~~

~~((4) "Specially designed instruction" means organized and planned teaching and/or training activities provided by certificated and/or licensed special education personnel, including therapists, designed to facilitate progress toward specific written objectives and which occurs repeatedly over a given period of time during regularly scheduled sessions. The term does not include diagnostic or assessment activities, related services per se, consultative services, or materials preparation.))~~

(5) "Vocational education" means ((organized educational programs which are directly related to the preparation of individuals for paid or unpaid employment, or for additional preparation for a career requiring other than a baccalaureate or advanced degree)) a planned series of learning experiences, the specific objective of which is to prepare persons to enter, continue in, or upgrade themselves in gainful employment in recognized occupations not designated as professional or requiring a baccalaureate or higher degree.

(6) "Audiology" means the provision of habilitative activities related to a hearing impairment, such as language habilitation, auditory training, speech reading (lip reading), training for hearing evaluation, and speech conservation.

(7) "Occupational therapy" means improving, developing, or restoring functions impaired or lost through illness, injury, or deprivation; improving ability to perform tasks for independent functioning when functions are impaired or lost; and preventing through early intervention, initial or further impairment or loss of function.

(8) "Orientation and mobility instruction" means the provision of training/instruction in orientation and mobility for visually handicapped students.

(9) "Physical therapy" means seeking to relieve disability or pain, developing or restoring motor function and maintaining maximum performance within the student's capability.

(10) "Communication disorders services" mean the provision of speech and language services for the habilitation or prevention of communication disorders.

AMENDATORY SECTION (Amending Order 11-78, filed 10/31/78)

WAC 392-171-320 DEFINITION OF "RELATED SERVICES." As used in this chapter "related services" means transportation and such developmental, corrective, and other supportive services as are required to assist a handicapped student to benefit from special education, and includes (~~speech pathology~~) communication disorders services and audiology, psychological services, physical and occupational therapy, recreation, early identification and assessment of disabilities in students, counseling services, medical services for diagnostic or assessment purposes, and orientation and mobility services. The term also includes school health services,

social work services in schools, ~~((and))~~ parent counseling and training, and classified staff services.

The terms used in the definition of "related services" are defined as follows:

(1) "Audiology" includes:

(a) Identification of students with hearing loss;

(b) Determination of the range, nature, and degree of hearing loss, including referral for medical or other professional attention for the habilitation of hearing;

~~(c) ((Provision of habilitative activities, such as language habilitation, auditory training, speech reading (lip-reading), hearing evaluation, and speech conservation;~~

~~(d))~~ Creation and administration of programs for prevention of hearing loss;

~~((e))~~ (d) Counseling and guidance of students, parents, and teachers regarding hearing loss; and

~~((f))~~ (e) Determination of the student's need for group and individual amplification, selecting and fitting an appropriate aid, and evaluating the effectiveness of amplification.

(2) "Counseling services" means services provided by qualified social workers, psychologists, guidance counselors, or other qualified personnel.

(3) "Early identification" means the implementation of a formal plan for identifying a disability as early as possible in a student's life.

(4) "Medical services" means services provided by a licensed physician to determine a student's medically related handicapping condition which results in the student's need for special education and related services.

(5) "Occupational therapy" includes:

~~(a) ((Improving, developing, or restoring functions impaired or lost through illness, injury, or deprivation))~~ The identification and assessment of the student's physical and self-care status;

~~(b) ((Improving ability to perform tasks for independent functioning when functions are impaired or lost))~~ Determination of the student's need for occupational therapy; and

~~(c) ((Preventing, through early intervention, initial or further impairment or loss of function))~~ Related counseling and guidance of parents, students, and staff regarding the provision of occupational therapy.

~~(6) "Orientation and mobility services" ((means the organization, planning, and direct provision of training/instruction in orientation and mobility for visually handicapped students and))~~ includes:

~~(a) Identification and assessment of the student's mobility status;~~

~~(b) Determination of the student's need for orientation and mobility services; and~~

~~(c) Related ((consultation with))~~ counseling and guidance of parents, ((teachers, and other concerned persons)) students and staff regarding orientation and mobility services.

(7) "Parent counseling and training" means assisting parents in understanding the special needs, abilities, and limitations of their child or ward and providing parents with information about child/student development.

(8) "Physical therapy" ~~((means services provided by a qualified physical therapist))~~ includes:

(a) Identification and assessment of the student's physical status;

(b) Determination of the student's need for physical therapy; and

(c) Related counseling and guidance of parents, students and staff regarding physical therapy services.

(9) "Psychological services" includes:

(a) Administering psychological and educational tests, and other assessment procedures;

(b) Interpreting assessment results;

(c) Obtaining, integrating, and interpreting information about child/student behavior and conditions relating to learning;

(d) Consulting with other staff members in planning school programs to meet the special needs of students as indicated by psychological tests, interviews, and behavioral evaluations; and

(e) Planning and managing a program of psychological services, including psychological counseling for students and parents.

(10) "Recreation" includes:

(a) Assessment of leisure function;

(b) Therapeutic recreation services;

(c) Recreation programs in school and community agencies; and

(d) Leisure education.

(11) "School health services" means services provided by a qualified school nurse or other qualified person.

(12) "Social work services in schools" include:

(a) Preparing a social or developmental history on a handicapped student;

(b) Group and individual counseling with the student and family;

(c) Working with those problems in a student's living situation (home, school, and community) that affect the student's adjustment in school; and

(d) Mobilizing school and community resources to enable the student to receive maximum benefit from his or her educational program.

(13) ~~((^hSpeech pathology^h))~~ "Communication disorders services" includes:

~~(a) Identification of students with ((speech or language)) communication disorders;~~

~~(b) Diagnosis and appraisal of specific ((speech or language)) communication disorders;~~

~~(c) Referral for medical or other professional attention necessary for the habilitation of ((speech or language)) communication disorders; and~~

~~(d) ((Provision of speech and language services for the habilitation or prevention of communicative disorders; and~~

~~(e))~~ Counseling and guidance of parents, students, and ((teachers)) staff regarding ((speech and language)) communication disorders.

(14) "Transportation" includes:

(a) Travel to and from school and between schools;

(b) Travel in and around school buildings; and

(c) Specialized equipment (such as special or adapted buses, lifts, and ramps), if required to provide special transportation for a handicapped student.

(15) "Classified staff services" includes:

(a) Services provided by classified staff which provide for the handicapped student's safety and/or personal care and instructional assistance (e.g. interpreter services and braille services); and

(b) Services provided by classified staff which provide assistance for handicapped students and certificated staff to achieve placement in the least restrictive environment.

((ELIGIBILITY CRITERIA FOR HANDICAPPED STUDENTS)) STUDENTS' RIGHTS TO SPECIAL EDUCATION

AMENDATORY SECTION (Amending Order 11-78, filed 10/31/78)

WAC 392-171-325 STUDENTS' RIGHTS TO SPECIAL EDUCATION PROGRAMS. (1) Each school district shall provide every handicapped student of common school age a free and appropriate educational program consisting of special education and related services. Common school age is age five to age twenty-one.

(2) School districts may provide special education and related services to handicapped students in the zero to one, one, two, three and/or four year old age groups without being obligated to extend preschool programs to nonhandicapped children. However, if a school district provides an education to any nonhandicapped child in the zero to one, one, two, three, or ((the)) four year old age group, the district shall make special education and related services available pursuant to this chapter to all its handicapped students of the same age.

(3) ~~((School districts may provide special education and related services to handicapped students in the zero to one, one, and two year old age groups without being obligated to provide a preschool program for nonhandicapped children: PROVIDED, That the handicapped student has one or more of the following conditions:~~

~~(a) Multiple handicap;~~

~~(b) Gross motor impairment;~~

~~(c) Sensory impairment; or~~

~~(d) Moderate or severe mental retardation.~~

~~However, if a school district provides an education to any nonhandicapped child in the zero to one, one, or two year old age groups, it shall make special education and related services available pursuant to this chapter to all its handicapped students in the above four categories of the same age.~~

~~(4)) Any student made a focus of concern ((or who is reassessed after November 1, 1976;)) shall qualify pursuant to the disability definitions and criteria set forth in this chapter in order to receive state or federal ((excess cost)) special education funding. A handicapped student shall remain eligible for special education and related services until: (a) The student has met ((normal)) high school graduation requirements established by the school district pursuant to rules of the state board of education((:)); or (b) the student has reached age twenty-one((:)); or ((until)) (c) the student is no longer in need of special education and related services as judged by~~

the student's multidisciplinary team based upon a reassessment of the student, whichever occurs first. The student may continue to receive special education and related services: PROVIDED, That a reassessment of the student concludes that, notwithstanding the fact that the student no longer meets the initial eligibility criteria, the student's performance is or will be adversely affected if he or she is terminated from special education.

~~((5) Any student whose eligibility was determined pursuant to the eligibility requirements of this chapter as they existed prior to November 1, 1976, shall continue to be eligible until September 1, 1978, subject to reassessment pursuant to the eligibility requirements of this chapter as now or hereafter amended.))~~

NEW SECTION

WAC 392-171-331 CONTINUING ELIGIBILITY. (1) Any student whose eligibility was established pursuant to rules in effect at a time of prior assessment but before September 1, 1980, shall continue to remain eligible for special education and related services under the authority and provisions of such prior rules unless:

(a) The student has met high school graduation requirements established by the school district pursuant to the rules of the state board of education; or

(b) The student reaches age twenty-one; or

(c) The student is no longer in need of special education and related services: PROVIDED, That the determination that the student needs to receive special education and related services is based on a reassessment of the student which concludes that, notwithstanding the fact that the student no longer meets the initial eligibility criteria, the student's performance is or will be adversely affected if he or she is terminated from special education. Any such student shall be reassessed pursuant to WAC 392-171-346 through 392-171-366 and the applicable section(s) of WAC 392-171-381 through 392-171-451.

(2) Any student made a focus of concern for the first time and/or assessed for the first time after September 1, 1980, shall be assessed and determined eligible pursuant to WAC 392-171-346 through 392-171-366 and the applicable section(s) of WAC 392-171-381 through 392-171-451.

(3) Effective September 1, 1980, and thereafter, every handicapped student shall remain eligible for special education and related services only so long as the student has not yet met high school graduation requirements established by the school district pursuant to rules of the state board of education or the student has not reached age twenty-one, or the student no longer requires special education and related services as judged by the student's multidisciplinary team based on a reassessment of the student.

(4) The student whose twenty-first birthday occurs during the school year may continue to be eligible for special education and related services for the remainder of the school year.

IDENTIFICATION AND ASSESSMENT PROCEDURES

NEW SECTION

WAC 392-171-336 CHILDFIND. The local district shall conduct childfind activities to locate and identify students with a suspected handicapping condition who are residing within the boundaries of the district and not currently receiving special education services. Childfind activities shall apply to students age 0 to 21 and may include, but are not necessarily limited to: Pre-school developmental screening, local media informational campaigns, liaison with public health and other medical and social agencies, public or private, questionnaire for first-time enrolling students, screening of district-wide group standardized test results, inservice education to teaching staff, and cooperation as requested with state childfind programs.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 12-79, filed 11/9/79, effective 1/1/80; decodified and recodified as WAC 392-171-406)

WAC 392-171-350 SPECIFIC LEARNING DISABILITY—DEFINITION. Specific learning disability is a disorder in one or more of the basic psychological processes involved in understanding or using spoken or written language resulting from perceptual-motor handicaps. Such disorder may include problems in visual and auditory perception and integration which may manifest itself in an impaired ability to think, speak or communicate clearly, read with comprehension, write legibly and with meaning, spell accurately, and to perform mathematical calculations, including those involving reading. The presence of a specific learning disability is indicated by near average, average, or above average intellectual ability, but nonetheless the student demonstrates significant performance deficits in one or more of the following academic achievement areas:

- (1) Oral expression;
- (2) Listening comprehension;
- (3) Written expression;
- (4) Basic reading skill;
- (5) Reading comprehension;
- (6) Mathematics calculations; ~~((and))~~
- (7) Mathematics reasoning:

PROVIDED, That such a performance deficit cannot be explained by visual or hearing problems, motor handicaps, mental retardation, a behavioral disability, or an environmental, cultural, or economic disadvantage.

A specific learning disability includes conditions described as perceptual handicap, minimal brain dysfunction, dyslexia, and developmental aphasia: **PROVIDED,** That the student meets the eligibility criteria set forth in WAC ~~((392-171-355))~~ 392-171-411 and ~~((392-171-356))~~ 392-171-416.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 12-79, filed 11/9/79, effective 1/1/80; decodified and recodified as WAC 392-171-411)

WAC 392-171-355 SPECIFIC LEARNING DISABILITY—ELIGIBILITY CRITERIA. Assessment

procedures and eligibility standards: All students considered for initial ~~((or continued))~~ placement in special education as specific learning disabled shall be assessed ~~((by a multidisciplinary team))~~ and ~~((shall be deemed))~~ determined eligible for ~~((placement in a))~~ special education ~~((program in accordance with the following procedures and criteria))~~ and related services according to the following:

(1) A current assessment of intellectual functioning shall be obtained from a standardized individual test designed to measure intellectual functioning, individually administered by a qualified psychologist and interpreted by a qualified psychologist and attested to as to validity. The measured level of intellectual functioning must be near normal or above, and

(2) A current assessment of level of academic achievement shall be measured by standardized test(s) appropriate to age level and administered individually. The student's Chronological Age/Grade (CAG) performance in one or more of the academic achievement areas provided for in the definition shall be adjusted for expectations due to variance in intellectual functioning. The expected performance adjusted for intellectual functioning shall then be compared to the results of the actual achievement measures, the results of which must yield:

(a) A functioning level of two-thirds or below of expected performance, and

(b) A functioning level below chronological age/grade. Those students unable to score within test norms on standardized academic achievement measures shall be assessed using individually administered standardized school readiness tests, professionally recognized developmental scales, and

(3) A current assessment of perceptual, perceptual-motor or language functioning shall be obtained, the results of which show a deficit of greater than or equal to 1 1/2 standard deviations below the mean or a functioning level of 2/3 or below Chronological Age/Grade Performance in one or more of the following:

(a) Visual processing:

- (i) discrimination; or
- (ii) closure; or
- (iii) memory; or
- (iv) sequencing; or
- (v) association; or
- (vi) integration.

(b) Auditory processing:

- (i) discrimination; or
- (ii) closure; or
- (iii) memory; or
- (iv) sequencing; or
- (v) association; or
- (vi) integration.

(c) Haptic processing:

- (i) kinesthetic; or
- (ii) tactile.

(d) Sensory integration/association:

- (i) visual-motor; or
- (ii) visual-auditory (vocal); or
- (iii) auditory-motor; or
- (iv) receptive language; or

(v) expressive language.

For students whose chronological age placement is seventh grade or above, neither the visual nor auditory deficit is required as a condition to the eligibility, and

(4) A current ~~((psychological))~~ assessment which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning shall be obtained. This assessment shall be of sufficient scope to rule out severe behavioral disability, environmental, cultural background, or economic disadvantage as an explanation for educational delay, and

(5) A current vision and hearing screening report shall be obtained; and

(6) A written record of observation and measurement of the student's academic performance and classroom behavior in the regular classroom shall be made by a member of the assessment team other than the regular classroom teacher ~~((pursuant to WAC 392-171-410))~~. In the case of a student not enrolled in school, a team member shall observe the student in an environment appropriate for a student of that age.

(7) The results of the intellectual, achievement and perceptual/language measures along with the ~~((psychological))~~ assessment of social and emotional behaviors and the vision and hearing screening and classroom observation shall be reviewed by the multidisciplinary team. The multidisciplinary team shall prepare a written report of the results of the assessment pursuant to WAC ~~((392-171-415))~~ 392-171-366.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 12-79, filed 11/9/79, effective 1/1/80, decodified and recodified as WAC 392-171-416)

WAC 392-171-356 SPECIFIC LEARNING DISABILITY—EXCEPTIONS TO GENERAL ELIGIBILITY CRITERIA. Where the results of the intellectual, academic, or perceptual/language measures provided for in WAC ~~((392-171-355))~~ 392-171-411 do not document a specific learning disability, the multidisciplinary team, when it is deemed advisable by the team, may deviate from the criteria set forth in WAC ~~((392-171-355))~~ 392-171-411 within the standard error of measurement of the selected assessment instrument(s) and determine the appropriateness of placement in a special education program: **PROVIDED**, That once the required assessment procedures are concluded, the assessment team shall prepare a written report which identifies the degree to which the assessment findings deviate from the criteria, describes the student's specific learning disability as evidenced by the assessment findings and any implications for educational planning. The written report shall also address all requirements stated in WAC ~~((392-171-415))~~ 392-171-366, and be signed by the school district superintendent or his/her designee. Students placed under these conditions shall be reassessed annually to determine their need for special education and related services.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78, decodified and recodified as WAC 392-171-426)

WAC 392-171-375 MENTAL RETARDATION—I.Q. ELIGIBILITY RANGE VARIATION. The I.Q. eligibility ranges specified in WAC ~~((392-171-360, 392-171-365, and 392-171-370))~~ 392-171-421 may vary by one-half standard deviation if a qualified psychologist documents in writing ~~((with the approval of the school district special education director as provided for in WAC 392-171-430))~~ the reasons for placement in a particular special education program: **PROVIDED**, That any student placed in a special education program for mildly retarded students whose I.Q. score is above seventy-five must meet at least three of the four conditions specified in WAC 392-171-360(2); **PROVIDED** ~~((FURTHER))~~, That, special care shall be taken to account for the cultural biases, if any, of the measurement instruments.

NEW SECTION

WAC 392-171-376 SCHOOL DISTRICT DECISION. The school district superintendent or his/her designee shall, based on the preceding procedures (WAC 392-171-341 through 392-171-366), arrive at one of the following decisions.

(1) The student does not have a handicapping condition(s); or

(2) The student does have a handicapping condition(s) and is in need of special education and related services.

The school district superintendent or his or her designee shall duly record in writing the decision as to the handicapping condition(s) of a student brought to the school's attention. Whatever decision is made, the information from the procedures for making the determination shall be filed in school district records. Within ten calendar days of the decision that the student does not have a handicapping condition, the parents or legal guardian of the student shall be informed in writing of the assessment findings in compliance with notice requirements of WAC 392-171-521. If the decision is that the student has a handicapping condition(s), the school district shall request the parent(s) to participate in the IEP conference (individualized education program) pursuant to WAC 392-171-456. Upon the request of the parent (or the adult student) the school district shall provide the parent (or the adult student) a copy of the summary analysis prior to the IEP meeting: **PROVIDED**, That the parent (or the adult student) may request a meeting with the school district to explain the summary analysis.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78, decodified and recodified as WAC 392-171-431)

WAC 392-171-380 ~~((MULTIPLE—HANDICAPPED—))~~ DEFINITION ~~((=))~~ AND ELIGIBILITY CRITERIA FOR MULTIHANDICAPPED. A student shall be considered ~~((multiple))~~ multihandicapped when there are present and documented two or more handicapping conditions ~~((are present))~~, each of

which is so severe as to warrant a special program were that handicapping condition to appear in isolation, and the combination of which causes such severe educational problems that the student cannot be accommodated in special education programs solely for one of the impairments. Students who are deaf-blind are not included as multihandicapped. (See WAC 392-171-451).

~~((Eligibility criteria: Students shall qualify as multiple handicapped only when the resultant overall deficit is profound and when the following conditions are identified and documented:~~

- ~~(1) Mental retardation; and~~
- ~~(2) One or more the following:~~
 - ~~(a) Gross motor and orthopedically impaired;~~
 - ~~(b) Hearing impaired; or~~
 - ~~(c) Blind.~~

~~In addition to the above, appropriate professional diagnosis and documentation of the severity of each handicapping condition is required.~~

~~Multiple handicapped students are not eligible for placement in a resource program because the severity of the deficits of multiple handicapped students precludes their placement in a resource program.))~~ Assessment procedures and eligibility standards: All students considered for initial placement in special education as multihandicapped shall be assessed and determined eligible for special education and related services according to the following:

(1) Assessment procedures for each handicapping condition have been followed, the results of which document eligibility for inclusion in special education were each handicap to appear in isolation; and

(2) Summary statements in the assessment analysis report document that the effect of the multiplicity of handicaps is so severe that the student cannot be accommodated in special education programs solely for one of the impairments.

ELIGIBILITY CRITERIA FOR HANDICAPPED STUDENTS

NEW SECTION

WAC 392-171-381 DEFINITION AND ELIGIBILITY CRITERIA FOR DEVELOPMENTALLY HANDICAPPED PRESCHOOL STUDENTS. Definition and eligibility criteria for developmentally handicapped preschool students are as follows:

A preschool student from birth until of chronological age to be eligible for first grade shall be considered to have a significant delay and to be developmentally handicapped if the student is functioning at seventy-five percent or less of his/her chronological age in two or more of the following developmental areas: fine motor, gross motor, expressive language, receptive language, social, self-help, cognitive or sensory development.

All students considered for initial placement in special education as preschool developmentally handicapped shall be assessed and determined eligible for special education and related services according to the following:

(1) An annual multidisciplinary assessment of developmental level obtained from a functional profile which addresses performance in the following areas:

(a) Fine motor; (b) gross motor; (c) expressive language; (d) receptive language; (e) social; (f) self-help; (g) cognitive; (h) sensory.

(2) The assessment team shall include an individual trained in early childhood education or an individual with knowledge in the area of the student's suspected disability and two or more of the following as appropriate: (a) Psychologist; or (b) physician or other qualified medical practitioner; or (c) audiologist; or (d) occupational or physical therapist; or (e) school or public health nurse; or (f) communications disorders specialist; or (g) social worker; or (h) teacher.

(3) The functional profile shall be derived from individually administered, standardized or professionally recognized developmental scales which result in chronological age equivalents. Observations and interviews shall be administered by the assessment team. Information obtained from the tests, observations and interviews shall be compiled by the multidisciplinary team leader and shall be summarized according to the procedures in WAC 392-171-366. A student shall be considered as having a significant developmental delay if he or she exhibits a deficit of twenty-five percent or more in any two of the areas listed above.

PROVIDED, That in cases where the multidisciplinary team assessment of the student's developmental level has been concluded and where the results do not document a twenty-five percent deficit in two of the eight developmental areas provided for in the eligibility criteria, and a qualified medical practitioner has documented a medically diagnosed congenital syndrome or the assessment team has documented that the student has a high predictability of future developmental delays and is in need of special education and related services, the assessment team may recommend placement in a special education program. The student who becomes eligible for first grade, based on chronological age, during the school year may remain eligible as a preschool student for the remainder of the school year. The student shall be reassessed to determine eligibility in one of the handicap categories pursuant to WAC 392-171-386 through 392-171-451 prior to the beginning of the next school year.

NEW SECTION

WAC 392-171-386 DEFINITION AND ELIGIBILITY FOR SERIOUSLY BEHAVIORALLY DISABLED. (1) Seriously behaviorally disabled students are those who exhibit one or more of the following characteristics over a long period of time and to a marked degree, which adversely affects their own educational performance:

(a) An inability to learn which cannot be explained by intellectual, sensory or health factors;

(b) An inability to build or maintain satisfactory interpersonal relationships with peers and teachers;

(c) Inappropriate types of behavior or feelings under normal circumstances;

(d) A general pervasive mood of unhappiness or depression; or

(e) A tendency to develop physical symptoms or fears associated with personal or school problems.

(2) The term includes students who are schizophrenic or autistic. The term does not include students who are socially maladjusted, unless it is determined that they are also seriously behaviorally disabled.

Students whose primary disability is identified in another handicapping category do not qualify as seriously behaviorally disabled.

(3) All students considered for initial placement in special education as seriously behaviorally disabled shall be assessed by a multidisciplinary team including at least one school psychologist or school social worker and determined as eligible for special education and related services according to the following:

(a) A current school district evaluation which concludes that the student has a serious behavioral disability and which considers and describes the student's social and emotional behaviors and provides any implications for educational planning.

(i) For the purposes of establishing that the student has a behavioral disability, the evaluation shall describe behaviors which distinguish between common disciplinary problem behaviors and serious behavioral disabilities. Common disciplinary problem behaviors (e.g. truancy, smoking, breaking school conduct rules) may exist in conjunction with serious behavioral disabilities, but cannot be used as the sole criteria for recommending special education and related services.

(ii) The evaluation must include:

(A) Dated and signed documented anecdotal records of behavioral observations made by two or more persons at separate times and places, each of which cite and corroborate specific behaviors which, in the aggregate, provide foundation for probable concern for serious behavioral disability. Multiple settings are required (e.g., in addition to the classroom setting consider playground, cafeteria, school bus, hallway, etc.); and

(B) Dated and signed documented evidence of at least two intervention techniques that have been tried and the effect of each. These interventions may include, but are not limited to, changes in student's regular class schedule, and/or curriculum, and/or teacher, school counseling or community agency therapy or counseling; and

(C) A social or developmental history compiled directly from the parent(s) and/or records, when parents are not available.

(b) Current assessment of level of academic or cognitive achievement as measured by standardized tests appropriate to age level and administered individually.

(c) A current vision and hearing screening report.

EXCEPTION: Provided that the required academic assessment and vision and hearing screening are concluded, and provided that there are documented and dated anecdotal records of behavioral observations showing that the student's disability is evidenced in the school environment, the following evaluation reports may be substituted for the school district's evaluation:

(i) A current psychiatric evaluation which considers and describes the student's social and emotional behaviors, which concludes and describes a serious behavioral disability and where implications for educational planning are provided, the multidisciplinary team must consider these implications in planning and implementing the student's educational program; or

(ii) A current psychological evaluation by a nonpublic school mental health professional who holds a graduate degree in a recognized mental health specialty that considers and describes the student's social and emotional behaviors, which concludes that the student has a serious behavioral disability, the consequences of which entail the necessity for active, on-going therapy and/or counseling, and where implications for educational planning are provided, the multidisciplinary team must consider these implications in planning and implementing the student's educational program.

NEW SECTION

WAC 392-171-391 DEFINITION AND ELIGIBILITY CRITERIA FOR COMMUNICATION DISORDERED. A student shall be considered to have a communication disorder if there is present a documented communication disorder such as stuttering, voice disorder, language impairment, and/or impaired articulation, which adversely affects a student's educational performance. The assessment procedures and eligibility standards outlined in this section apply to those students whose only handicapping condition is a communication disorder.

All students considered for initial placement in special education as communication disorder shall be assessed and determined eligible for special education and related services according to the following:

(1) A current hearing screening report; and

(2) A current description of the level of educational or cognitive development as provided by the classroom teacher, or where available, by standardized tests in those areas affected by the speech and/or communication problem(s) including discussion of the impact of the problem(s) on educational performance; and

(3) A current assessment of the level of speech and/or language development as measured by standardized tests or professionally recognized procedures, scales or checklists appropriate to the student's age level and mode of communication, individually administered, and which considers the student's sex, dialect norms, social-cultural environment, and behaviors. Such measures shall result in one or more of the following findings that the student:

(a) Achieves a rating of moderate or severe on a standardized articulation test that yields a severity rating and/or misarticulates three or more unrelated phonemes for students up to age eight, or one or more for students over age eight, with consideration given to the student's speech intelligibility, physical ability, and/or therapy history.

(b) Has a delay in receptive and/or expressive language such that functioning is one year or more below chronological age for students up through age eight or

functioning is two-thirds of chronological age or below for students over age eight.

(c) Has interruptions or dysfluencies in more than one speaking situation such as repetitions, prolongations, blockage in flow of speech, struggle or avoidance behaviors which interfere with communication or are inconsistent with age or development.

(d) Has a deviation in voice quality, pitch, or loudness characterized by abusive vocal habits, or interference with communication, or is inconsistent with age or development, or demonstrates chronic hoarseness of duration of three weeks or more.

Whenever appropriate, referral for medical and/or psychological and/or other evaluations shall be made and the results considered in the assessment of the student's suspected handicapping condition.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-341)

WAC 392-171-395 STUDENT AS FOCUS OF CONCERN—PREASSESSMENT PROCEDURES—TIMELINE. (1) A student shall become a focus of concern when the student is brought to the attention of a school district superintendent or his or her designee because of a suspected handicapping condition(s). Such concern for a student may be originated by or transmitted through any source, including: Parents, medical personnel, school district personnel, community agencies, civil authorities, ~~((authorized))~~ district screening procedures, and other identified, interested persons.

(2) When the possibility of a student's need for special education and related services has been brought to the attention of the school district superintendent or his or her designee, the superintendent or his or her designee shall act on the referral by promptly:

(a) Recording the circumstance by date, origin, and reason for concern; and

(b) Providing the student's parent(s) (or the adult student) written notice that the student has been referred because of a suspected handicapping condition and that within fifteen school days the district will determine whether or not there is good reason to believe that the student is a candidate for assessment.

(3) The superintendent or his or her designee shall, within fifteen school days after the date of referral, review the referral, collect and examine existing school, medical and other records in the possession of the school district and make a determination that there is or is not good reason to believe that the student is a candidate for assessment. This decision shall be in writing and shall set forth the date and the name of the person making the decision. The superintendent or his or her designee shall, within ten school days after the date of such decision, direct a written notice to the student's parent(s) (or the adult student) that complies with the notice requirements of WAC ~~((392-171-495))~~ 392-171-526.

(4) In the event the decision is that there is good reason to believe that the student is a candidate for assessment, the ~~((student))~~ school district shall ~~((be))~~ fully ~~((assessed))~~ assess the student and arrive at a decision pursuant to WAC 392-171-376 within:

(a) Thirty-five school days (also referred to as the formal assessment period) after the date written consent for an assessment has been provided by the parent(s) (or the adult student); or

(b) Thirty-five school days (also referred to as the formal assessment period) after the date the refusal of the parent(s) (or the adult student) to grant consent has been overridden pursuant to a hearing (or appeal) in accordance with WAC ~~((392-171-500))~~ 392-171-521 et seq.; or

(c) Such other time period as may be agreed to by the parent(s) (or the adult student) and school authorities.

(5) The school district shall request the parent to sign consent form(s) for the mutual exchange of pertinent information where such information is available between the school, other agencies, and/or professionals.

(6) If temporary (not to exceed thirty school days) special education programming is necessary for diagnostic reasons during the assessment period, the district shall obtain written permission for such diagnostic placement from the parent(s) prior to making the placement.

(7) In the case of students admitted to state residential schools, an assessment and individualized education program must be completed as provided in this chapter within fifty school days of enrollment.

NEW SECTION

WAC 392-171-396 DEFINITION AND ELIGIBILITY CRITERIA FOR ORTHOPEDICALLY IMPAIRED. Orthopedically impaired students are those who lack normal function of muscles, joints or bones due to congenital anomaly, disease or permanent injury, and such condition adversely affects their educational performance.

All students considered for initial placement in special education as orthopedically impaired shall be assessed and determined eligible for special education and related services according to the following:

(1) A current medical evaluation by a qualified medical practitioner which describes and confirms the student's health circumstances and which provides any medical implications for educational planning;

(2) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually;

(3) A current evaluation which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning, including an evaluation of adaptive behavior as measured by standardized instrument(s) or professionally recognized scales where there are no known standardized measures, which addresses the student's self-help and interpersonal communication skills in relation to chronological age/grade peers;

(4) A current physical therapy and/or occupational therapy evaluation which considers and describes implications for therapy as a part of educational planning; and

(5) A current vision and hearing screening report.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-346)

WAC 392-171-400 GENERAL AREAS OF ASSESSMENT. ~~The assessment of a student ((except one with a suspected speech impairment))) shall be in all areas related to the suspected disability ((including, but not limited to, the following categories:)). The assessment procedures outlined in WAC 392-171-381 through 392-171-451 are to be considered minimal, required procedures. Where concerns are indicated, as judged by the multidisciplinary team, additional or more in depth assessment in each of the following areas shall be conducted.~~

(1) Scholastic assessment. This area ((~~staff~~)) may include assessment of the intellectual, language and communication, academic ((~~and self-help skill status~~)) and cognitive development of the student and any other scholastic area as deemed appropriate by the multidisciplinary team.

(2) Physical assessment. This area ((~~staff~~)) may include a review of the general health status of the student ((~~with particular attention to the visual~~)), vision and hearing screening, oral-peripheral examination, evaluation of musculo-skeletal, neurological, and developmental modalities, and any other physical area as deemed necessary by the multidisciplinary team.

(3) Adjustment assessment. This area ((~~staff~~)) may include assessment of the social skills and emotional status of the student, career and vocational assessment, and assessment of adaptive behaviors (e.g., self-help, interpersonal communication, survival skills, and practical application of academic skills).

NEW SECTION

WAC 392-171-401 DEFINITION AND ELIGIBILITY CRITERIA FOR HEALTH IMPAIRED. Health impaired students are those who have chronic or acute health problems such as students with serious congenital heart defect, other disorders of the cardiorespiratory systems, disorders of the central nervous system including epilepsy or neurological impairment or other profound health circumstances which adversely affect their educational performance.

All students considered for initial placement in special education as health impaired shall be assessed and determined eligible for special education and related services according to the following:

(1) A current medical evaluation by a qualified medical practitioner which describes and confirms the student's health circumstances and which provides any medical implications for educational planning, and

(2) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually, and

(3) A current evaluation which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning which may include an evaluation of adaptive behaviors as measured by standardized instrument(s), or professionally recognized scales addressing the student's self-

help and interpersonal communication skills in relation to chronological age/grade peers; and

(4) A current vision and hearing screening report.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-351)

WAC 392-171-405 GENERAL ASSESSMENT SAFEGUARDS—PERSONNEL, MATERIALS AND ((REPORT REQUIREMENTS)) PROCEDURES. Every student who is assessed or reassessed shall be assessed according to the procedures established in this chapter.

(1) The assessment of a student (except one with a suspected ((speech impairment)) communication disorder) shall be made by a multidisciplinary team or group of professionals including at least one teacher or other specialist with knowledge in the area of the suspected disability. Each member of the team shall be licensed, registered, credentialed, or certificated according to his or her professional standards in accordance with state statutes and rules : PROVIDED, That in assessing a student suspected of having a specific learning disability, each school district shall include on the multidisciplinary team:

(a) The student's regular teacher, or

(b) If the student does not have a regular teacher, a regular classroom teacher qualified to teach a student of his or her age; or

(c) For a student of less than school age, an individual trained in early childhood education designated by the school district; and

(d) At least one person qualified to conduct individual diagnostic examinations of students, such as a school psychologist, communication disorder specialist, special education teacher or remedial reading teacher.

(2) No single test instrument or single procedure shall be the sole criterion for determining the appropriate educational program for a student.

(3) Assessment materials, procedures, and instruments used for the purpose of assessment and placement shall be selected and administered so as not to be racially or culturally discriminatory. All tests and other evaluation materials shall have been validated for the specific purpose for which they are used, shall be administered by trained personnel in conformance with the instructions of their producer, and shall accurately reflect whatever factors the tests purport to measure.

(4) Assessment materials, procedures or instruments shall be provided and administered in a student's primary language or mode of communication, unless it is clearly not feasible to do so. Tests shall be selected and administered so as best to ensure that when a test is administered to a student with impaired sensory, manual, or speaking skills, the test results accurately reflect the student's aptitude or achievement level or whatever other factors the test purports to measure, rather than reflecting the student's impaired sensory, manual, or speaking skills (except where those skills are the factors the test purports to measure).

(5) In conducting assessment activities, appropriate assessment team members shall:

(a) Collect and review all available existing school, medical, and other records pertinent to the suspected handicapping condition(s) of the student, including previous assessments, health, and cumulative records; and

(b) Conduct such current assessment activities as are required by this chapter and in accordance with the procedures specified herein; and

(c) Collect such other data as needed to corroborate the validity of standardized measures, including but not limited to parent and/or teacher interviews and current classroom performance data.

(6) Assessment data shall be summarized in writing, dated, and signed by ~~((the multidisciplinary team leader))~~ each person conducting an assessment. Information used to support the assessment, but which is not incorporated into the file, ~~((shall be noted))~~ (e.g., review of health record), ~~((number of identified problems, etc.))~~ shall be referenced as to date of record, location and source person. The summaries shall specify the procedures and instruments used, the results obtained, and the apparent significance of findings as related to the student's instructional program, including a description of the specific factors which are interfering with the student's educational performance and the special education and related services needed to assist the student in benefiting from his or her educational placement.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-358)

WAC 392-171-420 ~~((SPEECH IMPAIRED))~~ COMMUNICATION DISORDERED STUDENTS—ASSESSMENT. Students who are suspected of having a ~~((speech impairment))~~ communication disorder as their ~~((primary))~~ only handicap shall be assessed by a qualified ~~((speech-language professional))~~ communication disorder specialist who shall use procedures appropriate for the diagnosis and appraisal of ~~((speech-language))~~ communication disorders. The student shall be referred for additional assessment needs for appropriate placement. The assessment results required in this section shall be summarized as provided in WAC ~~((392-171-405(5)))~~ 392-171-351(6).

NEW SECTION

WAC 392-171-421 DEFINITION AND ELIGIBILITY CRITERIA FOR MENTAL RETARDATION. Mentally retarded students are those who demonstrate significantly subaverage general intellectual functioning existing concurrently with deficits in adaptive behavior and manifested during the developmental period, which adversely affects their educational performance.

(1) Assessment procedures. All students considered for initial placement in special education as mentally retarded shall be assessed and determined eligible for special education and related services according to the following:

(a) A current assessment of intellectual functioning obtained from a standardized individual test designed to

measure intellectual functioning, individually administered by a qualified psychologist and interpreted and attested to as to validity by a qualified psychologist; and

(b) A current evaluation which considers and describes adaptive behavior as measured by standardized instrument(s), or professionally recognized scales where there are no known standardized measures, which discusses any implications for educational planning; and

(c) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually; and

(d) A developmental history compiled directly from the parent(s), or records, when parents are not available; and

(e) A current vision and hearing screening report.

(2) Eligibility standards. The measured level of functioning is to be classified as follows:

(a) Mild mental retardation. Intellectual functioning (IQ) range from approximately 51 through 75 and the following conditions:

(i) Academic functioning equal to three-fourths or less of chronological age/grade; and

(ii) Adaptive behavior equal to three-fourths or less chronological age/grade.

(b) Moderate mental retardation. Intellectual functioning (IQ) range from 30 to 50 and the following conditions:

(i) Academic functioning equal to one-half or less of chronological age/grade; and

(ii) Adaptive behavior equal to one-half or less of chronological age/grade.

(c) Severe/profound mental retardation. Intellectual functioning (IQ) range under 30 and the following:

(i) Academic functioning equal to one-third or less of chronological age/grade; and

(ii) Adaptive behavior equal to one-third or less of chronological age/grade.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-361)

WAC 392-171-425 MEDICAL EVALUATION.

(1) A medical evaluation is required when:

(a) ~~((A student under consideration as a possible handicapped student is suspected of having a health problem that may affect his or her education program))~~ It is necessary to meet the eligibility criteria for funding;
or

(b) ~~((A medical evaluation is necessary to determine whether or not a student has a handicapping condition.))~~ Voice training is being considered in the presence of hoarseness; or

(c) Whenever a qualified health professional suspects a student under consideration as a possible handicapped student of having a health problem which may affect his or her educational program.

(2) Medical evaluations at the expense or otherwise in behalf of a school district shall be obtained only:

(a) At the direction of or with the prior approval of the school district superintendent or his or her designee (except in the case of an independent assessment pursuant to WAC ~~((392-171-435))~~ 392-171-371);

(b) In accordance with criteria established by the school district including, but not limited to, the location of the evaluation and the ~~((qualifications of the medical examiner))~~ report required; and

(c) When the student's parent(s) (or the adult student) agrees in advance to the type of examination and the choice of medical examiner;

(d) When, except in the case of an adult student, the student's parent(s) is present at the time of the examination or has agreed that his or her presence is not required; and

(e) When the evaluation is conducted by the student's personal physician ~~((if any))~~ or if conducted by another physician, when the student's personal physician has been ~~((informed in advance of the proposed examination))~~ involved in the planning with the permission of the student's parent(s) (or the adult student).

(4) Medical evaluation services necessary to a determination of the educational needs of residential school students, shall be the responsibility of the department of social and health services pursuant to RCW 28A.58.774.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-366)

WAC 392-171-430 SUMMARY ANALYSIS OF ASSESSMENT DATA. (1) The leader of a student's assessment team ~~((designated by the school district superintendent or his or her designee))~~ shall review and analyze the ~~((summary))~~ summaries of assessment data provided for in WAC ~~((392-171-405(5)))~~ 392-171-351(6) and ~~((summarize his or her))~~ any other available data in each of the areas assessed. The conclusions, recommendations, and the facts and/or reasons ~~((therefor, in writing. Such assessment results))~~ resulting in the eligibility decision pursuant to WAC 392-171-376 shall:

(a) Describe the discrepancy which exists between the student's actual performance and his or her expected performance;

(b) Identify the disability condition(s), if any, that qualifies the student as a handicapped student; ~~((and~~

~~((b)))~~ (c) Set forth the nature and extent of the special education and related services that the student needs, if any((-));

~~((2))~~ ~~The summary of assessment results shall be of sufficient scope and detail to also document:~~

~~((a))~~ ~~The test results and other facts necessary to a determination of the student's qualification or lack of qualification as a handicapped student; and~~

~~((b)))~~ (d) Reconcile any inconsistent or contradictory information and/or opinions evidenced in the assessment data, if any, supporting conclusion(s) with appropriate data;

(e) Relate the apparent significance, if any, of cultural, environmental, economic, and behavioral factors to the assessment results;

(f) Make recommendations to the individualized education program committee regarding placement, special education and related services needed, needs for specialized materials or equipment, instructional modalities (e.g., auditory), and student management strategies

(e.g., reinforcement schedules, etc.), as determined by the multidisciplinary team to be significant to the student's program; and

(g) Provide any necessary professional judgment(s) and the facts or reasons in support of the judgment(s).

~~((3))~~ (2) The summary ((of assessment results)) analysis shall be signed and dated by both the team leader and the school district's special education director((- PROVIDED, That in large school districts in which the acquisition of the director's signature would be unfeasible in all cases, a designee of the director may sign such summaries with the prior permission of the superintendent of public instruction)) or his or her designee.

(3) Provided that, in the case of a student suspected of having a specific learning disability, the summary analysis shall also include a statement of:

(a) The relevant behavior noted during the observation of the student;

(b) The relationship of that behavior to the student's academic functioning; and

(c) The educationally relevant medical findings, if any.

(4) Each multidisciplinary team member shall certify in writing whether the summary analysis reflects his or her conclusion. If it does not reflect his or her conclusion, the team member must submit a separate statement presenting his or her conclusion(s).

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-371)

WAC 392-171-435 INDEPENDENT EDUCATIONAL ASSESSMENT. (1) General.

(a) The parent(s) of a student (or the adult student) made a focus of concern and assessed pursuant to WAC 392-171-341 through 392-171-366 or any student reassessed pursuant to WAC 392-171-516 has the right to obtain an independent educational assessment, subject to subsections (3) ~~((through(5)))~~ and (4) of this section.

(b) Each school district shall provide to parents, (or adult students) on request, information about where an independent educational assessment may be obtained.

(c) For the purposes of this section:

(i) "Independent educational assessment" means an assessment conducted by a qualified examiner who is not employed by the school district responsible for the education of the student in question; and

(ii) "Public expense" means that the school district either pays for the full cost of the assessment or assures that the assessment is otherwise provided at no cost to the parent (or to the adult student).

(2) Parent/adult student right to assessment at public expense. A parent (or the adult student) has the right to an independent educational assessment at public expense if the parent (or the adult student) disagrees with the assessment results obtained by the school district, as follows:

(a) The parent(s) (or the adult student) shall provide a written notice to the school district superintendent or special education director which:

(i) Specifies the portion(s) of the assessment results with which the parent(s) (or the adult student) disagrees; and

(ii) Requests an independent educational assessment at public expense;

(b) The school district shall have the prior opportunity to initiate and conduct a hearing (and appeal) pursuant to WAC ((392-171-500)) 392-171-521 et seq. to show that its assessment is appropriate: PROVIDED, That the school district shall provide the parent(s) (or the adult student) written notice of the election to initiate a hearing no later than the tenth day after the date of receipt of the parent's (or adult student's) notice of disagreement;

(c) If the final decision pursuant to WAC ((392-171-500)) 392-171-521 et seq. is that the school district's assessment is appropriate, the parent (or adult student) still has the right to an independent educational assessment, but not at public expense; and

(d) If the district elects not to hold a hearing or is not upheld by the final decision, the parent's (or adult student's) request for an independent assessment shall be provided at public expense in accordance with the same criteria which the district uses when it initiates an assessment including, but not limited to, the location of the assessment and the qualifications of the examiner.

(3) Parent/adult student initiated assessment. If the parent (or adult student) obtains an independent educational assessment at private expense, the results of the assessment:

(a) Shall be considered by the school district in any decision made with respect to the provision of special education and related services to the student; and

(b) May be presented as evidence at such hearings regarding that student as may be conducted pursuant to WAC ((392-171-500)) 392-171-521 et seq.

(4) Requests for assessment by hearing officers. If a hearing officer requests an independent educational assessment as part of a hearing, the cost of the assessment shall be at public expense.

NEW SECTION

WAC 392-171-436 DEFINITION AND ELIGIBILITY CRITERIA FOR DEAF. Deaf student are those students who have a documented hearing impairment which is so severe that the student is impaired in processing linguistic information through hearing, with or without amplification, which adversely affects educational performance.

All students considered for initial placement in special education as deaf shall be assessed and determined eligible for special education and related services according to the following:

(1) A current evaluation by a qualified audiologist which describes and confirms that the hearing impairment is so severe that student is impaired in processing linguistic information through hearing, with or without amplification and which prevents the auditory channel from being the primary mode of learning speech and language and adversely affects educational performance;

(2) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually;

(3) A current evaluation which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning;

(4) A current assessment of language development as measured by standardized tests or professionally recognized scales appropriate to age level and administered individually; and

(5) A current vision screening report.

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-456)

WAC 392-171-440 MEETINGS. (1) A meeting shall be held within thirty calendar days after the date upon which a student's assessment is completed for the purpose of developing the student's individualized education program. The school district shall initiate and conduct the meeting and shall include the following participants:

(a) A representative of the school district other than the student's teacher who is qualified to provide or supervise the provision of special education ((programs)) and related services;

(b) The student's regular classroom teacher or special education teacher or therapist: PROVIDED, That either the representative of the school district or the teacher or therapist is qualified in the area of the student's suspected disability;

(c) One or both of the parents (in the case of a non-adult student), subject to subsections (2) through (5) of this section;

(d) The student if he or she is an adult student (and in the case of nonadult students, the student, if appropriate);

(e) A member of the student's assessment team; and

(f) Other individuals at the discretion of the district or the parent or the adult student.

(2) Each school district shall take steps to assure (in the case of nonadult students) that one or both parents of the handicapped student are present at each meeting or are afforded the opportunity to participate, including:

(a) Notifying the parent(s) of the meeting early enough to assure his or her participation; and

(b) Scheduling the meeting at a mutually agreed upon place and time.

(3) The notice to the parent(s) shall include the purpose, time, location of the meeting and who will be in attendance.

(4) If a parent cannot attend, the district shall use other methods to assure participation, including individual or conference telephone calls.

(5) A meeting may be conducted (in the case of a nonadult student) without a parent in attendance if the school district is unable to convince the parents they should attend. In such a case the school district shall make a record of its attempts to arrange a mutually agreed upon time and place. The record shall contain such information as:

(a) Detailed records of telephone calls made or attempted and the results of those calls;

(b) Copies of correspondence sent to the parents and any responses received; and

(c) Detailed records of visits made to the parent's home or place of employment and the results of those visits.

(6) The school district shall take whatever action is necessary to assure that the parent (or adult student) understands the proceedings at a meeting, including arranging for an interpreter for parents (or adult students) who are deaf or whose native language is other than English.

(7) The district shall document the parent(s)' and other IEP participants' presence at the IEP meeting.

(8) Meetings consistent with this section shall be conducted by the school district at least once a year for the purpose of reviewing and revising as necessary each student's individualized education program. Meetings may be held more frequently.

(9) In the case of students admitted to state residential schools, an assessment and individualized education program must be completed as provided in this chapter within fifty school days of enrollment.

NEW SECTION

WAC 392-171-441 DEFINITION AND ELIGIBILITY CRITERIA FOR HARD OF HEARING. Hard of hearing students are those students who have a hearing impairment, whether permanent or fluctuating, which adversely affects the student's educational performance.

All students considered for initial placement in special education as hard of hearing shall be assessed and determined eligible for special education and related services according to the following:

(1) A current evaluation by a qualified audiologist which describes and confirms that the student:

(a) Has an organic hearing loss in excess of 20 dB better ear average in the speech range (500, 1,000, 2,000 Hz), unaided; or

(b) Has a history of fluctuating hearing loss which has interrupted the normal acquisition of speech and language and continues to be a part of educational planning.

(2) A current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually.

(3) A current evaluation which describes and confirms the student's social and emotional behaviors and which provides any implications for educational planning.

(4) A current assessment of language development as measured by standardized tests or professionally recognized scales appropriate to age level and administered individually.

(5) A current vision screening report.

Each school district shall ensure that the hearing aids worn by deaf and hearing impaired students in school are functioning properly.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-461)

WAC 392-171-445 INDIVIDUALIZED EDUCATION PROGRAM. (1) Each handicapped student's individualized education program shall be developed on the basis of assessment analysis and parent input, where it is provided, and shall include:

(a) A statement of the student's present levels of educational performance;

(b) A statement of specific annual goals(;) including short-term instructional objectives which are stated in terms that provide for measurement of progress, expected levels of performance, and the schedules for their accomplishments;

(c) A statement of the specific special education and related services (~~to be provided to~~) needed by the student, and the extent to which the student will be able to participate in the regular educational program, including physical education. If the student is unable to participate in the regular physical education program, a description of the specially designed physical education to be provided to the student shall be included.

The IEP developed for a handicapped student whose chronological age is fourteen or above shall also include career development and/or vocational education goals and short-term instructional objectives, where appropriate: PROVIDED, That if the career development and/or vocational education is specially designed instruction, goals and short-term instructional objectives shall be included;

(d) The projected dates for the initiation of services and the anticipated duration of the services; and

(e) Appropriate objective criteria and evaluation procedures and schedules for determining, on at least an annual basis, whether the short-term instructional objectives are being met.

(2) The school district shall provide the parent (or the adult student) a copy of the individualized education program.

(3) Nothing in this chapter may be construed as promising or guaranteeing that a handicapped student will in fact achieve the growth projected in his or her annual goals and short-term objectives.

NEW SECTION

WAC 392-171-446 DEFINITION AND ELIGIBILITY CRITERIA FOR VISUALLY HANDICAPPED. Visually handicapped students are those students who have a visual impairment which, even with correction, adversely affects the student's educational performance. The term includes both partially sighted and blind students.

All students considered for initial placement in special education as visually handicapped shall be assessed and determined eligible for special education and related services according to the following:

(1) A current evaluation by a qualified vision specialist or physician which describes and confirms that the student:

(a) Has visual acuity of 20/70 or less in the better eye with correction; or

(b) Has a field of vision which at its widest diameter subtends an angle of no greater than twenty degrees in the better eye with correction.

(2) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually.

(3) A current evaluation which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-466)

WAC 392-171-450 INITIAL EDUCATIONAL PLACEMENT—NOTICE—CONSENT. (1) Each school district shall provide written notice of a student's proposed, initial special education placement, or of the district's inability or refusal to make a special education placement, at the initial meeting or within ten calendar days after the initial meeting provided for in WAC ((392-171-440)) 392-171-456. The notice shall comply with the notice requirements of WAC ((392-171-495)) 392-171-526. Provided that pupils admitted to state residential schools shall be enrolled in an educational program within ten school days of admission.

(2) The written consent of the parent(s) (or adult student) shall be requested if special education placement is proposed.

(3) The student's proposed special education placement shall commence when either:

(a) Written consent has been given by the parent(s) (or the adult student); or

(b) The refusal of a student's parent(s) (or adult student) to grant consent has been overridden by the school district pursuant to a hearing (or appeal) conducted in accordance with WAC ((392-171-500)) 392-171-521 et seq.

NEW SECTION

WAC 392-171-451 DEFINITION AND ELIGIBILITY CRITERIA FOR DEAF-BLIND. Deaf-blind students are those whose hearing and vision impairments, in combination, cause such severe communication and other developmental and educational problems that they cannot be accommodated in special education programs solely for deaf or blind students.

All students considered for initial placement in special education as deaf-blind shall be assessed and determined eligible for special education and related services according to the following:

(1) A current evaluation by a qualified audiologist and vision specialist or physician which describes and confirms that the vision and hearing impairments, in combination, cause such severe communication and other developmental and educational problems that the students cannot be accommodated in special education programs solely for deaf or blind students.

(2) Current assessment of level of academic achievement as measured by standardized tests appropriate to age level and administered individually.

(3) A current evaluation which considers and describes the student's social and emotional behaviors and which provides any implications for educational planning; and

(4) A current assessment of language development as measured by standardized tests or professionally recognized scales appropriate to age level and administered individually.

INDIVIDUALIZED EDUCATION PROGRAMS

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-481)

WAC 392-171-460 PLACEMENT OPTIONS—SELECTION—REQUIRED CONSIDERATIONS.

(1) The placement of each handicapped student shall be determined annually at a meeting conducted pursuant to WAC 392-171-456.

(2) ((Placement options shall include the regular classroom program, resource programs, self-contained programs, and others as set forth in WAC 392-171-465 through 392-171-480.

(3)) The selection of the appropriate placement option or options for each handicapped student shall be based upon:

(a) The student's individualized education program;

(b) The least restrictive environment requirements of WAC ((392-171-455)) 392-171-471;

(c) The option or combination of options that provides a reasonably high probability of assisting the student to attain his or her annual goals; and

(d) A consideration of any potential harmful effect on the student or on the quality of services which he or she needs.

PLACEMENTS

NEW SECTION

WAC 392-171-471 LEAST RESTRICTIVE ENVIRONMENT. The placement and provision of services to each handicapped student shall be in his or her least restrictive environment as follows:

(1) Educational Setting—Each handicapped student shall be placed:

(a) In the regular educational environment with non-handicapped students to the maximum extent appropriate to his or her needs, unless it can be demonstrated by the school district that the nature or severity of the student's disability is such that his or her education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily; and

(b) In the school which he or she would attend if not handicapped, unless his or her individualized education program requires some other arrangement. If some other arrangement is required, the student shall be placed in the appropriate educational program that is as close to the student's home as is reasonably possible.

(2) Nonacademic Settings—Each handicapped student shall be provided nonacademic and extracurricular services and activities conducted by the school district (e.g., meals, recess, recreation, athletics, counseling, transportation, student club activities, etc.) with non-handicapped students to the maximum extent appropriate to the needs of the student.

NEW SECTION

WAC 392-171-476 CONTINUUM OF ALTERNATIVE PLACEMENTS. A continuum of alternative placement options shall be made available as is necessary to meet the needs of the district's handicapped students for special education and related services.

The option shall include instruction in regular classes, special classes, special schools, home instruction, and instruction in hospitals and institutions, and shall provide for supplementary services such as resource room or itinerant instruction in conjunction with regular class placement.

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 932-171-486)

WAC 392-171-480 ((OTHER—PROGRAM PLACEMENT OPTIONS)) HOME/HOSPITAL INSTRUCTION. ((Other program placement options shall include, but not be limited to, the following:

(1) Home/hospital instruction—)) Home or hospital instruction shall be provided to both handicapped students and other students who are unable to attend school for an estimated period of four weeks or more because of physical disability or ((noncommunicable)) illness. As conditions to such services, the parent(s) of a student (or the adult student) shall request the services and provide a written statement to the school district from ((the student's physician)) a qualified medical practitioner that states the student will not be able to attend school for an estimated period of at least four weeks. A student who is not otherwise handicapped pursuant to WAC 392-171-310 who qualifies pursuant to this subsection shall be deemed "handicapped" only for the purpose of ((special)) home/hospital instructional services and funding ((notwithstanding the fact the student)) and may not otherwise qualify as a handicapped student ((pursuant to the disability definitions and criteria set forth in this chapter)) for the purposes of generating state or federal special education funds. A school district shall not pay the cost of the ((required physician's)) statement ((in the case of a student who does not otherwise qualify as a handicapped student pursuant to this chapter)) from a qualified medical practitioner for the purposes of qualifying a student for home/hospital instructional services pursuant to this section.

((2) Other contractual services (see contractual services sections WAC 392-171-605 through 392-171-620) may be established for state and federal excess cost funding purposes with the prior approval of the superintendent of public instruction or his or her designee.

(3) Institution. Students with problems so profound that twenty-four hour residential care is needed may be

referred to the state department of social and health services for possible admittance.

~~(4) Other placement options as approved in advance by the superintendent of public instruction or his or her designee for state and federal excess cost funding purposes.)~~ Home-hospital instructional services funded in accordance with the provisions of this section shall not be used for initial or on-going placement of otherwise handicapped students. It shall be limited to placement as is deemed necessary to provide temporary intervention as a result of a physical disability or illness.

((ANNUAL REVIEW OF PLACEMENTS— PERIODIC REASSESSMENT))

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-511)

WAC 392-171-485 ANNUAL REVIEW OF PLACEMENT ((EVALUATION—PERIODIC REASSESSMENTS)) AND STUDENT PROGRESS—PROGRAM IMPROVEMENT. (1) Annual placement review—The educational placement of each handicapped student shall be evaluated and redetermined annually at a meeting conducted pursuant to WAC 392-171-456.

(2) ~~((Reassessment—Each handicapped student shall be reassessed in compliance with this chapter at least once every three years, or more frequently if conditions warrant or if the student's parent(s) or teacher initiates a referral pursuant to WAC 392-171-395.~~

(3)) Program evaluation—Each school district shall establish a simple and reliable system of evaluating the program established for each handicapped student. Program evaluations shall be based upon a handicapped student's progress toward the accomplishment of the goals and objectives set forth in the student's individualized education program and/or upon the teacher/manager efforts to facilitate change. Specific methods of evaluating and displaying program results shall be determined in accordance with the district's policies and procedures and the student's individualized education program.

((4)) (3) The program evaluation system shall assure that the performance measurement is recorded and reported at both in-process and final-result stages, and the results of the evaluation shall be reported to the parent(s) (or the adult student) consistent with policies and procedures of the school district.

((5)) (4) Program evaluations shall serve two purposes:

(a) To compare a student's measured performance with established goals and objectives; and

(b) To attempt to identify causal factors that account for significant differences between actual and predicted performance.

((6)) (5) Each school district shall develop, in its own format, alternatives designed to improve methods and results that are based upon the performance evaluation of the student. Evaluation of progress shall be continuing and completed at least annually in order to allow

assessment personnel to adjust aims, programs, etc., if the goals and objectives are not met.

~~((NOTICE REQUIREMENTS—GENERAL))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-521)

WAC 392-171-490 WHEN NOTICE MUST BE GIVEN. Written notice in accordance with WAC ~~((392-171-495))~~ 392-171-526 shall be given by a school district to the parent(s) of a student (or to the adult student) a reasonable time before the school district:

(1) Proposes to initiate or change the identification, assessment, or educational placement of the student or the provision of special education and related services to the student pursuant to this chapter, or

(2) Refuses to initiate or change the identification, assessment, or educational placement of the student or the provision of special education and related services to the student pursuant to this chapter.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-526)

WAC 392-171-495 CONTENTS OF NOTICE.

(1) The notice required by WAC ~~((392-171-490))~~ 392-171-521 shall include:

(a) A full explanation of all of the procedural safeguards available to the parent (or the adult student) that are set forth in this chapter,

(b) A description of the action proposed or refused by the school district, an explanation of why the district proposes or refuses to take the action, and a description of any options the district considered and the reasons why those options were rejected;

(c) A description of each assessment procedure, test, record, or report the district used as a basis for the proposal or refusal; and

(d) A description of any other factors which are relevant to the district's proposal or refusal.

(2) The notice shall be:

(a) Written in language understandable to the general public; and

(b) Provided in the native language of the parent (or adult student) or other mode of communication used by the parent (or adult student), unless it is clearly not feasible to do so.

(3) If the native language or other mode of communication of the parent (or adult student) is not a written language, the district shall take steps to assure that:

(a) The notice is translated orally or by other means to the parent (or adult student) in his or her native language or other mode of communication;

(b) The parent (or adult student) understands the content of the notice; and

(c) There is written evidence that the requirements in subparagraphs (a) and (b) of this subsection have been met.

~~((HEARINGS—GENERAL))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-531)

WAC 392-171-500 RIGHT TO INITIATE—PURPOSES. (1) Hearings conducted in accordance with WAC ~~((392-171-500))~~ 392-171-521 through ~~((392-171-515))~~ 392-171-556 may be initiated in the following cases for the purposes stated:

(a) The parent(s) of a student (or an adult student) or a school district may initiate a hearing to challenge or to show (as the case may be) the appropriateness of a proposal by the school district to initiate or change:

(i) The identification of the student;

(ii) The assessment of the student;

(iii) The educational placement of the student; or

(iv) The provision of special education and related services to the student pursuant to this chapter;

(b) The parent(s) of a student (or an adult student) or a school district may initiate a hearing to challenge or to show (as the case may be) the appropriateness of the school district's refusal of the parent(s) (or adult student's) request to initiate or change:

(i) The identification of the student;

(ii) The assessment of the student;

(iii) The educational placement of the student; or

(iv) The provision of special education and related services to the student pursuant to this chapter;

(c) A school district may initiate a hearing to show that its assessment of a student is appropriate if the student's parent(s) (or adult student) disagrees with the assessment results.

(2) A request by a student's parent(s) (or adult student) for a hearing pursuant to this section shall:

(a) Be in writing (or it may be oral if expressly permitted by a rule of the school district);

(b) Be mailed or provided directly to the superintendent of the school district; and

(c) Explain the complaint of the parent(s) (or adult student) in general or specific terms.

(3) A notice of a hearing requested by a child's parent(s) (or adult student) or initiated by a school district pursuant to this section shall be provided by the hearing officer and shall include, but not necessarily be limited to:

(a) The date, time, and place of the hearing;

(b) The issues to be addressed at the hearing to the extent the issues have been identified at the time of the notice;

(c) The rights, procedures, and other matters set forth in WAC ~~((392-171-505))~~ 392-171-536 through ~~((392-171-535))~~ 392-171-576; and

(d) The right of the parent(s) (or adult student) to seek an independent assessment at public expense pursuant to WAC ~~((392-171-435))~~ 392-171-371.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-536)

WAC 392-171-505 HEARING OFFICERS—SELECTION AND EXPENSES OF—PARENT ASSISTANCE. (1) If a hearing is initiated pursuant to WAC ~~((392-171-500))~~ 392-171-531:

(a) The hearing shall be conducted by and at the expense of the student's resident school district.

(b) The school district shall ~~((inform the parent(s) (or adult student) of any free or low-cost legal and other relevant services available in the area if))~~ provide for a court reporter's stenographic record of all testimony and other oral hearing proceedings at the expense of the school district: **PROVIDED**, That a court reporter's stenographic record need not be transcribed at the expense of the school district for any purpose except for the copy the district shall provide the superintendent of public instruction in the event of an appeal pursuant to WAC 392-171-566.

(c) The school district shall inform the parent(s) (or adult student) of any free or low-cost legal and other relevant services available in the area if:

(i) The parent (or adult student) requests the information; or

(ii) The school district or the parent (or adult student) initiates a hearing;

~~((c))~~ (d) The hearing shall be conducted by a qualified person selected and appointed by the school district who:

(i) Is not an employee of a school district which is involved in the education or care of the student; and

(ii) Does not have a personal or professional interest which would conflict with his or her objectivity in the hearing;

(2) A person who otherwise qualifies to conduct a hearing pursuant to this section is not an "employee" of the school district solely because he or she is paid by the district to serve as a hearing officer.

(3) The parent(s) (or adult student) shall have the right to file a written objection to the hearing officer(s) selected by the district if the parent(s) (or adult student) believe that the hearing officer may be biased. All such objections shall state the belief and the reasons or facts that give rise to the belief. The hearing officer objected to shall rule on the objection after hearing such arguments as the parties wish to make, unless such hearing officer has already chosen to disqualify himself or herself upon receipt of the objection. All such objections, arguments and their disposition shall be made a permanent part of the hearing record.

(4) Each school district and the superintendent of public instruction or his or her designee shall keep a list of potential hearing officers or groups or organizations from which hearing officers may be obtained. The list shall include a statement of the qualifications of each person specified.

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-551)

WAC 392-171-510 HEARING RIGHTS. (1) Any party to a hearing initiated pursuant to WAC ~~((392-171-500))~~ 392-171-531 has the right to:

(a) Be accompanied and advised by persons with special knowledge or training with respect to the problems of handicapped students;

(b) Be advised and/or represented by an attorney;

(c) Present evidence, including the opinion(s) of qualified experts, ~~((and))~~ confront ~~((and))~~, cross-examine, and compel the attendance of witnesses;

(d) Prohibit the introduction of any evidence at the hearing that has not been disclosed to that party at least five days before the hearing;

(e) Obtain a written ~~((or electronic))~~ verbatim record of the hearing at a cost no greater than the fee charged by the court reporter for transcribing his or her record of the hearing: **PROVIDED**, That in the event of an appeal by either party, the school district shall bear the cost of transcribing the record for appeal purposes and shall make a copy available to the other party at a cost, if any, which is no greater than the school district's cost of copying the original; and

(f) Obtain written findings of fact, conclusions of law and judgments. ~~((The school district shall delete any personally identifiable information and transmit such findings, conclusions and judgments to the superintendent of public instruction for submission to the state advisory council.))~~

(2) Parents who are a party to a hearing have the right to have the child who is the subject of the hearing present.

(3) Parents (or adult students) who are a party to a hearing have the right to open the hearing to the public.

(4) All parties to a hearing shall, upon request, exercise such authority and influence as they have to compel the attendance of witnesses requested by another party.

ANNUAL REVIEW OF PLACEMENTS AND STUDENT PROGRESS—REASSESSMENT

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-556)

WAC 392-171-515 TIMELINE FOR HEARING OFFICER'S DECISION—TIME AND PLACE OF HEARING. (1) Not later than forty-five days after the date of receipt of a request for a hearing pursuant to WAC ~~((392-171-500))~~ 392-171-531:

(a) A final decision shall be reached based upon a preponderance of the evidence; and

(b) A copy of the decision consisting of the hearing officer's findings of fact, conclusions of law, and judgment shall be mailed or provided directly to each of the parties and to the superintendent of public instruction by the hearing officer, together with a certification of the date of mailing and the parties to whom it was mailed.

(2) The date of mailing or providing a decision to the parties shall be certified to on the first page of the decision by the person(s) who mails or provides the decision to the parties. The decision of the hearing officer shall be drafted in a manner which:

(a) Sets forth the findings of fact, conclusions of law and judgment separately, and numbers each findings of fact and conclusion; and

(b) Avoids the revelation of personally identifiable information that is unnecessary to reaching and understanding the decision reached. The surnames of students and their parents shall be indicated by use of their last initial and shall not be spelled out.

(3) A hearing officer may grant specific extensions of time beyond the period set forth in this section at the request of either party.

(4) Each hearing involving oral arguments shall be conducted at a time and place which is reasonably convenient to the parent(s) and student involved.

NEW SECTION

WAC 392-171-516 REASSESSMENT. Each handicapped student shall be assessed in compliance with assessment procedures as specified in WAC 392-171-341(3) and (4) through WAC 392-171-366 of this chapter at least once every three years, or more frequently if conditions warrant or if the student's parent(s), teacher, or IEP committee requests a reassessment. The district shall provide written notice to the parent(s) of a student (or to the adult student) prior to conducting the reassessment. The notice shall comply with the notice requirement of WAC 392-171-521 and 392-171-526.

Following the completion of the reassessment and based on the reassessment results, the district superintendent or his or her designee shall record in writing one of the following decisions:

(1) The student continues to meet initial eligibility criteria documenting the presence of a handicapping condition(s) and is in need of continuing special education and related services; or

(2) The student no longer meets initial eligibility criteria but needs to continue to receive special education and related services; or

(3) The student no longer meets initial eligibility criteria and no longer needs to receive special education and related services.

In accordance with WAC 392-171-521, the parent shall be notified of the school district's decision within ten calendar days following the completion of the reassessment. When continued placement is indicated, an IEP meeting shall be convened in accordance with WAC 392-171-456 through 392-171-466. When special education services are to be discontinued, notice shall be given the parent(s) pursuant to WAC 392-171-521.

NOTICE REQUIREMENTS—GENERAL

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-561)

WAC 392-171-520 FINAL DECISION—APPEAL. A decision made in a hearing initiated pursuant to WAC ((392-171-500)) 392-171-531 is final, unless a party to the hearing appeals the decision in accordance with WAC ((392-171-525)) 392-171-566.

((APPEALS))

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-566)

WAC 392-171-525 APPEALS TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION. (1) Any party aggrieved by the findings and decision in a hearing initiated pursuant to WAC ((392-171-500)) 392-171-531 may appeal to the superintendent of public instruction: PROVIDED, That written notice of such appeal is received by the superintendent of public instruction no later than the thirtieth day after the date upon which the decision was mailed or provided directly to the appealing party. If the thirtieth day falls on a Saturday, Sunday, or state holiday, the time for receipt of notice shall be extended through the next state working day.

(2) All notices of appeal pursuant to this section shall:

(a) Be written;

(b) Specify the party seeking the review;

(c) Specify((-(f))) the alleged error(s) in the findings of fact, conclusions of law, and judgment; and

(d) Specify the reason a finding of fact, or conclusion of law or the judgment is alleged to be in error, e.g., specified facts were not considered or given appropriate weight or a specified statute or rule allegedly requires a different conclusion, etc.;

((fii)) (e) Specify any alleged violations of the party's procedural due process rights during the hearing;

((fd)) (f) Specify the relief requested; and

((fe)) (g) Be provided to the other party (as well as to the superintendent of public instruction).

(3) A party shall be deemed to have waived any objection to any finding of fact, conclusion of law, or judgment or portion of a judgment which the party does not specifically allege to be in error pursuant to subsection (2) of this section.

(4) The school district shall certify and provide the superintendent of public instruction with the entire original hearing record, including a verbatim written transcript of the oral hearing proceedings within fifteen days after the date of receipt of notification that an appeal has been made to the superintendent of public instruction.

(5) If an appeal is made in accordance with this section, the superintendent of public instruction and/or his or her designee shall conduct an impartial review of the hearing.

(6) The superintendent of public instruction and/or his or her designee shall:

(a) Examine the entire hearing record;

(b) Determine whether or not the procedures at the hearing were consistent with the requirements of due process;

(c) Seek additional evidence if necessary by remanding the matter to the school district or by other means (Note: If a hearing is held to receive additional evidence, the rights set forth in WAC ((392-171-510)) 392-171-551 shall apply.);

(d) Afford the parties an opportunity for written and/or oral argument if deemed advisable and subject to request(s) for an extension of time as set forth in WAC ((392-171-530)) 392-171-571(2) (Note: Briefs should

conform to the requirements for appellate briefs set forth in RAP 10.3, to the extent it is reasonably within the ability of the party, and shall avoid the use of the surnames of students and their parents.);

(e) Make an independent decision based upon the preponderance of the evidence; and

(f) Notify the parties of the findings and the decision in writing.

(7) The decision made by the superintendent of public instruction and/or his or her designee is final, unless a party brings a civil action pursuant to 20 United States Code (USC) section 1415.

HEARINGS—GENERAL

~~((PLACEMENT OF STUDENT DURING ADMINISTRATIVE/JUDICIAL PROCEEDINGS))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-576)

WAC 392-171-535 STUDENT'S STATUS DURING HEARING AND STATE OR JUDICIAL REVIEW PROCESSES. (1) During the pendency of any administrative or judicial proceeding regarding a complaint initiated pursuant to WAC (~~(392-171-500)~~) 392-171-531, unless the school district and the parent(s) of the student (or the adult student) agree otherwise, the student involved in the complaint shall remain in the educational placement he or she was in at the time the complaint was made.

(2) The student, with the consent of the parent(s) (or the adult student), shall be placed in the regular school program until the completion of all such proceedings if the complaint involves an application for initial admission to the school.

~~((SURROGATE PARENTS))~~

NEW SECTION

WAC 392-171-541 HEARING OFFICERS—SCHEDULING AND CONDUCT OF HEARINGS. Hearing officers appointed pursuant to WAC 392-171-536 shall: (1) Promptly notify in writing all parties of their appointment, the date and location of the first prehearing conference, if any, and the matters to be addressed at such conference; and

(2) Be vested with the authority to

(a) Schedule and regulate the course of hearings and related proceedings,

(b) Schedule and hold prehearing and other conferences for the settlement or simplification of the issues, the identification of the evidence to be introduced and the resolution of other appropriate matters,

(c) Direct that each party specify in writing the issues of fact and law which they perceive prior to the prehearing conference or, if none, prior to the hearing, and

(d) Rule on procedural requests and similar matters.

~~((RECORDS))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-586)

WAC 392-171-545 DEFINITION OF "EDUCATION RECORDS" AS USED IN RECORDS RULES. (1) For the purpose of WAC (~~(392-171-555)~~) 392-171-596 through (~~(392-171-600)~~) 392-171-641 governing handicapped student records, the term "education records" shall mean those records that:

(a) Are directly related to a student; and

(b) Are maintained by a school district or by a party acting for the school district.

(2) The term "education records" does not include:

(a) Records of instructional, supervisory, and administrative personnel and educational personnel ancillary thereto which:

(i) Are in the sole possession of the maker thereof; and

(ii) Are not accessible or revealed to any other individual except a substitute. For the purpose of this definition, a "substitute" means an individual who performs on a temporary basis the duties of the individual who made the record and does not refer to an individual who permanently succeeds the maker of the record in his or her position;

(b) Records of a law enforcement unit of a school district which are:

(i) Maintained apart from the records described in subsection (1) of this section;

(ii) Maintained solely for law enforcement purposes; and

(iii) Not disclosed to individuals other than law enforcement officials of the same jurisdiction: **PROVIDED**, That education records maintained by the school district are not disclosed to the personnel of the law enforcement unit;

(c) Records relating to an individual who is employed by a school district which:

(i) Are made and maintained in the normal course of business;

(ii) Relate exclusively to the individual in that individual's capacity as an employee; and

(iii) Are not available for use for any other purpose: **PROVIDED**, That this exception from the definition of "education records" does not apply to records relating to an individual in attendance at the school district who is employed as a result of his or her status as a student;

(d) Records relating to an adult student which are:

(i) Created or maintained by a physician, psychiatrist, psychologist, or other recognized professional acting in his or her professional or paraprofessional capacity;

(ii) Created, maintained, or used only in connection with the provision of treatment to the student; and

(iii) Not disclosed to anyone other than individuals providing the treatment: **PROVIDED**, That the records can be personally reviewed by a physician or other appropriate professional of the student's choice. For the purpose of this definition, "treatment" does not include remedial educational activities or activities which are part of the program of instruction at the school district;

(e) Records of a school district which contain only information relating to a person after that person was no longer a student at the school district. An example would be information collected by a school district pertaining to the accomplishments of its alumni.

NEW SECTION

WAC 392-171-546 EVIDENCE. (1) Hearing officers appointed pursuant to WAC 392-171-536 may:

- (a) Admit and consider any evidence that is relevant;
 - (b) Give effect to the rules of privilege recognized by law; and
 - (c) Exclude incompetent, irrelevant, immaterial, and unduly repetitious evidence.
- (2) All evidence, including but not limited to records and exhibits that have been admitted, shall be made a part of the record of the case, and no other factual information or evidence shall be considered in the determination of the case. Documentary evidence may be received in the form of copies or excerpts.

(3) Notice may be taken of:

- (a) A legislative enactment of a state or federal rule or statute as reported by the official reporter or codifier of such rule or statute;
- (b) An adjudicative fact which is not subject to reasonable dispute in that the fact is either:
 - (i) A matter generally known within the school district; or
 - (ii) Capable of accurate and ready determination by reference to sources whose accuracy cannot be reasonably questioned; and
- (c) General, technical, or scientific facts within the specialized knowledge of the hearing officer: PROVIDED, That each party shall first be notified before or during the hearing, or by reference in a proposed decision, of the material so noticed, and shall be afforded an opportunity to contest the facts so noticed.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-591)

WAC 392-171-550 DEFINITIONS USED IN RECORDS RULES—"DESTRUCTION"—"NATIVE LANGUAGE"—AND "PARTICIPATING AGENCY." For the purpose of WAC ((392-171-555)) 392-171-596 through ((392-171-600)) 392-171-641 governing handicapped student records:

- (1) "Destruction" shall mean physical destruction or removal of personal identifiers from information so that the information is no longer personally identifiable.
- (2) "Native language" has the meaning given that term by section 703(a)(2) of the Bilingual Education Act, which provides essentially as follows:
The term "native language," when used with reference to a person of limited English-speaking ability, means the language normally used by that person, or in the case of a nonadult student, the language normally used by the parents of the student.

(3) "Participating agency" means any agency or institution which collects, maintains, or uses personally identifiable information or from which information is obtained pursuant to this chapter.

APPEALS

NEW SECTION

WAC 392-171-571 TIMELINE FOR REVIEWING OFFICER'S DECISION—TIME AND PLACE OF HEARINGS—FINAL DECISION. (1) Not later than thirty days after the date of receipt of a notice of appeal pursuant to WAC 392-171-566:

- (a) A final decision shall be reached on the matters designated in the notice of appeal; and
 - (b) A copy of the decision shall be mailed to each of the parties.
- (2) The superintendent of public instruction or his or her designee may grant specific extensions of the time period set forth in this section at the request of either party. No requests by a party for an opportunity to submit briefs or present oral argument shall be considered unless accompanied by a request for an extension of time. No such requests shall be granted unless the request for an extension of time extends at least to the thirtieth day after the date the last brief of the parties is to be submitted or the date of oral argument, whichever is later.
- (3) Each hearing conducted upon remand to the school district, or otherwise conducted during the review process, shall be conducted at a time and place which is reasonably convenient to the parent(s) of the student (or adult student) involved.
- (4) The decision of the superintendent of public instruction or his or her designee shall be final unless modified or overturned by a court of law.

PLACEMENT OF STUDENT DURING ADMINISTRATIVE/JUDICIAL PROCEEDINGS

SURROGATE PARENTS

NEW SECTION

- WAC 392-171-581 SURROGATE PARENTS.**
- (1) General. Each school district providing a special education program to a nonadult handicapped student shall assure that the rights of the nonadult student are protected when:
- (a) No parent (as defined in WAC 392-171-310(5)) can be identified;
 - (b) The school district, after reasonable efforts, cannot discover the whereabouts of a parent; or
 - (c) The student is a ward of the state.
- (2) Duty of school district. The duty of a school district under this section includes the assignment of a person to act as a surrogate for the parents. This duty includes the establishment of a method:
- (a) For determining whether a nonadult student needs a surrogate parent; and
 - (b) For assigning a surrogate parent to the student.

(3) Criteria for selection of surrogates. Each school district shall assure that a person selected as a surrogate:

(a) Has no interest that conflicts with the interests of the student he or she represents; and

(b) Has knowledge and skills that assure adequate representation of the student.

(4) Nonemployee requirement—Compensation:

(a) A person assigned as a surrogate may not be an employee of a school district and/or other agency which is involved in the education or care of the student; and

(b) A person who otherwise qualifies as a surrogate parent pursuant to this section is not an "employee" of the school district and/or other agency solely because he or she is paid by the school district and/or agency to serve as a surrogate parent.

(5) Responsibilities. A surrogate parent may represent the student in all matters relating to:

(a) The identification, assessment, and educational placement of the student; and

(b) The provision of free special education and related services to the student.

RECORDS

NEW SECTION

WAC 392-171-596 ACCESS RIGHTS. (1) Each school district shall permit parents of handicapped students (or adult students) to inspect and review during school business hours any education records relating to their children or ward (or the adult student) which are collected, maintained, or used by the district under this chapter. The district shall comply with a request promptly and before any meeting regarding an individualized education program or hearing relating to the identification, evaluation, or placement of the student.

(2) The right to inspect and review education records under this section includes:

(a) The right to a response from the participating agency to reasonable requests for explanations and interpretations of the records;

(b) The right to request that the school district provide copies of the records containing the information if failure to provide those exercising the right to inspect and review the records; and

(c) The right to have a representative of the parent (or adult student) inspect and review records.

(3) A school district may presume that a parent has authority to inspect and review records relating to his or her child or ward unless the district has been advised that the parent does not have the authority under applicable state law governing such matters as guardianship, separation, and divorce.

NEW SECTION

WAC 392-171-601 RECORD OR ACCESS. Each participating agency shall keep a record of parties obtaining access to education records collected, maintained, or used under this chapter (except access by parents, adult students, and authorized employees of the participating agency), including the name of the party,

the date access was given, and the purpose for which the party is authorized to use the records.

((CONTRACTUAL SERVICES))

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-491)

WAC 392-171-605 CONTRACTUAL SERVICES. (1) School districts, severally or jointly, ~~((with the prior approval of the superintendent of public instruction or his or her designee,))~~ shall be authorized to:

(a) ~~((Contract with nonpublic school agencies for special education and related services for handicapped students, and~~

~~((b)))~~ Enter into interdistrict agreements with another school district(s) pursuant to RCW 28A.58.075, 28A.58.245, 28A.58.250, and chapter 392-135 WAC; and

(b) Contract with nonpublic and public school agencies for special education and related services for handicapped students: PROVIDED, That the school district establishes that it cannot provide an appropriate education for the handicapped student within the district or another school district: PROVIDED FURTHER, That in the case of a cooperative placement by a school district of a handicapped student at a center for the furtherance of research and training in handicapping conditions as established pursuant to RCW 28B.20.410 through 28B.20.414, as now or hereafter amended, or other such centers as may be established at other public institutions of higher education, as defined in RCW 28B.10.016, the school districts shall establish that the parent (or adult student) has given written approval for placement of the handicapped student at such center despite the existence of an appropriate education for the handicapped student within the district or another school district and has agreed that such placement would equal or substantially equal the placement available in the school district.

(2) If a handicapped student has special education and related services available in his or her public school district of residence and the child is placed in another public school district ~~((or in a state residential school))~~ or in a public or private school or facility other than pursuant to a contractual arrangement between the student's district of (initial) residence and the entity of placement, the district of (initial) residence shall not be required to pay for the student's education or otherwise be responsible for the education of the student, except to the extent the student may qualify for services as a private school student pursuant to WAC ~~((392-171-625))~~ 392-171-646 et seq.

NEW SECTION

WAC 392-171-606 RECORDS ON MORE THAN ONE STUDENT. If any education record includes information on more than one student, the parent(s) of those students (and/or adult students) shall have the right to inspect and review only the information relating to their child or ward (or themselves) or to be informed of that specific information.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-496)

WAC 392-171-610 APPROVAL OF NONPUBLIC AND PUBLIC SCHOOL AGENCIES. A school district shall not either place a student in a nonpublic or public school agency or award a contract to a nonpublic or public school agency until the nonpublic or public school agency has been approved by the state board of education. Approval of such agencies shall be made in accordance with the following procedures:

~~(1) ((The school district shall establish that it cannot provide an appropriate education for the handicapped student within the district or another school district;~~

~~(2)))~~ The school district shall establish that all requirements imposed by this chapter for contracting with a nonpublic or public school agency can be met and shall forward the nonpublic or public school agency's application to the superintendent of public instruction or his or her designee;

~~((3)))~~ (2) The superintendent of public instruction or his or her designee shall recommend approval or disapproval of the agency to the state board of education; and

~~((4)))~~ (3) The superintendent of public instruction or his or her designee shall notify the requesting school district and nonpublic or public school agency of approval or disapproval.

NEW SECTION

WAC 392-171-611 LIST OF TYPES AND LOCATIONS OF INFORMATION. Each participating agency shall provide parents (and adult students) on request a list of the types and locations of education records collected, maintained, or used by the agency.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-501)

WAC 392-171-615 SCHOOL DISTRICT RESPONSIBILITY WHEN CONTRACTING FOR PLACEMENT IN A NONPUBLIC OR PUBLIC SCHOOL AGENCY. Any school district contracting with an approved nonpublic or public school agency for special education and/or related services in behalf of a handicapped student shall:

(1) Initiate and conduct a meeting with appropriate personnel and the student's parent(s) for the purpose of developing the student's individualized education program. The district shall assure that a representative of the nonpublic or public school agency attends the meeting or in some other way assure participation by the nonpublic school agency. Meetings to review or revise the student's individualized education program after the student has been placed shall be initiated and conducted by the nonpublic or public school agency at the discretion of the school district. The district shall assure that both the parent(s) (or the adult student) and the nonpublic school agency are represented in any decision concerning the student's individualized education program and agree to proposed changes in the program before those changes are implemented. The responsibility

for compliance with this section lies with the school district.

(2) Develop a written contract which shall include, but not necessarily be limited to, the following elements:

(a) Names of the parties involved;

(b) The name of the handicapped student(s) for whom the contract is drawn;

(c) Location and setting;

(d) Description of program administration and supervision;

(e) Designation of coordinator of the services to be provided by the school district and the contractor;

(f) Assurance of compliance with staff licensing/certification requirements;

(g) Periodic student report requirements;

(h) Annual program monitoring procedures and requirements;

(i) Starting date and duration of contract;

(j) Program day and description of student's program;

(k) Charges and reimbursement—billing and payment procedures;

(l) Total contract cost;

(m) Contract review;

(n) Disposition of materials and equipment upon termination;

(o) School district's responsibility for compliance with due process, individualized education program, and yearly review and determination of placement requirements;

(p) Contractor's policies and procedures covering:

(i) care of student(s) in emergencies;

(ii) fire drills;

(iii) personnel policies;

(iv) staff duties; and

(v) board of directors' duties and functions;

(q) Other contractual elements that may be necessary to assure compliance with state and federal rules and clearly define each party's role and functions; and

(r) Signatures of authorized school and contractor officials.

NEW SECTION

WAC 392-171-616 FEES. (1) A participating education agency may charge a fee for copies of records which are made for parents (or adult students) under this chapter if the fee does not effectively prevent the parents (or adult students) from exercising their right to inspect and review those records.

(2) A participating agency may not charge a fee to search for or to retrieve information under this chapter.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-506)

WAC 392-171-620 OUT-OF-STATE AGENCIES. In the event the school district within which a handicapped student resides is unable to contract with another district, or a nonpublic or public school agency, or an appropriate state agency, the parent (or adult student) and district may jointly petition the superintendent of public instruction or his or her designee for state and

federal (~~excess cost~~) special education funds to provide an educational program with an agency in another state or Canada.

Contractual arrangements for an out-of-state educational program shall be approved by the superintendent of public instruction or his or her designee prior to the student's placement in that program. The school district shall be responsible for:

(1) Determining that no appropriate in-state placement option is available and for making the decision that the student should be placed in an out-of-state program;

(2) Determining that the out-of-state educational program is appropriately licensed or approved by that state's authorities and that placement will result in an appropriate education for the student; and

(3) Contracting with the out-of-state agency pursuant to the requirements of WAC (~~(392-171-605)~~) 392-171-491 through (~~(392-171-615)~~) 392-171-501.

NEW SECTION

WAC 392-171-621 AMENDMENT OF RECORDS AT THE REQUEST OF A PARENT OR ADULT STUDENT. (1) A parent of a handicapped student (or an adult student) who believes that information in education records collected, maintained, or used under this chapter is inaccurate or misleading or violates the privacy or other rights of the student may request the participating agency which maintains the information to amend the information.

(2) The agency shall decide whether to amend the information in accordance with the request within a reasonable period of time after receipt of the request.

(3) If the agency decides to refuse to amend the information in accordance with the request it shall inform the parent (or adult student) of the refusal and advise the parent (or adult student) of the right to a hearing pursuant to WAC 392-171-626.

(4) The participating agency, on request, shall provide the parent (or adult student) an opportunity for a hearing to challenge information in education records to insure that it is not inaccurate, misleading, or otherwise in violation of the privacy or other rights of the student.

(5) If, as a result of the hearing, the participating agency decides that the information is inaccurate, misleading, or otherwise in violation of the privacy or other rights of the student, it shall amend the information accordingly and so inform the parent (or adult student) in writing.

(6) If, as a result of the hearing, the participating agency decides that the information is not inaccurate, misleading or otherwise in violation of the privacy or other rights of the student, it shall inform the parent(s) (or adult student) of the right to place in the records it maintains on the student a statement commenting on the information or setting forth any reasons for disagreeing with the decision of the agency.

(7) Any explanation placed in the records of the student pursuant to this section shall:

(a) Be maintained by the participating agency as part of the records of the student as long as the record or contested portion is maintained by the participating agency; and

(b) Also be disclosed to any party to whom the records of the student (or the contested portion thereof) are disclosed.

~~((PRIVATE SCHOOL STUDENTS))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-646)

WAC 392-171-625 DEFINITION—"PRIVATE SCHOOL HANDICAPPED STUDENT(S)." For the purpose of WAC (~~(392-171-630)~~) 392-171-651 through (~~(392-171-665)~~) 392-171-686 "private school handicapped student(s)" means handicapped students enrolled in private schools or agencies but not as the result of a contractual arrangement between a public school district and the private school or agency.

NEW SECTION

WAC 392-171-626 HEARING PROCEDURES REGARDING RECORDS. A hearing initiated pursuant to WAC 392-171-621 to challenge information in education records shall be conducted according to procedures which include at least the following elements:

(1) The hearing shall be held within a reasonable period of time after the participating agency has received the request;

(2) The parent (or adult student) shall be given notice of the date, place, and time reasonably in advance of the hearing;

(3) The hearing may be conducted by any party, including an official of the participating agency, who does not have a direct interest in the outcome of the hearing;

(4) The parent (or adult student) shall be afforded a full and fair opportunity to present evidence relevant to the issues raised pursuant to WAC 392-171-621 and may be assisted or represented by individuals of his or her choice at his or her own expense, including an attorney;

(5) The participating agency shall provide a written decision to the parent (or adult student) within a reasonable period of time after the conclusion of the hearing; and

(6) The decision of the participating agency shall:

(a) Be based solely upon the evidence presented at the hearing; and

(b) Include a summary of the evidence and the reasons for the decision.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-651)

WAC 392-171-630 SCHOOL DISTRICT RESPONSIBILITY FOR PRIVATE SCHOOL HANDICAPPED STUDENTS. Subject to the provisions of WAC (~~(392-171-635)~~) 392-171-656 through (~~(392-171-665)~~) 392-171-686:

(1) Each school district shall provide special education and related services designed to meet the needs of private school handicapped students who reside in the school district.

(2) Each school district shall provide private school handicapped students with genuine opportunities to participate in special education and related services consistent with the number of those students and their needs.

NEW SECTION

WAC 392-171-631 CONSENT. (1) Consent of a parent (or adult student) shall be obtained before personally identifiable information is:

(a) Disclosed to anyone other than officials of participating agencies collecting or using the information under this chapter subject to subsection (2) of this section; or

(b) Used for any purpose other than meeting a requirement imposed by this chapter.

(2) No school district shall release information from education records to participating agencies without the consent of a parent (or adult student) except in those cases in which a release of information without consent is permitted by the rules that implement the federal Family Educational Rights and Privacy Act (the "Buckley Amendment")—45 Code of Federal Regulations (CFR) sections 99.1 et seq. See 45 CFR 99.31 (when prior consent not required), 45 CFR 99.34 (disclosure to state and federal officials) and 45 CFR 99.36 (directory information).

NEW SECTION

WAC 392-171-636 SAFEGUARDS. (1) Each participating agency shall protect the confidentiality of personally identifiable information at the collection, storage, disclosure, and destruction stages.

(2) One official at each participating agency shall be designated as the individual responsible for assuring the confidentiality of any personally identifiable information.

(3) All persons collecting or using personally identifiable information shall receive training or instruction regarding:

(a) The policies and procedures on protection of the confidentiality of personally identifiable information set forth in the state's annual program plan; and

(b) 45 CFR 99.1 et seq. (the "Buckley Amendment" rules).

(4) Each participating agency shall maintain, for public inspection, a current listing of the names and positions of those employees within the agency who may have access to personally identifiable information.

NEW SECTION

WAC 392-171-641 DESTRUCTION OF INFORMATION. Each school district shall inform parents (and adult students) when personally identifiable information collected, maintained, or used pursuant to this chapter is no longer needed to provide educational services to the student. The information shall thereafter be destroyed at the request of the parent(s) (or adult student). However, a permanent record of a student's name, address, and phone number, his or her grades, attendance record, classes attended, grade level completed and year completed may be maintained without time limitation.

PRIVATE SCHOOL STUDENTS

NEW SECTION

WAC 392-171-656 DETERMINATION OF NEEDS, NUMBERS OF STUDENTS AND TYPES OF SERVICES. The needs of private school handicapped students, the number who will participate, and the types of special education and related services which the school district will provide them shall be determined after consultation with persons knowledgeable of the needs of these students on a basis comparable to that used in providing for the participation under this chapter of handicapped students enrolled in public schools.

AMENDATORY/RECODIFICATION SECTION (Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-681)

WAC 392-171-660 FUNDS AND PROPERTY NOT TO BENEFIT PRIVATE SCHOOLS. Public funds provided and property derived from those (~~funds~~ ~~funds~~) funds shall not inure to the benefit of any private school or agency.

NEW SECTION

WAC 392-171-661 SERVICE ARRANGEMENTS. (1) Special education and related services to private school handicapped students may be provided through such arrangements as dual enrollment pursuant to chapter 392-181 WAC, educational radio and television, and the provision of mobile educational services and equipment.

(2) No services, material, or equipment of any nature shall be provided to or on the site of any private school or agency subject to sectarian (i.e., religious) control or influence.

(3) Handicapped students enrolled in any private school or agency subject to sectarian control or influence shall be provided services in a manner that:

(a) Maintains a physical and administrative separation between the private and the public school programs; and

(b) Does not benefit the private school at public expense, e.g., pursuant to dual enrollment or shared time arrangements in accordance with chapter 392-181 WAC.

NEW SECTION

WAC 392-171-666 PERSONNEL IN PRIVATE SCHOOLS AND AGENCIES. (1) School district personnel may be made available to nonsectarian private schools and agencies only to the extent necessary to provide services required by the handicapped student for whose needs those services were designed and only when those services are not normally provided by the nonsectarian private school or agency.

(2) Each school district providing services to students enrolled in nonsectarian private schools or agencies shall maintain continuing administrative control and direction over those services.

(3) Services to private school handicapped students shall not include the payment of salaries of teachers or other employees of private schools or agencies, except for services performed outside regular hours of the school day and under public supervision and control.

~~((ANNUAL SCHOOL DISTRICT APPLICATION/REQUIREMENTS—STATE MONITORING))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-691)

WAC 392-171-670 ANNUAL APPLICATIONS—CONTENTS. As a condition to the receipt and expenditure of ~~((state and))~~ federal ~~((excess cost))~~ special education funds, a school district shall annually submit an application to the superintendent of public instruction or his or her designee on or before such date is announced and conduct its special education and related services program in compliance therewith. The applications shall be made pursuant to forms developed and distributed by the superintendent or his or her designee. Application forms shall include, but not necessarily be limited to, the following assurance(s) and types of information:

(1) An assurance that:

(a) The school district is in compliance with the provisions of this chapter ~~((including, but not limited to, the comparable facilities requirements of WAC 392-171-700))~~ and the rules implementing P.L. 94-142 (45 CFR 121a.1 et seq.) that may supplement this chapter;

(b) That the district shall remain in compliance with this chapter and any such supplemental rules for the entire school year; and

(c) That the funds applied for shall be expended in compliance with the application, this chapter, and any such supplemental federal rules;

(2) The information and assurances required by 45 CFR 121a.220 through 45 CFR 121a.240 and any other pertinent federal rules;

(3) ~~((A description of the organizational structure of the district's special education program including, but not limited to, a description of assigned management responsibilities;~~

~~(4) A description of the district's special education program instructional staff by number, types, and their qualifications in accordance with WAC 392-171-685;~~

~~(5) A description of the district's procedures for locating, identifying, and assessing handicapped students;~~

~~(6) A description of the number and types of handicapped students within the district that require special education and related services;~~

~~(7) A description of the district's plans and procedures for providing special education and related services to handicapped students which the district is unable to serve directly;~~

~~(8) A description of the basis and procedures for excluding handicapped students from the district's special education program;~~

~~(9) A description of the continuum of alternative educational placements made available to handicapped students; and~~

~~(10) A description of the career development and vocational education programs made available to handicapped students;))~~ Identification of the local district designee responsible for child identification activities and confidentiality of information;

(4) A description of the procedures and/or activities to be implemented or continued to provide for:

(a) Identification, location and evaluation of handicapped children not currently receiving special education and related services;

(b) Assurance of confidentiality of personally identifiable information;

(c) Implementation of a system for personnel development;

(d) Involvement of parents of handicapped children;

(e) Participation of handicapped students with non-handicapped students;

(f) Placement of handicapped students in the least restrictive environment;

(g) Development of individualized education programs for each eligible handicapped student;

(h) Availability of career development and vocational education programs for handicapped students;

(i) A description of the numbers and types of handicapped students receiving special education and related services by placement option within the district's continuum of alternative placements;

(j) A description of the kind of and number of facilities, personnel, and services necessary to meet the district's full educational opportunity goal, including a detailed timetable for reaching that goal; and

(k) A description of the use of funds received under P.L. 94-142 (45 CFR 121a.1 et seq.).

(5) Any other pertinent information requested by the superintendent of public instruction which is necessary for the management of the special education program.

NEW SECTION

WAC 392-171-671 EQUIPMENT—CONSTRUCTION. (1) Equipment used in the care of students with handicapping conditions in a private school or agency may be placed on nonsectarian private school or agency premises for a limited time, but title to and administrative control over all equipment must be retained and exercised by the school district.

(2) Records shall be kept of equipment and an accounting made of the equipment which shall assure that the equipment is used solely for the purposes of the program.

(3) The equipment shall be removed from the private school or agency if necessary to avoid its being used for other purposes or if it is no longer needed for the purposes of the program or project.

(4) Funds shall not be used to construct facilities for private schools or agencies.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-696)

WAC 392-171-675 DENIAL OF APPLICATIONS—OPPORTUNITY FOR HEARING. (1) In the event the superintendent of public instruction or his or her designee proposes to deny, in whole or part, the annual application of a district for ~~((state or))~~ federal ~~((excess cost))~~ special education funds, the district shall be provided notice pursuant to RCW 34.04.090 of:

- (a) Intent to deny the application of the district; and
- (b) The district's opportunity for a hearing before the superintendent of public instruction or his or her designee prior to a denial of the application.

(2) The district's application may be denied, in whole or part, in the event the district fails to request a hearing or the hearing decision upholds the proposed basis for denial.

NEW SECTION

WAC 392-171-676 PROHIBITION OF SEGREGATION. Programs or projects carried out in public facilities, and involving joint participation by handicapped students otherwise enrolled in private schools or agencies and handicapped students enrolled in public schools, shall not include classes that are separated on the basis of school enrollment or the religious affiliations of the students.

~~((MISCELLANEOUS PROGRAM REQUIREMENTS))~~

NEW SECTION

WAC 392-171-686 EXISTING LEVEL OF INSTRUCTION. Provisions for serving private school handicapped students shall not include the financing of the existing level of instruction in a private school or agency.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-706)

WAC 392-171-690 TRANSPORTATION. (1) Methods. Transportation options for handicapped students shall include the following categories and shall be exercised in the following sequence:

- (a) A scheduled school bus;
- (b) Contracted transportation, including public transportation; and
- (c) Other arrangements, including that provided by parents.

Board and room cost may be provided whenever the above stated transportation options are not feasible because of the need(s) of a handicapped student or because of the unavailability of adequate means of transportation, in accordance with rules of the superintendent of public instruction.

(2) Welfare of the student. The transportation of a handicapped student shall be in accordance with rules of the superintendent of public instruction governing transportation by public school districts.

(3) Bus aides and drivers. ~~((Funds to support bus aides may be provided subject to program approval by~~

~~the superintendent of public instruction or his or her designee.))~~

Training and supervision of bus aides and drivers shall be the responsibility of the school district superintendent or his or her designee.

(4) Special equipment. Special equipment may include lifts, wheel chair holders, restrainers, and two-way radios. All such special equipment shall comply with specifications as now or hereafter contained in the specifications for school buses as now or hereafter established by the superintendent of public instruction.

~~((An inventory of all such special equipment shall be maintained by each educational service district to assure full and continued use of special equipment within the educational service district or among other educational service districts.))~~

(5) Transportation time on bus. Wherever reasonably possible, no student should be required to ride more than sixty minutes one way.

(6) Discipline of handicapped students during transportation. The discipline of a handicapped student during his or her transportation shall be the responsibility of the transporting district.

(7) Transportation for state residential school students to and from the sites of the educational program shall be the responsibility of the department of social and health services and each state residential school pursuant to law.

ANNUAL SCHOOL DISTRICT APPLICATION/REQUIREMENTS

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-711)

WAC 392-171-695 FACILITIES. Construction of special facilities or the remodeling of present facilities in order to meet the special education and related services needs of any handicapped student shall be provided in accordance with rules of the superintendent of public instruction and the state board of education which govern the construction and/or financing of school district facilities: PROVIDED, That all educational facilities required for handicapped students in residential school programs shall be the responsibility of department of social and health services as provided by RCW 28A.58.774.

NEW SECTION

WAC 392-171-701 STAFF QUALIFICATIONS. All employees of a school district funded in whole or part with state or federal excess cost funds shall be qualified, as follows:

(1) All employees shall hold such credentials, certificates or permits as are now or hereafter required by the state board of education for the particular position of employment and shall meet such supplemental standards as may be established by the school district of employment. Supplemental standards established by a district may exceed, but not be less than, those established by this section.

(2) In addition to the requirement of subsection (1) of this section, all teachers shall possess "substantial professional training" and/or "successful prior experience" and support personnel shall meet standards established under the educational staff associate rules of the state board of education, as now or hereafter amended.

(a) "Successful prior professional experience" as used in this section shall mean at least three full school years of employment as a professional staff member in an approved special education program within the five year period immediately preceding the school year of employment in a position supported in whole or part by excess cost apportionment funds.

(b) "Substantial professional training" as used in this section shall mean and be evidenced by either an appropriate special education endorsement or recommended placement upon the teaching certificate of an employee issued by the superintendent of public instruction or completion of teacher education program designed to prepare teachers of students with handicapping conditions offered by an institution approved by the state board of education for teacher certification purposes.

(3) Classified staff shall present evidence of either formal and/or adequate in-service training or successful experience in working with handicapped students.

(4) The assignment of personnel shall be consistent with training and experience appropriate to the age level (preschool, elementary, secondary) and type of program in which teaching will be performed. District reorganization, reductions in force, and reassignments shall be made in a manner consistent with the requirements of this section.

(5) The superintendent of public instruction or his or her designee may grant an exception to compliance with any of the staff qualifications imposed by this section which are above and beyond certification requirements imposed by the state board of education, only upon the request of a school district and the provision of satisfactory assurances by the district that noncompliance:

- (a) Is unavoidable;
- (b) Will be temporary and not extend beyond the school year for which the exception is requested; and
- (c) Will not likely result in a significant reduction in the quality of the district's special education program.

(6) Notwithstanding any staff qualification requirement of this section to the contrary, employees of a school district which possess credentials as required by the state board of education and who were employed during and serving as of termination of the 1974-75 school year in the special education program of the district shall be deemed qualified for purposes of state program approval so long as they continue in such employment with that particular district.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-721)

WAC 392-171-705 PROGRAM LENGTH. The length of the education program for handicapped students shall be ~~((the same as the length of))~~ at least as long as the education program for nonhandicapped students in terms of both the number of school days in the

regular school year and the average number of hours per school day. If a handicapped student cannot attend school a full school day, the reason shall be documented in his or her education or medical records.

~~((AUDITS—WITHHOLDING AND RECOVERY OF FUNDS))~~

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-736)

WAC 392-171-715 DEFINITION OF "UNLAWFULLY RECEIVED OR EXPENDED FUNDS." For the purpose of WAC ~~((392-171-720))~~ 392-171-741 through ~~((392-171-735))~~ 392-171-756, "unlawfully received or expended funds" shall mean any state or federal ~~((excess cost))~~ special education funds received and held or expended by a school district in a manner or for a purpose that is in violation of any provision of:

- (1) State statute or rule, including this chapter, or
- (2) Any federal rule or condition to funding that may now or hereafter supplement this chapter.

NEW SECTION

WAC 392-171-716 COMPARABLE FACILITIES. If a school district, in compliance with this chapter, operates a facility that is identifiable as being for handicapped students, the district shall assure that the facility and the services and activities provided therein are comparable in quality to the district's facilities, services, and activities for nonhandicapped students.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-741)

WAC 392-171-720 AUDITS. (1) The superintendent of public instruction or his or her designee shall conduct fiscal/program audits of school district special education programs. The purposes of such audits shall be:

- (a) To determine compliance or noncompliance with:
 - (i) a school district's application(s) for state and federal excess cost funds;
 - (ii) the provisions of this chapter, and
 - (iii) any supplemental federal conditions to funding as may now or hereafter exist.

(b) To establish a factual basis for:

- (i) the recovery of unlawfully received or expended state or federal special education funds; or

(ii) the initiation of fund withholding proceedings;

(2) Preliminary audit report—Following an audit, a preliminary written audit report shall be submitted to the school district for review and comment. The preliminary audit report shall include, but not be limited to:

(a) Findings of noncompliance which could include comparisons to findings of noncompliance as a result of monitoring, if any, and

(b) Recommendations for remediation of any such instance(s) of noncompliance.

(3) The school district shall have fifteen days after the date of its receipt of the preliminary audit report to provide the superintendent of public instruction or his or her designee a written reply setting forth any supplemental arguments and/or facts that may serve as a basis for alteration of the preliminary finding(s) of noncompliance.

(4) Final audit report—A final written audit report shall be provided to the school district after review of the supplemental arguments and/or facts submitted by the district. The final audit report shall include, but not necessarily be limited to:

(a) Findings of noncompliance, if any, and

(b) Recommendations for remediation of any such instance(s) of noncompliance.

(5) The school district shall have fifteen days after the date of its receipt of the final audit report to provide the superintendent of public instruction or his or her designee a written plan which sets forth the measures the district shall take and time period(s) within which the district shall act in order to remedy the instance(s) of noncompliance.

(6) The superintendent of public instruction or his or her designee shall either approve the plan as submitted or request the school district to make such modifications as are considered necessary. Once an approvable plan has been submitted the district shall be provided written notice of:

(a) Approval;

(b) The performance expected of the district; and

(c) The schedule for periodic review or audit of the district's progress toward remediation of the instance(s) of noncompliance.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-746)

WAC 392-171-725 FUND WITHHOLDING. (1) In the event a school district fails to submit an approvable remediation plan pursuant to WAC ((392-171-720)) 392-171-741 or fails to submit an approvable corrective action plan pursuant to WAC 392-171-731 or fails to comply with a remediation plan approved pursuant to WAC ((392-171-720)) 392-171-741 or fails to comply with a corrective action plan pursuant to WAC 392-171-731, the superintendent or his or her designee shall provide the school district notice pursuant to RCW 34.04.090 of:

(a) Intent to withhold a specified amount of state and/or federal ((~~excess cost~~)) special education funds; and

(b) The district's opportunity for a hearing before the superintendent of public instruction or his or her designee prior to commencement of the withholding.

(2) Funds may be withheld in whole or part in the event the district fails to request a hearing or the hearing decision upholds the final audit or monitoring in whole or part.

NEW SECTION

WAC 392-171-726 ADMINISTRATION OF MEDICATION. (1) Medication may be administered to a handicapped student by school district personnel subject to the state professional licensing laws and the following conditions:

(a) The medication shall be administered pursuant to a written order and written instruction from the student's physician; and

(b) The medication shall be supplied by the student's parent(s) (or the adult student).

(2) The orders and instructions shall be current, obtained at least yearly, and reviewed and updated whenever there is a significant change in the student's school activity program, in accordance with policies adopted by the school district.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-751)

WAC 392-171-730 RECOVERY OF FUNDS. (1) If a preliminary audit conducted pursuant to WAC ((392-171-720)) 392-171-741 indicates that a district has unlawfully received and/or expended either state or federal ((~~excess cost~~)) special education funds, the superintendent of public instruction or his or her designee shall provide the school district with an opportunity for an informal conference prior to the final audit report.

(2) If the final audit report sets forth one or more instances of unlawful receipt or expenditure of either state or federal ((~~excess cost~~)) special education funds, the superintendent of public instruction or his or her designee shall take such action as he or she deems necessary to recover the funds including, but not limited to, a reduction in future allocations of any amount of any state funds and/or any amount of federal ((~~excess cost~~)) special education funds to the district.

(3) No right to a hearing in connection with the recovery of funds unlawfully received and/or expended is granted by this chapter.

MONITORING/AUDITS—WITHHOLDING AND RECOVERY OF FUNDS

NEW SECTION

WAC 392-171-731 MONITORING. (1) The superintendent of public instruction or his or her designee shall annually monitor selected local school district special education programs. The purposes of monitoring shall be:

(a) To determine the school district's compliance with this chapter and the federal regulations implementing 20 U.S.C. Section 1401 et seq. (P.L. 94-142) and federal and state handicapped laws including validation of information included in school district applications for federal funds;

(b) To provide the school district with technical assistance for improving the quality of its special education program.

(2) The superintendent of public instruction or his or her designee shall develop procedures (including specific

timelines) for monitoring school districts. These procedures must include:

- (a) Collection of data and reports;
 - (b) Conduct of on-site visits;
 - (c) A review of state and federal special education fund utilization; and
 - (d) Comparison of a sampling of individualized education programs with the programs actually provided.
- (3) Following a monitoring visit, a written monitoring report shall be submitted to the school district. The monitoring report shall include, but not be limited to:
- (a) Findings of noncompliance, if any; and
 - (b) Required corrective actions for remediation of any such instance(s) of noncompliance.
- (4) The school district shall have thirty calendar days after the date of its receipt of the monitoring report to provide the office of superintendent of public instruction with:
- (a) Supplemental arguments and/or facts which may serve as a basis for alteration of the monitoring report;
 - (b) A written action plan which sets forth the measures the district shall take and time period(s) within which the district shall act in order to remediate the instance(s) of noncompliance;
 - (c) In the event that the district submits supplemental arguments and/or facts which may serve as a basis for alteration of the monitoring report, the office of superintendent of public instruction shall within thirty calendar days provide the district with a determination as to the alteration of the monitoring report. The school district shall, within thirty calendar days of receipt of the determination, provide the office of superintendent of public instruction a written action plan, if any, pursuant to that determination.
- (5) The superintendent of public instruction or his or her designee shall either approve the plan as submitted or request the school district to make such modifications as are considered necessary. Once an approvable plan has been submitted, the district shall be provided written notice of:
- (a) Approval;
 - (b) The performance expected of the district; and
 - (c) The schedule for periodic review or verification of the district's progress toward remediation of the instance(s) of noncompliance.
- (6) If the school district fails to submit an approvable corrective action plan pursuant to WAC 392-171-731(4) or fails to comply with a corrective action plan approved pursuant to WAC 392-171-731(5), the superintendent of public instruction or his or her designee shall institute procedures to insure corrective action or prompt response to a monitoring report. Such procedures may include one or more of the following:
- (a) Verification visits by OSPI staff to:
 - (i) Determine whether the school district is taking the required corrective action;
 - (ii) Expedite the school district's response to a monitoring report;
 - (iii) Provide any necessary technical assistance to the school district in its efforts to comply.

(b) Withhold, in whole or part, a specified amount of state and/or federal special education funds, pursuant to WAC 392-171-696 and 392-171-746.

(c) Initiate request for OSPI audit pursuant to WAC 392-171-736 through 392-171-756 which may result in the recovery of unlawfully received or expended of state and/or federal special education funds.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-756)

WAC 392-171-735 FUND WITHHOLDINGS TO ENFORCE PARENT APPEAL DECISIONS. The superintendent of public instruction or his or her designee may withhold any amount of state funds and/or any amount of federal (~~excess cost~~) special education funds as he or she deems necessary to enforce a decision made on appeal pursuant to WAC (~~392-171-525~~) 392-171-566 and (~~392-171-530~~) 392-171-571 without any necessity of a further hearing on the matter.

((CITIZEN COMPLAINT PROCESS))

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-761)

WAC 392-171-740 RIGHT TO REGISTER AND PROCESS COMPLAINTS. (1) Any person, entity, or organization may register and process complaints alleging one or more violations of this chapter as provided for in WAC (~~392-171-740~~) 392-171-761(2) through (~~392-171-760~~) 392-171-781.

(2) Complaints shall:

- (a) Be written;
- (b) Be signed by the complaining party;
- (c) Set forth the specific acts, conditions, or circumstance alleged to be in violation of this chapter; and
- (d) Be directed to the superintendent of the school district alleged to be in violation.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-766)

WAC 392-171-745 DESIGNATION OF RESPONSIBLE SCHOOL DISTRICT EMPLOYEE. The superintendent of each school district shall designate at least one employee for monitoring and coordinating the district's compliance with this chapter. The employee designated pursuant to this section shall also be charged with the responsibility for investigating any complaint(s) communicated to the school district pursuant to WAC (~~392-171-740~~) 392-171-761.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-771)

WAC 392-171-750 SCHOOL DISTRICT INVESTIGATION OF AND RESPONSE TO COMPLAINTS. (1) Upon receipt of a complaint pursuant to WAC (~~392-171-740~~) 392-171-761, the employee(s)

designated pursuant to WAC ((392-171-745)) 392-171-766 or his or her designee shall investigate the allegation(s) set forth.

(2) Upon completion of the investigation, the designated employee(s) shall provide the district superintendent with a written report of the complaint and the results of the investigation. The district superintendent or his or her designee shall respond in writing to the complaining party as expeditiously as possible but in no event later than thirty calendar days after the date of receipt of such complaint by the school district.

(3) The response of the school district superintendent or his or her designee shall clearly state either:

(a) That the school district denies the allegations contained in the complaint; or

(b) The nature of such reasonable corrective measures deemed necessary to eliminate any such act, condition, or circumstance within the school district: PROVIDED, That any such corrective measures deemed necessary shall be instituted as expeditiously as possible but in no event later than thirty calendar days following the date of the response to the complaining party.

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-776)

WAC 392-171-755 APPEAL TO THE SUPERINTENDENT OF PUBLIC INSTRUCTION. (1) In the event a complainant remains aggrieved with the decision of a school district superintendent or his or her designee provided pursuant to WAC ((392-171-750)) 392-171-771 or upon failure or refusal of the school district to respond, the complainant may appeal the decision to the superintendent of public instruction or in the case of a failure or refusal to respond may register the complaint with the superintendent of public instruction: PROVIDED, That a parent (for adult student) with a complaint which constitutes a basis, in whole or part, for initiation of a hearing pursuant to WAC ((392-171-500)) 392-171-531 shall exercise his or her hearing rights in lieu of an appeal to the superintendent of public instruction pursuant to this section. Provided further that upon the refusal of a school district to grant a request of the parent (or adult student) for such a hearing made in conformance with WAC 392-171-531, the parent (or adult student) may register the complaint with the superintendent of public instruction.

(2) A written notice of appeal must be received by the superintendent of public instruction on or before the thirtieth day after the date the complainant received the written response of the school district superintendent pursuant to WAC ((392-171-750)) 392-171-771 or in the case of a failure or refusal to respond pursuant to WAC 392-171-771, a written notice registering the complaint must be received by the state superintendent of public instruction on or before the forty-fifth day after the date the citizen registered the complaint with the school district. The notice shall set forth:

(a) A statement of the portion(s) of the school district superintendent's decision which is appealed from or in the case of a failure or refusal to respond, a statement so indicating, and

(b) The relief or remedy requested by the complainant/appellant.

(3) "In the case of a school district's refusal to grant a request of a parent (or adult student) for a hearing made in conformance with WAC 392-171-531, a written notice registering the complaint must be received by the superintendent of public instruction on or before either the thirtieth day after the day the parent or adult student received notice of the district's refusal to grant a hearing or on or before the thirtieth day after the expiration of the time period for rendering a final decision pursuant to a request for a hearing (i.e., forty-five days after the date of receipt of a request for a hearing), whichever occurs first."

AMENDATORY/RECODIFICATION SECTION
(Amending Order 11-78, filed 10/31/78; decodified and recodified as WAC 392-171-781)

WAC 392-171-760 ACTIONS IN RESPONSE TO NOTICES OF APPEAL AND NOTICES REGISTERING COMPLAINTS. (1) The superintendent of public instruction or his or her designee shall act expeditiously to investigate the allegation(s) in a written notice of appeal or a written notice registering the complaint that is deemed to be of substance.

(2) If the investigation reveals that there is merit to the allegation(s), the superintendent or his or her designee will provide for negotiations, or technical advice and assistance, or other remedial action in an attempt to achieve compliance with this chapter.

(3) If compliance is not achieved pursuant to subsection (2) of this section, the superintendent of public instruction or his or her designee will initiate fund withholding in compliance with the notice requirements of WAC ((392-171-725)) 392-171-746, or initiate fund recovery, or initiate any other sanction deemed appropriate.

CITIZEN COMPLAINT PROCESS

FUNDING AND REPORTING CRITERIA

NEW SECTION

WAC 392-171-786 SPECIAL EDUCATION PROGRAM FUNDING AND REPORTING CRITERIA FOR THE 1980-81 SCHOOL YEAR. (1) State special education funds shall be granted to each eligible school district in connection with the enrollment of resident students and in connection with the enrollment of nonresident students who are served pursuant to this chapter. Effective September 1, 1980, eligible school districts shall be allocated state special education funds according to the funding allocation system in WAC 392-171-786(2).

(2) (a) For the 1980-81 school year eligible handicapped students shall be distributed across funding groups by handicap category according to a state determined percentage distribution system for the purposes of generating special education instructional and therapy staff units and related service personnel staff units.

(b) FTE factors shall be assigned to the funding groups for the purpose of calculating the basic education funds used to support the special education program.

(c) Additional certificated staff and classified staff-student ratios shall be established by the superintendent of public instruction for the purposes of allocating other funds distributed on a ratio basis such as communication disorder specialists, assessment, administrative and classified staff to support the districts' special education programs.

(d) Provided that handicapped residential school programs operated by a school district shall be supported by funds appropriated by the legislature and allocated by the superintendent of public instruction for the exclusive purpose of maintaining and operating residential school program of education pursuant to RCW 28A.58.722.

(3) Reporting criteria. At such times as are designated by the superintendent of public instruction, each school district shall report the number of eligible handicapped students by headcount currently receiving special education and related services according to instructions provided by the superintendent of public instruction.

Each school district shall provide, upon request, such additional data as are necessary to enable the superintendent of public instruction to allocate and substantiate the district's allocation of special education funds.

(4) Hold-harmless provision. In order to allow for adequate transition from the current special education funding procedure to the 1980-81 funding procedure, a special hold-harmless provision shall apply during the 1980-81 school year. While this protection will not be necessary for the vast majority of school districts, it is important to note this provision in terms of staffing decisions for next school year for those limited number of affected school districts. The assurance is based on staff units and is designed to insure that state supported special education units in place during the 1979-80 school year can continue to receive funding support during the 1980-81 school year. The hold-harmless allocation will be in excess of the formula allocation and will not generate related allocations as a normal teacher/therapist staff unit would. The procedure for calculating your potential hold-harmless allocation is described below.

(a) Establishment of 1979-80 enrollment and staff base. The first calculation involves the determination of your 1979-80 (P-223H) handicapped student enrollment data. It is necessary to project your eight-month average handicapped student enrollment which will ultimately be reflected on your 1219F.

The second calculation involves the determination of the 1979-80 staff level. It is necessary to project your potential final staff allocation which would appear on the 1219F "Allowed" column. Include all teachers, support personnel, other support personnel, and directors/administrators to determine the base number of certificated staff units. Include all other support, classified personnel, aides, and secretaries/clerks, exclusive of 1979-80 positions granted through the exception process, to determine the base number of classified staff units. Be sure to discount allowed positions which have not been employed and will, therefore, not be recognized on the 1219F.

(b) Comparison of new allocation to 1979-80 base. The 1979-80 base staff count and 1979-80 base enrollment now are used in comparison to the revised 1219 funding procedure.

(i) If the number of certificated and/or classified staff units earned equal or exceed the 1979-80 base level of staff no hold-harmless provision shall apply.

The 1980-81 certificated staff allocation is the number of units derived from the "handicapped program allocation" inclusive of instructional/therapy staff, communication disorder specialists, assessment personnel and administration for "total formula certificated units".

The 1980-81 classified staff allocation is the number of units derived from the "handicapped program allocation" classified aides and clerical units.

(ii) In the event your 1980-81 handicapped student enrollment exclusive of communication disordered count, equals or exceeds the 1979-80 1219F handicapped student enrollment data and your allocation of certificated and/or classified staff units earned is less than the 1979-80 base level, the hold-harmless provision shall apply. Each certificated or classified unit, or a fraction of a unit, shall be recognized for funding under the hold-harmless provision as follows: The certificated units will be supported at the 1980-81 average cost of the entitled certificated staff. The classified units will be supported at the 1980-81 average cost of the entitled classified staff.

(iii) In the event your 1980-81 handicapped student enrollment, exclusive of communication disordered count, is less than the 1979-80 1219F handicapped student enrollment data, an adjustment is required. This adjustment involves a reduction of your 1979-80 staff base as follows: The student count shortage (the difference between the 1979-80 base enrollment and the 1980-81 base enrollment) must be converted to the staff unit allocation on the basis of the new allocation system. The generated certificated and classified units, or fractions thereof, are subtracted from the 1979-80 base to create an adjusted 1979-80 base. The procedure described in the above paragraph is then followed to determine if the hold-harmless provision shall apply. In the event it does, the costing procedure is identical to that described in the above paragraph.

(5) For the 1980-81 school year, the state special education advisory council shall be charged by the superintendent of public instruction to:

(a) Prepare and present to the superintendent of public instruction a report, including recommendations, regarding the building, implementation and refinement of a state special education funding system;

(b) Assist in the study and conclusion of unresolved issues (e.g. the need for minimum program standards, etc.) which may impact the special education rules and regulations;

(c) Study and present recommendations on the appropriateness of mandatory local district special education advisory councils;

(d) Review program delivery models implemented in local school districts and present recommendations to the superintendent of public instruction as to effectiveness of these models in meeting the requirements of least restrictive educational placement of handicapped children;

(e) Study and make recommendations as to the need for and feasibility of requiring special education administrative credentials/certification;

(f) Study and make recommendations in other identified special education issues such as the identification of children with specific learning disabilities, vocational education needs of handicapped children; and the definition of special education (specially-designed instruction) and of related services.

REPEALER

The following sections of the Washington Administrative Code are repealed:

(1) WAC 392-171-330 BEHAVIORAL DISABILITY—DEFINITION—ELIGIBILITY CRITERIA.

(2) WAC 392-171-335 COMMUNICATION DISORDERS—DEFINITION—ELIGIBILITY CRITERIA.

(3) WAC 392-171-340 GROSS MOTOR AND ORTHOPEDICALLY HANDICAPPED—DEFINITION—ELIGIBILITY CRITERIA.

(4) WAC 392-171-345 HEALTH IMPAIRED—DEFINITION—ELIGIBILITY CRITERIA.

(5) WAC 392-171-360 MENTAL RETARDATION—MILDLY RETARDED—DEFINITION—ELIGIBILITY CRITERIA.

(6) WAC 392-171-365 MENTAL RETARDATION—MODERATELY RETARDED—DEFINITION—ELIGIBILITY CRITERIA.

(7) WAC 392-171-370 MENTAL RETARDATION—SEVERELY AND PROFOUNDLY RETARDED—DEFINITION—ELIGIBILITY CRITERIA.

(8) WAC 392-171-385 NEUROLOGICAL IMPAIRMENT—DEFINITION—ELIGIBILITY CRITERIA.

(9) WAC 392-171-390 SENSORY HANDICAPPED—DEFINITION—ELIGIBILITY CRITERIA.

(10) WAC 392-171-410 LEARNING/LANGUAGE DISABLED STUDENTS—ADDITIONAL ASSESSMENT TEAM MEMBERS—CLASSROOM OBSERVATION.

(11) WAC 392-171-415 LEARNING/LANGUAGE DISABLED STUDENTS—WRITTEN REPORT OF ASSESSMENT TEAM.

(12) WAC 392-171-455 LEAST RESTRICTIVE ENVIRONMENT.

(13) WAC 392-171-465 REGULAR EDUCATION PROGRAM OPTION.

(14) WAC 392-171-470 RESOURCE PROGRAM OPTION.

(15) WAC 392-171-475 SELF-CONTAINED PROGRAM OPTIONS.

(16) WAC 392-171-530 TIMELINE FOR REVIEWING OFFICER'S DECISION—TIME AND PLACE OF HEARINGS—FINAL DECISION.

(17) WAC 392-171-540 SURROGATE PARENTS.

(18) WAC 392-171-555 ACCESS RIGHTS.

(19) WAC 392-171-560 RECORD OR ACCESS.
(20) WAC 392-171-565 RECORDS ON MORE THAN ONE STUDENT.

(21) WAC 392-171-570 LIST OF TYPES AND LOCATIONS OF INFORMATION.

(22) WAC 392-171-575 FEES.

(23) WAC 392-171-580 AMENDMENT OF RECORDS AT THE REQUEST OF A PARENT OR ADULT STUDENT.

(24) WAC 392-171-585 HEARING PROCEDURES REGARDING RECORDS.

(25) WAC 392-171-590 CONSENT.

(26) WAC 392-171-595 SAFEGUARDS.

(27) WAC 392-171-600 DESTRUCTION OF INFORMATION.

(28) WAC 392-171-635 DETERMINATION OF NEEDS, NUMBERS OF STUDENTS AND TYPES OF SERVICES.

(29) WAC 392-171-640 SERVICE ARRANGEMENTS.

(30) WAC 392-171-645 PERSONNEL IN PRIVATE SCHOOLS AND AGENCIES.

(31) WAC 392-171-650 EQUIPMENT—CONSTRUCTION.

(32) WAC 392-171-655 PROHIBITION OF SEGREGATION.

(33) WAC 392-171-665 EXISTING LEVEL OF INSTRUCTION.

(34) WAC 392-171-680 MONITORING.

(35) WAC 392-171-685 STAFF QUALIFICATIONS.

(36) WAC 392-171-700 COMPARABLE FACILITIES.

(37) WAC 392-171-710 ADMINISTRATION OF MEDICATION.

WSR 80-12-021

ADOPTED RULES

LIQUOR CONTROL BOARD

[Order 74, Resolution 83—Filed August 27, 1980]

Be it resolved by the Washington State Liquor Control Board, acting at Capitol Plaza Building, 1025 East Union Avenue, 5th Floor, Olympia, WA, that it does promulgate and adopt the annexed rules relating to form and content of decisions in contested cases and proposed orders, WAC 314-08-410.

This action is taken pursuant to Notice No. WSR 80-09-087 filed with the code reviser on July 23, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Washington State Liquor Control Board as authorized in chapters 66.08 and 34.04 RCW.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as

appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 27, 1980.

By L. H. Pedersen
Chairman

WSR 80-12-022
ADOPTED RULES
PARKS AND RECREATION
COMMISSION
[Order 46—Filed August 27, 1980]

AMENDATORY SECTION (Amending Resolution No. 2, filed 6/13/63)

WAC 314-08-410 FORM AND CONTENT OF DECISIONS IN CONTESTED CASES AND PROPOSED ORDERS. Every decision and order, whether proposed, initial, or final, shall:

- (1) Be correctly captioned as to name of agency and name of proceeding;
- (2) Designate all parties and counsel to the proceeding;
- (3) Include a concise statement of the nature and background of the proceeding;
- (4) Be accompanied by appropriate numbered findings of fact and conclusions of law;
- (5) Whenever practical, include the reason or reasons for the particular order or remedy afforded;
- (6) Wherever practical, be referenced to specific provisions of the law and/or regulations appropriate thereto;

(7) Whenever the board considers that any matter or proceeding will be best handled by the issuance of a proposed order by the board or by the examiner conducting the hearing, such an order shall be issued and the parties so notified. Upon receipt of such notice and proposed order, any party may file exceptions to the same within twenty days after the date of the service of the proposed order, unless a greater or less time for filing exceptions is designated by the board at the time of issuance of the proposed order. Exceptions shall be filed in triplicate and a copy thereof shall be served upon all other parties who have appeared in the cause, or their attorneys of record together with proof of such service in accordance with the rules governing service of process. Any party may answer the exceptions so filed and served within ten days after service of said exceptions upon him. Briefs may accompany the exceptions or answers thereto and shall be filed and served in the same manner. After a full consideration of the proposed order, the exceptions and the answers to exceptions so filed and briefs, the board may affirm its proposed order by service of an order of affirmance upon the parties, or, if it deems the exceptions well taken, may revise the proposed order and issue a final order differing from the proposed order: PROVIDED, That the board may revise the proposed order and issue a final order differing from the proposed order notwithstanding the fact that neither its counsel nor the licensee or his/her counsel have filed exceptions in said case.

Be it resolved by the Washington State Parks and Recreation Commission, acting at Lopez Island, that it does promulgate and adopt the annexed rules relating to snowmobile account grants, chapter 352-48 WAC.

This action is taken pursuant to Notice No. WSR 80-08-070 filed with the code reviser on July 1, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 46.10.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 18, 1980.

By D. W. Lowell
Rules Coordinator

Chapter 352-48 WAC
SNOWMOBILE ACCOUNT GRANTS

NEW SECTION

WAC 352-48-010 PURPOSE. This chapter is promulgated to establish regulations for the Washington state parks and recreation commission in administering grants to public agencies from funds deposited in the snowmobile account created by chapter 46.10 RCW.

NEW SECTION

WAC 352-48-020 DEFINITIONS. As used in this chapter the words and phrases in this section shall have the designated meanings unless a different meaning is expressly provided or unless the context clearly indicates otherwise.

(1) "Snowmobile" shall mean any self-propelled vehicle capable of traveling over snow or ice, which utilizes as its means of propulsion an endless belt tread, or cleats, or any combination of these or other similar means of contact with the surface upon which it is operated, and which is steered wholly or in part by skis or sled type runners, and which is not otherwise registered as, or subject to the motor vehicle excise tax in the state of Washington.

(2) "Snowmobile use area" shall mean an area in which snowmobile use is specifically authorized and is described by a boundary and acreage.

(3) "Snowmobile trail" means a corridor designated for snowmobile travel to and from specific locations and is described by location and length.

(4) "Snowmobile funds" means those funds deposited in the snowmobile account to be administered by the

Washington state parks and recreation commission pursuant to this chapter and chapter 46.10 RCW.

(5) "Commission" shall mean the Washington state parks and recreation commission.

NEW SECTION

WAC 352-48-030 SNOWMOBILE PROGRAMS. Snowmobile funds may be disbursed by the commission for snowmobile programs which may include, but need not necessarily be limited to the administration, acquisition, development, operation and maintenance of snowmobile facilities, such as snowmobile trails, snowmobile use areas, parking areas, sanitary facilities, and the purchase of equipment necessary to maintain such facilities. Snowmobile funds may also provide for implementation of snowmobile safety, enforcement and education programs. All such facilities and programs must be open to the general public and must be consistent with the safety needs of snowmobilers and other recreationists.

NEW SECTION

WAC 352-48-040 ELIGIBILITY. Any public agency in the state of Washington is eligible to receive snowmobile fund grants for up to one hundred percent of the cost of implementing snowmobile programs by following the application process prescribed in this chapter.

NEW SECTION

WAC 352-48-050 APPLICATION PROCESS. In order to be considered for a grant of snowmobile funds, eligible recipients must:

(1) File, by June 30 of the year of the first snow season for which funds are requested, a completed application, on a form prescribed by the commission, fully describing the snowmobile program, the estimated service area and any proposed use restrictions, and the amount and level of funding requested.

(2) Agree to:

(a) File an annual project or progress report with the commission by May 15 of each year of the project;

(b) Return, or replace in kind, losses to the snowmobile program if, by the applicant's actions, the project is canceled or not completed in a timely manner;

(c) Execute a project contract with the commission and undertake all obligations set out in the project contract.

(3) Certify that the project will be open to the general public.

(4) Obtain permission from all landowners on which the project occurs and attach appropriate documentation to the snowmobile project application.

(5) Comply with all applicable local, county, state and federal laws and regulations.

NEW SECTION

WAC 352-48-060 FUNDING PRIORITIES. Snowmobile program funding priorities shall be:

(1) State-wide program administration including safety education information and enforcement;

(2) Equipment procurement and replacement;

(3) Operation and maintenance of existing facilities including emergency reserve;

(4) Acquisition and/or development of additional facilities.

NEW SECTION

WAC 352-48-070 DISBURSEMENT OF FUNDS. Snowmobile project funding will be paid on a reimbursement basis after the successful applicant has presented a billing or voucher, as may be required by the commission, showing satisfactory evidence of compliance with the project contract. Advance payments may be approved by the director or the commission upon written request.

NEW SECTION

WAC 352-48-080 ACCOUNTABILITY. (1) Recipients of snowmobile funds shall provide accurate accounting records to the commission for the expenditure of snowmobile funds.

(2) The commission shall have the authority to audit the use of snowmobile funds. Audits are to be in accordance with generally accepted auditing practices and standards.

WSR 80-12-023

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-150, Cause No. TV-1372—Filed August 27, 1980]

In the matter of amending WAC 480-12-340 and adopting WAC 480-12-465, relating to motor common or contract carriers of household goods.

This action is taken pursuant to Notice No. WSR 80-09-111 filed with the Code Reviser on July 23, 1980. The rule changes hereinafter adopted shall take effect pursuant to RCW 34.04.040(2).

This rulemaking proceeding is brought on pursuant to RCW 80.01.040, 81.80.130, 81.80.140 and 81.80.290 and is intended administratively to implement these statutes.

This rulemaking proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), and the State Environmental Policy Act of 1971 (chapter 43-.21C RCW).

Pursuant to Notice No. WSR 80-09-111 the above matter was scheduled for consideration at 8:00 a.m., Wednesday, August 27, 1980, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington, before Chairman Robert C. Bailey and Commissioners Frank W. Foley and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the Commission in writing prior to August 22, 1980. Under the terms of said notice, interested persons were afforded the opportunity to submit data,

views, or arguments orally at 8:00 a.m., Wednesday, August 27, 1980, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

Written comments were received from George H. Hart on behalf of the Washington Movers Conference and from J. R. Nelsen, President of the Washington Movers conference. Both were in support of the rules as proposed.

At the August 27, 1980, meeting the Commission considered the rules as proposed, at which time no oral comments were received.

The adoption of WAC 480-12-465 and the amendment to WAC 480-12-340 affect no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-12-465 should be adopted and WAC 480-12-340 should be amended to read as set forth in Appendix A attached hereto and by this reference made a part hereof. WAC 480-12-465 will permit the use of charge cards for intrastate movements of household goods by common or contract carriers holding permit authority to transport such commodities. These rules are consistent with regulations adopted by the Interstate Commerce Commission and presently in effect which permit the use of charge cards by interstate carriers of household goods. The amendment to WAC 480-12-340 qualifies the general rule pertaining to extension of credit to accommodate the change in rules reflected by WAC 480-12-465.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-12-465, as set forth in Appendix A, be adopted, and that WAC 480-12-340, as set forth in Appendix A, be amended as rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rules after first being recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 27th day of August, 1980.

Washington Utilities and Transportation Commission

Robert C. Bailey, Chairman

Frank W. Foley, Commissioner

A. J. Benedetti, Commissioner

Appendix A

AMENDATORY SECTION (Amending Order R-5, filed 6/6/69, effective 10/9/69)

WAC 480-12-340 CREDIT, EXTENSION OF, BY COMMON CARRIERS. (1) In extending credit by common carriers to shippers and consignees for transportation charges, if such charges are not paid when due, the further extension of credit shall immediately

cease and all necessary legal steps be taken at once to collect the outstanding amount. In all such cases the full circumstances shall be reported to the Commission for such action as it may deem necessary.

(2) Upon taking precautions deemed by them to be sufficient to assure payment of the tariff charges within the credit period herein specified, common carriers by motor vehicles may relinquish possession of freight in advance of the payment of the tariff charges thereon and may extend credit in the amount of such charges to those who undertake to pay them, such persons herein being called shippers, for a period of 7 days, excluding Sundays and legal holidays other than Saturday half-holidays. When the freight bill covering a shipment is presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following delivery of the freight. When the freight bill is not presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following the presentation of the freight bill.

(3) Where a common carrier by motor vehicle has relinquished possession of freight and collected the amount of tariff charges presented by it as the total amount of such charges, and another freight bill for additional freight charges is thereafter presented to the shipper, the carrier may extend credit in the amount of such additional charges for a period of 30 calendar days to be computed from the first 12 o'clock midnight following the presentation of the subsequently presented freight bill.

(4) Freight bills for all transportation charges shall be presented to the shippers within 7 calendar days from the first 12 o'clock midnight following delivery of the freight.

(5) Shippers may elect to have their freight bills presented by means of the United States mails, and when the mail service is so used the time of mailing by the carriers shall be deemed to be the time of presentation of the bills. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.

(6) The mailing by the shipper of valid checks, drafts or money orders, which are satisfactory to the carriers, in payment of freight charges within the credit period allowed such shipper may be deemed to be the collection of the tariff rates and charges within the credit period for the purpose of these rules. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.

(7) Carriers engaged in garbage, refuse or debris collection may present monthly bills, and carriers of logs shall be governed as to extension of credit by other orders of the commission relating to the subject.

(8) Carriers billing for the transportation of unmanufactured or unprocessed agricultural commodities, including the return of empty containers, where the farmer or grower pays the freight charges, shall present the freight bill to said farmer or grower within 7 calendar days from the first 12 o'clock midnight following delivery of the freight. The carrier may extend credit for transportation charges for a period of 30 calendar days,

to be computed from the first 12 o'clock midnight following presentation of the subsequently presented freight bill.

(9) The provisions of this rule shall not apply to payments of intrastate transportation charges by use of charge cards when a carrier offering charge card payment services has obtained approval for such charge card plan or plans as provided in WAC 480-12-465 and when the shipper of household goods does not force an involuntary extension of credit by the carrier by causing the charge card issuer to reverse the charge transaction and charge payments back to the carrier's account.

NEW SECTION

WAC 480-12-465 CHARGE CARD PLANS. (1) Approval required. Each motor common carrier of household goods shall obtain approval from the commission before offering shippers of household goods the option of paying transportation charges with a charge card.

(2) Application.

(a) Each such carrier shall make application for approval to participate in a charge card plan by submitting to the commission a copy of its proposed agreement with a financial institution offering participation in the plan.

(b) Each application shall include the name and principal office location of the carrier seeking approval, the name and address of the carrier's authorized representative, the name and address of the financial institution offering participation in the plan, and a copy of the form thereof.

(3) Approval of application.

(a) Approval of the charge card plan shall be given informally by the commission by sending an appropriate letter to the applying carrier.

(b) Approval of a charge card plan shall be denied where the plan is being offered in a manner or on terms which unreasonably discriminate against other carriers which may seek to participate in a charge card plan. Approval shall also be denied when a plan contains terms or conditions contrary to the provisions in subsection (5) of this section, or when it is contrary to the public interest.

(4) Charge-back not prohibited. The inclusion in a charge card agreement of reasonable provisions permitting participating financial institutions to charge back a carrier's account shall not result in automatic disapproval of a charge card plan.

(5) Percentage service charges. A carrier seeking to participate in the charge card plan may contract with a participating financial institution for payment of a percentage service charge to the financial institution provided that the amount of such service charge is reasonably related to the services performed by the financial institution in conjunction with the operation of such plan. Reasonable variances in the rates of service charges extended to individual carriers shall not alone result in a rate being deemed unrelated to the services provided by the institution.

(6) Withdrawal of approval. The commission expressly reserves the right to withdraw its approval of a charge card plan and to forbid a carrier or carriers from further

participation in the plan, should such action prove necessary to the protection of the public interest and the declaration of policy of the Motor Carrier Act. In the event a plan or plans are disapproved, each participating carrier shall have a period of thirty days within which to settle its accounts with the participating financial institution and within which to terminate its contractual relationship with that institution.

(7) Cross reference. No practices authorized by this section shall be considered violative of any of the provisions of WAC 480-12-400 through 480-12-455, inclusive.

WSR 80-12-024

PROPOSED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Filed August 27, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington Utilities and Transportation Commission intends to adopt, amend, or repeal rules concerning Cause No. TV-1373, relating to equipment leasing by common and contract carriers. Written and/or oral submissions may also contain data, views, and arguments concerning the effect of the amendments on economic values, pursuant to chapter 43.21H RCW and WAC 480-08-050(17);

and that the adoption, amendment, or repeal of such rules will take place at 8:00 a.m., Tuesday, September 16, 1980, in the Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington.

The authority under which these rules are proposed is RCW 80.01.040, 81.80.130 and 81.80.140.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to Friday, September 12, 1980, and/or orally at 8:00 a.m., Tuesday, September 16, 1980, Commission Conference Room, 7th Floor, Highways-Licenses Building, Olympia, Washington.

This notice is connected to and continues the matter noticed in Notice No. WSR 80-09-102 filed with the code reviser's office on July 23, 1980.

Dated: August 27, 1980

By: David Rees
Secretary

WSR 80-12-025

ADOPTED RULES

UTILITIES AND TRANSPORTATION COMMISSION

[Order R-152, Cause No. TC-1369—Filed August 27, 1980]

In the matter of adopting WAC 480-30-045, relating to the manner in which auto transportation companies shall handle and arrange "cash on delivery" shipments.

This action is taken pursuant to Notice No. WSR 80-09-019 filed with the Code Reviser on July 9, 1980. This

adoption shall take effect pursuant to RCW 34.04.040(2).

This rule adoption proceeding is brought on pursuant to RCW 80.01.040 and 81.68.030 and is intended to administratively implement these statutes.

This rulemaking proceeding is in compliance with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), the State Register Act (chapter 34.08 RCW), and the Environmental Policy Act of 1971 (chapter 43.21C RCW).

Pursuant to Notice No. WSR 80-09-019 the above matter was scheduled for adoption at 8:00 a.m., Wednesday, August 27, 1980, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington before Chairman Robert C. Bailey and Commissioners Frank W. Foley and A. J. Benedetti.

Under the terms of said notice, interested persons were afforded the opportunity to submit data, views, or arguments to the Commission in writing prior to August 22, 1980. Under the terms of said notice, interested persons were also afforded the opportunity to submit data, views, or arguments orally at 8:00 a.m., Wednesday, August 27, 1980, in the Commission's Conference Room, Seventh Floor, Highways-Licenses Building, Olympia, Washington.

At the August 27, 1980, meeting the Commission considered the adoption of WAC 480-30-045. No written or oral comments opposing the proposed rule adoption were received.

The adoption to WAC 480-30-045 affects no economic values.

In reviewing the entire record herein, it has been determined that WAC 480-30-045 should be adopted to read as set forth in Appendix "A", attached hereto and made a part hereof by reference. WAC 480-30-045, as adopted, sets forth the requirements under which "C.O.D." shipments may be handled and arranged. The rule provides for a potential bond requirement and for storage charges should C.O.D. cargo be required to be held for more than five days. A requirement for prompt remittance of collected C.O.D. charges is provided, and record keeping requirements are set forth.

ORDER

WHEREFORE, IT IS ORDERED That WAC 480-30-045 relating to the manner in which auto transportation companies handle and arrange C.O.D. shipments, be, and the same is hereby adopted as set forth in Appendix "A", as permanent rules of the Washington Utilities and Transportation Commission to take effect pursuant to RCW 34.04.040(2).

IT IS FURTHER ORDERED That the order and the annexed rule after being first recorded in the order register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

DATED at Olympia, Washington, this 27th day of August, 1980.

Washington Utilities And Transportation Commission

Robert C. Bailey, chairman

Frank W. Foley, Commissioner

A. J. Benedetti, Commissioner

Appendix A

NEW SECTION

WAC 480-30-045 AUTO TRANSPORTATION COMPANY C.O.D. SHIPMENTS TARIFF REQUIREMENTS—BOND REQUIRED—HANDLING OF SHIPMENTS. (1) No auto transportation company transporting express freight under authority of its certificate shall render any C.O.D. services unless such company has published, posted and filed tariffs which contain the rates, charges and rules governing such service.

(2) For good cause any auto transportation company handling C.O.D. shipments may be required to file with the commission, and keep in effect, a surety bond, or deposit satisfactory security, in a sum to be determined by the commission, conditioned upon such company making compensation to shippers and consignees for all moneys belonging to them and coming into his possession in connection with such transportation service.

(3) Where a shipper directs in writing that partial deliveries may be allowed on such C.O.D. shipments, the full transportation charge, if "collect," shall be made, and the shipper notified that the undelivered portion of the shipment is held pending his instructions and, after five days, will be subject to storage charges.

(4) Any company accepting checks from any consignee for payment of such C.O.D. collections does so at its own risk.

(5) Upon collection of a C.O.D. bill, auto transportation companies collecting same shall remit each C.O.D. collection directly to the consignor or other person designated by the consignor as payee, promptly and within twenty-five days after delivery of the C.O.D. shipment to the consignee.

The delivering company shall maintain a record of all C.O.D. shipments received for delivery in such manner and form as will plainly and readily show the following information with respect to each shipment: (a) Number and date of express bill; (b) name and address of shipper or other person designated as payee; (c) name and address of consignee; (d) date shipment delivered; (e) amount of C.O.D.; (f) date collected by delivering company; (g) date remitted to payee; (h) check number or other identification of remittance to payee.

Partial delivery shall not be made without express written consent of the shipper, who shall furnish disposition of the remainder of the shipment.

**WSR 80-12-026
ADOPTED RULES
YAKIMA VALLEY
COMMUNITY COLLEGE**

[Order 21-80, Resolution 21-80—Filed August 27, 1980]

Be it resolved by the board of trustees, of the Yakima Valley Community College, District 16, acting at the Board Room, Yakima Valley Community College, 16th Avenue and Nob Hill Road, Yakima, WA 98907 that it does promulgate and adopt the annexed rules relating to parking and traffic regulations, chapter 132P-116 WAC.

This action is taken pursuant to Notice No. WSR 80-06-151 filed with the code reviser on June 4, 1980. Such rules shall take effect pursuant to RCW 28B.19.050(2).

This rule is promulgated pursuant to RCW 28B.50.140(10) and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 6, 1980.

By Thomas L. Anderson
Assistant Attorney General

**Chapter 132P-116 WAC
YAKIMA VALLEY COMMUNITY COLLEGE
PARKING AND TRAFFIC REGULATIONS**

NEW SECTION

WAC 132P-116-010 PURPOSE. Pursuant to the authority granted by RCW 28B.50.140, the Board of Trustees of Yakima Valley Community College, District 16 is granted authority to make rules and regulations for pedestrian and vehicular traffic over property owned, operated or maintained by the college district. The rules and regulations contained herein are established for the following purposes:

- (1) To protect and control pedestrian and vehicular traffic.
- (2) To assure access at all times for emergency equipment.
- (3) To minimize traffic disturbances during class hours.
- (4) To facilitate the operation of the community college of the district by assuring access for vehicles and to regulate the use of parking spaces.

NEW SECTION

WAC 132P-116-020 DEFINITIONS. As used in this chapter, the following words shall mean:

- (1) "College." Yakima Valley College, or any additional community college hereafter established with Community College District 16, state of Washington, and collectively, those responsible for its control and operations.

- (2) "College community." Trustees, students, employees and guests on college owned or controlled facilities.

- (3) "College facilities." Includes any or all property controlled or operated by the college.

- (4) "Student." Includes all persons enrolled at the college, both full and part-time.

- (5) "Security coordinator." An employee of Yakima Valley Community College, District 16, state of Washington, who is responsible to the president for campus security, safety, parking and traffic control.

- (6) "Vehicle." An automobile, truck, motor-driven cycle, scooter, or any vehicle powered by an engine. Also included are bicycles and other nonengine vehicles.

- (7) "Visitor." Any person or persons, who come upon the campus as guests and person or persons who lawfully visit the campus for purposes which are in keeping with the college's role as an institution of higher learning in Washington.

- (8) "Permanent permits." Permits which are valid for a school term, quarter, or portion thereof.

- (9) "Temporary permits." Permits which are valid for a specific period designated on the permit or application.

- (10) "School term." Unless otherwise designated, the time period commencing with the summer quarter of a community college calendar year and extending through the immediately subsequent fall, winter and spring quarters. The summer school session shall be considered the first quarter of the college year for parking and traffic control purposes.

NEW SECTION

WAC 132P-116-030 APPLICABLE TRAFFIC RULES AND REGULATIONS. Other traffic rules and regulations which are also applicable upon the campus are as follows:

- (1) The motor vehicle and other traffic laws of the state of Washington.
- (2) The traffic code of the city of Yakima, in the state of Washington.

NEW SECTION

WAC 132P-116-040 PERMITS REQUIRED FOR VEHICLES ON CAMPUS. Students, faculty and staff shall not stop, park or leave a vehicle whether attended or unattended upon the campus without a parking permit. All persons parking on the campus must have the permit properly placed in or on the vehicle by the beginning of the second week of each quarter.

NEW SECTION

WAC 132P-116-050 REGISTRATION OF STUDENT, FACULTY, STAFF AND VISITORS VEHICLES. Students, faculty, staff and visitors who have motor vehicles on campus will register them with the security office and obtain a parking permit. Failure of these people to obtain and properly display the parking permit will result in a fine.

NEW SECTION

WAC 132P-116-060 AUTHORIZATION FOR ISSUANCE OF PERMITS. The Campus Security Office is authorized to issue parking permits to students, faculty and staff members of the college pursuant to the following regulations:

(1) Students may be issued a parking permit upon the registration of their vehicle with the Campus Security Office at the beginning of each academic period.

(2) Faculty and staff members shall be issued a parking permit upon the registration of their vehicles at the beginning of fall quarter: PROVIDED, That new faculty and staff members employed during the regular academic year may be issued a parking permit upon the registration of their vehicles at the time they begin their employment at the college.

(3) Full-time faculty and staff personnel shall be issued a second car permit for another personally owned vehicle. A condition of issuance is that at no time will more than one vehicle be parked on campus unless authorized by Campus Security.

(4) Campus Security may issue temporary and special parking permits when such permits are necessary to enhance the business or operation of the college.

(5) Any permit holder may obtain temporary parking permits at the Campus Security Office without charge for an unregistered vehicle when necessary due to the nonavailability of his or her registered vehicle. Issuance of such permit is left to the discretion of the Campus Security Office.

(6) The parking permit is issued for the use of the person to whom it was issued and is not to be given to another person for their use.

(7) The permit remains valid as long as the holder remains a student or member of the faculty or staff.

NEW SECTION

WAC 132P-116-070 VALID PERMIT. A valid parking permit is:

(1) An unexpired permanent parking permit registered and properly displayed.

(2) A temporary permit issued by Campus Security and properly displayed.

(3) A special parking permit issued by Campus Security and properly displayed.

(4) A handicapped permit issued by Campus Security for a specified parking place.

NEW SECTION

WAC 132P-116-080 DISPLAY OF PERMIT. All permanent parking permits shall be affixed to the front windshield on the lower left corner. Special and temporary parking permits shall be placed within the vehicle on the left side of the dashboard, where it can be plainly observed.

NEW SECTION

WAC 132P-116-090 TRANSFER OF PERMIT. Parking permits are not transferable. If a vehicle is sold or traded, a new permit will be issued to the permit

holder at the original cost, if the permit holder takes the following steps:

(1) Records invalid permit number.

(2) Removes invalid permit.

(3) Brings invalid permit or remnant thereof and permit number to the Campus Security Office. This office shall then issue the permit holder a new parking permit. Subject vehicle will then be registered under the new number.

(4) Permits may be reissued as authorized by Security Coordinator.

NEW SECTION

WAC 132P-116-100 PERMIT REVOCATION. Parking permits are the property of the college and may be recalled for any of the following reasons:

(1) When the purpose for which the permit was issued changes or no longer exists.

(2) When a permit is used for an unregistered vehicle or by an unregistered individual.

(3) Falsification of a parking permit application.

(4) Continued violation of parking and traffic rules and regulations.

(5) Counterfeiting or altering of a parking permit.

NEW SECTION

WAC 132P-116-110 RIGHT TO REFUSE PERMIT. The college reserves the right to refuse the issuance of a parking permit to anyone who has had a previous permit revoked.

NEW SECTION

WAC 132P-116-120 RESPONSIBILITY OF PERSON TO WHOM PERMIT IS ISSUED. The person to whom a permit is issued is responsible for all violations of the Parking and Traffic Rules and Regulations involving the vehicle for which the permit was issued and to which it was affixed: PROVIDED, HOWEVER, That such responsibility shall not relieve other persons who violate these rules and regulations. In the event that a vehicle in violation is not registered with the college, the current registered owner will be responsible for the violation(s) of the campus regulations.

NEW SECTION

WAC 132P-116-130 DESIGNATION OF PARKING SPACES. The parking spaces available on campus shall be designated and allocated in such a manner as will best achieve the objective of the rules and regulations contained in this chapter.

(1) Faculty and staff spaces shall be designated.

(2) Student spaces shall be designated for their use; provided that physically handicapped students may be granted special permits to park in proximity to the classrooms used by such students.

(3) Parking spaces shall be designated for use of visitors on the campus.

(4) Parking spaces may be designated for other purposes as deemed necessary.

NEW SECTION

WAC 132P-116-140 PARKING WITHIN DESIGNATED SPACES. (1) Any person parking a vehicle on Yakima Valley Community College property shall park his vehicle in designated parking areas only. These areas are marked by a curb, signs, or white line(s). Parking on or over a line constitutes a violation.

(2) No vehicle may be parked on any area which has been landscaped or designated for landscaping; or any cement walkway or unpaved pathway designated for pedestrian use, except for the purposes of maintenance by an appropriate Yakima Valley Community College employee or by an agent from an outside firm employed by Yakima Valley Community College, or in the case of emergency vehicles.

(3) No vehicle may be stopped, parked, or left on the Yakima Valley Community College campus without a valid parking permit, with the exception of trucks or cars making deliveries.

(4) No vehicle shall be parked on campus for a period in excess of seventy-two hours, unless cleared through the Campus Security Office. Vehicles which have been parked in excess of seventy-two hours shall be impounded and stored at the expense of either or both owner and operator.

(5) Personnel who require parking longer than normal parking hours may apply through the Campus Security Office for permission.

(6) All vehicles shall follow traffic arrows and other markings established for the purpose of directing traffic on campus.

(7) No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the vehicle to occupy a portion or more than one space or stall shall not constitute an excuse for a violation of this section unless weather conditions are such as to make this impossible.

(8) There are two designated parking areas on campus for student use. They will be open from 6:00 a.m. to 11:00 p.m. Monday through Friday.

(9) No vehicle shall be parked on the campus except in those areas set aside and designated pursuant to these rules and regulations.

NEW SECTION

WAC 132P-116-150 DAY PARKING. The rules and regulations pertaining to the use of certain parking permits in specified areas shall be in force during the hours of 6:00 a.m. to 11:00 p.m.

NEW SECTION

WAC 132P-116-160 NIGHT PARKING. Permits are required for night parking.

(1) Faculty parking area is reserved for faculty and staff with proper permits.

(2) Student parking is reserved for students with proper permits.

NEW SECTION

WAC 132P-116-170 PARKING IN PROHIBITED PLACES. (1) No person shall stop, stand, or park any vehicle so as to obstruct traffic along or upon any street or sidewalk.

(2) No vehicle shall be parked at any place where official signs prohibit parking, or within fifteen feet of a fire hydrant.

NEW SECTION

WAC 132P-116-180 CONTROL AND REGULATION OF TRAFFIC. Drivers shall comply with the directions given them by the campus patrol person in the control and regulation of traffic.

NEW SECTION

WAC 132P-116-190 SPEED LIMIT. No vehicle shall be operated on the campus at a speed in excess of ten miles per hour or as posted. No vehicle of any type shall at any time use the campus parking lots for testing, racing or other unauthorized activities.

NEW SECTION

WAC 132P-116-200 PEDESTRIAN'S RIGHT OF WAY. (1) The operator of a vehicle shall yield the right of way, slow down and/or stop, if need be, for any pedestrian, but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible or unsafe for the driver to yield.

(2) Whenever any vehicle slows or stops so as to yield to pedestrian traffic, the operator of any other vehicle approaching from the rear shall not overtake and pass such a vehicle which has slowed or stopped to yield to pedestrian traffic.

(3) Where a sidewalk is provided, pedestrians shall proceed upon such a sidewalk.

NEW SECTION

WAC 132P-116-210 TWO-WHEELED MOTORBIKES OR BICYCLES. (1) All two-wheeled vehicles powered by an engine shall park in a space designated for motorcycles only. No vehicle shall be ridden on the sidewalks on campus at any time unless authorized by the president or his designee.

(2) Bicycles and other nonengine cycles shall be subject to the posted or published regulations as established.

(3) No bicycles shall be parked inside a building, near a building exit, or on a path or sidewalk. Bicycles must be secured to racks as provided.

NEW SECTION

WAC 132P-116-220 REPORT OF ACCIDENT. The operator of any vehicle involved in an accident on campus resulting in injury to, or death of any person, or total or claimed damage to either or both vehicles of any amount, shall within twenty-four hours, report such accident to the Campus Security Office. This does not relieve any person so involved in an accident from his

responsibility to file a State of Washington Motor Vehicle Accident Report within twenty-four hours of the accident.

NEW SECTION

WAC 132P-116-230 SPECIFIC TRAFFIC AND PARKING REGULATIONS AND RESTRICTIONS AUTHORIZED. Upon special occasions causing additional and/or heavy traffic and during emergencies, the Security Coordinator is authorized to impose additional traffic and parking regulations and restrictions, with coordination with the president, for the achievement of the objectives specified in this policy.

NEW SECTION

WAC 132P-116-240 ENFORCEMENT. Parking rules and regulations will be enforced throughout the calendar year. Parking and traffic rules and regulations are enforced twenty-four hours a day, seven days a week.

NEW SECTION

WAC 132P-116-250 ISSUANCE OF TRAFFIC CITATIONS. Upon violation(s) of any of the rules and regulations contained in this document, the Security Coordinator or subordinates are authorized to issue traffic citations, setting forth the date, permit number, the approximate time, license number, name of permit holder, infraction, officer and schedule of fines. Such traffic citations may be served by attaching or affixing a copy thereof in some prominent place outside such vehicle or by personally serving the citation to the operator.

Violation(s) of the campus traffic code refers to:

(1) No parking permit displayed. A Yakima Valley Community College parking decal is necessary when parking in any area on campus. The permit must be prominently displayed.

(2) Failure to stop at stop signs/signals. The failure to bring a vehicle to a complete stop at properly erected and identified stop signs/signals.

(3) Failure to yield right of way. The act of depriving another vehicle or pedestrian of the right of way at an intersection or crosswalk.

(4) Improper parking. Parking a vehicle in areas that are intended for purposes other than parking, i.e., fire lanes, driveways, sidewalk, lawns, or taking up more than one parking stall.

(5) Parking in the wrong area. Parking in faculty areas or any other area differing from the locations indicated on the issued permit.

(6) Negligent/reckless driving. The operation of a vehicle in such a manner as to place persons or property in danger of injury or grievous harm.

(7) Speeding. The operation of a vehicle in such a manner as to exceed the posted speed limits.

(8) Other violations. Clearly indicated and an actual violation of the law or traffic ordinances. The violation must be recorded in the space provided.

(9) Repeated offenses. Repeated offenses or violations that create a hazardous condition may result in the immediate removal of the vehicle.

NEW SECTION

WAC 132P-116-260 FINES AND PENALTIES.

(1) Fines will be levied for all violations of the rules and regulations contained in this chapter.

(2) In addition to fines imposed under these regulations, illegally parked vehicles or those vehicles not displaying a valid parking permit may be impounded. Such vehicles will be taken to a place for storage as designated by the administration. The expenses of such impoundings and storage shall be the responsibility of the registered owner or driver of the vehicle. The college shall not be liable for loss or damage of any kind resulting from such impounding and storage.

(3) An accumulation of traffic violations by a student shall be cause for disciplinary action as stated in subsection (9) of this section.

(4) An accumulation of traffic violations by faculty and staff shall be cause for disciplinary action as stated in WAC 132P-116-100(4) and subsection (10) of this section.

(5) Vehicles involved in violations of these rules and regulations may be impounded as provided in subsection (2) herein.

(6) Parking and traffic violations will be processed by the college. Parking fines are to be paid at the College Security Building, 1107 South 16th Avenue, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday.

(7) A schedule of fines shall be set and reviewed annually by a Parking Advisory Committee appointed by the president or his designee. This schedule shall be published in the summary of the Parking and Traffic Rules and Regulations and the Traffic Violation form.

(8) If the fine is paid during the business day following the date of the citation, the fine will be reduced to \$1.00.

(9) In the event a student fails or refuses to pay a fine, the following may result:

(a) The student may not be eligible to register for any further courses.

(b) The student may not be able to obtain a transcript of his or her grades or credits.

(c) The student may not receive a degree until all fines are paid.

(d) The student may be denied future parking privileges.

(e) The vehicle may be impounded.

(10) In the event that a faculty or staff member fails to pay a fine the following may result:

(a) The faculty or staff member may have his or her parking privileges on campus revoked.

(b) The vehicle may be impounded.

NEW SECTION

WAC 132P-116-270 PARKING FEES. Parking fees shall be adopted by the board of trustees specifying the charges per quarter. The fee schedule shall be published and summarized in a separate document entitled "Parking Fee Schedule and Administrative Procedures Manual."

NEW SECTION

WAC 132P-116-280 **LIABILITY OF THE COLLEGE.** The college assumes no liability under any circumstances for the vehicles on campus.

NEW SECTION

WAC 132P-116-290 **APPEAL OF FINES AND PENALTIES.** (1) An appeal from any fine or penalty levied against an individual pursuant to these rules and regulations may be made in writing to the Security Coordinator or his or her designee within five working days from the date of the citation. Within twenty working days from the receipt of any such appeal, the Security Coordinator shall render a written decision.

(2) If the appellant is not satisfied with the decision of the Security Coordinator, he or she may appeal in writing to the Dean of Administrative Services within five working days of the appellant's receipt of the decision. Within twenty working days from the receipt of any such appeal, the college dean shall render a written decision.

(3) If the appellant is not satisfied with the decision of the Dean of Administrative Services, he or she may appeal it to the president within five days of his or her receipt of the dean's decision for a final determination.

WSR 80-12-027
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 80-104—Filed August 27, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the Duwamish River was inadvertently omitted from this section.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 27, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-56-20500A **HOOK REGULATION—DUWAMISH RIVER.** Notwithstanding the provisions of WAC 220-56-205, effective immediately until further notice, it shall be unlawful to take, fish for or possess salmon for personal use from the Duwamish River with non-buoyant lures as defined in WAC 220-56-205(1).

WSR 80-12-028**ADOPTED RULES****COUNCIL FOR****POSTSECONDARY EDUCATION**

[Order 5-80, Resolution 82-4—Filed August 28, 1980]

Be it resolved by the Council for Postsecondary Education, acting in the Conference Room, General Administration Building, Olympia, Washington that it does promulgate and adopt the annexed rules relating to the State of Washington State Need Grant Program.

This action is taken pursuant to Notice No. WSR 80-08-074 filed with the code reviser on July 2, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated under the general rule-making authority of the Council for Postsecondary Education as authorized in RCW 28B.10.806.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 21, 1980.

By Chalmers Gail Norris
Executive Coordinator

NEW SECTION

WAC 250-20-091 **ELIGIBILITY OF RECIPROCITY STUDENTS.** State Need Grant eligibility of students attending an out-of-state institution under a reciprocity agreement is covered by the following regulations, which are authorized by Chapter 13, Laws of 1980.

(1) A student who meets all State Need Grant eligibility criteria and who has been accepted at an eligible out-of-state institution, as defined in WAC 250-20-091(2) may receive a State Need Grant as long as that student continues attendance under the reciprocity program.

(2) "Eligible out-of-state institution" shall mean any non-profit college or university in another state which has a reciprocity agreement with the state of Washington if the institution is specifically encompassed within or directly affected by such reciprocity agreement so long as it is accredited by the Northwest Association of Schools and Colleges, and agrees to participate in the State Need Grant program in accordance with all applicable rules and regulations.

(3) An out-of-state institution can be determined to be directly affected by a reciprocity agreement if:

(a) The institution is located within twenty-five miles of an institution specifically encompassed within a reciprocity agreement;

(b) Students from the county in which the institution is located are provided, pursuant to a reciprocity agreement, access to Washington institutions at resident tuition and fee rates to the extent authorized by Washington law; and,

(c) The institution demonstrates that, in the previous academic year, headcount enrollment at the institution by Washington residents from areas and categories encompassed by the reciprocity agreement was at least ten percent less than the number of such students enrolled during the 1979-80 academic year.

AMENDATORY SECTION (Amending Order 4/80 filed 4/14/80)

WAC 250-20-011 STUDENT ELIGIBILITY. (1) For a student to be eligible for a State Need Grant he or she must:

(a) Be a "needy student" or "disadvantaged student" as determined by the Council for Postsecondary Education in accordance with RCW 28B.10.802.

(b) Have been domiciled within the State of Washington for at least one year.

(c) Be enrolled or accepted for enrollment as a full-time undergraduate student at a participating postsecondary institution or be a student under an established program designed to qualify him or her for enrollment as a full-time student at a postsecondary institution in the State of Washington.

(i) For purposes of Need Grant eligibility, the student must be enrolled in a course load of at least twelve credits per quarter or semester or, in the case of institutions which do not use credit hours, 24 clock hours per week unless it is documented that "full-time" for the particular course the student is pursuing is less than twelve credits per quarter or semester or 24 clock hours per week. Should a student be in such a course of study, he or she must be enrolled for the number of credit or clock hours accepted as full-time for that course of study. A grant recipient enrolled less than full-time may not receive this grant for the term in question, but is eligible for reinstatement or reapplication for a grant upon return to full-time status. If, on the written recommendation of a counselor or a professor, and in accordance with agreement by the financial aid officer, the student enrolls in a course load less than full-time, the student will be allowed to retain his or her grant for that term. Correspondence courses may not be counted in the calculation of a full-time load.

(ii) In addition to enrolling full-time, the student is also expected to satisfactorily complete twelve credit hours per quarter or semester or, in the case of institutions which do not use credit hours, 24 clock hours per week or the appropriate number of hours as documented.

Each institution must submit to the Council for Postsecondary Education for approval its policy for awarding

financial aid to students who do not complete the required number of credit or clock hours. The financial aid office must have on record in each student's file justification for reawarding a Need Grant to any student who received a grant the previous academic term and did not complete a full-time course load during that term.

(iii) If the Council is notified in writing that a Need Grant recipient will not attend the institution for a term during the academic year of the grant award, but plans to return that same academic year, a portion of the full year's grant may be awarded for those terms the student attends full-time.

(d) Not be pursuing a degree in theology.

(e) Be a citizen of the United States or in the process of becoming a citizen.

(f) Not have received a State Need Grant for more than eight semesters or twelve quarters or equivalent or a combination of these two. Upon receipt of a bachelor's degree, a student is no longer eligible. A fifth-year student in a program requiring five years for a bachelor's degree may receive a State Need Grant if he or she has not received a State Need Grant for the maximum number of quarters or semesters.

(g) Have made a bona fide application for a Basic Educational Opportunity Grant, but students attending Clover Park, L. H. Bates, and Bellingham Vocational-Technical Institutes shall be exempt from this requirement until July 1, 1981.

(h) Certify that he or she does not owe a refund on a State Need Grant, a Basic Educational Opportunity Grant, and is not in default on a loan made, insured or guaranteed under the National Direct Student Loan or Guaranteed Student Loan programs.

(2) An otherwise eligible student may not be awarded a State Need Grant if receipt of the Need Grant will result in a reduction of basic maintenance allowances provided by another state agency.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 80-12-029

ADOPTED RULES

**SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Order 80-23—Filed August 28, 1980]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the implementation of sections five and six of chapter 182, Laws of 1980, which provide for the conversion of accumulated sick leave to monetary compensation on an annual basis and upon retirement by school district and educational service district employees. Such rules will include, but not necessarily be limited to, the definitions, the procedures, the identification of eligible employees and eligible sick leave, the basis for computation and employee rights set forth in the attached copy of proposed rules.

This action is taken pursuant to Notice No. WSR 80-09-101 filed with the code reviser on July 23, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to sections five and six, chapter 182, Laws of 1980 and is intended to administratively implement those provisions.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1980.

By Frank B. Brouillet
Superintendent of Public Instruction

NEW SECTION

WAC 392-136-005 PURPOSE. The purpose of this chapter is to implement sections 5 and 6, chapter 182, Laws of 1980 which provide for compensating school district and educational service district employees for accumulated sick leave. The rules set forth in this chapter are not intended to govern the leave policies of a district for other purposes or to interpret the provisions of RCW 28A.58.100(2).

NEW SECTION

WAC 392-136-010 DEFINITIONS. As used in this chapter:

(1) The term "month of employment" shall mean each calendar month during which an individual is considered by a school district to be an employee of the district by virtue of the existence of an oral or written contractual relationship which either obligates the individual to perform services during the month or thereafter or obligates the district to provide compensation to the individual during the month or thereafter for services provided, or both.

(2) The terms "full day" and "full day of sick leave" shall each mean and be equivalent to one day of full-time employment for each employee or classification of employees as established by policies now or hereafter adopted by each individual school and educational service district board or by the pertinent terms of applicable collective bargaining contracts, or both.

(3) The term "full-time daily rate of compensation" shall mean the salary of an employee or classification of employees for each full day of employment exclusive of supplemental pay such as extracurricular pay, overtime pay, standby pay and premium pay, and exclusive of fringe benefits such as health insurance premiums and other forms of insurance premiums.

(4) The term "sick leave" shall mean leave granted to an employee for the purpose of absence from work with pay in the event of illness or injury, or both.

NEW SECTION

WAC 392-136-015 ANNUAL CONVERSION OF ACCUMULATED SICK LEAVE. (1) Commencing in January 1981, and each January thereafter, each eligible, current employee of a school district and educational service district may elect to convert excess sick leave to monetary compensation as provided in this section.

(2) Eligible employees, excess sick leave and the conversion of excess sick leave to monetary compensation shall be determined as follows:

(a) Eligible employees: In order to be eligible to convert excess sick leave days to monetary compensation, an employee:

(i) Shall have accumulated in excess of sixty full days of unused sick leave at a rate of accumulation no greater than one full day per month (a maximum of twelve days per year) as of the end of the previous calendar year; and

(ii) Shall provide written notice to his or her employer during the month of January of his or her intent to convert excess sick leave days to monetary compensation.

(b) Excess sick leave: The number of sick leave days which an eligible employee may convert shall be determined by:

(i) Taking the number of sick leave days in excess of sixty full days that were accumulated by the employee during the previous calendar year at a rate of accumulation no greater than one full day per month of employment as provided by the leave policies of the district(s) of employment (a maximum of twelve days per year); and

(ii) Subtracting therefrom the number of sick leave days used by the employee during the previous calendar year.

The remainder, if positive, shall constitute the number of sick leave days which may be converted to monetary compensation.

(c) Rate of conversion: Sick leave days that are eligible for conversion shall be converted to monetary compensation at the rate of twenty-five percent of an employee's current, full-time daily rate of compensation for each full day of eligible sick leave. Partial days of eligible sick leave shall be converted on a pro rata basis.

(3) All sick leave days converted pursuant to this section shall be deducted from an employee's accumulated sick leave balance.

(4) Compensation received pursuant to this section shall not be included for the purpose of computing a retirement allowance under any public retirement system in this state.

NEW SECTION

WAC 392-136-020 CONVERSION OF SICK LEAVE UPON RETIREMENT OR DEATH. (1) Eligible employees: Each person who is employed by a school district or educational service district as of June 12, 1980, or thereafter and who subsequently terminates employment due to either retirement or death may personally, or through his or her estate in the event of death, elect to convert all eligible, accumulated, unused

sick leave days to monetary compensation as provided in this section: PROVIDED, That "vested out-of-service" employees who terminate employment but leave funds on deposit with a state retirement system shall not be considered to have retired or to be an eligible employee for the purposes of this section.

(2) Eligible sick leave days: All unused sick leave days that have been accumulated by an eligible employee at a rate of accumulation no greater than one full day per month of employment as provided by the leave policies of the district(s) of employment (a maximum of twelve days per year), less sick leave days previously converted pursuant to WAC 392-136-015 and those credited as service rendered for retirement purposes, may be converted to monetary compensation upon the employee's termination of employment due to retirement or death.

(3) Rate of conversion: Sick leave days that are eligible for conversion shall be converted to monetary compensation at the rate of twenty-five percent of an employee's full-time daily rate of compensation at the time of termination of employment for each full day of eligible sick leave. Partial days of eligible sick leave shall be converted on a pro rata basis.

(4) Notwithstanding any other provision of this section to the contrary, any school district or educational service district may elect to delay payments due pursuant to this section until September 1, 1981: PROVIDED, That each eligible employee whose payment is delayed shall also be paid interest on the amount due at the rate of eight percent per year.

(5) All sick leave days converted pursuant to this section shall be deducted from an employee's accumulated sick leave balance.

(6) Compensation received pursuant to this section shall not be included for the purpose of computing a retirement allowance under any public retirement system in this state.

WSR 80-12-030
ADOPTED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Order 80-33—Filed August 28, 1980]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to reinstatement of two inadvertently repealed WACs.

This action is taken pursuant to Notice No. WSR 80-09-100 filed with the code reviser on July 23, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 28A.24.080, 28A.24.100 and 28A.41.160 and is intended to administratively implement that statute.

This rule is promulgated pursuant to RCW 28A.41.170 which directs that the Superintendent of Public Instruction has authority to implement the provisions of chapter 28A.41 RCW.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1980.

By Frank B. Brouillet
 Superintendent of Public Instruction

NEW SECTION

WAC 392-141-054 **TRANSPORTATION EQUIPMENT RESERVE.** State reimbursement for the acquisition of approved transportation equipment received by a school district shall be held within the general fund of the district exclusively for the future purpose of approved transportation equipment and major transportation equipment repairs. These funds are referred to in this section as "transportation equipment reserve funds."

(1) Purchase. A school district may disburse transportation equipment reserve funds to pay for the purchase or the lease purchase of approved transportation equipment. Approved transportation equipment shall include all equipment which qualifies under the SPECIFICATIONS FOR SCHOOL BUSES, as now or hereafter amended.

(2) Major repairs. A school district may disburse transportation equipment reserve funds to pay for major repairs under the following conditions:

(a) Prior approval shall be obtained from the superintendent of public instruction for the disbursement of any major repair money.

(b) "Major repair" shall mean the replacement or repair of major parts of a bus such as the engine, a section of the body, transmission, and/or any repair necessitated by reason of external collision.

(c) Under provisions of major repair, expenditure shall not be allowed for the purchase or replacement of component items which have been consumed in use, such as batteries, tires, spark plugs, mufflers, brake linings: PROVIDED, That any component items which have been ruined by external collision may be charged against reserve funds: PROVIDED FURTHER, That the repair project is approved as a charge against transportation equipment reserve funds.

(3) Rebuilt. Approved transportation equipment shall also include buses which are rebuilt to state specifications prior to July 1, 1976, and which conform to WAC 392-141-061. No rebuilt buses will be placed on the depreciation schedule after July 1, 1976.

(4) Major modification:

(a) Prior approval shall be obtained from the superintendent for the disbursement of transportation equipment reserve funds for major modifications.

(b) Buses to be modified must be on the depreciation schedule.

(c) Modifications shall be for specialized use only, such as conversion to a wheel chair bus.

NEW SECTION

WAC 392-141-061 ADDITIONAL DEPRECIATION FOR REBUILT DISTRICT-OWNED BUSES. The following provisions shall apply only to school buses that were rebuilt prior to July 1, 1976:

(1) Rebuilding costs which exceed \$2,500 or more and are charged to budget item No. 540, "Replacement of Buses" may be depreciated by the superintendent of public instruction pursuant to the following schedule:

<u>DISTRICT'S REBUILDING COST CHARGED TO BUDGET ITEM NO. 540</u>	<u>YEARS OF DEPRECIATION</u>
\$2,500 - \$3,000	3
3,001 - 4,000	4
4,001 - 5,000	5
5,001 - 6,000	6
Etc.	

(2) Rebuilding costing \$2,500 or more shall conform with school district bid laws. Any rebuilding costing less than \$2,500 shall be paid from and charged to a school district's current bus operation budget. After a rebuilding job costing \$2,500 or more has been completed and is charged to budget item No. 540, three copies of a bus rebuilding form T-10 shall be completed. Two copies shall be sent to the educational service district superintendent. The superintendent shall retain one copy and forward one copy to the superintendent of public instruction.

(3) When the T-10 form is approved and processed by the superintendent of public instruction, credit for the rebuilding cost shall be allowed the school district and depreciated in accordance with the schedule set forth in this section.

(4) State reimbursement to a district shall follow the same procedure as other bus depreciation payments.

**WSR 80-12-031
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 80-105—Filed August 28, 1980]**

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order is necessary to protect non-local chinook stocks that have been taken in Grays Bay.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-32-03600E TERMINAL AREA FISHERIES. (1) Notwithstanding the provisions of WAC 220-32-036, it shall be unlawful to take, fish for or possess salmon for commercial purposes with gill net gear in the following Columbia River Fishing Areas except during the seasons provided for hereinafter in each respective fishing area:

Skamokawa-Steamboat Sloughs - Those waters of Skamokawa and Steamboat Sloughs north and easterly of a line projected southeasterly from mainland across slough mouth to light "33" on northwest tip of Price Island upstream in Skamokawa Creek to first west fork and including Steamboat Slough southerly to a line projected easterly from southern tip of Price Island to mainland. Open fishing periods shall be:

- 6 PM August 25 to 6 PM August 29
- 6 PM September 2 to 6 PM September 5
- 6 PM September 8 to 6 PM September 12

Elokomin Slough - Those waters of Elokomin Slough easterly of a line projected from light "37" south by east to light "39" upstream in Elokomin River to Highway 4 Bridge including Elokomin Slough upstream to a line projected true east from light at south tip of Hunting Island to mainland. Open fishing periods shall be:

- 6 PM August 25 to 6 PM August 29
- 6 PM September 2 to 6 PM September 5
- 6 PM September 8 to 6 PM September 12

Cowlitz River - Those waters of the Cowlitz River upstream of a line projected southeast from flashing green light on the west bank near the mouth of the Cowlitz River, to the west tip of Cottonwood Island, easterly to end of U.S. Crops of Engineers dike at mouth at east bank and thence northerly to Highway 432 Bridge. Open fishing periods shall be:

- 6 PM August 25 to 6 PM August 29
- 6 PM September 2 to 6 PM September 5
- 6 PM September 8 to 6 PM September 12

Camas Slough - Those waters of Camas Slough upstream of a line projected true north from western tip of Lady Island to mainland upstream to line projected from Crown Zellerbach pumphouse southerly to the east end of Lady Island. Open fishing periods shall be:

- 6 PM August 25 to 6 PM August 29
- 6 PM September 2 to 6 PM September 5
- 6 PM September 8 to 6 PM September 12

(2) (a) *Maximum length for lawful gill net gear shall be 600 feet measured at the cork line in Skamokawa-Steambot Sloughs, Elokomin Slough, Cowlitz River, Camas Slough, as each is defined in subsection (1) of this section.*

(b) *5-inch minimum mesh size in all open terminal areas.*

(3) *It shall be unlawful for anyone except Washington licensed fishermen to gill net in terminal areas described in subsection (1) of this section.*

(4) *It shall be unlawful for anyone except a licensed wholesale fish dealer to possess or transport outside of open Washington terminal areas any salmon taken during the respective terminal area seasons, except when there is a legal mainstem Columbia River commercial gill net season.*

REPEALER

The following section of the Washington Administrative Code is repealed:

effective 11:59 p.m. August 28, 1980.

WAC 220-32-03600D TERMINAL AREA FISHERIES. (80-90)

**WSR 80-12-032
EMERGENCY RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)**

[Order 146—Filed August 29, 1980]

Be it resolved by the State Personnel Board, acting at 600 South Franklin, Olympia, WA 98504, that it does promulgate and adopt the annexed rules relating to:

Amd WAC 356-42-010 Membership in employee organization.
Amd WAC 356-42-020 Determination of bargaining unit.

We, the Washington State Personnel Board, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a January, 1980, Court of Appeals Order invalidated that portion of the WAC which excluded employees defined as executive management and supervisors from bargaining units. There has been considerable discussion during the past months due to varying interpretations of the meaning of the WAC and the Court Order. This proposal was filed and scheduled to be heard at a July 10, 1980 meeting. This meeting was delayed to July 17, 1980, nullifying the Notice of Intention filed. Due to the impending renegotiation of various agencies' bargaining units, emergency adoption to provide guidelines and clarification is imperative, effective date to be September 1, 1980.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 41.06.150(17) and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED July 17, 1980.

By Leonard Nord
Secretary

AMENDATORY SECTION (Amending Order 69, filed 9/30/74)

WAC 356-42-010 MEMBERSHIP IN EMPLOYEE ORGANIZATION. (1) *State employees shall have the right to affiliate with, be represented by and participate in, the management of employee organizations. ((Pursuant to WAC 356-42-010(2),)) State employees shall have the right to be represented by such organizations in collective negotiations with appointing authorities. No persons or parties shall directly or indirectly interfere with, restrain, coerce or discriminate against any State employee or group of State employees in the free exercise of these rights. However, the right not to affiliate with employee organizations shall be modified by the certification of a union shop representative according to WAC 356-42-043.*

~~((2))~~ *The provisions of WAC 356-42-020 through 356-42-050 shall not extend to employees with duties as defined under "executive management" and "supervisor" and to individuals regularly privy to confidential matters affecting the employer-employee relationship.)*

~~((3))~~ *(2) Any employee organization or person desiring to represent State employees before the State Personnel Board or in collective negotiations with an appointing authority must first file a Notice of Intent to Represent State Employees with the Director of Personnel. Such Notice of Intent to Represent State Employees must set forth the name of the person or employee organization, and if the latter, the name of an agent authorized to speak on its behalf, a mailing address and telephone number, a general description of the types of employment falling within the intended area of representation; and a copy of a constitution, by-laws, or any other documents defining powers and authorizing representation of the parties filing the Notice of Intent.*

AMENDATORY SECTION (Amending Order 42, filed 1/11/72)

WAC 356-42-020 DETERMINATION OF BARGAINING UNIT. (1) *Determination, alteration, or modification of an appropriate bargaining unit shall be made by the Personnel Board upon petition from an employee organization, or upon the Board's own motion after 20 days' notice has been given to the appointing*

authority and to affected employees and their representatives.

(2) Prior to an employee organization petitioning the Personnel Board for creation or modification of a bargaining unit, the petitioning employee organization will confer with the appointing authority on the proposed unit creation or unit modification.

(3) If an appointing authority has reason to believe that an existing bargaining unit in the appointing authority's agency or department is no longer appropriate, the appointing authority may request the Personnel Board to consider modification of the bargaining unit. However, if there is an employee organization certified as exclusive bargaining representative for that unit, the appointing authority will first confer with the certified employee organization on the proposed modification prior to presenting the request to the Personnel Board. The Personnel Board may choose to consider such unit modification questions and would act on its own motion as designated in 356-42-020(1).

(4) In determining a bargaining unit, the Personnel Board shall consider the following factors:

(a) Duties, skills and working conditions of the employees.

(b) History of collective bargaining by the employees and their representatives.

(c) Extent of organization among the employees.

(d) Desires of the employees.

(5) Any petition filed hereunder should set forth all pertinent facts and supporting reasons, as comprehensively as possible, to aid the Personnel Board in its determination.

(6) After a hearing on a petition, the Personnel Board shall enter an appropriate order containing findings of fact and conclusions.

**WSR 80-12-033
PROPOSED RULES
DEPARTMENT OF PERSONNEL
(Personnel Board)
[Filed August 29, 1980]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025 and 41.06.040, that the State Personnel Board intends to adopt, amend, or repeal rules concerning:

- Amd WAC 356-18-050 Sick leave credit—Purpose—Accrual—Conversion.
- Amd WAC 356-18-110 Vacation leave—Allowance.
- Amd WAC 356-30-080 Temporary employment—Exempt service;

that such agency will at 10:00 a.m., Thursday, October 9, 1980, in the Board Hearing Room, 600 South Franklin, Olympia, WA 98504, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 10:00 a.m., Thursday, October 9, 1980, in the Board Hearing Room, 600 South Franklin, Olympia, WA 98504.

The authority under which these rules are proposed is RCW 41.06.040 and .050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 7, 1980, and/or orally at 10:00 a.m., Thursday, October 9, 1980, Board Hearing Room, 600 South Franklin, Olympia, WA 98504.

Dated: August 27, 1980

By: Leonard Nord
Secretary

STATEMENT OF PURPOSE

Amend WAC 356-18-050

Title: Sick Leave Credit—Purpose—Accrual—Conversion.

Purpose: Provides for accumulation of sick leave; also provides for remuneration for unused sick leave each January and upon retirement or death.

Statutory authority: RCW 41.06.150.

Summary: New language specifies that such leave credit for part time employees will be computed and accrued at the ratio of payroll hours to payroll hours for full time employment.

Reasons: Provides clarification of manner in which sick leave will be computed and accrued for part time employees.

Responsibility for:

Drafting: Bill Turney, Personnel Analyst, Department of Personnel, 600 South Franklin, Olympia, Phone: 753-7125.

Implementation: State Agency Managers and Personnel Officers.

Enforcement: State Auditors Office.

Proposed by: Department of Social and Health Services, Governmental Organization.

Comments: Department of Personnel supports the proposed change.

N/A.

STATEMENT OF PURPOSE

Amend: WAC 356-18-110

Title: Vacation leave—Allowance.

Purpose: Provides for accumulation of vacation leave for state employees; specifies manner in which requests for vacation leave will be submitted.

Statutory authority: RCW 41.06.050 and 43.01.040.

Summary: New language specifies that part time employees shall not use nor be compensated for vacation leave credits until completion of twelve months of continuous service with the state.

Reasons: To bring rule into compliance with requirements of RCW 43.01.040.

Responsibility for:

Drafting: Bill Turney, Personnel Analyst, Department of Personnel, 600 South Franklin, Olympia, Phone: 753-7125.

Implementation: State Agency Managers and Personnel Officers.

Enforcement: State Auditor's Office.

Proposed by: Department of Social and Health Services, Governmental Organization.

Comments: The Department of Personnel supports the language that is not counter to RCW 43.01.040.

43.01.040 (copy attached).

STATEMENT OF PURPOSE

Amend WAC 356-30-080.

Title: Temporary employment—Exempt service.

Purpose: Provides for temporary appointments to the classified service, limiting appointments to nine months for single appointments and to no more than nine cumulative months for multiple appointments. Statutory authority: chapter 41.06 RCW.

Summary: Present language limits temporary appointments to nine months in any one calendar year; proposal would change language to 12 continuous months.

Reasons: Would provide clarification of rule in those cases of multiple appointments of the same individual.

Responsibility for drafting, implementation and enforcement: Roger Sanford, Personnel Analyst, Department of Personnel, 600 South Franklin, Olympia, Phone: 753-5928.

Proposed by: Department of Social and Health Services, Governmental Organization.

Comments: The Department of Personnel supports the proposed change.

N/A.

AMENDATORY SECTION (Amending Order 133, filed 9/18/79)

WAC 356-18-050 SICK LEAVE CREDIT—PURPOSE—ACRUAL—CONVERSION. (1) Sick leave credits are granted as a form of insurance to minimize loss of compensation to employees due solely to reasons specified in WAC 356-18-060.

(2) Eight hours of sick leave credit shall be granted for each month in which a full time employee is in pay status for 15 or more calendar days. Sick leave credit for part time, intermittent, hourly, or seasonal employees shall be computed and accrued at the ratio of payroll hours to payroll hours required for full time employment.

(3) Employees shall be eligible to receive monetary compensation for accrued sick leave as follows:

(a) In January of each year, and at no other time, an employee whose sick leave balance at the end of the previous year exceeds 480 hours may elect to convert the sick leave hours earned in the previous calendar year, minus those hours used during the year, to monetary compensation.

(i) No sick leave hours may be converted which would reduce the calendar year-end balance below 480 hours.

(ii) Monetary compensation for converted hours shall be paid at the rate of 25% and shall be based upon the employee's current salary.

(iii) All converted hours will be deducted from the employee's sick leave balance.

(b) Employees who separate from state service on or after September 1, 1979 due to retirement or death shall be compensated for their total unused sick leave accumulation at the rate of 25%. Compensation shall be based upon the employee's salary at the time of separation. For the purpose of this subsection, retirement shall not include "vested out-of-service" employees who leave funds on deposit with the Department of Retirement Systems (DRS).

(c) No contributions are to be made to the Department of Retirement Systems (DRS) for such payments in (a) or (b) above, no shall such payments be reported to DRS as compensation.

(4) An employee who separates for any reason other than retirement or death shall not be paid for his/her accrued sick leave.

(5) Former employees who are again employed within two years of their separation from service shall be granted all unused sick leave credits, if any, to which they were entitled at time of separation for the purpose of using sick leave for the reasons prescribed in WAC 356-18-060. Upon any subsequent retirement or death of a reemployed retiree, only that unused sick leave accrued since the original retirement minus that taken within the same period may be compensated per the conversion provisions of WAC 356-18-050(3)(b).

(6) Employees coming under the jurisdiction of the State Personnel Board from the jurisdiction of the Higher Education Personnel Board by the provisions of WAC 356-06-055(4) shall be credited with their sick leave accumulated with the Higher Education system.

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

AMENDATORY SECTION (Amending Order 84, filed 10/20/75)

WAC 356-18-110 VACATION LEAVE—ALLOWANCE. (1) Full time ((E))employees shall not use or be compensated for vacation leave credits until completion of six months continuous state service ((in one or more agencies)). Employees whose payroll hours are usually less than 40 hours a week shall not use nor be compensated for vacation leave credits until completion of twelve months of continuous service with the state.

(2) All requests for vacation leave shall be in writing and must be approved in advance of the effective date unless used in lieu of sick leave or for emergency child care, or the supervisor chooses to approve the vacation leave on a retrospective basis.

(3) In granting requests for vacation leave the employing agency shall give due regard to the needs of the employee but may require that leave be taken when it will least interfere with the work of the agency.

AMENDATORY SECTION (Amending Order 126, filed 11/15/78)

WAC 356-30-080 TEMPORARY EMPLOYMENT—EXEMPT SERVICE. Appointments to temporary positions as defined in WAC 356-06-020(15) are exempt from these Rules provided:

(1) There is no involvement in federal grant-in-aid.
 (2) Positions have been reported to the Director of Personnel.
 (3) Compensation and minimum qualifications of appointees are consistent with those for comparable classified positions.

(4) That the appointment lasts for no more than nine months for single appointments, or no more than nine cumulative months for multiple appointments within a ((calendar year))twelve month period, except when a temporary employee replaces a permanent employee who has been granted a leave of absence without pay in accordance with WAC 356-18-140 and WAC 356-39-120 and 130. In such cases, the temporary appointment may extend to the date the employee on leave is scheduled to return.

(5) That a two-month break in service has occurred since the last temporary appointment of the same person in the same agency, except for multiple appointments as indicated in (4) above.

Established registers, certification, and referral service are available for use in filling temporary positions. A temporary employee, appointed following certification from the register, may enter a probationary period and subsequently gain permanent status, when a change in agency needs results in the permanent availability of the position.

WSR 80-12-034
EMERGENCY RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Order 80-34—Filed August 29, 1980]

I, Frank B. Brouillet, Superintendent of Public Instruction, do promulgate and adopt at Olympia, Washington, the annexed rules relating to the computation of the state basic education allocation entitlement of school districts for the 1979-80 and subsequent school years, including the local school district revenues to be deducted in the computation of such entitlement to state funds.

I, Frank B. Brouillet, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is the close of the 1979-80 school year and final calculation of each school district's state basic education allocation entitlement are eminent. This emergency rule is necessary in light of pending litigation which jeopardizes approximately seven million dollars of the funds currently available for basic education purposes and, in any case, to clarify during the 1979-80 school year what local revenues received during the year will and will not be considered in calculating a district's state basic education allocation entitlement for the year. Specifically, recently adopted WAC 392-121-175 (1) failed to expressly state and thus make it clear that those portions of the deductible revenues specified which are attributable to the fact a building or bond fund levy is in progress are not deductible, and (2) failed to identify as a deductible revenue "county in-lieu-of tax payments" which are also traditionally deducted. This emergency rule corrects these failures.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 28A.41.130(4) which directs that the Superintendent of Public Instruction has authority to implement the provisions of chapter 28A.41 RCW by adopting rules for the administration of the chapter.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 28, 1980.

By Frank B. Brouillet
 Superintendent of Public Instruction

AMENDATORY SECTION (Amending Order 80-29, filed 7/28/80)

WAC 392-121-175 BASIC EDUCATION ALLOCATION—DEDUCTIBLE REVENUES. In addition to those funds appropriated by the legislature for basic

education allocation purposes, the deductible revenues expressly identified in RCW 28A.41.130 and the following deductible general fund revenues shall be included in the computation of the total annual basic education allocation of each school district pursuant to RCW 28A.41.130 and 140:

(1) Proceeds from the sale of tax title real property managed by a county or of property rights appurtenant thereto;

(2) Proceeds from the sale, rental or lease of stone, minerals, timber, forest products, other crops and matter, and improvements from or on tax title real property managed by a county;

(3) State forest funds;

(4) Proceeds from the state timber excise tax reserve fund; (~~and~~)

(5) Federal in-lieu-of tax payment((-)); and

(6) County in-lieu-of tax payments: PROVIDED, That otherwise deductible revenues from any of the foregoing sources received by a school district during the 1979-80 school year and any school year thereafter due solely to the district's levy of a building fund or bond interest and redemption fund excess tax levy shall constitute nongeneral fund revenues and shall not be deducted in the computation of the district's annual basic education allocation for that school year.

WSR 80-12-035
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Order 1539—Filed August 29, 1980]

I, N. Spencer Hammond, of the Department of Social and Health Services do promulgate and adopt at Olympia, Washington, the annexed rules relating to food stamps, amending chapter 388-54 WAC.

I, N. Spencer Hammond, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is these rules are necessary in order to comply with federal requirements.

Such rules are therefore adopted as emergency rules to take effect on September 1, 1980.

This rule is promulgated pursuant to RCW 74.04.510 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.

By N. S. Hammond
 Executive Assistant

AMENDATORY SECTION (Amending Order 1529, filed 8/6/80)

WAC 388-54-665 HOUSEHOLD DETERMINATION. (1) The following individuals or groups of individuals may make up a household provided that such individuals or groups are not residents of an institution, residents of a commercial boarding house, and provided that separate household status shall not be granted to a spouse of a member of the household, or to children under eighteen years of age under parental control of a member of the household.

(a) An individual living alone.

(b) An individual, living with others, but who customarily purchases food and prepares meals for home consumption separate and apart from the others.

(c) An individual who is a boarder, living with others and paying reasonable compensation to the others for meals for home consumption.

(d) A group of individuals, living together, for whom food is customarily purchased in common and for whom meals are prepared together for home consumption.

(e) A group of individuals who are boarders living with others and paying reasonable compensation to the others for meals for home consumption.

(f) Residents of federally subsidized housing for the elderly and residents of Food and Nutrition Service approved drug or alcoholic treatment centers or group living arrangements serving no more than sixteen residents, those being blind or disabled and receiving Title II or XVI benefits.

(2) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment.

(a) Roomers. Individuals to whom a household furnishes lodging, but not meals, for compensation.

(b) Boarders. Individuals to whom a household furnishes lodging and meals with the following restrictions:

Boarder status shall not be extended to the spouse of a member of the household, children under eighteen under parental control of a member of the household, or persons paying less than a reasonable monthly payment for meals. Boarders whose board arrangement is for more than two meals per day shall pay an amount which equals or exceeds the thrifty food plan for the appropriate size of the boarder household. Boarders whose board arrangement is for two meals or less per day shall pay an amount which equals or exceeds two-thirds of the thrifty food plan for the appropriate size of the boarder household.

(c) Live-in attendants. Individuals who reside with a household to provide medical, housekeeping, child care or other similar personal services.

(d) Ineligible aliens. Individuals who do not meet the citizenship or eligible alien status.

(e) Students ~~((tax dependents))~~ enrolled in higher education.

(f) ~~Disqualified individuals. Individuals disqualified for fraud or failure to provide required social security numbers without good cause((; or college students disqualified for failure to meet the school year work registration requirement))~~ or students in higher education

disqualified for failure to meet the requirements of WAC 388-54-670(2).

(g) Other individuals who share living quarters with the household but who do not customarily purchase food and prepare meals with the household.

(3) Nonhousehold members who are otherwise eligible may participate as separate households provided that separate household status not be granted to:

(a) A spouse.

(b) Children under eighteen years of age under the parental control of a member of the household.

(4) Residents of commercial boarding houses are not eligible for program benefits. A boarding house shall be defined as:

(a) An establishment which is licensed as a commercial enterprise which offers meals and lodging for compensation.

(b) In project areas without licensing requirements, a boarding house is a commercial establishment which offers meals and lodging for compensation with the intention of making a profit.

(c) The household of the proprietor of a boarding house may participate separate and apart from the residents if otherwise eligible.

AMENDATORY SECTION (Amending Order 1408, filed 6/25/79)

WAC 388-54-670 HOUSEHOLD DETERMINATION—STUDENTS ((TAX DEPENDENTS)). (1) No individual who is a member of a household otherwise eligible to participate in the program shall be eligible to participate as a member of that or any other household if the individual is:

(a) ~~((Eighteen years of age or older,))~~ Between the ages of eighteen and sixty years; and

(b) Physically and mentally fit; and

(c) Enrolled and attending at least half-time an institution recognized by a federal, state or local government agency as providing post-high school education, ((and)) unless that person complies with the eligibility requirements of subsection (2).

~~((c) Properly claimed or could be properly claimed as a tax dependent for the current year for federal income tax purposes by a taxpayer member of another household not eligible as specified in subsection (3) of this section to participate in the food stamp program. "Properly claimed tax dependent" means that the taxpayer provides or is treated as having provided more than half of the student's support during the calendar year in which the student makes application.~~

~~(2) The eligibility of the taxpayer's household shall be based on information provided by the student or the taxpayer.~~

~~(a) The department shall verify the tax dependent status of a student who is subject to the tax dependency rules and who does not know his tax dependent status or who provides questionable information.~~

~~(b) The parent's failure to supply requested information or a parental response which indicates student ineligibility shall result in the student being declared ineligible.~~

~~(3) If the taxpayer's household is not currently certified for food stamps, its eligibility shall be determined by the household's size and monthly gross income, based on tables provided by FNS.~~

~~(a) The allowable gross income limits as computed by FNS are calculated by increasing the current net income eligibility limits by the standard deduction, the maximum shelter deduction and the twenty percent earned income deduction.~~

~~(b) Self-employed households shall have their gross income determined on an annual, rather than a monthly basis, minus the cost of doing business, but prior to deducting taxes.)~~

(2) In order to be eligible, a student as defined in subsection (1) shall meet at least one of the following criteria:

(a) Be employed for a minimum of twenty hours per week;

(b) Participate in a federally financed work study program during the regular school year;

(c) Be the head of a household (or spouse of such head) containing one or more other persons who are dependents of that individual because he/she supplies more than half of their total support (includes expenditures for food, shelter, clothing, education, medical and dental care, recreation, transportation and similar necessities) during the calendar year;

(d) Be enrolled in an institution of higher education as a result of participation in the work incentive program under Title IV of the Social Security Act, as amended.

(3) Once a student enrolls in an institution of higher education, such enrollment shall be deemed to continue through normal periods of class attendance, vacation and recess unless the student graduates, is suspended or expelled, drops out, or does not intend to register for the next normal school term (excluding summer school).

(4) Enrollment as a result of participation in the work incentive program under Title IV of the Social Security Act shall be deemed to continue as long as the student maintains continuous enrollment as specified in subsection (3) above.

(5) The income and resources of an ineligible student living with a household shall not be considered in determining eligibility or level of benefits of the household.

~~((4))~~(6) The remainder of the household in which the ineligible student resides ((may)) shall be certified, if otherwise eligible.

~~((a) The income and resources of an individual determined ineligible due to tax dependency is not considered available to other household members in establishing the household's eligibility and basis of issuance.~~

~~(b) The tax dependent's presence in the household shall not be considered in determining the food stamp allotment.)~~

AMENDATORY SECTION (Amending Order 1374, filed 3/1/79)

WAC 388-54-675 WORK REGISTRATION REQUIREMENT. (1) Each individual between the ages of 18 and 60 is required to register for employment prior to

certification, and once every 6 months after initial registration, except:

(a) A person physically or mentally unfit for employment;

(b) A parent, or other member of the household, who has responsibility for the care of a dependent child under 12 years of age, or of an incapacitated person;

~~((7))~~ If the child has its 12th birthday within a certification period, the individual responsible for the care of the child shall fulfill the work registration requirement as part of the next scheduled recertification process, unless the individual qualifies for another exemption.

(c) A parent, or other caretaker, of a child under 18 years of age in a household where another able-bodied parent is registered for work or is exempt as a result of employment;

(d) A person receiving unemployment compensation, or a person who has applied for, but not yet begun to receive unemployment compensation, but has registered for work as a requirement for receiving unemployment compensation((-);

(e) A household member subject to and participating in the WIN program;

~~((8))~~ Household members, who are required to register for work under WIN or unemployment compensation and fail to comply with the work registration requirements of those programs, shall not be denied food stamp benefits solely for this failure. These members lose their exemption and must register for work if they qualify in (1) subsection.

(f) A person who is employed, or self-employed, at least 30 hours per week, or receiving weekly earnings equal to the federal minimum wage, multiplied by 30 hours((-);

(g) A student enrolled at least half time in any recognized school, training program or institution of higher education((- except that:

~~(i) Those enrolled at least half time in an institution of higher education must register for 20 hours of work per week unless they are employed at least 20 hours a week or participating in a federally financed work study program; employed less than 20 hours per week but earning an amount at least equal to the federal minimum wage multiplied by 20 hours, the head of a household containing one or more other persons to whom the student supplies more than half of their total support, or otherwise exempt from the work registration requirement;~~

~~(ii) A student shall register for full time work when any school, training program or institution of higher education has a recess or vacation exceeding 30 days.)~~ provided that those students have met the eligibility conditions in WAC 388-54-670;

(h) A regular participant in a drug addiction or alcoholic treatment and rehabilitation program((-);

(i) A child who has its 18th birthday within the certification period. This child shall fulfill the work registration requirement as part of the next scheduled recertification process, unless the child qualifies for another exemption.

(2) The department shall provide work registration forms to the applicant for each household member who is required to register for employment. Household members are registered when a completed work registration form is submitted to the department. The department shall forward the completed form to the State Employment Service.

(3) The applicant's statement concerning the employability of each member of the household shall be accepted unless the information is questionable.

(4) Each member required to register for employment shall also be required to:

(a) Report for an interview to the office where he is registered upon reasonable request;

(b) Respond to a request from the employment service office requiring supplemental information regarding employment status or availability for work;

(c) Report to an employer to whom he has been referred by such office, if the potential employment is suitable((-));

(d) Accept a bona fide offer of suitable employment to which he is referred by such office;

(e) Continue suitable employment to which the registrant was referred by such office until the employment is no longer considered suitable, the registrant becomes exempt, or is terminated from employment due to circumstances beyond the registrant's control.

(5) If the department finds that a household member (~~except a student~~) refused or failed to comply with the work registration requirement without good cause, the household shall be ineligible for participation in the program, until the member complies, becomes exempt, or, for 2 months, whichever is earlier.

~~((a) Any student who has failed or refuses to comply without good cause shall be ineligible to participate as a member of any household. This disqualification shall apply to the individual student alone and not to the entire household and continues until he complies, becomes exempt, or for 2 months, whichever is earlier.~~

~~(b) Student disqualification. The department shall issue a notice of adverse action if benefits are reduced or terminated due to student disqualification. The notice shall contain the information that one of its members is being disqualified, the reason for the disqualification and the eligibility and benefit level of the remaining members.)~~

(6) In determining whether good cause existed for failure to comply, facts and circumstances shall be considered including information submitted by the employment office, the household member and the employer. "Good cause" includes circumstances beyond the member's control, such as but not limited to, illness, illness of another household member sufficiently serious to require the presence of the household member, unavailability of transportation, and unanticipated emergency.

(7) Employment will be considered unsuitable if:

(a) The wages offered are less than the highest amount of the standard following:

(i) The applicable state or federal minimum wage,

(ii) 80% of the federal minimum wage((-));

(b) The employment offered is on a piece-rate basis and the average hourly yield the employee can reasonably be expected to earn is less than the hourly wages specified in subsection (a)((-));

(c) The registrant, as a condition of employment, or continuing employment, is required to join, resign from, or refrain from joining any legitimate labor organization((-)); or

(d) The work offered is at a site subject to a strike or a lockout at the time of the offer, unless the strike has been enjoined under Section 208 of the Labor-Management Relations Act (commonly known as the Taft-Hartley Act) or unless an injunction has been issued under Section 10 of the Railway Labor Act.

(8) Employment shall be considered suitable unless the household member can demonstrate, or the department otherwise becomes aware that:

(a) The degree of risk to the registrant's health and safety is unreasonable.

(b) The registrant is not physically or mentally fit to perform the employment offered, as documented by medical evidence or reliable information obtained from other sources.

(c) The employment offered is outside the registrant's major field of experience unless, after a period of 30 days from registration, job opportunities in his major field have not been offered.

(d) The distance from the member's home to the place of employment is unreasonable considering the expected wages and the time and cost of commuting.

(e) If daily commuting time, not including the transporting of a child to and from a child care facility, exceeds two hours, or if the place of employment is too far to walk to and neither private nor public transportation is available to the client.

(f) The working hours or nature of the employment interferes with the member's religious observances, convictions, or beliefs.

(g) In case of students, the employment is offered during class hours or is more than 20 hours a week.

(9) No household shall be denied participation solely on the grounds that a member of the household is not working because of a strike or a lockout at his or her place of employment unless the strike has been enjoined under paragraph 208 of the Labor-Management Relations Act (commonly known as the Taft-Hartley Act), or unless an injunction has been issued under Section 10 of the Railway Labor Act.

(10) At the end of the 2 month disqualification period, a household may apply to re-establish eligibility. Eligibility may be reestablished during the disqualification period if the reason for disqualification is corrected.

AMENDATORY SECTION (Amending Order 1409, filed 6/25/79)

WAC 388-54-677 WORK REGISTRATION—VOLUNTARY QUIT. No applicant household whose primary wage earner voluntarily quit his/her most recent job without good cause shall be eligible for participation in the program as specified below:

(1) When a household files an application, the department shall determine:

(a) If any currently unemployed household member who is required to register for full time work has quit his/her most recent job without good cause within the last sixty days;

Changes in employment status that result from reducing hours of employment, while working for the same employer, terminating a self-employment enterprise or resigning from a job at the demand of the employer will not be considered as a voluntary quit for purpose of this subsection.

(b) If that member is the household's primary wage earner. The primary wage earner shall be that household member age eighteen or over who was acquiring the greatest amount of earned financial support for the household at the time of the quit;

(c) If the voluntary quit was with or without good cause.

(2) If the quit is without good cause the household's application for participation shall be denied for a period of two months beginning with the month of quit:

(a) The household shall be advised of the reason for the denial and of its rights to reapply and/or request a fair hearing;

(b) If an application for participation in the food stamp program is filed in the second month of disqualification, the department shall use the same application for the denial of benefits in the remaining month of disqualification and certification for any subsequent month(s) if all other eligibility criteria are met.

(3) (~~The following~~) Persons are exempt from voluntary quit provisions in the following circumstances:

(a) Primary wage earners in households certified for the program at the time of the quit; and

(b) Persons exempt from the full time work registration provisions.

(4) Good cause for leaving employment includes the good cause provisions found in WAC 388-54-675(5) and resigning from a job that does not meet the suitability criteria specified in WAC 388-54-675(7). Good cause for leaving employment shall also include:

(a) Discrimination by an employer based on age, race, sex, color, handicap, religious beliefs, national origin or political beliefs;

(b) Work demands or conditions that render continued employment unreasonable, such as working without being paid on schedule;

(c) Acceptance by the primary wage earner of employment, or enrollment of at least half-time in any recognized school, training program or institution of higher education including fulfillment of the provisions in WAC 388-54-670(2), that requires the primary wage earner to leave employment;

(d) Acceptance by any other household member of employment or enrollment at least half-time in any recognized school, training program or institution of higher education in another county or similar political subdivision which requires the household to move thereby requiring the primary wage earner to leave employment;

(e) Resignations by persons under the age of sixty which are recognized by the employer as retirement;

(f) Employment which becomes unsuitable by not meeting the criteria specified in WAC 388-54-675(7) after the acceptance of such employment;

(g) Acceptance of a bona fide offer of employment of more than twenty hours a week or in which the weekly earnings are equivalent to the federal minimum wage multiplied by twenty hours which, because of circumstances beyond the control of the primary wage earner, subsequently either does not materialize or results in employment of less than twenty hours a week or weekly earnings of less than the federal minimum wage multiplied by twenty hours; and

(h) Leaving a job in connection with patterns of employment in which workers frequently move from one employer to another such as migrant farm labor or construction work. There may be some circumstances where households will apply for food stamp benefits between jobs particularly in cases where work may not yet be available at the new job site. Even though employment at the new site has not actually begun, the quitting of the previous employment shall be considered as with good cause if part of the pattern of that type of employment.

(5) The department shall request verification of the household's statements only to the extent that the information given by the household is questionable:

(a) The primary responsibility for providing verification rests with the household;

(b) If it is difficult or impossible for the household to obtain documentary evidence in a timely manner, the department shall offer assistance to the household to obtain the needed verification;

(c) Acceptable sources of verification include but are not limited to the previous employer, employee association, union representatives and grievance committees or organizations;

(d) Whenever documentary evidence cannot be obtained, the department shall substitute a collateral contact;

(e) The department is responsible for obtaining verification from acceptable collateral contacts provided by the household;

(f) If the household and department are unable to obtain requested verification from these or other sources because the cause for the quit resulted from circumstances that for good reason cannot be verified, such as a resignation from employment due to discrimination practices or unreasonable demands by an employer, or because the employer cannot be located, the household will not be denied access to the program.

WSR 80-12-036

PROPOSED RULES

DEPARTMENT OF ECOLOGY

[Filed August 29, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning regulations relating to tax exemptions and credits for

pollution control facilities, amending chapter 173-24 WAC;

and that the adoption, amendment, or repeal of such rules will take place at 2:00 p.m., Tuesday, October 7, 1980, in the Hearings Room, Department of Ecology, Air and Land Offices, Rowsix, Building 4, 4224 6th Avenue S.E., Lacey, WA.

The authority under which these rules are proposed is RCW 43.21A.080 and 43.21A.090 and chapter 82.34 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to September 30, 1980.

This notice is connected to and continues the matter noticed in Notice No. WSR 80-08-085 filed with the code reviser's office on July 2, 1980.

Dated: August 26, 1980
 By: Elmer C. Vogel
 Deputy Director

WSR 80-12-037
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF ECOLOGY
(Ecological Commission)
 [Memorandum—August 29, 1980]

RCW 43.21A.170 requires that designated state agency heads and the public be given notice of meetings of the Washington State Ecological Commission, and the public be given full opportunity to examine and be heard on all proposed orders, regulations or recommendations.

This notice is to inform you that the third quarterly meeting of the Washington State Ecological Commission will be postponed until November 1980. The exact date, time and place will be announced at a later date.

For further information please contact Susan Pratt, Ecological Commission, c/o Department of Ecology, MS PV-11, Olympia, Washington 98504 (telephone 206-753-2240).

WSR 80-12-038
ATTORNEY GENERAL OPINION
Cite as: AGO 1980 No. 18
 [August 28, 1980]

RETIREMENT—PENSIONS—LEOFF RETIREMENT SYSTEM—DRUGS AND MEDICINE—MEDICAL SERVICES UNDER RCW 41.26.150

(1) In the case of a LEOFF Retirement System member seeking payment for medical services, an employer under chapter 41.26 RCW may be required to pay for drugs prescribed by a physician for the member regardless of whether or not the drug prescribed is one which can be legally purchased without a physician's prescription.

(2) Syringes used to inject insulin do not constitute "drugs and medicine" under RCW 41.26.030(22)(b)(iii)(A).

(3) It is a function of a LEOFF Disability Board established under RCW 41.26.110 not only to designate what medical services are to be provided to a sick or disabled member but, in addition, to designate the provider of medical services under RCW 41.26.150.

Requested by:
 Honorable Paul Klasen
 Prosecuting Attorney
 Grant County
 P. O. Box 37
 Ephrata, Washington 98823

WSR 80-12-039
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 80-106—Filed August 29, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this rule was discussed at a public hearing August 7 and adopted August 11, 1980. This order is necessary for immediate implementation.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.
 By Gordon Sandison
 Director

NEW SECTION

WAC 220-52-05000B SHELLFISH POT RESTRICTION. *Notwithstanding the provisions of WAC 220-52-050, effective immediately until further notice, it shall be unlawful to take or fish for shrimp for commercial purposes in that portion of Marine Fish-Shellfish Catch Reporting Area 23 inside and westerly of a line projected from the tip of Ediz Hook to the ITT Rayonier Dock, with more than 10 shellfish pots.*

WSR 80-12-040
ADOPTED RULES
DEPARTMENT OF FISHERIES
 [Order 80-107—Filed August 29, 1980]

I, Gordon Sandison, director of the Washington Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to personal use fishing regulations.

This action is taken pursuant to Notice No. WSR 80-08-015 filed with the code reviser on June 23, 1980. Such rules shall take effect pursuant to RCW 34.04.040(2).

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 13, 1980.

By Gordon Sandison
 Director

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-56-115 ANGLING—LAWFUL AND UNLAWFUL ACTS. (1) It shall be unlawful for any person to use more than one line with one lure at any one time while angling for food fish for personal use(~~(: PROVIDED, That)~~) except:

(a) It shall be lawful to use two natural baits per line when angling for food fish in saltwater from shore, jetties, or docks ((and except as provided in subsection (2) of this section and WAC 220-56-205)).

(b) It shall be lawful to use two lines with one lure per line or one line with two lures per line while angling for food fish in the Strait of Juan de Fuca east of the mouth of the Sekiu River, Georgia Strait, the San Juan Islands and Puget Sound.

(2) It shall be unlawful for any person to take, fish for or possess food fish for personal use by any means other than angling with ((one)) a line attached to a pole held in hand while landing the fish or with a hand-operated line without rod or reel not utilizing power to retract the line in either case(;;), except ((it shall be unlawful to take, fish for or possess salmon taken for personal use with hand lines (lines not attached to a hand-held pole) in those waters west of the mouth of the Sekiu River, Pacific Ocean, Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10, Grays Harbor, and Willapa Bay. PROVIDED, That while angling for food fish in the Strait of Juan de Fuca east of the mouth of the Sekiu River, Georgia Strait, the San Juan Islands and Puget Sound it shall be lawful to use:

(a) Two lines with one lure per line.

(b) One line with two lures per line)) as provided in subsections (3) and (4) of this section.

(3) It shall be lawful, while angling for food fish in saltwater from shore, jetties or docks, for an individual to:

(a) Leave the pole in a pole holder while playing or landing the fish. The pole holder may be affixed to a bench, pier railing, wheelchair or other solid object.

(b) Use a power-operated reel attached to a pole.

All other provisions of this section shall apply.

(4) It shall be unlawful to take, fish for or possess salmon taken for personal use with hand lines (lines not attached to a handheld pole) in those waters west of the mouth of the Sekiu River, Pacific Ocean, Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10, Grays Harbor, and Willapa.

(5) It shall be unlawful for any person while angling for food fish to fail to keep his angling gear under his direct and immediate physical control.

WSR 80-12-041
EMERGENCY RULES
DEPARTMENT OF FISHERIES
 [Order 80-108—Filed August 29, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this rule is adopted pursuant to the Columbia River Compact.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.

By Gordon Sandison
 Director

NEW SECTION

WAC 220-32-05100P GILL NET SEASONS. (1) Notwithstanding the provisions of WAC 220-32-051 and WAC 220-32-052, it shall be unlawful to take, fish for or possess salmon for commercial purposes in Columbia River Management and Catch Reporting Areas 1F, 1G and 1H, except those individuals possessing treaty rights pursuant to the Yakima, Warm Springs,

Umatilla and Nez Perce treaties may fish 12:00 noon September 2 to 12:00 noon September 4, 1980 and 12:00 noon September 8 to 12:00 noon September 11, 1980. 8-inch minimum mesh restriction.

(2) Notwithstanding the provisions of WAC 220-32-051, it shall be unlawful to take, fish for or possess salmon for commercial purposes in Columbia River Salmon Management and Catch Reporting Areas 1F, 1G and 1H with any drift gill net or set net or any combination of such nets tied together or to a common buoy, exceeding 300 feet in total length.

NEW SECTION

WAC 220-32-05800G RIVER MOUTH CLOSURES. Notwithstanding the provisions of WAC 220-32-058, it shall be unlawful to take, fish for or possess salmon taken for commercial purposes in or from the following designated closed waters adjacent to the mouths of streams tributary to Columbia River Salmon Management and Catch Reporting Areas 1F, 1G and 1H.

(1) Those waters of Wind River upstream and northerly of the south edge of the railroad bridge.

(2) Those waters of the Big White Salmon River upstream and northerly of the southern edge of the railroad bridge.

(3) Those waters of the Columbia River 300 feet offshore between a line projected from a boundary marker 300 feet east of the Spring Creek Hatchery fish ladder perpendicular to the thread of the stream and a line projected from a boundary marker 300 feet west of the hatchery fish ladder perpendicular to the thread of the stream.

REPEALER

The following sections of the Washington Administrative Code is repealed:

WAC 220-32-05100N GILL NET SEASONS. (80-97)

WAC 220-32-05800F RIVER MOUTH CLOSURES. (80-97)

WSR 80-12-042
EMERGENCY RULES
DEPARTMENT OF FISHERIES
[Order 80-109—Filed August 29, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is a harvestable portion of chinook salmon remains to be taken in Area 7B.

I.P.S.F.C. has relinquished control in Areas 7 and 7A; coho management needs prevail.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.08.080 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-47-30700B CLOSED AREAS—PUGET SOUND SALMON. It shall be unlawful to take, fish for, or possess salmon for commercial purposes with any type of gear from the following portions of Puget Sound Salmon Management and Catch Reporting Areas:

Area 7 – Fidalgo Bay and San Juan Island Salmon Preserves.

Area 7A – Drayton Harbor Salmon Preserve.

Area 7B – Fidalgo Bay Salmon Preserve.

NEW SECTION

WAC 220-47-31100T PURSE SEINE—SEASONS. It shall be unlawful to take, fish for or possess salmon taken with purse seine gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas during the seasons provided for hereinafter in each respective Management and Catch Reporting Area:

Areas 7 and 7A – August 31 through October 4.

NEW SECTION

WAC 220-47-31200A PURSE SEINE—WEEKLY PERIODS. It shall be unlawful during any open season to take, fish for or possess salmon taken with purse seine gear except during the weekly open periods hereinafter designated in the following Puget Sound Management and Catch Reporting Areas:

Areas 7 and 7A – Week beginning August 31: Tuesday, Wednesday and Thursday.

NEW SECTION

WAC 220-47-31300A PURSE SEINE—DAILY HOURS. It shall be unlawful during any open day to take, fish for or possess salmon taken with purse seine gear except during the daily open hours hereinafter designated:

August 31 through October 25 – 5:00 a.m. to 9:00 p.m. Pacific Daylight Time.

NEW SECTION

WAC 220-47-31400E POINT ROBERTS. Effective August 31 until further notice, that portion of Area 7A lying westerly and northerly of a line projected from Iwersen's Dock on Point Roberts to Georgina Light at Active Pass shall be under I.P.S.F.C. control and not open under the provisions of chapter 220-47 WAC.

NEW SECTION

WAC 220-47-40100B REEF NET—SEASONS. It shall be unlawful to take, fish for or possess salmon taken with reef net gear for commercial purposes except in the following designated Puget Sound Salmon Management and Catch Reporting Areas, during the seasons provided for hereinafter in each respective area:

Areas 7 and 7A – August 31 through October 4.

NEW SECTION

WAC 220-47-40200A REEF NET—WEEKLY PERIODS. It shall be unlawful to take, fish for or possess salmon taken with reef net gear except during the weekly open periods hereinafter designated:

Areas 7 and 7A— Week beginning August 31: Monday, Tuesday and Wednesday.

NEW SECTION

WAC 220-47-40300A REEF NET—DAILY HOURS. It shall be unlawful during any open day to take, fish for or possess salmon taken with reef net gear except during the daily open hours hereinafter designated:

5:00 a.m. to 9:00 p.m. Pacific Daylight Time.

NEW SECTION

WAC 220-47-41200D GILL NET SEASONS—WEEKLY PERIODS. It shall be unlawful during any open season to take, fish for or possess salmon taken with gill net gear except during the weekly open periods hereinafter designated in the following Puget Sound Salmon Management and Catch Reporting Areas:

7 and 7A – Week beginning August 31: Tuesday, Wednesday and Thursday nights.

7B – Week beginning August 31: Monday, Tuesday, Wednesday and Thursday nights.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-47-30700A CLOSED AREAS—PUGET SOUND SALMON. (80-73)

WAC 220-47-41200C GILL NET SEASONS—WEEKLY PERIODS. (80-100)

WSR 80-12-043

EMERGENCY RULES

DEPARTMENT OF FISHERIES

[Order 80-110—Filed August 29, 1980]

I, Gordon Sandison, director of the State Department of Fisheries, do promulgate and adopt at Olympia, Washington, the annexed rules relating to commercial fishing regulations.

I, Gordon Sandison, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is this order implements I.P.S.F.C. rules pursuant to RCW 75.40.060.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to RCW 75.40.060 and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED August 29, 1980.

By Gordon Sandison
Director

NEW SECTION

WAC 220-28-808 TREATY INDIAN SOCKEYE FISHERY. (1) Effective immediately until further notice, treaty Indian sockeye salmon fishing rules of the United States Department of Interior, as adopted by Order 80-68 of the Director of Fisheries and as published in the Federal Register July 14, 1980 are superceded in part by this section.

(2) Effective August 31, 1980 until further notice, no treaty Indian shall fish for sockeye salmon in U. S. Convention waters in that portion of Catch Reporting Area 7A westerly and northerly of a line projected from Iwersen's Dock on Point Roberts to Georgina Point at Active Pass.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of the Washington Administrative Code is repealed:

effective August 31, 1980:

WAC 220-28-807 TREATY INDIAN SOCKEYE FISHERY. (80-101)

NEW SECTION

WAC 220-47-906 COMMERCIAL SOCKEYE SALMON FISHERY. (1) Effective immediately until

further notice, commercial sockeye salmon fishing rules of the United States Department of Commerce, as adopted by Order 80-78 of the Director of Fisheries and as published in the Federal Register June 30, 1980 are superceded in part by this section.

(2) Effective August 31, 1980 until further notice, it shall be unlawful to take, fish for or possess sockeye salmon for commercial purposes with any type of gear in U. S. Convention waters in that portion of Catch Reporting Area 7A westerly and northerly of a line projected from Iwersen's Dock on Point Roberts to Georgina Point at Active Pass.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of the Washington Administrative Code is repealed:

effective August 31, 1980:

WAC 220-47-905 COMMERCIAL SOCKEYE SALMON FISHERY. (80-101)

WSR 80-12-044

ATTORNEY GENERAL OPINION

Cite as: AGLO 1980 No. 26

[August 29, 1980]

COUNTIES—ROADS—CONTRACTS—COSTS OF MATERIALS AS FACTOR IN DETERMINING PROJECT COST UNDER RCW 36.77.060.

In determining whether a particular county road construction or improvement project may be accomplished by day labor under RCW 36.77.060 (in a case where the construction or improvement is not the installation of electrical control devices or the like) prior to the effective date of the repeal thereof on January 1, 1981, the costs of related construction materials need not be taken into consideration irrespective of (a) whether the construction materials were purchased in connection with the particular project rather than being acquired as a part of a general inventory or (b) whether those construction materials were purchased by competitive bidding or not.

Requested by:

Honorable Ernest Geissler, Director
County Road Administration Board
6730 Martin Way N. E.
Olympia, Washington 98504

WSR 80-12-045 EMERGENCY RULES DEPARTMENT OF EMERGENCY SERVICES

[Order 80-020—Filed September 2, 1980]

I, Edward Chow, Jr., director of the Department of Emergency Services, do promulgate and adopt at 4220 East Martin Way, Olympia, WA, the annexed rules relating to the Mt. St. Helens closure—Rules for permitted entry and/or occupation, chapter 118-03 WAC.

I, Ed Chow, Jr., Director of Emergency Services, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is on July 11, 1980, the Governor issued EO 80-11 closing an area of approximately 20 miles in radius from the center of Mt. St. Helens from all persons with certain exceptions. These rules are to implement the Governor's Executive Order EO 80-11.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

This rule is promulgated pursuant to chapters 43.06 and 38.52 RCW and is intended to administratively implement that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

APPROVED AND ADOPTED September 2, 1980.

By James M. Thomas
for Edward Chow, Jr.
Director

Chapter 118-03 WAC

*Mt. St. Helens closure — Rules for
Permitted entry and/or occupation*

NEW SECTION

WAC 118-03-010 PURPOSE. *The purpose of this chapter is to adopt emergency rules, regulations, and guidelines to implement Executive Order 80-11, prohibiting any person or persons with certain exceptions from entering the danger zone known as the RED zone of the Mt. St. Helens volcano as described in that Executive Order, and providing entry permit procedures for persons excepted. These rules may be amended from time to time as conditions warrant. Executive Order 80-11 issued by the Governor on July 29, 1980, recognizes the continuing danger from additional eruptions, earthquakes and ashfall from Mt. St. Helens. Accordingly, upon the advice of the U. S. Geological Survey, and other scientific evaluation of the danger potential, a zone approximately twenty miles in radius from the center of the mountain was declared a RED zone and no person*

or persons are allowed to enter this zone unless they are exempted from the provisions of the Executive Order or they obtain and possess a permit issued by the Washington State Department of Licensing under the rules of this chapter.

NEW SECTION

WAC 118-03-030 DEFINITIONS. "Red Zone" shall mean that area adjacent or surrounding the Mt. St. Helens Volcano closed to public access by the Governor of the state of Washington pursuant to the Revised Code of Washington (hereinafter RCW) 43.06.010, 43.06.210, 43.06.220, 38.52.050 and 38.52.010. The RED zone boundary area may change from time to time as conditions warrant. The abbreviation "DES" as used hereinafter shall mean the Washington State Department of Emergency Services. "DOL" shall mean the Washington State Department of licensing. "Credentialed" shall mean possessing identification establishing one's right to position or authority. "News media" shall include journalists, publishers, television and radio broadcast persons who are regularly engaged in the business of publishing or broadcasting. "ECC" shall mean the Emergency Coordinating Center located at the U. S. Forest Service Office in Vancouver, Washington. "Individual(s)" shall mean a person, partnership, joint venture, private or public corporation, association, firm, public service company, public utility district, or any other entity, public or private, however organized. "Control" shall mean to lease or rent. "DLE" shall mean Driver's License Examiner. "USFS" shall mean United States Forest Services. "USGS" shall mean United States Geological Survey.

NEW SECTION

WAC 118-03-050 WASHINGTON STATE DEPARTMENT OF LICENSING TO PROCESS PERMITS. The DOL shall process RED zone entry permit applications at the following locations:

Longview, 773 Third Avenue 98632
 Vancouver, 915 MacArthur Blvd. 98661
 Morton, 141 North 2nd 98356
 Centralia, 112 Harrison Ave. 98531

The DOL, under the direction of the Director of DES or his designee(s), may issue a permit for entry to the RED zone for such purposes as are clearly intended by this chapter and Executive Order 80-11. The DOL shall compile a daily status list of approved and denied entry permits to the RED zone.

NEW SECTION

WAC 118-03-070 APPLICATION/PROCESSING PROCEDURE—NON-PERMANENT RESIDENTS. (1) Individuals desiring access should contact one of the designated DOL Driver's License Examiners at the locations listed during regular business hours, Tuesday through Saturday, 8:30 a.m. to 5:00 p.m., and complete an application form for a permit stating the nature and need for this access and sign the waiver contained on the application form. Federal, state and local governmental personnel on

official business will only be required to complete and submit a permit application form. Upon completion and submission of this application to DOL, the approval or disapproval of the application will be made no later than five (5) regular working days of DOL. After approval of the application a permit will be made available immediately.

(2) Individuals who are employers or government entities applying for a permit under WAC 118-03-170 and 118-03-050 may complete and submit an industrial application form to be issued an industrial permit which would allow the entry and/or occupation within the RED zone by its authorized employees, contractors or agents for business reasons.

(3) DOL will screen applicants according to the criteria published herein and will issue permits to those that have legitimate needs to enter and/or occupy the RED zone. The DLE will determine all pertinent data such as time of entry, duration of need, and mode of travel, and will inform the applicant of entry requirements as stated herein.

(4) DOL will provide the Director, DES; the Director, USFS Emergency Coordination Center, and the sheriffs of Clark, Cowlitz, Lewis, and Skamania Counties with a list on a daily basis of permits issued.

NEW SECTION

WAC 118-03-090 PERMIT AND WAIVER ISUANCE PROCEDURES — PERMANENT RESIDENTS. (1) Permanent resident permits issued for the RED zone prior to September 1, 1980 remain valid.

(2) Permanent residence applicants must present proof of ownership or control of real property or personal property being used as a residence and permanent residence status at the time of application.

(3) Permanent residence applicants eighteen (18) years of age and older shall be required to obtain a permit and sign a waiver.

(4) Permanent residence applicants between sixteen (16) years of age or older, but who have not attained eighteen (18) years of age, shall obtain a permit and their parent/guardian must sign a waiver on their behalf.

(5) All permanent residence applicants under sixteen (16) years of age must be included on the application of their parent/guardian.

NEW SECTION

WAC 118-03-110 INDUSTRIAL PERMIT REAPPLICATION PROCEDURE. (1) Industrial permits issued for the RED zone prior to September 1, 1980 are valid until the expiration date on the permit has been attained and if all requirements under WAC 118-03-170 have been complied with.

(2) Industrial permittee(s) may request a new permit prior to the permit expiration date via telephone conversation with/or in person to the DLE whose DOL office issued the application and permit.

(3) The DLE must be advised of the date and approximate time an authorized agent of the industrial permittee will arrive to sign and pick up the new permit.

(4) The industrial permittee must also give all necessary information required to process the application.

(5) On assigned day, the authorized industrial agent must go to the DOL, identify him/herself to the DLE, review the application form and permit for accuracy, and sign the waiver.

NEW SECTION

WAC 118-03-130 REVOCATION AND SUSPENSION. (1) In the event that volcanic activity or other events increase the danger already present in the RED zone, all permits, except permanent residents and scientific personnel approved by the Director of DES or his designee(s), will be suspended or revoked. This decision will be based on available scientific information and/or joint evaluation by the USFS (ECC Director) and DES. This evaluation will be made on a daily basis or as the need requires. The Director of DES, or his designee(s), will make the decision to suspend or revoke the permits. Notification of revocation/suspension will be made by the DES duty officer in accordance with established DES operational procedures.

(2) The Director of DES or his designee(s) may suspend or revoke any permit issued under this chapter of the Washington Administrative Code, except for permanent residents, upon the failure of the permitholder(s) to meet the conditions or requirements for which is/her permit was issued.

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

NEW SECTION

WAC 118-03-150 CONDITIONS FOR ENTRY — NON-RESIDENTS. (1) All permit holders must have two-way radio communications available within the RED zone with a base station located outside of the zone. The base station must be monitored at all times while the permittee is in the RED zone.

(a) Non-resident property owners under escort and control of the USFS while within the RED zone shall be exempt from the requirements in WAC 118-03-150(1).

(b) Vendors supplying essential goods and services for the defined areas of Cougar and ST. Helen's Loop, shall be exempt from the requirements in WAC 118-03-150 (1) and (2).

(2) Weather conditions must permit visual observation of Mt. St. Helens.

(3) Entry and occupancy of the RED zone will be permitted between the hours of 6:00 a.m. and 7:00 p.m., Pacific Standard/Daylight Time. No overnight occupancy will be permitted. This condition is not applicable to individual(s) obtaining a permit under WAC 118-03-170.

(4) The permit must contain specified routes of travel, mode of travel and duration of stay.

(5) A permittee may leave the motor vehicle or other wise authorized mode of transport while in the RED zone, but must not be more than fifteen (15) minutes away from a vehicle and must maintain two-way radio contact with the vehicle or the base station.

NEW SECTION

WAC 118-03-170 CONDITIONS FOR ENTRY — EMPLOYEES, CONTRACTORS AND AGENTS OF INDIVIDUAL(S) OR GOVERNMENTAL ENTITY(S) ISSUED INDUSTRIAL PERMITS. (1) Individual(s) or governmental entity(s) issued a permit under WACs 118-03-070, 118-03-210(f) and 118-03-250 shall:

(a) Have a method to identify the locations(s) of each authorized employee, agent and contractor who is within the RED zone for the permittee's business,

(b) Inform each authorized employee, agent and contractor of predesignated escape routes,

(c) Monitor the local sheriff's department or other governmental agency radio frequency which is established for transmitting emergency messages related to Mt. St. Helens,

(d) Maintain a daily check-in and check-out procedure for all authorized employee(s), agent(s) and contractor(s) who are within the RED zone under the permittee's business,

(e) Issue an identification card, tag or other form of identification approved by the Director of DES or his designee to each authorized employee, agent and contractor who is within the RED zone for the permittee's business,

(f) Provide the foreman of each work crew, or one member of each group working together, with a two-way radio and require them to make regular contact with a central dispatcher,

(g) Inform each employee, agent and contractor authorized to enter the RED zone for permittee's business to stay within fifteen (15) minutes walking distance from their vehicles, and

(h) Make every reasonable effort to insure compliance from their authorized employee(s), agent(s) and contractor(s) according to WACs 118-03-150, 118-03-170 and all other applicable safety regulations and procedures.

(2) Individual(s) other than government entity(s) shall indemnify the United States, the State of Washington, all political subdivisions thereof and their officer(s), agent(s) and employee(s), against all claims and liabilities which may be asserted against them for any damages, injuries or losses suffered by any person while within the RED zone or as a result of entering or occupying that zone, under the authority of the industrial permit.

(3) Entry and occupancy of the RED zone for industrial permittees will be authorized during the hours from sunrise to one hour before sunset. The times for sunrise and sunset will be determined from the U. S. Weather Bureau data.

(4) Entry and occupancy of the RED zone for continuous 24 hour periods by industrial permittees will be determined on a case by case basis by the Director of DES or his designee(s).

(5) Each individual(s) at the time of application for an industrial permit issued under WAC 118-03-210(f) and 118-03-250 or prior to application must file with

DES an evacuation, emergency communication and warning plan.

(6) The evacuation plan must include the following:

- (a) a description of the areas of operation by township, range and section;
 - (b) Number of personnel within these areas;
 - (c) Type and number of vehicles to be used for evacuation, and
 - (d) Primary and alternate escape routes to be used.
- (7) The emergency communication and warning plans must include the following:
- (a) Manner in which the industrial permit holder would receive notification of a volcanic event, and
 - (b) Procedures in which the industrial permit holder would use to warn his/her personnel in the RED zone.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

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

NEW SECTION

WAC 118-03-190 CONDITIONS FOR ENTRY — PERMANENT RESIDENTS. (1) Individuals who establish proof of permanent residence in communities or areas within the RED zone will be issued a permit by DOL.

(2) Movement within the RED zone will be restricted to the most direct access/exit route, the generally recognized boundaries of the community and service and supply locations within the zone.

(3) The permit does not allow the holder unlimited movement or access to any other areas within the RED zone unless a specific permit has been issued.

NEW SECTION

WAC 118-03-210 EXEMPTED PERSONNEL. The following shall be exempted from these rules prohibiting entry and/or occupation of the RED zone subject to the limitations in paragraphs below.

- (a) Scientific research personnel as determined by the USGS.
- (b) Search and rescue personnel registered or as identified pursuant to REC 38.52.010(5) on official search and rescue missions within the RED zone. The sheriffs of Lewis, Cowlitz, Clark, and Skamania Counties or their designee(s) shall have the authority to approve entry and/or occupation by search and rescue personnel.
- (c) Federal, state, county or local law enforcement and fire fighting personnel whose jurisdiction is within the RED zone and who are on official business within the RED zone.
- (d) Federal, state, county or local administrative personnel on official business within the RED zone.
- (i) The Director, DES, or his designee(s), shall have the authority to approve entry and/or occupation of state, county and local administrative personnel on official business.
- (ii) Federal administrative personnel will be required to obtain and possess a permit.

(e) Individual(s) who own and/or control real property or personal property being used as a residence and whose official permanent residence is within the RED zone.

(f) Individual(s) with a legitimate business reason for being within the RED zone, provided they are approved by the DES Director or his designee(s).

(g) News media personnel, provided they are approved by the DES Director or his designee(s)

(h) Individual(s) not included in (a) through (g) above, provided they are approved by the DES Director or his designee(s).

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

NEW SECTION

WAC 118-03-230 SCIENTIFIC PERSONNEL. Those scientific personnel approved by the designated USGS official will be required to submit an application to include assigned waiver and receive a permit from DOL prior to entry and/or occupation of the RED zone.

(a) That such entry will not burden official search and rescue missions or other emergency operations scheduled or currently underway, and

(b) That such entry can be limited in duration and by type of transportation to assure, to the extent possible, the safety of those granted entry permits.

NEW SECTION

WAC 118-03-250 PRIVATE BUSINESS. (1) Permits for entry to the RED zone granted to those who have legitimate business reasons shall be based on the following considerations:

(a) That such entry is necessary to provide for health, safety, and welfare of citizens in the disaster area; or

(b) That such entry is necessary to assess damages to property caused by the volcanic eruption or for the purpose of protecting against further loss if possible; or

(c) That such entry is necessary to provide required service to disaster victims or those residing in the RED zone; or

(d) That such entry is necessary to livelihood; and

(e) That such entry will not burden official search and rescue missions or other emergency operations scheduled or currently underway, and

(f) That such entry can be limited to duration and by type of transportation to assure, to the extent possible, the safety of those granted entry permits; and

(g) That such entry be limited to the extent possible to specified destination and route within the RED zone.

(2) The duration of an industrial permit issued under 118-03-040 shall be for no more than thirty (30) days from the date of issuance. The industrial permit will be issued for operations within a specified location of township, range and section. Operations to be conducted in areas different from the original permit will require issuance of a new permit. Permits may be renewable as long as the permittee is under WAC 118-03-190(f) and 118-03-210.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-270 NEWS MEDIA. Permits for entry to the RED zone granted to news media personnel shall be based on the following considerations:

(a) That such entry is necessary to provide information about continuing volcanic activity with the following priorities:

(i) To the population in imminent danger, or
(ii) To the regional population who can be expected to experience secondary effects of continued volcanic activity, or

(iii) Statewide and national population; or
(b) That such entry is necessary to provide public information relating to continuing disaster operations; and
(c) That such entry be limited to credentialed news media personnel; and

(d) That such entry will not burden official search and rescue missions or other emergency operations scheduled or currently underway; and

(e) That such entry can be limited in duration and by type of transportation to assure, to the extent possible, the safety of those granted entry permits; and

(f) That such entry be limited to specified destination(s) and route(s) within the RED zone.

NEW SECTION

WAC 118-03-290 FEDERAL, STATE AND LOCAL GOVERNMENT ADMINISTRATIVE PERSONNEL. Permits for entry to the RED zone granted to federal, state or local government administrative personnel of official business shall be based on the following considerations:

(a) That such entry is necessary to provide for the health, safety, and welfare of citizens in the disaster area; or

(b) That such entry is necessary to assess damages caused by the volcanic eruption for the purpose of mitigating further damage or providing for the well being of disaster victims; or

(c) That such entry will provide information necessary for federal, state or local officials responsible for disaster response; and

(d) That such entry will not burden official search and rescue missions or other emergency operations scheduled or currently underway in the RED zone; and

(e) That such entry be limited, to the extent possible, to specified destination(s) and route(s) within the RED zone; and

(f) Approval for permit issue has been made by the Director, DES or his designee(s).

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 118-03-310 OTHER PERMIT APPLICANTS. (1) Permits for entry to the RED zone by persons not included in the above categories shall be granted by the Director of DES or his designee(s) based on the following considerations:

(a) That such entry is necessary or will contribute to the health, safety, and welfare of the citizens in the disaster area; or

(b) That such entry is necessary for maintenance of privately owned property within the RED zone.

(c) That such entry is necessary or will contribute to the successful mitigation of damages caused by volcanic activity; and

(d) That such entry be limited, to the extent possible, to specified destinations and routes within the RED zone.

(e) That such entry will not burden official search and rescue missions or other emergency operations scheduled or currently underway; and

(f) That such entry can be limited in duration and by type of transportation to assure, to the extent possible, the safety of those granted entry permits.

NEW SECTION

WAC 118-03-330 UNIFORM PROCEDURAL RULES. The Washington State Department of Emergency Services, hereinafter designated as the Department, adopts as its own rules of practice all those uniform procedural rules promulgated by the Code Reviser, now codified in the Washington Administrative Code, WAC 1-08-005 through 1-08-590, as now or hereafter amended, subject to any additional rules the Department may add from time to time. The Department reserves the right to make whatever determination is fair and equitable should any question not covered by its rules come before the Department, said determination to be in accordance with the spirit and intent of the law.

NEW SECTION

WAC 118-03-350 APPENDIX A - FORM - MT. ST. HELENS RED ZONE ENTRY PERMIT APPLICATION

APPENDIX A
MT. ST. HELENS RED ZONE ENTRY PERMIT APPLICATION

Permit Validation No. _____ Date _____
-Please Print-

NAME: _____
Last First Middle Initial

ADDRESS: _____

AFFILIATION: _____

SEX: Male ___ Female ___ DATE OF BIRTH _____ EYES: ___ WEIGHT: ___ HEIGHT: ___

DESTINATION: _____

VIA: _____ (VEHICLE LICENSE #): _____

PURPOSE: _____

EFFECTIVE PERIOD: DATE _____ FROM _____ TO _____ TIME _____ TIME _____
APPROVED DENIED Enter reasons on reverse side

Travel on roads or routes and purposes of entry beyond the scope of this permit will be in violation of RCW 38.52.050(3)(a), 38.52.150(2), 43.06.010 and 43.06.220(2),(8), and (9).

Every person convicted under RCW 38.52.050(3)(a), 38.52.150(2) will be subject to a fine not exceeding \$500 or imprisonment in the county jail for not more than ninety days or both fine and imprisonment.

Every person convicted under RCW 43.06.010 and 43.06.220(2),(8) and (9) will be subject to a fine not exceeding \$1,000 or imprisonment in the county jail for not more than one year or both fine and imprisonment.

Issuing personnel _____ Date _____

Escorting officer (if applicable) _____

I will contact the county sheriff or appropriate law enforcement agency prior to each entry to determine if the permit is valid

I understand the permit may be revoked or suspended when volcanic activity, weather conditions preclude visibility of the entire mountain, or other events increase the danger already present in the RED zone.

WAIVER OF RIGHTS

I, _____ hereby understand and agree to the terms of permit number _____ and do further understand that I am entering a high hazard area with full knowledge that I do so at my own risk releasing and discharging the federal government, the state of Washington and all its political subdivisions, their officers, agents and employees from all liability for any damages, injuries or losses incurred while within the RED zone or as a result of entering and, or occupying that zone.

Permittee's signature _____ Date _____

Address _____ zip _____ Telephone _____

NEW SECTION

WAC 118-03-370 APPENDIX B - INDUSTRIAL FORM - MT. ST. HELENS RED ZONE ENTRY PERMIT APPLICATION

APPENDIX B
MT. ST. HELENS RED ZONE ENTRY PERMIT APPLICATION
(Industrial Form)

Permit Validation No. _____ Date _____
-PLEASE PRINT-

ENTITY: _____

BUSINESS ADDRESS (main office) _____

DESTINATION: _____

VIA: _____

PURPOSE: _____

EFFECTIVE PERIOD: DATE _____ TO _____

EFFECTIVE TIME: _____ TO _____

APPROVED _____ DENIED _____ Enter reasons on reverse side

Travel on roads or routes and purposes of entry beyond the scope of this permit will be in violation of RCW 38.52.050(3)(a), 38.52.0150(2), 43.06.010 and 43.06.220(2),(8)and (9). Every person convicted under RCW 38.52.050(3)(a), 38.52.150(2) will be subject to a fine not exceeding \$500 or imprisonment in the county jail for not more than ninety days or both fine and imprisonment.
Every person convicted under RCW 43.06.010 and 43.06.220(2),(8) and (9) will be subject to a fine not exceeding \$1,000 or imprisonment in the county jail for not more than one year or both fine and imprisonment.

Issuing Personnel _____ Date _____

Escorting Officer (if applicable)

I will contact the county sheriff or appropriate law enforcement agency prior to each entry to determine if the permit is valid (if required).
I understand the permit may be revoked or suspended when volcanic activity, weather conditions preclude visibility of the entire mountain, or other events increase the danger already present in the RED zone.

INDEMNIFICATION CLAUSE*

_____ agrees to defend and indemnify the United States, the State of Washington, all political subdivision thereof, and their officers, agents, and employees against all claims and liabilities asserted against them by reason of any damages, injuries, or losses suffered by any person while in the RED zone or as a result of entering or occupying that zone, under the authority of this permit.

WAIVER OF RIGHTS*

_____ hereby understands and agrees to the terms of permit

(Permittee's Name)
number _____ and does further understand that I/it am/is entering a high hazard area with full knowledge that I/it do/does so at its own risk releasing and discharging the federal government, the State of Washington and all its political subdivision, their officers, agents and employees from all liability for any damages, injuries, or losses incurred while within the RED zone or as a result of entering and/or occupying that zone.

Authorized Agent's Signature _____ Title _____ Date _____

Address _____ Zip _____ Telephone _____

GOVERNMENTAL ENTITIES

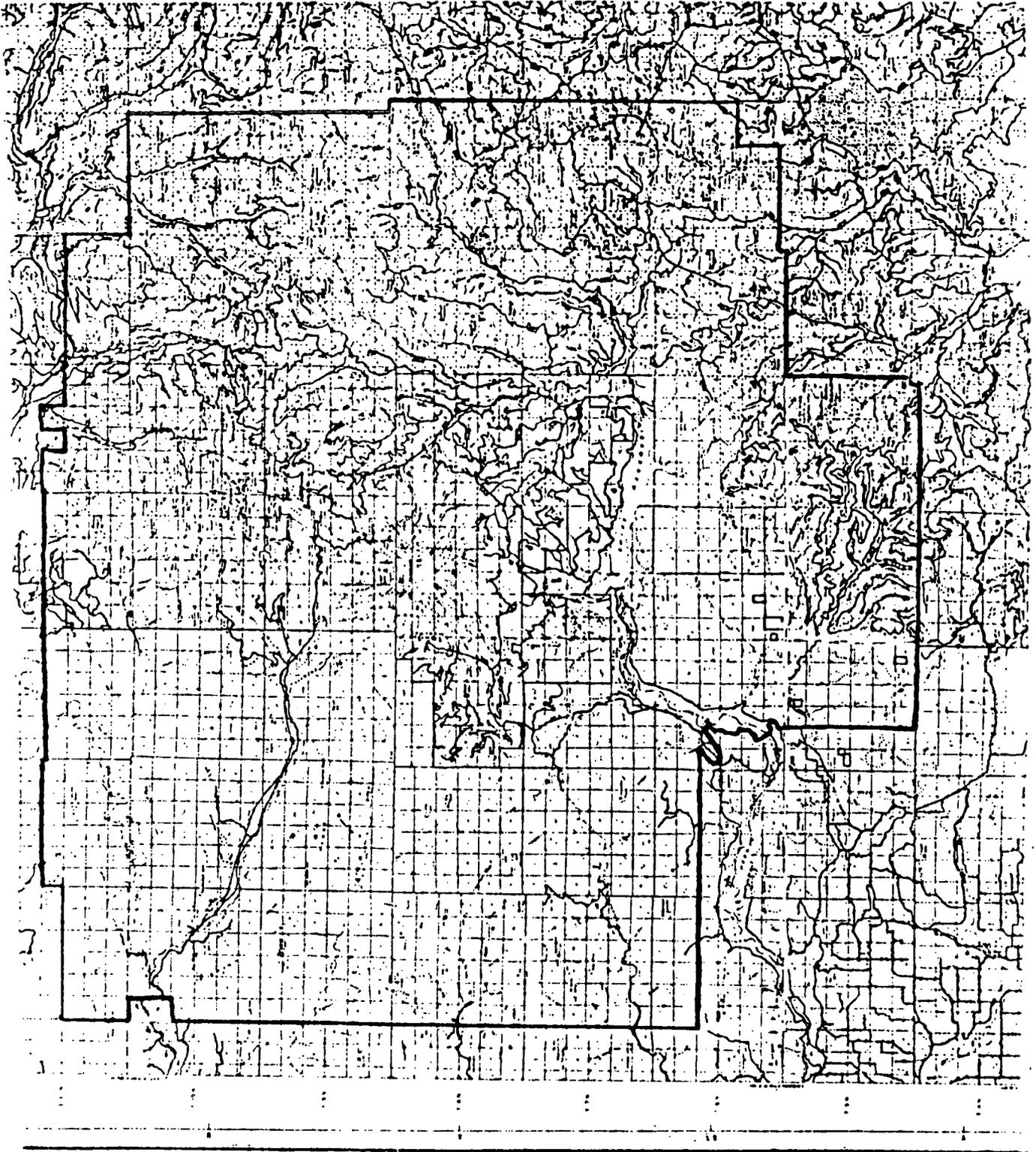
Authorized Agent's Signature _____ Title _____ Date _____

Address _____ Zip _____ Telephone _____

*Not applicable to Governmental Entities

NEW SECTION

WAC 118-03-410 APPENDIX D - FORM - MAP - MT. ST. HELENS RED ZONE



WSR 80-12-046
NOTICE OF PUBLIC MEETINGS
KLICKITAT COUNTY
PORT DISTRICT NO. 1
 [Memorandum—August 28, 1980]

Please be advised that the time of regular Port meetings will be revised commencing August 23, 1980, in that all future meetings for 1980 will be held at 9:00 a.m. (vice evening meetings) on the 2nd and 4th Tuesdays of each month. All other meeting information remains the same as that filed previously.

WSR 80-12-047
EMERGENCY RULES
DEPARTMENT OF GAME
 [Order 109—Filed September 2, 1980]

Be it resolved by the undersigned, Ralph W. Larson, Director, Washington State Department of Game, that I promulgate and adopt at Olympia, Washington, as emergency rule of this governing body, the annexed rule relating to cancellation of the 1980 antlerless only permit controlled elk hunting seasons in unit 516—Packwood, beginning November 20, 1980 until November 24, 1980, new section WAC 232-28-20304.

I, Ralph W. Larson, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to the public interest. A statement of the facts constituting such emergency is because of public access closure of lands by the U. S. National Forest Service in the vicinity of Mt. St. Helens, and Unit 516—Packwood lies in this vicinity, and because the Department of Game has not had time to evaluate the impact of heavy ash fallout on elk populations, it is necessary to cancel the 1980 antlerless only permit controlled elk hunting seasons. Such rules are therefore adopted as emergency rules to take effect upon filing with the Code Reviser.

This rule is promulgated under the authority of the Director of Game as authorized in RCW 77.12.150 with the approval of the Game Commission as provided in that statute.

The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), or the Administrative Procedure Act (chapter 34.04 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

This order, after being first recorded in the Order Register of this governing body, shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED July 7, 1980.

Ralph W. Larson
 Director

NEW SECTION

WAC 232-28-20304 CANCELLATION OF THE 1980 ANTLERLESS ONLY PERMIT CONTROLLED ELK HUNTING SEASONS IN UNIT 516 - PACKWOOD, BEGINNING NOVEMBER 20, 1980 UNTIL NOVEMBER 24, 1980 Notwithstanding the provisions of WAC 232-28-203, Unit 516 - Packwood shall have an emergency closure of the 1980 antlerless only permit controlled elk hunting seasons beginning November 20, 1980 until November 24, 1980.

WSR 80-12-048
PROPOSED RULES
BOARD OF PILOTAGE COMMISSIONERS
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Board of Pilotage Commissioners intends to adopt, amend, or repeal rules concerning the duties of pilots in labor disputes, WAC 296-116-201 and physical requirements, WAC 296-116-120;

that such agency will at 9 a.m., Thursday, October 9, 1980, in the Conference Room, Washington State Ferries, Pier 52, Seattle, Washington 98104, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place after the hearing and in the same location.

The authority under which these rules are proposed is RCW 88.16.035.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 9, 1980, and/or orally at the hearing.

Dated: September 3, 1980
 By: Walt Tabler
 Assistant Attorney General
 Counsel to Board of Pilotage
 Commissioners

STATEMENT OF PURPOSE

Title: Physical Requirements

Description of purpose: The purpose of this rule is to require pilots to submit a report prepared by a physician chosen by the Board with respect to their medical fitness for piloting vessels.

Statutory authority: RCW 88.16.035

Summary of rule: The rule provides an amendment which would require pilots to file with the Board of Pilotage Commissioners a form prepared by the Board's chosen physician which contains fairly detailed medical information relating to their ability to pilot vessels. The rule also provides that these forms are not public documents and will not be available to the public for inspection and copying.

Reasons supporting the proposed action: This rule change is prompted by the Board's failure to receive a detailed medical report from all of the pilots who are currently licensed.

Agency personnel responsible for drafting, implementation and enforcement: Richard A. Berg, Chairman, Board of Pilotage Commissioners, Pier 52, Seattle, WA 98104, phone 464-7816.

Rule is proposed by the Board of Pilotage Commissioners.

Agency comments or recommendations regarding statutory language, implementation, enforcement, fiscal matters: None.

Whether rule is necessary as a result of federal law or federal or state court action: No.

STATEMENT OF PURPOSE

Title: Duties of pilots—Labor disputes.

Description of purpose: The purpose of this rule is to provide pilotage to vessels which are being picketed within the waters covered by chapter 88.16 RCW.

Statutory authority: RCW 88.16.035

Summary of rule: The rule provides that pilots must cross picket lines to provide pilotage to a vessel unless crossing the picket line would pose a threat to their personal safety. It also provides that when such a threat exists and the pilot is unable to offer pilotage services, he shall notify the Board of Pilotage Commissioners.

Reasons supporting the proposed action: In the situation where a picket line has prevented a vessel from sailing, there is a need for prompt reporting of the inability of pilots to offer services. There has also been some ambiguity as to whether pilots were expected to cross picket lines.

Agency personnel responsible for drafting, implementation and enforcement: Richard A. Berg, Chairman, Board of Pilotage Commissioners, Pier 52, Seattle, WA 98104, phone 464-7816.

Rule is proposed by the Board of Pilotage Commissioners.

Agency comments or recommendations regarding statutory language, implementation, enforcement, fiscal matters: None.

Whether rule is necessary as a result of federal law or federal or state court action: No.

AMENDATORY SECTION (Amending Order 79-5, Resolution 79-5, filed 10/18/79)

WAC 296-116-120 PHYSICAL REQUIREMENTS. (1) In order to determine the physical fitness of persons to continue to serve as licensed pilots under the provisions of the pilotage act, all licensed pilots shall be required to pass a general physical examination annually within forty-five days prior to the date their annual state pilot license fee is due. As part of this examination pilots shall have completed on a form provided by the board a detailed report of physical examination. This form shall be prepared by the pilot and the examining physician

and shall be submitted to the board along with a letter from the physician stating whether and under what conditions the pilot is capable of providing pilotage service. The detailed report of physical examination is a confidential record which will be used only by the board and will not be available for public inspection. Such examination shall be obtained at the expense of the licensed pilots from a physician or physicians designated in advance by the board. The secretary of the board shall give each pilot reasonable written notice of the date when any such physical examination becomes due and shall specify the name of the physicians then approved by the board to conduct such physical examination.

(2) The physical examination required of all pilots shall demonstrate that he is in all respects physically fit to perform his duties as a pilot. The examination shall assure that one's abilities as a pilot will not be impaired by eyesight, hearing or other bodily function and shall include examination of the pilot's eyes (including tests for color blindness, depth perception, night vision, disease, field of vision and reflexes); ears; heart; blood pressure; blood components; pulse; speech capabilities; history of diseases (including diabetes, cancer, arthritis, arrhythmia, asthma, bronchitis, emphysema, ulcers, alcoholism and other illnesses) and any other type of information which the physician feels is relevant.

(3) In the case of renewal of license as pilot, should the pilot be temporarily physically incapacitated at the time his license is due to be renewed, the commission shall not revoke such license until a further physical examination to be given at the expiration of three months. This procedure shall be carried on until it is evident that the pilot is permanently incapacitated; provided further, that no pilot shall be carried on the inactive list for longer than one year if disabled. Any pilot who is physically incapacitated shall not serve as a pilot during such period of incapacitation.

NEW SECTION

WAC 296-116-201 DUTIES OF PILOTS—LABOR DISPUTES. Pilotage shall include the docking or undocking of vessels. Pilots shall in all cases be willing and able to dock or undock a vessel if requested to do so by the master and the docking or undocking can be accomplished safely. Pilots shall not refuse to cross picket lines either on shore or off the dock, unless necessary for their own personal safety, if the effect of such a refusal would be to leave a ship without a pilot during the docking, undocking or other phase of a transit. In all cases where a pilot refuses to offer pilotage services due to a threat to his personal safety he shall notify by telephone the board of pilotage commissioners the next business day during normal business hours and shall also notify in writing the chairperson, or other member of the board of his refusal and the reasons for it, and otherwise comply with the requirements of RCW 88.16.103.

**WSR 80-12-049
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
[Filed September 3, 1980]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning food stamps, amending chapter 388-54 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis effective September 1, 1980.

Correspondence concerning this notice and proposed rules attached should be addressed to:

N. Spencer Hammond
Executive Assistant
Department of Social and Health Services
Mailstop OB-44 C
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by September 24, 1980. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, October 8, 1980, in the Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 15, 1980, in William B. Pope's office, 4th Floor, State Office Building #2, 12th and Franklin, Olympia.

The authority under which these rules are proposed is RCW 74.04.510.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 8, 1980, and/or orally at 10:00 a.m., Wednesday, October 8, 1980, Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: September 2, 1980

By: Glen H. Miller
Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amend chapter 388-54 WAC.

Purpose of the rule or rule change is to amend food stamp rules.

The reason(s) these rules are necessary is to comply with the federal requirements.

Statutory authority for this action is found in RCW 74.04.510.

Summary of the rule or rule change: Public Law 96-249 prohibits program participation by any individual, who is physically or mentally fit, between the ages of 18 and 60 and who is enrolled at least half time in an institution of higher education, with certain limited exceptions. It also removes the student tax dependency and special student work registration rules.

Person or persons responsible for the drafting implementation and enforcement of the rule:

Name of initiator: Mick Determan

Title: Program Manager

Office: Bureau of Income Maintenance Phone: 3-4381

Mailstop: OB-31C

The person or organization (if other than DSHS) who proposed these rules is: None.

These rules are necessary as a result of federal laws, 7 CFR Parts 272 and 273 (Amtd. Number 174), 1980 Food Stamp Amendments; Eligibility Limits.

AMENDATORY SECTION (Amending Order 1529, filed 8/6/80)

WAC 388-54-665 HOUSEHOLD DETERMINATION. (1) The following individuals or groups of individuals may make up a household provided that such individuals or groups are not residents of an institution, residents of a commercial boarding house, and provided that separate household status shall not be granted to a spouse of a member of the household, or to children under eighteen years of age under parental control of a member of the household.

(a) An individual living alone.

(b) An individual, living with others, but who customarily purchases food and prepares meals for home consumption separate and apart from the others.

(c) An individual who is a boarder, living with others and paying reasonable compensation to the others for meals for home consumption.

(d) A group of individuals, living together, for whom food is customarily purchased in common and for whom meals are prepared together for home consumption.

(e) A group of individuals who are boarders living with others and paying reasonable compensation to the others for meals for home consumption.

(f) Residents of federally subsidized housing for the elderly and residents of Food and Nutrition Service approved drug or alcoholic treatment centers or group living arrangements serving no more than sixteen residents, those being blind or disabled and receiving Title II or XVI benefits.

(2) The following individuals residing with a household shall not be considered household members in determining eligibility or allotment.

(a) Roomers. Individuals to whom a household furnishes lodging, but not meals, for compensation.

(b) Boarders. Individuals to whom a household furnishes lodging and meals with the following restrictions:

Boarder status shall not be extended to the spouse of a member of the household, children under eighteen under parental control of a member of the household, or persons paying less than a reasonable monthly payment for meals. Boarders whose board arrangement is for more than two meals per day shall pay an amount which equals or exceeds the thrifty food plan for the appropriate size of the boarder household. Boarders whose board arrangement is for two meals or less per day shall pay an amount which equals or exceeds two-thirds of the thrifty food plan for the appropriate size of the boarder household.

(c) Live-in attendants. Individuals who reside with a household to provide medical, housekeeping, child care or other similar personal services.

(d) Ineligible aliens. Individuals who do not meet the citizenship or eligible alien status.

(e) Students (~~tax dependents~~) enrolled in higher education.

(f) Disqualified individuals. Individuals disqualified for fraud or failure to provide required social security numbers without good cause (~~or college students disqualified for failure to meet the school year work registration requirement~~) or students in higher education disqualified for failure to meet the requirements of WAC 388-54-670(2).

(g) Other individuals who share living quarters with the household but who do not customarily purchase food and prepare meals with the household.

(3) Nonhousehold members who are otherwise eligible may participate as separate households provided that separate household status not be granted to:

(a) A spouse.

(b) Children under eighteen years of age under the parental control of a member of the household.

(4) Residents of commercial boarding houses are not eligible for program benefits. A boarding house shall be defined as:

(a) An establishment which is licensed as a commercial enterprise which offers meals and lodging for compensation.

(b) In project areas without licensing requirements, a boarding house is a commercial establishment which offers meals and lodging for compensation with the intention of making a profit.

(c) The household of the proprietor of a boarding house may participate separate and apart from the residents if otherwise eligible.

AMENDATORY SECTION (Amending Order 1408, filed 6/25/79)

WAC 388-54-670 HOUSEHOLD DETERMINATION—STUDENTS ((~~TAX DEPENDENTS~~)). (1) No individual who is a member of a household otherwise eligible to participate in the program

shall be eligible to participate as a member of that or any other household if the individual is:

(a) ~~((Eighteen years of age or older.))~~ Between the ages of eighteen and sixty years; and

(b) Physically and mentally fit; and

(c) Enrolled and attending at least half-time an institution recognized by a federal, state or local government agency as providing post-high school education, ((and)) unless that person complies with the eligibility requirements of subsection (2).

~~((c))~~ Properly claimed or could be properly claimed as a tax dependent for the current year for federal income tax purposes by a taxpayer member of another household not eligible as specified in subsection (3) of this section to participate in the food stamp program. Properly claimed tax dependent means that the taxpayer provides or is treated as having provided more than half of the student's support during the calendar year in which the student makes application.

~~(2)~~ The eligibility of the taxpayer's household shall be based on information provided by the student or the taxpayer.

~~(a)~~ The department shall verify the tax dependent status of a student who is subject to the tax dependency rules and who does not know his tax dependent status or who provides questionable information.

~~(b)~~ The parent's failure to supply requested information or a parental response which indicates student ineligibility shall result in the student being declared ineligible.

~~(3)~~ If the taxpayer's household is not currently certified for food stamps, its eligibility shall be determined by the household's size and monthly gross income, based on tables provided by FNS.

~~(a)~~ The allowable gross income limits as computed by FNS are calculated by increasing the current net income eligibility limits by the standard deduction, the maximum shelter deduction and the twenty percent earned income deduction.

~~(b)~~ Self-employed households shall have their gross income determined on an annual, rather than a monthly basis, minus the cost of doing business, but prior to deducting taxes.)

~~(2)~~ In order to be eligible, a student as defined in subsection (1) shall meet at least one of the following criteria:

~~(a)~~ Be employed for a minimum of twenty hours per week;

~~(b)~~ Participate in a federally financed work study program during the regular school year;

~~(c)~~ Be the head of a household (or spouse of such head) containing one or more other persons who are dependents of that individual because he/she supplies more than half of their total support (includes expenditures for food, shelter, clothing, education, medical and dental care, recreation, transportation and similar necessities) during the calendar year;

~~(d)~~ Be enrolled in an institution of higher education as a result of participation in the work incentive program under Title IV of the Social Security Act, as amended.

~~(3)~~ Once a student enrolls in an institution of higher education, such enrollment shall be deemed to continue through normal periods of class attendance, vacation and recess unless the student graduates, is suspended or expelled, drops out, or does not intend to register for the next normal school term (excluding summer school).

~~(4)~~ Enrollment as a result of participation in the work incentive program under Title IV of the Social Security Act shall be deemed to continue as long as the student maintains continuous enrollment as specified in subsection (3) above.

~~(5)~~ The income and resources of an ineligible student living with a household shall not be considered in determining eligibility or level of benefits of the household.

~~((4))~~ ~~(6)~~ The remainder of the household in which the ineligible student resides ((may)) shall be certified, if otherwise eligible.

~~((a))~~ The income and resources of an individual determined ineligible due to tax dependency is not considered available to other household members in establishing the household's eligibility and basis of issuance.

~~(b)~~ The tax dependent's presence in the household shall not be considered in determining the food stamp allotment.)

AMENDATORY SECTION (Amending Order 1374, filed 3/1/79)

WAC 388-54-675 WORK REGISTRATION REQUIREMENT. (1) Each individual between the ages of 18 and 60 is required to register for employment prior to certification, and once every 6 months after initial registration, except:

(a) A person physically or mentally unfit for employment;

(b) A parent, or other member of the household, who has responsibility for the care of a dependent child under 12 years of age, or of an incapacitated person;

~~((#))~~ If the child has its 12th birthday within a certification period, the individual responsible for the care of the child shall fulfill the work registration requirement as part of the next scheduled recertification process, unless the individual qualifies for another exemption.

(c) A parent, or other caretaker, of a child under 18 years of age in a household where another able-bodied parent is registered for work or is exempt as a result of employment;

(d) A person receiving unemployment compensation, or a person who has applied for, but not yet begun to receive unemployment compensation, but has registered for work as a requirement for receiving unemployment compensation((:));

(e) A household member subject to and participating in the WIN program;

~~((#))~~ Household members, who are required to register for work under WIN or unemployment compensation and fail to comply with the work registration requirements of those programs, shall not be denied food stamp benefits solely for this failure. These members lose their exemption and must register for work if they qualify in (1) subsection.

(f) A person who is employed, or self-employed, at least 30 hours per week, or receiving weekly earnings equal to the federal minimum wage, multiplied by 30 hours((:));

(g) A student enrolled at least half time in any recognized school, training program or institution of higher education~~((except that:~~

~~(i) Those enrolled at least half time in an institution of higher education must register for 20 hours of work per week unless they are employed at least 20 hours a week or participating in a federally financed work study program; employed less than 20 hours per week but earning an amount at least equal to the federal minimum wage multiplied by 20 hours; the head of a household containing one or more other persons to whom the student supplies more than half of their total support; or otherwise exempt from the work registration requirement;~~

~~(ii) A student shall register for full time work when any school, training program or institution of higher education has a recess or vacation exceeding 30 days.))~~ provided that those students have met the eligibility conditions in WAC 388-54-670;

(h) A regular participant in a drug addiction or alcoholic treatment and rehabilitation program((:));

(i) A child who has its 18th birthday within the certification period. This child shall fulfill the work registration requirement as part of the next scheduled recertification process, unless the child qualifies for another exemption.

(2) The department shall provide work registration forms to the applicant for each household member who is required to register for employment. Household members are registered when a completed work registration form is submitted to the department. The department shall forward the completed form to the State Employment Service.

(3) The applicant's statement concerning the employability of each member of the household shall be accepted unless the information is questionable.

(4) Each member required to register for employment shall also be required to:

(a) Report for an interview to the office where he is registered upon reasonable request;

(b) Respond to a request from the employment service office requiring supplemental information regarding employment status or availability for work;

(c) Report to an employer to whom he has been referred by such office, if the potential employment is suitable((:));

(d) Accept a bona fide offer of suitable employment to which he is referred by such office;

(e) Continue suitable employment to which the registrant was referred by such office until the employment is no longer considered suitable, the registrant becomes exempt, or is terminated from employment due to circumstances beyond the registrant's control.

(5) If the department finds that a household member ~~((except a student))~~ refused or failed to comply with the work registration requirement without good cause, the household shall be ineligible for participation in the program, until the member complies, becomes exempt, or, for 2 months, whichever is earlier.

~~((a))~~ Any student who has failed or refuses to comply without good cause shall be ineligible to participate as a member of any household. This disqualification shall apply to the individual student alone and not

to the entire household and continues until he complies, becomes exempt, or for 2 months, whichever is earlier.

(b) ~~Student disqualification. The department shall issue a notice of adverse action if benefits are reduced or terminated due to student disqualification. The notice shall contain the information that one of its members is being disqualified, the reason for the disqualification and the eligibility and benefit level of the remaining members.~~)

(6) In determining whether good cause existed for failure to comply, facts and circumstances shall be considered including information submitted by the employment office, the household member and the employer. "Good cause" includes circumstances beyond the member's control, such as but not limited to, illness, illness of another household member sufficiently serious to require the presence of the household member, unavailability of transportation, and unanticipated emergency.

(7) Employment will be considered unsuitable if:

(a) The wages offered are less than the highest amount of the standard following:

(i) The applicable state or federal minimum wage,

(ii) 80% of the federal minimum wage((:));

(b) The employment offered is on a piece-rate basis and the average hourly yield the employee can reasonably be expected to earn is less than the hourly wages specified in subsection (a)((:));

(c) The registrant, as a condition of employment, or continuing employment, is required to join, resign from, or refrain from joining any legitimate labor organization((:)); or

(d) The work offered is at a site subject to a strike or a lockout at the time of the offer, unless the strike has been enjoined under Section 208 of the Labor-Management Relations Act (commonly known as the Taft-Hartley Act) or unless an injunction has been issued under Section 10 of the Railway Labor Act.

(8) Employment shall be considered suitable unless the household member can demonstrate, or the department otherwise becomes aware that:

(a) The degree of risk to the registrant's health and safety is unreasonable.

(b) The registrant is not physically or mentally fit to perform the employment offered, as documented by medical evidence or reliable information obtained from other sources.

(c) The employment offered is outside the registrant's major field of experience unless, after a period of 30 days from registration, job opportunities in his major field have not been offered.

(d) The distance from the member's home to the place of employment is unreasonable considering the expected wages and the time and cost of commuting.

(e) If daily commuting time, not including the transporting of a child to and from a child care facility, exceeds two hours, or if the place of employment is too far to walk to and neither private nor public transportation is available to the client.

(f) The working hours or nature of the employment interferes with the member's religious observances, convictions, or beliefs.

(g) In case of students, the employment is offered during class hours or is more than 20 hours a week.

(9) No household shall be denied participation solely on the grounds that a member of the household is not working because of a strike or a lockout at his or her place of employment unless the strike has been enjoined under paragraph 208 of the Labor-Management Relations Act (commonly known as the Taft-Hartley Act), or unless an injunction has been issued under Section 10 of the Railway Labor Act.

(10) At the end of the 2 month disqualification period, a household may apply to re-establish eligibility. Eligibility may be reestablished during the disqualification period if the reason for disqualification is corrected.

AMENDATORY SECTION (Amending Order 1409, filed 6/25/79)

WAC 388-54-677 WORK REGISTRATION—VOLUNTARY QUIT. No applicant household whose primary wage earner voluntarily quit his/her most recent job without good cause shall be eligible for participation in the program as specified below:

(1) When a household files an application, the department shall determine:

(a) If any currently unemployed household member who is required to register for full time work has quit his/her most recent job without good cause within the last sixty days;

Changes in employment status that result from reducing hours of employment, while working for the same employer, terminating a self-employment enterprise or resigning from a job at the demand of the

employer will not be considered as a voluntary quit for purpose of this subsection.

(b) If that member is the household's primary wage earner. The primary wage earner shall be that household member age eighteen or over who was acquiring the greatest amount of earned financial support for the household at the time of the quit;

(c) If the voluntary quit was with or without good cause.

(2) If the quit is without good cause the household's application for participation shall be denied for a period of two months beginning with the month of quit:

(a) The household shall be advised of the reason for the denial and of its rights to reapply and/or request a fair hearing;

(b) If an application for participation in the food stamp program is filed in the second month of disqualification, the department shall use the same application for the denial of benefits in the remaining month of disqualification and certification for any subsequent month(s) if all other eligibility criteria are met.

(3) ~~(The following)~~ Persons are exempt from voluntary quit provisions in the following circumstances:

(a) Primary wage earners in households certified for the program at the time of the quit; and

(b) Persons exempt from the full time work registration provisions.

(4) Good cause for leaving employment includes the good cause provisions found in WAC 388-54-675(5) and resigning from a job that does not meet the suitability criteria specified in WAC 388-54-675(7). Good cause for leaving employment shall also include:

(a) Discrimination by an employer based on age, race, sex, color, handicap, religious beliefs, national origin or political beliefs;

(b) Work demands or conditions that render continued employment unreasonable, such as working without being paid on schedule;

(c) Acceptance by the primary wage earner of employment, or enrollment of at least half-time in any recognized school, training program or institution of higher education including fulfillment of the provisions in WAC 388-54-670(2), that requires the primary wage earner to leave employment;

(d) Acceptance by any other household member of employment or enrollment at least half-time in any recognized school, training program or institution of higher education in another county or similar political subdivision which requires the household to move thereby requiring the primary wage earner to leave employment;

(e) Resignations by persons under the age of sixty which are recognized by the employer as retirement;

(f) Employment which becomes unsuitable by not meeting the criteria specified in WAC 388-54-675(7) after the acceptance of such employment;

(g) Acceptance of a bona fide offer of employment of more than twenty hours a week or in which the weekly earnings are equivalent to the federal minimum wage multiplied by twenty hours which, because of circumstances beyond the control of the primary wage earner, subsequently either does not materialize or results in employment of less than twenty hours a week or weekly earnings of less than the federal minimum wage multiplied by twenty hours; and

(h) Leaving a job in connection with patterns of employment in which workers frequently move from one employer to another such as migrant farm labor or construction work. There may be some circumstances where households will apply for food stamp benefits between jobs particularly in cases where work may not yet be available at the new job site. Even though employment at the new site has not actually begun, the quitting of the previous employment shall be considered as with good cause if part of the pattern of that type of employment.

(5) The department shall request verification of the household's statements only to the extent that the information given by the household is questionable:

(a) The primary responsibility for providing verification rests with the household;

(b) If it is difficult or impossible for the household to obtain documentary evidence in a timely manner, the department shall offer assistance to the household to obtain the needed verification;

(c) Acceptable sources of verification include but are not limited to the previous employer, employee association, union representatives and grievance committees or organizations;

(d) Whenever documentary evidence cannot be obtained, the department shall substitute a collateral contact;

(e) The department is responsible for obtaining verification from acceptable collateral contacts provided by the household;

(f) If the household and department are unable to obtain requested verification from these or other sources because the cause for the quit

resulted from circumstances that for good reason cannot be verified, such as a resignation from employment due to discrimination practices or unreasonable demands by an employer, or because the employer cannot be located, the household will not be denied access to the program.

WSR 80-12-050
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Public Assistance)
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning nursing home accounting and reimbursement system, amending chapter 388-96 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

N. Spencer Hammond
 Executive Assistant
 Department of Social and Health Services
 Mailstop OB-44 C
 Olympia, WA 98504

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that such agency will at 10:00 a.m., Wednesday, October 8, 1980, in the Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 22, 1980, in William B. Pope's office, 4th Floor, State Office Building #2, 12th and Franklin, Olympia.

The authority under which these rules are proposed is RCW 74.09.120.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 8, 1980, and/or orally at 10:00 a.m., Wednesday, October 8, 1980, Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: September 2, 1980

By: Glen H. Miller
 Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend chapter 388-96 WAC.

Purpose of the rule or rule change is to amend rules on nursing home cost reimbursement.

The reason(s) these rules are necessary is to implement chapter 270, Laws of 1979, 1st Ex. Sess.

Statutory authority for this action is found in RCW 74.09.120.

Summary of the rule or rule change:

WAC 388-96-223 is amended to allow up to a ten percent shifting of savings between the Administration and Operations Wage and Administration and Operations Nonwage cost areas for settlement.

WAC 388-96-750 is amended to provide additional information on the procedures used in computing the Return of Investment specified by House Bill 516, Section 58 and the procedure used for settlement of Return on Investment.

Person or persons responsible for the drafting implementation and enforcement of the rule:

Name of initiator: Taylor Dennen

Title: Program Manager

Office: Bureau of Nursing Home Affairs Phone: 3-3477

Mailstop: OB-31

The person or organization (if other than DSHS) who proposed these rules is: None.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1262, filed 12/30/77)

WAC 388-96-223 SHIFTING. In determining a contractor's settlement, if allowable costs were less than the rate in the patient care cost area, savings will be shifted (or "transferred") to cover any deficit in the food cost area. If allowable costs were less than the rate in the food cost area, savings will be shifted to cover any deficit in the patient care cost area (~~except where the deficit results from providing more than the maximum issued hours of nursing service~~). If savings occur in the administration and operations cost areas, up to ten percent of the administration and operations wage rate may be shifted to cover a deficit in the administration and operations nonwage area, or up to ten percent of the administration and operations nonwage rate may be shifted to cover a deficit in the administration and operations wage area. No other shifting will be done.

AMENDATORY SECTION (Amending Order 1510, filed 5/30/80, effective 7/1/80)

WAC 388-96-750 RETURN ON INVESTMENT. (1) Beginning January 1, 1979, the department will pay a return on ~~((investment based on a contractor's equity capital as defined in WAC 388-96-010:~~

(2) ~~For the period January 1, 1978, through June 30, 1979, the rate of return used to calculate this return on investment will be eleven percent or one and one-half times the most recent twelve-month average of rates of interest on special issues of public debt obligations issued to the federal hospital insurance trust fund (the Medicare rate of return on equity capital) whichever is lower. Beginning July 1, 1979, the rate of return will be the Medicare rate of return on equity capital.~~

(3) ~~The calculation of a contractor's return on investment will consist of multiplying equity capital as defined in WAC 388-96-010 by the current rate of return.~~

(4) ~~This return on investment will be paid as an add-on to the property and related cost area and will not be subject to the upper limit of the cost area. This return on investment based on equity capital is applicable to proprietary contractors only) net equity to proprietary contractors utilizing applicable Medicare rules and regulations as of July 1, 1979, with the following modifications:~~

(a) Monthly net equity calculations will not be used. A desk review of reported equity will be conducted pursuant to WAC 388-96-201. Where net equity reported by a contractor appears excessive when compared to the contractor's historical net equity and the experience of other contractors in comparable circumstances, the department may reduce the contractor's net equity for the purpose of calculating the return on net equity. The reduction shall be to an amount reflecting the contractor's historical equity or the experience of contractors in comparable circumstances, adjusted for economic trends. No adjustments will be made to reported net equity in so far as changes reflect additions to fixed assets which are ordinary, necessary and related to patient care.

(b) Good will is not includable in the determination of net equity.

(c) Net equity and the payment for net equity shall be calculated as described in subsections (2) and (3) of this section.

(2) A contractor's net equity will be calculated using the appropriate items from the contractor's most recent desk reviewed cost report utilizing the definition of equity in WAC 388-96-010 and applying relevant Medicare rules and regulations as of July 1, 1979, with the modifications described in subsection (1) of this section.

(3) The contractor's net equity will be multiplied by the Medicare rate of return on equity capital for the twelve-month period ending on the date of the closing date of the contractor's cost report. This amount will be divided by the contractor's annual patient days for the cost report period to determine a rate per patient day. Where a contractor's cost report covers less than a twelve-month period, annual patient days will be estimated using the contractor's reported patient days.

(4) The information on which the return on equity is calculated is subject to field audit. If a field audit determines that the desk reviewed reported equity exceeds the equity which can be documented and calculated in conformance with Medicare rules and regulations as modified above, the contractor's return on equity rate shall be recalculated using the determinations of the field audit. Any payments in excess of this rate shall be refunded to the department as part of the settlement procedure established by WAC 388-96-222. In particular, subsections (3) and (4) of WAC 388-96-222 shall apply.

(5) For the period January 1, 1978, through June 30, 1979, the rate of return used to calculate this return on investment will be eleven percent.

(6) For the period January 1, 1978, through December 31, 1978, a contractor may choose to retain savings in the administrative and operations and property and related cost centers in lieu of receiving a return based on equity capital.

WSR 80-12-051
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Institutions)
[Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning Impact account — Criminal justice cost reimbursement, amending chapter 275-110 WAC.

It is the intention of the secretary to adopt these rules on an emergency basis prior to the hearing.

Correspondence concerning this notice and proposed rules attached should be addressed to:

N. Spencer Hammond
Executive Assistant
Department of Social and Health Services
Mailstop OB-44 C
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at

State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by September 24, 1980. The meeting site is in a location which is barrier free;

that such agency will at 10:00 a.m., Wednesday, October 8, 1980, in the Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 15, 1980, in William B. Pope's office, 4th Floor, State Office Building #2, 12th and Franklin, Olympia.

The authority under which these rules are proposed is RCW 72.72.040.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 8, 1980, and/or orally at 10:00 a.m., Wednesday, October 8, 1980, Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington.

Dated: September 2, 1980
By: Richard M. Pinsky
Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend chapter 275-110 WAC.

Purpose of the rule or rule change is to clarify and comply with legislative intent.

The reason(s) these rules are necessary is to implement institutional impact reimbursement payments as authorized by SHB 144. Statutory authority for this action is found in RCW 72.72.040.

Summary of the rule or rule change: Implement institutional impact reimbursement payments to eligible political subdivisions consistent with legislative intent.

Person or persons responsible for the drafting implementation and enforcement of the rule:

Name of initiator: Fred C. Jamison
Title: Director

Office: Budget and Fiscal Services
Division Phone: 3-0267
Mailstop: OB-23A

The person or organization (if other than DSHS) who proposed these rules is: None.

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-010 PURPOSE. The purpose of these rules is to implement the provisions of chapter 72.72 RCW (chapter 108, Laws of 1979 ex. sess.) (~~chapter 72.72 RCW~~) by establishing standards and procedures for providing financial relief to cities, towns, and counties impacted by criminal behavior of certain state institutional (~~residents~~) inmates. An institutional impact account, within the general fund, is created to reimburse political subdivisions for criminal justice costs incurred directly as a result of crimes committed by offenders (~~residing in~~) who are inmates of an institution as defined herein. Reimbursement is limited to appropriated funds.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-020 DEFINITIONS. The following words and phrases shall have the following meaning when used in these regulations.

- (1) "Department" means the department of social and health services.
- (2) "Political subdivisions" means counties, cities and towns.
- (3) "Institution" means any state institution operated by the department for the confinement of adult offenders committed pursuant to chapters 10.64, 10.77, and 71.06 RCW or juvenile offenders committed pursuant to chapter 13.40 RCW.

(4) "Secretary" means the secretary of social and health services or his designee(s).

(5) "Incremental" means efforts or costs incurred by cities, towns, and/or counties that are not otherwise incurred and are specifically and exclusively attributable to criminal behavior of state institutional residents.

(6) "Law enforcement cost" means costs incurred to apprehend escapees or to investigate crimes committed by institutional residents within or outside state institutions defined herein.

(7) "Inmate" means any person committed to a state institution by the courts for confinement as an adult offender pursuant to chapters 10.64, 10.77, and 71.06 RCW, or as a juvenile offender pursuant to chapter 13.40 RCW.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-030 LIMITATION OF FUNDS. The secretary shall make reimbursement to the extent funds are available. Reimbursement shall be strictly limited to ~~((cities and counties))~~ political subdivisions in which state institutions, as defined in WAC 275-110-020, are located. Only incremental costs directly, specifically, and exclusively associated with criminal activities of offenders ~~((residing in))~~ who are inmates of state institutions shall be considered for reimbursement. Reimbursement shall be restricted to fully documented law enforcement, prosecutorial, judicial, and jail facilities costs. No such costs shall be paid under these rules if said costs are reimbursable under other chapters of the Washington Administrative Code. During each biennium, claims for incidents which occurred during the biennium will be paid in the order in which they are received until the biennial appropriation is fully expended.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-040 INSTITUTIONS AND ELIGIBLE IMPACTED POLITICAL SUBDIVISIONS. Reimbursement shall be limited to the following city, town, and county governments impacted by the offenses from inmates assigned to institutions listed in this section.

- | | |
|--|----------------------------------|
| (1) Washington state penitentiary | Walla Walla/
Walla Walla |
| (2) Washington state reformatory | Monroe/Snohomish |
| (3) Washington ((state correctional))
corrections center | Shelton/Mason |
| (4) ((Women's)) Purdy treatment center
for women | Purdy/Pierce |
| (5) Firland ((s correction))
correctional center | Seattle/King |
| (6) Larch ((Mountain honor camp))
corrections center | Yacolt/Clark |
| (7) Clearwater ((corrections))
correctional center | Forks/Clallam |
| (8) Indian Ridge treatment center | Arlington/Snohomish |
| (9) Pine Lodge ((corrections))
correctional center | Medical Lake/
Spokane/Spokane |
| (10) Cedar Creek ((corrections))
correctional center | Little Rock/Thurston |
| (11) Echo Glen children center | Snoqualmie/King |
| (12) Green Hill school | Chehalis/Lewis |
| (13) Maple Lane school | Centralia/Lewis |
| (14) Cascadia juvenile reception and
diagnostic center | Tacoma/Pierce |
| (15) Mission Creek youth camp | Belfair/Mason |
| (16) Naselle youth camp | Naselle/Pacific |
| (17) Woodinville group home | Woodinville/Snohomish |
| (18) Canyon View group home | East Wenatchee/ |

- (19) Sunrise group home
- (20) Twin Rivers group home
- (21) Oakridge group home
- (22) Pioneer group home
- (23) Western state hospital
- (24) Eastern state hospital

- Douglas
- Ephrata/Grant
- Richland/Benton
- Tacoma/Pierce
- Tacoma/Pierce
- Steilacoom/Pierce
- Medical Lake/
Spokane/Spokane

(25) For any institution which is not listed above, reimbursement shall be limited to the political subdivisions in which the institution is located. Such institutions include adult work release facilities and juvenile group homes housing inmates as defined in WAC 275-110-020(7).

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-050 MAXIMUM ALLOWABLE REIMBURSEMENT FOR LAW ENFORCEMENT COSTS. Reimbursement is limited to the specific ~~((city/county law enforcement agency))~~ political subdivisions listed in WAC 275-110-040. ~~((A maximum of four hours of incremental law enforcement effort shall be considered for reimbursement.))~~ For the 1979-81 biennium, the maximum reimbursement rates are: \$12.30 per hour for state fiscal year 1980 and \$13.17 per hour for state fiscal year 1981. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-060 MAXIMUM ALLOWABLE REIMBURSEMENT FOR PROSECUTORIAL COSTS. Reimbursement for pretrial investigations of crimes committed inside or outside institutions, impacting the ~~((city/county))~~ political subdivision courts as set forth in WAC 275-110-040, shall be ~~((limited to four hours for each case and reimbursed))~~ at the established rate for law enforcement efforts set forth in WAC 275-110-050. If, after investigation, criminal charges are filed, fully documented prosecutorial and defense attorney fees may be reimbursed. ~~((Reimbursement shall be limited to one defense attorney and one prosecutor per case.))~~ Reimbursement shall not exceed \$30 per hour ~~((, up to eight hours per case,))~~ for each attorney, said reimbursement to include costs for paralegals. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-070 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JUDICIAL COSTS. (1) Judicial costs shall be strictly limited to cases involving ~~((institutional residents as defined))~~ inmates of institutions listed in WAC 275-110-040 and to political subdivisions listed in WAC 275-110-040. Reimbursement is limited to judges, court reporters, expert witnesses, and transcript typing, if required.

(2) Reimbursement for judges hearing cases shall be reimbursed at \$30 per hour ~~((up to eight hours per documented case,))~~ and this cost shall include services provided by court clerks and bailiffs. Court reporters shall be reimbursed at the rate of \$12.50 per hour ~~((up to eight hours per case.))~~ Required typing of transcripts shall be reimbursed at \$2.50 per page ~~((up to \$100 per case.))~~ If required, expert witnesses shall be reimbursed at \$30 per hour ~~((up to four hours per case.))~~, said reimbursement to be made only in the event that it would otherwise be made by the political subdivision. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-080 MAXIMUM ALLOWABLE REIMBURSEMENT FOR JAIL FACILITIES. Jail facility cost reimbursement shall be strictly limited to incremental costs as defined in WAC 275-110-020 and to political subdivisions listed in WAC 275-110-040. Requests for reimbursement must be fully documented and must include the ~~((resident's))~~ inmate's name and all appropriate admission and release dates. Reimbursement shall be limited to \$3.50 per ~~((resident))~~ inmate day. Reimbursement shall not be made for costs incurred for holding persons regarding parole revocations or for holding

persons involved in civil litigation. These maximum allowable reimbursement rates may be exceeded only in the event that an exception is granted by the secretary as per WAC 275-110-100.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-090 BILLING PROCEDURE. Requests for reimbursement should be made on ((standard fiscal documents)) the standard Washington State Invoice Voucher, Form A19, with supporting and justifying materials attached. Such documentation may be subject to periodic audits at the discretion of the secretary, per WAC 275-110-120. ((Bills should be submitted quarterly to the appropriate division:))

((1)) ((Although subject to the fee schedule set forth above, all submitted claims for reimbursement should reflect actual costs incurred. Subsequent adjustment to reflect the actual fee schedule will be made by DSHS.

((2)) Claims involving adult offenders, excluding those residing at Western or Eastern State Hospitals, shall be submitted to: DSHS, Adult Corrections Division, MS FN-61, Olympia, Washington 98504)) All requests for reimbursement under this section shall note the name of the offender for whom costs were incurred, and the institution to which the offender was assigned.

((3)) Claims involving juvenile offenders shall be submitted to: DSHS, Division of Juvenile Rehabilitation, MS 42-J, Olympia, Washington 98504)) (2) Requests for reimbursement may only be submitted by the jurisdiction's responsible fiscal officer, e.g., city manager, city supervisor, county auditor, county administrator, etc.

((4)) Claims involving mentally ill offenders shall be submitted to: DSHS, Division of Mental Health, MS OB 42-F, Olympia, Washington 98504:)) (3) All requests for reimbursement must be submitted to: DSHS, Office of Accounting Services, Mail Stop OB-24, Olympia, Washington 98504.

((4)) If the appropriation for a biennium is fully expended prior to the end of the biennium, political subdivisions should continue to submit claims for the purpose of providing justification for requests for adequate funding levels in future biennia.

AMENDATORY SECTION (Amending Order 1482, filed 1/25/80)

WAC 275-110-100 EXCEPTIONS. The secretary, at his discretion, may allow exceptions to these rules. ((Requests for exceptions, with appropriate justification and documentation, may be submitted to the appropriate division as listed in WAC 275-110-090:))

NEW SECTION

WAC 275-110-110 EFFECTIVE DATE. The effective date of these WACs shall be August 30, 1979. Claims submitted according to this WAC may only be for costs incurred for appropriate actions take by the criminal justice agencies on or after the effective date.

NEW SECTION

WAC 275-110-120 AUDITS. The department has the right to audit any or all claims.

**WSR 80-12-052
PROPOSED RULES
STATE BOARD FOR
COMMUNITY COLLEGE EDUCATION
[Filed September 3, 1980]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the State Board for Community College Education intends to adopt, amend, or repeal rules concerning administration of retirement annuities for faculty and exempt employees of community college districts, amending WAC 131-16-011 and 131-16-060;

that such agency will at 9:30 a.m., Thursday, October 16, 1980, in the Skagit Valley Community College, 2405

College Way, Mt. Vernon, WA 98273, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:30 a.m., Thursday, October 16, 1980, in the Skagit Valley Community College, 2405 College Way, Mt. Vernon, WA 98273.

The authority under which these rules are proposed is RCW 28B.10.400.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 16, 1980, and/or orally at 9:30 a.m., Thursday, October 16, 1980, Skagit Valley Community College, 2405 College Way, Mt. Vernon, WA.

Dated: September 2, 1980

By: Gilbert J. Carbone

Assistant Director

STATEMENT OF PURPOSE

Title: Proposed amendments to WAC 131-16-011 and 131-16-060

Description of purpose: The purpose of the proposed amendments is to clarify certain definitions related to the administration of a retirement annuity program operated by the State Board of Community College Education for faculty members and other exempt employees of community college districts and the State Board's staff (WAC 131-16-011). In addition, an existing rule related to repurchase (cash out) of annuities for certain terminating employees is proposed to be amended to make it consistent with IRS regulations regarding the status of the annuity program as an eligible plan for tax deferral purposes (WAC 131-16-060).

Statutory authority: RCW 28B.10.400

Summary of rule: WAC 131-16-011 would be amended to make the academic year (September 1 through August 31 annually) rather than the fiscal year as the time period for calculating the average salary for computing pension benefits under the retirement annuity plan. The amendment to WAC 131-16-060 is necessary to ensure that the annuity plan continues to qualify as an authorized plan in which federal income tax liability may be deferred on the employee's monthly contributions.

Reasons supporting proposed action: In the first case the change will make the rule consistent with other parts of plan and allow an employee in the last year of service to include salary earned while employed as a teacher in the Summer Session in the calculation of average salary (if so employed). This will cause a slight improvement in pension benefit in most cases where applicable. In the second instance, the change will merely protect the tax deferred status of the plan. This feature has no fiscal impact on the state.

Agency personnel responsible for drafting, implementation and enforcement: Gilbert J. Carbone, Assistant Director, 319 7th Avenue, FF-11 753-3650

Organization proposing: State Board for Community College Education

Agency comments: See above

In the case of WAC 131-16-060 the proposed change is related to a more strict application of existing IRS regulations governing the qualification of an annuity purchase plan as one under which participants may defer federal income tax liability on their contributions until the time they begin receiving a pension benefit from the plan. A copy of the specific rule is not available at this time. The motivating factor is enforcement practice of IRS.

AMENDATORY SECTION (Amending Order 80, Resolution 79-44, filed 11/30/79)

WAC 131-16-011 DEFINITIONS. For the purpose of WAC 131-16-005 through WAC 131-16-069, the following definitions shall apply:

(1) "Participant" shall be defined as any individual who is eligible to purchase retirement annuities through the TIAA/CREF Plan and whose basic contribution to such plan is matched by the employing college district or the State Board for Community College Education pursuant to the provisions of WAC 131-16-050.

(2) "Supplemental retirement benefit" shall be defined as payments, as calculated in accordance with WAC 131-16-061, made by the community college district or the state board to an eligible retired participant or surviving spouse whose retirement benefits provided by the TIAA/CREF Plan do not attain the level of the retirement benefit goal established by WAC 131-16-015.

(3) "Year of full-time service" shall be defined as employment in an eligible position for a period of not less than five months in any (~~fiscal~~) academic year during which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution; provided that not more than one year of full-time service will be credited for service in any one fiscal year.

(4) "Fiscal year" shall be defined as the period beginning on July 1 of any calendar year and ending on June 30 of the succeeding calendar year.

(5) "Average annual salary" shall be defined as the amount derived when the salary received during any two consecutive academic years of full-time service for which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution is divided by two.

(6) "Academic year" shall be defined as the period beginning on September 1 of any calendar year and ending on August 31 of the next calendar year.

(7) "TIAA/CREF retirement benefit" shall be defined as the amount of annual retirement income derived from a participant's accumulated annuities including dividends at the time of retirement; provided that, solely for the purpose of calculating a potential Supplemental Retirement Benefit, such amount shall be adjusted to meet the assumptions set forth in WAC 131-16-061, subsection (2).

(8) "Salary" shall be defined as all remuneration received by the participant from the employing community college district or the state board including summer quarter compensation, extra duty pay, leave stipends, and grants made by or through the college district or state board.

(9) "Designated beneficiary" shall be defined as the surviving spouse of the retiree or, with the consent of such spouse, if any, such other person or persons as shall have an insurable interest in the retiree's life and shall have been nominated by written designation duly executed and filed with the retiree's institution of higher education.

AMENDATORY SECTION (Amending Order 28, filed 7/1/74)

WAC 131-16-060 REPURCHASE OF ANNUITY CONTRACT UNDER CERTAIN CONDITIONS. In the event a participant in (~~TIAA or~~) TIAA/CREF leaves the employ of any Washington community college for reasons other than retirement or disability and requests repurchase of (~~his~~) the annuity, the State Board for Community College Education approves such repurchases as are recommended by the appropriate district board of trustees: **PROVIDED**, that TIAA/CREF agrees to such repurchase and: **PROVIDED FURTHER**, that the portion of the (~~repurchase~~) annuity contract value attributable to contributions made by the employing community college district shall (~~be returned to that district by TIAA/CREF~~) remain with TIAA/CREF vested to the credit of the participant until such time as such participant chooses to begin receiving monthly pension benefits based upon the accrued value of such remaining portion.

The state board will agree to the repurchase of contracts only if all the following conditions are met:

- Payments to the annuitant have not begun;
- The annuity has been in force for five years or less;
- The annuitant requests repurchase of all annuities he owns;
- The annuitant is neither employed at nor is transferring to an institution having a TIAA/CREF Retirement Plan;
- All educational institutions that contributed any part of the premiums consent to the repurchase;
- If the annuitant has more than one annuity, the total value of all TIAA/CREF annuities and the longest duration of any of them shall govern in determining whether a repurchase will be made under this rule.

WSR 80-12-053
PROPOSED RULES
COUNTY ROAD
ADMINISTRATION BOARD
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the County Road Administration Board intends to adopt, amend, or repeal rules concerning the preparation of the annual road program, amending WAC 136-16-022;

that such agency will at 11:00 a.m., Friday, October 17, 1980, in the Kittitas County Courthouse, Ellensburg, Washington 98926, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 11:00 a.m., Friday, October 17, 1980, in the Kittitas County Courthouse, Ellensburg, Washington 98926.

The authority under which these rules are proposed is chapter 36.78 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 10, 1980, and/or orally at 11:00 a.m., Friday, October 17, 1980, Kittitas County Courthouse, Ellensburg, Washington 98926.

Dated: September 3, 1980

By: Ernest Geissler
 Director

STATEMENT OF PURPOSE

This rule is simply a one-word amendment to correct an agency drafting error in the rule regarding procedures for the preparation of the annual road program which was last amended on July 16, 1980 in response

to passage of chapter 40, Laws of 1980 by the Legislature.

The rule sets an upper limit for day labor work that can be done by county forces, based on the amount of the county's road construction program. This change is necessary to bring the rule into conformity with the law.

Agency personnel responsible for drafting, implementation and enforcement: Ernest Geissler, 6730 Martin Way, Olympia, WA. Phone: 753-6578.

Organization proposing the rule: County Road Administration Board, an agency of the State of Washington.

AMENDATORY SECTION

WAC 136-16-022 DAY LABOR LIMIT. The statutory day labor limit shall be computed in the following manner:

(1) When the sum of all construction costs is in excess of four million dollars the day labor limit is eight hundred thousand dollars or fifteen per cent of said sum, whichever is greater.

(2) When the sum of all construction costs is in excess of one million five hundred thousand dollars and less than four million dollars the day labor limit is five hundred twenty five thousand dollars or twenty ((five)) per cent of said, sum, whichever is greater.

(3) When the sum of all construction costs is in excess of five hundred thousand dollars and less than one million five hundred thousand dollars the day labor limit is two hundred and fifty thousand dollars or thirty five per cent of said sum, whichever is greater.

(4) When the sum of all construction costs is less than five hundred thousand dollars the day labor limit shall be two hundred and fifty thousand dollars, unless the legislative authority, by resolution, elects the alternate procedure. When such alternate procedure is chosen, an individual project limit of thirty five thousand dollars shall apply, and each project shall be administered in accordance with 136-18.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

Reviser's Note: Errors of punctuation or spelling in the above section occurred in the copy filed by the agency and appear herein pursuant to the requirements of RCW 34.08.040.

**WSR 80-12-054
PROPOSED RULES
COUNTY ROAD
ADMINISTRATION BOARD
[Filed September 3, 1980]**

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the County Road Administration Board intends to adopt, amend, or repeal rules concerning the administration of county constructed projects, amending WAC 136-18-010, 136-18-020, 136-18-030, 136-18-070 and 136-18-080 and repealing WAC 136-18-050;

that such agency will at 11:00 a.m., Friday, October 17, 1980, in the Kittitas County Courthouse, Ellensburg, Washington 98926, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 11:00 a.m., Friday, October 17, 1980, in the Kittitas County Courthouse, Ellensburg, Washington 98926.

The authority under which these rules are proposed is chapter 36.78 RCW.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 10, 1980, and/or orally at 11:00 a.m., Friday, October 17, 1980, Kittitas County Courthouse, Ellensburg, Washington 98926.

Dated: September 3, 1980

By: Ernest Geissler
Director

STATEMENT OF PURPOSE

This proposed rule is an amendment to the existing rule regarding administration of county constructed (day labor) projects. The changes are necessitated to bring the existing rule into conformity with the requirements of chapter 40, Laws of 1980.

The rule includes a new definition for a special day labor county road project which was necessitated by the new law for counties with construction budgets less than \$500,000 where the legislative authority chooses to administer day labor on a project by project basis.

Agency personnel responsible for drafting, implementing and enforcement: Ernest Geissler, 6730 Martin Way N.E., Olympia, WA Phone: 753-6578.

Organization proposing the rule: County Road Administration Board, an agency of the State of Washington.

AMENDATORY SECTION (Amending Order #27, filed 1/27/76)

WAC 136-18-010 PURPOSE. The laws of the state of Washington ((RCW 36.77.060)) RCW 36.77.065 ((require)) provide that ((~~that~~)) construction on county roads may be done by contract and/or day labor. ((~~except that minor projects whose estimated cost is less than the legally prescribed limit may be done by day labor.~~)) The purpose of this Standard of Good Practice is to assure that all day labor construction work is accomplished within statutory limitations.

AMENDATORY SECTION (Amending Order #35, filed 1/3/79)

WAC 136-18-020 DEFINITIONS. For purposes of implementing the requirements of RCW relative to day labor construction work, the following definitions shall apply:

(1) Construction - the building of a new road facility or improvement of an existing facility to a higher geometric or structural standard.

(2) Day labor construction - construction work performed by personnel carried on the county payroll using county owned, leased, or rented equipment.

(3) Authorization date - the date that construction is authorized.

(4) Start of construction - the date that construction work commences.

(5) End of construction - the date that construction work is completed.

(6) Completion date - the date on which a county road project is closed in the accounting records.

(7) Estimated construction costs - the county engineer's estimate of the cost of contemplated construction work, not including preliminary engineering and right of way acquisition costs.

(8) Estimate project costs - the county engineer's estimate of the cost of engineering, right of way acquisition, and construction.

(9) True and complete construction costs - the accounting record of all construction costs attributed to a county road project from the authorization date to the completion date.

(10) True and complete project costs – the accounting record of all engineering, right of way acquisition, and construction costs attributed to a county road project from the authorization date to the completion date.

~~(11) ((Project – any combination of construction activities whose completion will result in a facility with independent utility.)) Day labor county road project – construction work which the county legislative authority determines should be performed by day labor in those counties where a cumulative dollar limit applies to all day labor work.~~

~~(12) ((County road project – a road project possessing independent utility and authorized by action of the county legislative authority.)) Special day labor county road project – any combination of construction activities authorized by action of the county legislative authority, in those counties where the total estimated construction cost is less than five hundred thousand dollars and the legislative authority has by resolution chosen the alternate procedure in which a project limit of thirty five thousand dollars is applicable (WAC 136-16-022(4)), which consists entirely of day labor construction work and which will result in a facility with independent utility. The following types of county road projects will normally have sufficient independent utility to constitute separate projects: ((within the meaning of RCW 36.77-060:))~~

Type I Roadway construction – a project which includes units of work or classes of work such as clearing, grading, drainage, base, gravel surfacing, traffic and pedestrian services (except street lighting and electrical traffic control devices), roadside development and ancillary operations.

Type II High type surfacing – a project which includes units of work or classes of work such as surfaces of light bituminous, road mix, gravel plant mix, pug mill mix, hot plant mix and concrete.

Type III Structures – bridges over 20 feet in length, tunnels, sea walls, irrigation canals, and livestock crossings.

Type IV Street lighting and electrical traffic control devices.

~~((13) Day labor county road project – a county road project having an estimated construction cost less than the statutory day labor limit, which the county legislative authority determines should be performed by day labor construction.~~

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order #35, filed 1/3/79)

WAC 136-18-030 AUTHORIZATION OF PROJECTS. Every proposed day labor county road project and special day labor county road project shall be a part of the county's annual construction program as defined in RCW 36.81.130 and WAC 136-16-020. Additions to the program, and/or substitutions in the program, may be made by unanimous action of the county legislative authority at any time as provided in RCW 36.81.130. No construction work shall be done on any project until it has been authorized by resolution of said authority. The resolution shall include (a) a brief description of the project, (b) a vicinity map showing the location of the project and its limits, provided that in lieu of individual vicinity maps, a single vicinity map showing the location of all projects may be included with the resolution adopting the annual program, (c) identification of the project in terms of the officially adopted annual program, (d) the county road engineer's estimate of construction costs prepared pursuant to the completion of such preliminary engineering and construction plans as shall be necessary and sufficient.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order #35, filed 1/3/79)

WAC 136-18-070 RECORDS TO CRAB. Each county engineer shall submit to CRAB a copy of each resolution authorizing a special day labor county road project whose estimated construction cost exceeds 75 per cent of the day labor limit. Upon completion of each of these projects, or no later than March 1 of the succeeding year, the county engineer shall furnish to CRAB a copy of the record of true and complete construction costs. On any project where true and complete construction costs have exceeded the statutory day labor limit,

the engineer shall also provide to CRAB an explanation of the circumstances resulting in such over-expenditure.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending Order #27, filed 1/27/76)

WAC 136-18-080 REVIEW BY CRAB. The CRAB engineer shall have authority to investigate cases of apparent violations and shall prepare a listing of all special day labor projects for which actual expenditures have exceeded the statutory day labor limit during the previous calendar year for review by the County Road Administration Board at its quarterly meeting in April.

Reviser's Note: RCW 34.04.058 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

REPEALER

The following section of the Washington Administrative Code is hereby repealed:

(1) WAC 136-18-050 CONSTRUCTION LIMITATIONS.

WSR 80-12-055
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Radiation Control)
[Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Social and Health Services intends to adopt, amend, or repeal rules concerning radiation control, Title 402 WAC.

Correspondence concerning this notice and proposed rules attached should be addressed to:

N. Spencer Hammond
Executive Assistant
Department of Social and Health Services
Mailstop OB-44 C
Olympia, WA 98504

Interpreters for people with hearing impairments and brailled or taped information for people with visual impairments can be provided. Please contact William B. Pope, Chief, Office of Administrative Regulations, at State Office Building #2, 12th and Jefferson, Olympia, Washington, Phone (206) 753-7015, by September 24, 1980. The meeting site is in a location which is barrier free.

Public hearings relating to these proposed rules will be held at the following times and places: 2:00 p.m., Wednesday, October 8, 1980, Auditorium, State Office Building #2, 12th and Franklin, Olympia, Washington and at 2:00 p.m., Wednesday, October 15, 1980, Auditorium, Public Health Center, West 1101 College, Spokane, WA;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 29, 1980, in William B. Pope's office, 4th Floor, State Office Building #2, 12th and Franklin, Olympia.

The authority under which these rules are proposed is RCW 70.98.050.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 15, 1980, and/or orally at the above hearings.

Dated: September 3, 1980
By: Gerald E. Thomas
Assistant Secretary

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Re: Amend Title 402 WAC

Purpose of this rule or rule change is to amend rules on radiation control.

The reason(s) these rules are necessary is general update to maintain current state of the art and maintain compatibility with Nuclear Regulatory Commission.

Statutory authority for this action is found in RCW 70.98.050.

Summary of the rule or rule change.

Based on Suggested State Regulations for Radiation Control, directives from United States Nuclear Regulatory Commission, and comments from members of the Radiation Advisory Committee and Radiation Control Section, the following major changes in the Washington Rules and Regulations for Radiation Protection are proposed:

Chapter 402-10 WAC Statement of Philosophy; The concept of "as low as is reasonably achievable" was incorporated.

Chapter 402-12 WAC General Provisions; Definitions were modified to reflect changes in Title 402 WAC. Requires the department to provide to licensees/registrants copies of information from their files including inspection reports and tests and survey results. New informational section on SI units.

Chapter 402-16 WAC Registration of Radiation Sources; New sections on issuance, expiration, and renewal notice of registration. Section on requirements registering separate location has been modified.

Chapter 402-19 WAC Requirements of General Applicability to Licensing of Radioactive Materials; The section on transportation has been modified. The intent to apply for a permit has been deleted from the requirements for users of the Washington low-level waste disposal site.

Chapter 402-21 WAC General Licenses; The general license for medical diagnostic uses has been deleted. The section on intrastate transportation of radioactive waste was deleted and placed in WAC 402-19-500.

Chapter 402-22 WAC Specific Licenses; Group VI requirements (WAC 402-22-070) have been deleted and placed in chapter 402-32 WAC. Requirements for environmental monitoring programs for environmentally significant activities are defined. The specific license to manufacture and distribute radioactive materials for medical use

under general license has been deleted. The specific license to repackage and distribute radioactive materials and reagent kits has been deleted.

Chapter 402-24 WAC Standards for Protection Against Radiation; New sub-item requires written evaluation of exposures in excess of limits specified. The section on determination of accumulated dose and exposure of individuals to concentrations of radioactive materials in restricted areas have been modified. A new section on requirements for exceeding occupational radiation dose has been added. The requirements for personnel monitoring have been clarified. The requirements for very high radiation areas are defined. A new exemption from the leak test requirements has been added. Disposal by burial in soil requires specific approval by the department. The requirements for the disposal of empty containers are defined. The requirements for maintenance of records are defined. The requirements for notifying the department of incidents have been modified.

Chapter 402-28 WAC Use of X-ray in the Healing Arts; The definitions have been modified to reflect changes in the chapter. The requirements for human holder who are occupationally exposed to radiation is changed. The half-value layer for dental units installed after the effective date of these regulations is defined. The section on fluoroscopic X-ray systems is modified. The section entitled "Radiographic systems other than fluoroscopic, dental intraoral, or veterinary systems—standby radiation from capacitor energy storage equipment" has been changed to apply to all systems. The requirements for therapeutic X-ray installations have been modified for units below 1 MeV and above 1 MeV. A new appendix on information to be submitted to conduct healing arts screening has been added.

Chapter 402-32 WAC Selected Uses of Radiation in Medical Therapy (new Title); The section on Interstitial, Intracavitary, and Superficial Application has been rewritten. A new section on special requirements for teletherapy licenses has been added.

Chapter 402-36 WAC Special Requirements for Industrial Radiographic Operations; Definitions have been modified to reflect changes in the chapter. Requirements for locking radiographic exposure devices and radiation survey instruments have been changed. Record retention requirement has been modified. Requirements for inspections and maintenance and personal radiation safety have been added. New sections on supervision of radiographers' assistants and records required at temporary job sites have

been added. The section on special requirements for radiography employing radiation machines has been rewritten.

Chapter 402-40 WAC Radiation Safety Requirements for Analytical X-ray Equipment; The definitions have been modified to reflect changes in the chapter. The equipment and operating requirements have been modified.

Chapter 402-44 WAC Radiation Safety Requirements for Particle Accelerators; The radiation monitoring requirements have been modified.

Chapter 402-48 WAC Notices, Instructions and Reports to Workers; The format of the sections on instruction to workers and notification and reports to individuals has been changed. The requirement for each licensee or registrant to advise each worker of the worker's annual exposure has been added.

Person or persons responsible for the drafting, implementation and enforcement of the rule:

Name of initiator: Terry Strong

Title: Head

Office: Radiation Control Section

Phone: 3-3468

Mailstop: LK-11

The person or organization (if other than DSHS) who proposed these rules is: None

These rules are not necessary as a result of federal laws, federal court decisions or state court decisions.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-10-010 STATEMENT OF PHILOSOPHY. In accordance with the recommendations of the Environmental Protection Agency, formerly the Federal Radiation Council, approved by the President of the United States of America, persons engaged in activities under licenses issued by the Washington State Department of Social and Health Services pursuant to the Atomic Energy Act of 1954, as amended, ~~((should)) shall~~, in addition to complying with the requirements set forth in chapter 402-24 WAC, make every reasonable effort to maintain radiation exposures, and releases of radioactive materials in effluents to unrestricted areas, as ~~((far below the limits specified in chapter 402-24 WAC as practicable)) low as is reasonably achievable~~. Such persons should make particular efforts to keep the radiation exposure of an embryo or fetus ~~((to the very lowest practicable level)) as low as is reasonably achievable during the entire gestation period as recommended by the National Council on Radiation Protection and Measurements. The ~~((terms "as far below the limits specified in this part as practicable" and "very lowest practicable level")) term "as low as is reasonably achievable" means as low as is readily achievable taking into account the state of technology, and the economics of improvements in relation to benefits to the public health and safety and in relation to the utilization of nuclear energy, ionizing radiation, and radioactive materials in the public interest.~~~~

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-050 DEFINITIONS. As used in these regulations, these terms have the definitions set forth below. Additional definitions used only in a certain part will be found in that part.

(1) "Accelerator produced material" means any material made radioactive by exposing it in a particle accelerator.

(2) "Act" means Nuclear Energy and Radiation Legislation chapter 70.98 RCW.

(3) "Agreement State" means any State with which the United States Nuclear Regulatory Commission has entered into an effective agreement under section 274 b. of the Atomic Energy Act of 1954, as amended (73 Stat. 689).

(4) "Airborne radioactive material" means any radioactive material dispersed in the air in the form of dusts, fumes, mists, vapors, or gases.

(5) "Airborne radioactivity area" means ~~((+)) (a)~~ any room, enclosure, or operating area in which airborne radioactive material exists in concentrations in excess of the amounts specified in Appendix A, Table I, Column 1 of chapter 402-24 WAC Part D; or ~~((+)) (b)~~ any room, enclosure, or operating area in which airborne radioactive material exists in concentrations which, averaged over the number of hours in any week during which individuals are in the area, exceed 25 percent of the amounts specified in WAC 402-24-220, Appendix A, Table I, Column 1.

(6) "Byproduct material" means any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to the radiation incident to the process of producing or utilizing special nuclear material.

(7) "Calendar quarter" means not less than 12 consecutive weeks nor more than 14 consecutive weeks. The first calendar quarter of each year shall begin in January and subsequent calendar quarters shall be so arranged such that no day is included in more than one calendar quarter and no day in any one year is omitted from inclusion within a calendar quarter. No licensee or registrant shall change the method observed by him of determining calendar quarters for purposes of these regulations except at the beginning of a calendar year.

(8) "CFR" means Code of Federal Register.

(9) "Controlled area." See "Restricted area."

~~((+)) (10)~~ "Curie" means a unit of measurement of radioactivity. One curie (Ci) is that quantity of radioactive material which decays at the rate of 3.7×10^{10} ~~((disintegrations)) transformations per second~~ ~~((dps)) (tps)~~. Commonly used submultiples of the curie are the millicurie and the microcurie. One millicurie (mCi) = 0.001 curie = 3.7×10^7 dps. One microcurie (uCi) = 0.00001 curie = 3.7×10^4 dps. One picocurie (pCi) = 10^{-12} Ci. One nanocurie (nCi) = 10^{-9} Ci.

~~((+)) (11)~~ "Department" means the Department of Social and Health Services which has been designated as the State Radiation Control Agency.

(12) "Depleted uranium" means the source material uranium in which the isotope uranium-235 is less than 0.711 weight percent of the total uranium present. Depleted uranium does not include special nuclear material.

~~((+)) (13)~~ "Dose" as used in these regulations shall mean absorbed dose or dose equivalent as appropriate.

(a) "Absorbed dose" is the energy imparted to matter by ionizing radiation per unit mass of irradiated material at the place of interest. The special unit of absorbed dose is the rad. (See rad.)

(b) "Dose equivalent" is a quantity that expresses on a common scale for all radiation a measure of the postulated effect on a given organ. It is defined as the absorbed dose in rads times certain modifying factors. The unit of dose equivalent is the rem. (See rem.)

(14) "Dose commitment" means the total radiation dose to a part of the body that will result from retention in the body of radioactive material. For purposes of estimating the dose commitment, it is assumed that from the time of intake the period of exposure to retained material will not exceed fifty years.

~~((+)) (15)~~ "Exposure" means the quotient of dQ by dm where "dQ" is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having "dm" are completely stopped in air. (The special unit of exposure is the roentgen (R).)*

NOTE:

*When not underlined [italicized] as above the term 'exposure' has a more general meaning in these regulations.

~~((+)) (16)~~ "Exposure rate" means the exposure per unit of time, such as R/min., mR/h, etc.

(17) "Former United States Atomic Energy Commission (AEC) or United States Nuclear Regulatory Commission (NRC) licensed facilities" means nuclear reactors, nuclear fuel reprocessing plants, uranium enrichment plants, or critical mass experimental facilities where AEC or NRC licenses have been terminated.

~~((+)) (18)~~ "Healing arts" means the disciplines of medicine, dentistry, osteopathy, chiropractic, podiatry, and veterinary medicine.

~~((+)) (19)~~ "High radiation area" means any area, accessible to individuals, in which there exists radiation at such levels that a major portion of the body could receive in any one hour a dose in excess of 100 millirems.

~~((16))~~ (20) "Human use" means the intentional, internal or external administration of radiation or radioactive material to human beings.

(21) "IND" means investigatory new drug for which an exemption has been claimed under the United States Food, Drug and Cosmetic Act.

~~((17))~~ (22) "Individual" means any human being.

~~((18))~~ (23) "Inspection" means an official examination or observation by the department including but not limited to, tests, surveys, and monitoring to determine compliance with rules, regulations, orders, requirements and conditions of the department.

(24) "Irretrievable source" means any sealed source containing licensed material which is pulled off or not connected to the wireline downhole and for which all reasonable effort at recovery, as determined by the department, has been expended.

~~((19))~~ (25) "License" means a license issued by the department in accordance with the regulations adopted by the department.

~~((20))~~ (26) "Licensee" means any person who is licensed by the department in accordance with these regulations and the act.

(27) "Licensing state" means any state with regulations equivalent to the suggested state regulations for control of radiation relating to, and an effective program for, the regulatory control of NARM.

(28) "Major processor" means a user processing, handling, or manufacturing radioactive material exceeding Type A quantities as unsealed sources or material, or exceeding 4 times Type B quantities as sealed sources, but does not include nuclear medicine programs, universities, industrial radiographers, or small industrial programs. Type A and B quantities are defined in Section 71.4 of 10 CFR Part 71 and Section 389 of 49 CFR, Part 173.

(29) "NARM" means any naturally occurring or accelerator-produced radioactive material except source material.

~~((21))~~ (30) "Natural radioactivity" means radioactivity of naturally occurring nuclides.

(31) "NDA" means a New Drug Application which has been submitted to the United States Food and Drug Administration.

~~((22))~~ (32) "Occupational dose" means exposure of an individual to radiation in a restricted area; or in the course of employment in which the individual's duties involve exposure to radiation; provided, that occupational dose shall not be deemed to include any exposure of an individual to radiation for the purpose of diagnosis or therapy of such individual.

(33) "Ore refineries" mean all processors of a radioactive material ore.

~~((23))~~ (34) "Particle accelerator" means any machine capable of accelerating electrons, protons, neutrons, or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 MeV.

~~((24))~~ (35) "Person" means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this state, any other state or political subdivision or agency thereof, and any legal successor, representative, agent or agency of the foregoing.

(36) "Personal supervision" means supervision such that the supervisor is physically present at the facility and in such proximity that contact can be maintained and immediate assistance given as required.

~~((25))~~ (37) "Personnel monitoring equipment" means devices (e.g., film badges, pocket dosimeters, and thermoluminescent dosimeters) designed to be worn or carried by an individual for the purpose of estimating the dose received by the individual.

~~((26))~~ (38) "Pharmacist" means an individual licensed by this state to compound and dispense drugs, and poisons.

~~((27))~~ (39) "Physician" means an individual licensed by this state to dispense drugs in the practice of medicine.

(40) "Practitioner" means an individual licensed by the state in the practice of a healing art (i.e., physician, dentist, podiatrist, chiropractor, etc.).

~~((28))~~ (41) "Rad" means the special unit of absorbed dose. One rad equals one hundredth of a joule per kilogram of material; for example, if tissue is the material of interest, then 1 rad equals 100 ergs per gram of tissue.

~~((29))~~ (42) "Radiation" means ionizing radiation, i.e., gamma rays and X-rays, alpha and beta particles, high speed electrons, and other nuclear particles.

~~((30))~~ (43) "Radiation area" means any area, accessible to individuals, in which there exists radiation at such levels that a major portion of the body could receive in any one hour a dose in excess of 5

millirems, or in any 5 consecutive days a dose in excess of 100 millirems.

~~((31))~~ (44) "Radiation machine" means any device capable of producing ionizing radiation except those which produce radiation only from radioactive material.

~~((32))~~ (45) "Radiation safety officer" means one who has the knowledge and responsibility to apply appropriate radiation protection regulations.

~~((33))~~ (46) "Radiation source." See "Source of radiation."

~~((34))~~ (47) "Radioactive material" means any material (solid, liquid, or gas) which emits radiation spontaneously.

~~((35))~~ (48) "Radioactivity" means the (disintegration) transformation of unstable atomic nuclei by the emission of radiation.

~~((36))~~ (49) "Registrable item" means any radiation machine except those exempted by RCW 70.98.180 or exempted by the Department pursuant to the authority of RCW 70.98.080.

~~((37))~~ (50) "Registrant" means any person who (~~is registered with the Department and is legally obligated to register with the Department pursuant to these regulations and the Act~~) owns or possesses and administratively controls an X-ray system and is required by the provisions in chapters 402-12 and 402-16 WAC to register with this department.

~~((38))~~ (51) "Registration" means registration with the department in accordance with the regulations adopted by the department.

~~((39))~~ (52) "Regulations of the U.S. Department of Transportation" means the regulations in 49 CFR Parts 170-189, 14 CFR Part 103, and 46 CFR Part 146.

~~((40))~~ (53) "Rem" means a measure of the dose of any radiation to body tissue in terms of its estimated biological effect relative to a dose received from an exposure to one roentgen (R) of X-rays. (One millirem (mrem) = 0.001 rem.) For the purpose of these regulations, any of the following is considered to be equivalent to a dose of one rem:

- (a) An exposure of 1 R of x, or gamma radiation;
- (b) A dose of 1 rad due to x, gamma, or beta radiation;
- (c) A dose of 0.05 rad due to particles heavier than protons and with sufficient energy to reach the lens of the eye.
- (d) A dose of 0.1 rad due to neutrons or high energy protons.*

NOTE:

*If it is more convenient to measure the neutron flux, or equivalent, than to determine the neutron absorbed dose in rads, one rem of neutron radiation may, for purposes of these regulations, be assumed to be equivalent to 14 million neutrons per square centimeter incident upon the body; or, if there exists sufficient information to estimate with reasonable accuracy the approximate distribution in energy of the neutrons, the incident number of neutrons per square centimeter equivalent to one rem may be estimated from the following table:

Neutron energy (MeV)	Number of neutrons per square centimeter for a dose equivalent of 1 rem (neutrons/cm ²)	Average flux density to deliver 100 millirems in 40 hours (neutrons/cm ² per second)
Thermal	970 x 10 ⁶	670
0.001	720 x 10 ⁶	500
0.005	820 x 10 ⁶	570
0.02	400 x 10 ⁶	280
0.1	120 x 10 ⁶	80
0.5	43 x 10 ⁶	30
1.0	26 x 10 ⁶	18
2.5	29 x 10 ⁶	20
5.0	26 x 10 ⁶	18
7.5	24 x 10 ⁶	17
10.0	24 x 10 ⁶	17
10 to 30	14 x 10 ⁶	10

~~((41))~~ (54) "Research and development" means: (1) theoretical analysis, exploration, or experimentation; or (2) the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes. Research and development does not include the internal or external administration of radiation or radioactive material to human beings.

((42)) (55) "Restricted area" (controlled area) means any area the access to which is controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material. "Restricted area" shall not include any areas used for residential quarters, although a separate room or rooms in a residential building may be set apart as a restricted area.

((43)) (56) "Roentgen" (R) means the special unit of exposure. One roentgen equals 2.58 x 10⁴ coulombs/kilogram of air (see "Exposure").

((44)) (57) "Sealed source" means radioactive material that is permanently bonded or fixed in a capsule or matrix designed to prevent release and dispersal of the radioactive material under the most severe conditions which are likely to be encountered in normal use and handling.

((45)) (58) "Source material" means: (1) uranium or thorium, or any combination thereof, in any physical or chemical form, or (2) ores which contain by weight one-twentieth of one percent (0.05 percent) or more of (i) uranium, (ii) thorium, or (iii) any combination thereof. Source material does not include special nuclear material.

((46)) (59) "Source of radiation" means any radioactive material, or any device or equipment emitting or capable of producing ionizing radiation.

((47)) (60) "Special form." See WAC 402-12-210.

((48)) (61) "Special nuclear material in quantities not sufficient to form a critical mass" means uranium enriched in the isotope U-235 in quantities not exceeding 350 grams of contained U-235; uranium-233 in quantities not exceeding 200 grams; or any combination of them in accordance with the following formula: For each kind of special nuclear material, determine the ratio between the quantity of that special nuclear material and the quantity specified above for the same kind of special nuclear material. The sum of such ratios for all of the kinds of special nuclear material in combination shall not exceed "1" (i.e., unity). For example, the following quantities in combination would not exceed the limitation and are within the formula:

$$\begin{array}{r}
 \frac{175(\text{grams contained U-235})}{350} + \\
 \frac{50(\text{grams U-233})}{200} + \\
 \frac{50(\text{grams Pu})}{200} < 1
 \end{array}$$

((49)) (62) "Source container" means a device in which sealed sources are transported or stored.

((50)) (63) "Survey" means an evaluation of the production, use, release, disposal, and/or presence of sources of radiation under a specific set of conditions to determine actual or potential radiation hazards. When appropriate, such evaluation includes, but is not limited to, tests, physical examinations and measurements of levels of radiation or concentration of radioactive material present.

((51)) (64) "Test" means a method for determining the characteristics or condition of sources of radiation or components thereof.

((52)) (65) "These regulations" mean all parts of "Rules and Regulations for Radiation Protection" of the state of Washington.

((53)) (66) "Transport group." See WAC 402-12-200(2).

(67) "Type A Quantity." See WAC 402-24-125.

(68) "Type B Quantity" means a quantity the aggregate radioactivity of which does not exceed as follows:

Transport Group	Quantity in Curies
I	20
II	20
III	200
IV	200
V	5,000
VI and VII	50,000
Special Form	5,000

((54)) (69) "Uncontrolled area." See "unrestricted area."

(70) "United States Department of Energy" means the Department of Energy established by Public Law 95-91, August 4, 1977, 91 Stat. 565, 42 U.S.C. 7101 et seq., to the extent that the department exercises functions formerly vested in the United States Atomic Energy Commission, its chairman, members, officers and components and

transferred to the United States Energy Research and Development Administration and to the Administrator thereof pursuant to sections 104(b), (c) and (d) of the Energy Reorganization Act of 1974 (Public Law 93-438, October 11, 1974, 88 Stat. 1233 at 1237, effective January 19, 1975) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Public Law 95-91, August 4, 1977, 91 Stat. 565 at 577-578, 42 U.S.C. 7151, effective October 1, 1977.)

((55)) (71) "Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating, or refining.

((56)) (72) "Unrestricted area" (uncontrolled area) means any area access to which is not controlled by the licensee or registrant for purposes of protection of individuals from exposure to radiation and radioactive material, and any area used for residential quarters.

(73) "Waste handling licensees" mean persons licensed to receive and store radioactive wastes prior to disposal and/or persons licensed to dispose of radioactive waste.

((57)) (74) "Worker" means an individual engaged in work under a license or registration issued by the department and controlled by a licensee or registrant, but does not include the licensee or registrant. If students of age 18 years or older are subjected routinely to work involving radiation, then the students are considered to be occupational workers. Individuals of less than 18 years of age shall meet the requirements of WAC 402-24-035.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-080 RECORDS. (1) Each licensee or registrant shall maintain records relating to the receipt, use, storage, transfer, or disposal of radiation sources, and such other records as the Department may require which will permit the determination of the extent of occupational and public exposure from such radiation sources. Copies of these records shall be submitted to the department on request. These requirements are subject to such exemptions as may be provided by department rules.

(2) In accordance with the Public Disclosure Act, the department shall make available to each licensee and/or registrant departmental records pertaining to that licensee or registrant, at his/her written request.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-090 INSPECTIONS. (1) Each licensee and/or registrant shall afford the department at all reasonable times opportunity to inspect sources of radiation and the premises and facilities wherein such sources of radiation are used or stored.

(2) Each licensee and/or registrant shall make available to the department for inspection, upon reasonable notice, records maintained pursuant to these regulations.

(3) In accordance with the Public Disclosure Act, the department shall make available to each licensee and/or registrant a copy of every inspection report written which covers any inspection of the licensee's and/or registrant's source of radiation, records, premises, or facilities. Copies of these inspection records shall be submitted to the licensee or registrant by the department upon the receipt of the written request of the licensee and/or registrant.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-100 TESTS AND SURVEYS. (1) Each licensee and registrant shall perform upon instructions from the department or shall permit the department to perform such reasonable tests and surveys as the department deems appropriate or necessary including, but not limited to, tests and surveys of:

- ((+)) (a) Sources of radiation;
- ((2)) (b) Facilities wherein sources of radiation are used or stored;
- ((3)) (c) Radiation detection and monitoring instruments; and
- ((4)) (d) Other equipment and devices used in connection with utilization or storage of licensed or registered sources of radiation.

(2) In accordance with the Public Disclosure Act, the department shall provide to the licensee and/or registrant copies of all tests and surveys conducted on the licensee's and/or registrant's sources of radiation, upon written request of the licensee and/or registrant.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-125 EXEMPTIONS. (1) The department may, upon application therefor or upon its own initiative, grant such exemptions or exceptions from the requirements of these regulations as it determines are authorized by law and will not result in undue hazard to public health and safety or property.

~~((1) Common and contract carriers, freight forwarders, and warehousemen, who are subject to the rules and regulations of the U.S. Department of Transportation or the U.S. Postal Service (39 CFR Parts 14 and 15), are exempt from these regulations to the extent that they transport or store sources of radiation in the regular course of their carriage for another or storage incident thereto. Private carriers who are subject to the rules and regulations of the U.S. Department of Transportation (U.S.D.O.T.) are exempted from these regulations to the extent that they transport sources of radiation. Common, contract, and private carriers who are not subject to the rules and regulations of the U.S.D.O.T. or the U.S. Postal Service are subject to the provisions of WAC 402-24-180 and WAC 402-24-190.))~~

(2) Any U.S. ~~((Energy Research and Development Administration))~~ Department of Energy contractor or subcontractor and any U.S. Nuclear Regulatory Commission contractor or subcontractor of the following categories operating within this state is exempt from these regulations to the extent that such contractor or subcontractor under his contract receives, possesses, uses, transfers or acquires sources of radiation:

(a) Prime contractors performing work for the ~~((Energy Research and Development Administration))~~ Department of Energy at U.S. Government-owned or controlled sites, including the transportation of sources of radiation to or from such sites and the performance of contract services during temporary interruptions of such transportation;

(b) Prime contractors of the ~~((Energy Research and Development Administration))~~ Department of Energy performing research in, or development, manufacture, storage, testing or transportation of, atomic weapons or components thereof;

(c) Prime contractors of the ~~((Energy Research and Development Administration))~~ Department of Energy using or operating nuclear reactors or other nuclear devices in a United States Government-owned vehicle or vessel; and

(d) Any other prime contractor or subcontractor of the ~~((Energy Research and Development Administration))~~ Department of Energy or of the Nuclear Regulatory Commission when the state and the Nuclear Regulatory Commission jointly determine (i) that the exemption of the prime contractor or subcontractor is authorized by law, and (ii) that under the terms of the contract or subcontract, there is adequate assurance that the work thereunder can be accomplished without undue risk to the public health and safety.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-160 COMMUNICATIONS. All communications and reports concerning these regulations, and applications filed thereunder, should be addressed to the Department of Social and Health Services, Radiation Control ~~((Unit))~~ Section, Mail Stop ~~((4-2))~~ LD-11, Olympia, Washington 98504. The emergency telephone number is 206-682-5327 or 206 (NUCLEAR).

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-12-170 ADDITIONAL REQUIREMENTS. The department may, by rule, regulation, or order, impose upon any licensee or registrant such requirements in addition to those established in these regulations as it deems appropriate or necessary to minimize danger ~~((m))~~ to public health and safety or property.

NEW SECTION

WAC 402-12-250 APPENDIX C—THE INTERNATIONAL SYSTEM OF UNITS (SI). This appendix does not contain any regulations, but is included for informational purposes only.

The Metric Conversion Act of 1975 (PL 94-168) urges the increasing awareness and use of the International System of Units (SI). This appendix is included to acquaint licensees and/or registrants with selected terms of SI units. Future revisions to Title 402 WAC may use these units.

(1) Absorbed dose. The unit of absorbed dose is the gray (Gy) which is equal to 1 joule per kilogram. One rad is equal to 1×10^{-2} gray. A submultiple is the milligray (mGy).

(2) Dose equivalent. The unit of dose equivalent is the sievert (Sv) which is equal to 1 joule per kilogram as modified by the quality factor. One rem is equal to 1×10^{-2} sievert. A submultiple is the millisievert (mSv).

(3) Exposure. The unit of exposure is the coulombs per kilogram (C/kg). One roentgen is equal to 2.58×10^{-4} coulombs per kilogram of dry air. Multiples of this unit are the millicoulomb per kilogram (mC/kg) and the microcoulomb per kilogram (uC/kg) of dry air.

(4) Radioactivity. The unit of measurement of radioactivity is the becquerel (Bq) and is equal to one transformation per second. One curie is equal to 3.7×10^{10} becquerels. Multiples are megabecquerel (MBq) and gigabecquerel (GBq).

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-16-210 PURPOSE AND SCOPE. (1) This chapter provides for the registration of radiation machine facilities.

(2) For purposes of chapter 402-16 of these regulations, "facility" means the location at which one or more ~~((devices))~~ radiation machines are installed and/or located within one building, vehicle, or under one roof and are under the same administrative control.

(3) In addition to the requirements of this chapter, all registrants are subject to the applicable provisions of other parts of these regulations.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-16-230 APPLICATION FOR REGISTRATION OF RADIATION MACHINE FACILITIES. Each person having a radiation machine facility shall apply for registration of such facility with the department within ~~((30))~~ thirty days following the effective date of these regulations or thereafter ~~((prior to))~~ thirty days after the initial operations of a radiation machine facility. Application for registration shall be completed on forms furnished by the department or on similar forms and ~~((shall contain))~~ containing all the information required by the department form and accompanying instructions.

NEW SECTION

WAC 402-16-232 ISSUANCE OF NOTICE OF REGISTRATION. Upon a determination that an application meets WAC 402-16-230 of the registration regulations, the department shall issue a notice of registration.

NEW SECTION

WAC 402-16-234 EXPIRATION OF NOTICE OF REGISTRATION. Except as provided by WAC 402-16-238(2) each notice of registration shall expire at the end of the day on the date stated therein.

NEW SECTION

WAC 402-16-238 RENEWAL OF NOTICE OF REGISTRATION. (1) Application for renewal of registration shall be filed in accordance with WAC 402-16-230 at least thirty days prior to the expiration date.

(2) In any case in which a registrant not less than thirty days prior to the expiration of his existing notice of registration has filed an application in proper form for renewal, such existing notice of registration shall not expire until the application status has been determined by the department.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-16-240 SEPARATE LOCATIONS. A single registration form may be used to include several ~~((locations))~~ facilities provided such ~~((locations))~~ facilities are under the ownership or administrative control of the registrant and are within one small geographic complex. Where, as a routine part of the normal conduct of business, registrable items are moved between or among such locations, the registrant will so indicate at the time of registration. Each registrant shall name one or more designated persons, preferably one for each location where the registrant is not normally present, who may be contacted by the department with respect to the requirements for registration.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-16-250 REPORT OF CHANGES. The registrant shall notify the department in writing before making any change which would render the information contained in the Application for Registration and/or Notice of Registration no longer accurate. Notifications shall be sent to Radiation Control Section, Mail Stop LD-11, Olympia, WA 98504.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-16-270 TRANSFEROR, ASSEMBLER, OR INSTALLER OBLIGATION. (1) Any person who sells, leases, transfers, lends, disposes, assembles, or installs radiation machines in this state shall notify the department within ~~((15))~~ thirty days of:

- ~~((1))~~ (a) The name and address of persons who have received these machines;
- ~~((2))~~ (b) The manufacturer, model, and serial number of the master control of each radiation machine transferred; and
- ~~((3))~~ (c) The date of transfer of each radiation machine.
- ~~((4))~~ (2) No person shall make, sell, lease, transfer, lend or install ~~((X-ray or fluoroscopic equipment))~~ radiation machines or the accessories used in connection with such ~~((equipment))~~ machines unless such accessories and equipment, when properly placed in operation and properly used, will meet the requirements of these regulations.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-16-280 OUT-OF-STATE RADIATION MACHINES. (1) Whenever any radiation machine is to be brought into the state, for any temporary use, the person proposing to bring such machine into the state shall give written notice to the department at least three working days before such machine is to be used in the state. The notice shall include the type of radiation machine; the nature, duration, and scope of use; and the exact location(s) where the radiation machine is to be used. If for a specific case the three working-day period would impose an undue hardship, the person may, upon application to the department, obtain permission to proceed sooner.

- (2) In addition the out-of-state person shall:
 - (a) Comply with all applicable regulations of the department.
 - (b) Supply the department such other information as the department may reasonably request.
 - (c) Not operate within the state on a temporary basis in excess of one hundred eighty calendar days per year. If operation in excess of one hundred eighty calendar days is desired, standard registration procedures are required (see WAC 402-16-230).

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-190 EXEMPTIONS. (1) Source material.

(a) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses, owns, or transfers source material in any chemical mixture, compound, solution or alloy in which the source material is by weight less than 1/20 of one percent (0.05 percent) of the mixture, compound, solution, or alloy.

(b) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses or transfers unrefined and unprocessed ore containing source material: PROVIDED, That, except as authorized in a specific license, such person shall not refine or process such ore.

(c) Any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses or transfers:

- (i) Any quantities of thorium contained in:
 - (A) Incandescent gas mantles;
 - (B) Vacuum tubes;
 - (C) Welding rods;
 - (D) Electric lamps for illuminating purposes provided that each lamp does not contain more than fifty milligrams of thorium;
 - (E) Germicidal lamps, sunlamps and lamps for outdoor or industrial lighting provided that each lamp does not contain more than two grams of thorium;
 - (F) Rare earth metals and compounds, mixtures, and products containing not more than 0.25 percent by weight thorium, uranium, or any combination of these; or

- (G) Personnel neutron dosimeters, provided each dosimeter does not contain more than 50 milligrams of thorium;
- (ii) Source material contained in the following products:
 - (A) Glazed ceramic tableware: PROVIDED, That the glaze contains not more than twenty percent by weight source material;
 - (B) Glassware, glass enamel and glass enamel frit containing not more than ten percent by weight source material, but not including commercially manufactured glass brick, pane glass, ceramic tile or other glass, glass enamel or ceramic used in construction; or
 - (C) Piezoelectric ceramic containing not more than two percent by weight source material(~~(-or~~
 - ~~(D) Electron tubes));~~
 - (iii) Photographic film, negatives and prints containing uranium or thorium;
 - (iv) Any finished product or part fabricated of, or containing, tungsten-thorium or magnesium-thorium alloys: PROVIDED, That the thorium content of the alloy does not exceed four percent by weight and that the exemption contained in this subparagraph shall not be deemed to authorize the chemical, physical or metallurgical treatment or processing of any such product or part;
 - (v) Depleted uranium contained in counterweights installed in aircraft, rockets, projectiles and missiles, or stored or handled in connection with installation or removal of such counterweights, provided that:

- (A) The counterweights are manufactured in accordance with a specific license issued by ~~((the department,))~~ the United States Nuclear Regulatory Commission(~~(, or any Agreement State))~~ authorizing distribution by the licensee pursuant to ~~((this subparagraph or equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State))~~ 10 CFR Part 40;
- (B) Each counterweight has been impressed with the following legend clearly legible through any plating or other covering: "DEPLETED URANIUM"*;
- (C) Each counterweight is durably and legibly labeled or marked with the identification of the manufacturer and the statement: "UNAUTHORIZED ALTERATIONS PROHIBITED"*; and
- (D) The exemption contained in this subparagraph shall not be deemed to authorize the chemical, physical or metallurgical treatment or processing of any such counterweight other than repair or restoration of any plating or other covering;

*NOTE: The requirements specified in WAC 402-19-190(1)(c)(v)(B) and (C) need not be met by counterweights manufactured prior to December 31, ~~((1960))~~ 1969: PROVIDED, That such counterweights are impressed with the legend, "CAUTION - RADIOACTIVE MATERIAL - URANIUM", as previously required by the regulations.

(vi) Depleted uranium used as shielding constituting part of any shipping container which is conspicuously and legibly impressed with the legend "CAUTION - RADIOACTIVE SHIELDING - URANIUM" and which meets the specification for containers for radioactive material prescribed in Section 173.394 or 173.395 of 49 CFR Part 173, of the regulations published by the United States Department of Transportation;

(vii) Thorium contained in finished optical lenses: PROVIDED, That each lens does not contain more than thirty percent by weight of thorium, and that the exemption contained in this subparagraph shall not be deemed to authorize either:

- (A) The shaping, grinding or polishing of such lens or manufacturing processes other than the assembly of such lens into optical systems and devices without alteration of the lens; or
- (B) The receipt, possession, use or transfer of thorium contained in contact lenses, or in spectacles, or in eyepieces in binoculars or other optical instruments;

(viii) Uranium contained in detector heads for use in fire-detection units: PROVIDED, That each detector head contains not more than 0.005 microcuries of uranium; or

(ix) Thorium contained in any finished aircraft engine part containing nickel-thoria alloy, provided that:

- (A) The thorium is dispersed in the nickel-thoria alloy in the form of finely divided thoria (thorium dioxide); and

(B) The thorium content in the nickel-thoria alloy does not exceed four percent by weight.

(d) The exemptions in WAC 402-19-190(1)(c) do not authorize the manufacture of any of the products described.

(2) Radioactive material other than source material.

(a) Exempt concentrations.

(i) Except as provided in WAC 402-19-190(2)(a)(ii) any person is exempt from this chapter and chapters 402-21 and 402-22 WAC to the extent that such person receives, possesses, uses, transfers, owns or acquires products or materials containing radioactive material in concentrations not in excess of those listed in WAC 402-19-580, Schedule C.

(ii) No person may introduce radioactive material into a product or material, knowing or having reason to believe, that it will be transferred to persons exempt under WAC 402-19-190(2)(a)(i) or equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State, except in accordance with a specific license issued pursuant to WAC 402-22-110(1) or the general license provided in WAC 402-19-250.

(b) Exempt quantities.

(i) Except as provided in WAC 402-19-190(2)(b)(ii) and (iii) any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires radioactive material in individual quantities each of which does not exceed the applicable quantity set forth in WAC 402-19-550, Schedule B.

(ii) This paragraph, WAC 402-19-190(2)(b), does not authorize the production, packaging or repackaging of radioactive material for purposes of commercial distribution, or the incorporation of radioactive material into products intended for commercial distribution.

(iii) No person may, for purposes of commercial distribution, transfer radioactive material in the individual quantities set forth in WAC 402-19-550, Schedule B, knowing or having reason to believe that such quantities of radioactive material will be transferred to persons exempt under WAC 402-19-190(2)(b) or equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State, except in accordance with a specific license issued by the United States Nuclear Regulatory Commission, pursuant to Section 32.18 of 10 CFR Part 32 or by the department pursuant to WAC 402-22-110(2) which license states that the radioactive material may be transferred by the licensee to persons exempt under WAC 402-19-190(2)(b) or the equivalent regulations of the United States Nuclear Regulatory Commission or any Agreement State.

(c) Exempt items.

(i) Certain items containing radioactive material. Except for persons who apply radioactive material to, or persons who incorporate radioactive material into the following products, any person is exempt from these regulations to the extent that person receives, possesses, uses, transfers, owns or acquires the following products:*

*NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source material or byproduct material whose subsequent possession, use, transfer and disposal by all other persons who are exempted from regulatory requirements may be obtained only from the United States Nuclear Regulatory Commission, Washington, D.C. 20555.

- (A) Timepieces or hands or dials containing not more than the following specified quantities of byproduct material and not exceeding the following specified levels of radiation:
- 25 millicuries of tritium per timepiece;
 - 5 millicuries of tritium per hand;
 - 15 millicuries of tritium per dial (bezels when used shall be considered as part of the dial);
 - 100 microcuries of promethium - 147 per watch or 200 microcuries of promethium - 147 per any other timepiece;
 - 20 microcuries of promethium - 147 per watch hand or 40 microcuries of promethium - 147 per other timepiece hand;
 - 60 microcuries of promethium - 147 per watch dial or 120 microcuries of promethium - 147 per other timepiece dial (bezels when used shall be considered as part of the dial);
- The levels of radiation from hands and dials containing promethium - 147 will not exceed, when measured through 50 milligrams per square centimeter of absorber: For wrist watches, 0.1 millirad per hour at 1 centimeter from any surface;

For pocket watches, 0.1 millirad per hour at 1 centimeter from any surface;

For any other timepiece, 0.2 millirad per hour at 10 centimeters from any surface.

One microcurie of radium-226 per timepiece in timepieces manufactured prior to the effective date of these regulations.

- (B) Lock illuminators containing not more than 15 millicuries of tritium or not more than 2 millicuries of promethium - 147 installed in automobile locks. The levels of radiation from each lock illuminator containing promethium - 147 will not exceed 1 millirad per hour at 1 centimeter from any surface when measured through 50 milligrams per square centimeter of absorber.
- (C) Precision balances containing not more than 1 millicurie of tritium per balance or not more than 0.5 millicurie of tritium per balance part.
- (D) Automobile shift quadrants containing not more than 25 millicuries of tritium.
- (E) Marine compasses containing not more than 750 millicuries of tritium gas and other marine navigational instruments containing not more than 250 millicuries of tritium gas.
- (F) Thermostat dials and pointers containing not more than 25 millicuries of tritium per thermostat.
- (G) Electron tubes: PROVIDED, That each tube does not contain more than one of the following specified quantities of radioactive material:
- (aa) 150 millicuries of tritium per microwave receiver protector tube or 10 millicuries of tritium per any other electron tube;
 - (bb) 1 microcurie of cobalt-60;
 - (cc) 5 microcuries of nickel-63;
 - (dd) 30 microcuries of krypton-85;
 - (ee) 5 microcuries of cesium-137;
 - (ff) 30 microcuries of promethium-147;
 - (gg) 1 microcurie of radium-226(;
 - (hh) ~~1 microcurie of any radioactive material other than source material~~);
- AND PROVIDED FURTHER, That the levels of radiation from each electron tube containing radioactive material does not exceed 1 millirad per hour at 1 centimeter from any surface when measured through 7 milligrams per square centimeter of absorber.*

*NOTE: For purposes of this subdivision, "electron tubes" include spark gap tubes, power tubes, gas tubes including glow lamps, receiving tubes, microwave tubes, indicator tubes, pick-up tubes, radiation detection tubes, and any other completely sealed tube that is designed to conduct or control electrical currents.

- (H) Ionizing radiation measuring instruments containing, for purposes of internal calibration or standardization, a source of radioactive material not exceeding the applicable quantity set forth in WAC 402-19-550, Schedule B.
- (I) Spark gap irradiators containing not more than 1 microcurie of cobalt-60 per spark gap irradiator for use in electrically ignited fuel oil burners having a firing rate of at least three gallons (11.4 liters) per hour.
- (ii) Self-luminous products containing radioactive material(s).
- (A) Tritium, krypton-85 or promethium-147. Except for persons who manufacture, process or produce self-luminous products containing tritium, krypton-85 or promethium-147, any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires tritium, krypton-85 or promethium-147 in self-luminous products manufactured, processed, produced, imported or transferred in accordance with a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.22 of 10 CFR Part 32, which license authorizes the transfer of the product to persons who are exempt from regulatory requirements. The exemption in WAC 402-19-190(2)(c)(ii) does not apply to tritium, krypton-85 or promethium-147 used in products for frivolous purposes or in toys or adornments.

- (B) Radium-226. Any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers or owns articles containing less than 0.1 microcurie of radium-226 which were manufactured prior to the effective date of these regulations.
- (iii) Gas and aerosol detectors containing radioactive material.
- (A) Except for persons who manufacture, process or produce gas and aerosol detectors containing radioactive material, any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires radioactive material in gas and aerosol detectors designed to protect life or property from fires and airborne hazards: PROVIDED, That detectors containing radioactive material shall have been manufactured, imported, or transferred in accordance with a specific license issued by the United States Nuclear Regulatory Commission* or an Agreement State, pursuant to Section 32.26 of 10 CFR Part 32, or ((equivalent)) licensing state, which authorizes the transfer of the detectors to persons who are exempt from regulatory requirements.

*NOTE: Authority to transfer possession or control by the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source material or byproduct material whose subsequent possession, use, transfer and disposal by all other persons are exempted from regulatory requirements may be obtained only from the United States Nuclear Regulatory Commission, Washington, D.C. 20555.

- (B) Gas and aerosol detectors previously manufactured and distributed to general licensees in accordance with a specific license issued by an Agreement State shall be considered exempt under WAC 402-19-190(2)(c)(iii)(A): PROVIDED, That the device is labeled in accordance with the specific license authorizing distribution of the general licensed device: AND PROVIDED FURTHER, That they meet the requirements of WAC 402-22-110(3).
- (C) Gas and aerosol detectors containing naturally occurring and accelerator-produced radioactive material (NARM) previously manufactured and distributed in accordance with a specific license issued by a Licensing State shall be considered exempt under WAC 402-19-190(2)(c)(iii)(A): PROVIDED, That the device is labeled in accordance with the specific license authorizing distribution of the generally licensed device, and provided further that they meet the requirements of WAC 402-22-110(3).
- (iv) Resins containing scandium-46 and designed for sand consolidation in oil wells. Any person is exempt from these regulations to the extent that such person receives, possesses, uses, transfers, owns or acquires synthetic plastic resins containing scandium-46 which are designed for sand consolidation in oil wells. Such resins shall have been manufactured or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission or shall have been manufactured in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer of such resins pursuant to licensing requirements equivalent to those in Sections 32.16 and 32.17 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission. This exemption does not authorize the manufacture of any resins containing scandium-46.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-250 RECIPROCAL RECOGNITION OF LICENSES. (1) Subject to these regulations, any person who holds a specific license from the United States Nuclear Regulatory Commission or any Agreement State, and issued by the agency having jurisdiction where the licensee maintains an office for directing the licensed activity and at which radiation safety records are normally maintained, is hereby granted a general license to conduct the activities authorized in such licensing document within this state for a period not in excess of one hundred eighty days in any calendar year provided that:

- (a) The licensing document does not limit the activity authorized by such document to specified installations or locations;
- (b) The out-of-state licensee notifies the department in writing at least three days prior to engaging in such activity. Such notification shall indicate the location, period, and type of proposed possession and

use within the state, and shall be accompanied by a copy of the pertinent licensing document. If, for a specific case, the three-day period would impose an undue hardship on the out-of-state licensee, the licensee may, upon application to the department, obtain permission to proceed sooner. The department may waive the requirement for filing additional written notifications during the remainder of the calendar year following the receipt of the initial notification from a person engaging in activities under the general license provided in this subsection;

(c) The out-of-state licensee complies with all applicable regulations of the department and with all the terms and conditions of the licensing document, except any such terms and conditions which may be inconsistent with applicable regulations of the department;

(d) The out-of-state licensee supplies such other information as the department may request; and

(e) The out-of-state licensee shall not transfer or dispose of radioactive material possessed or used under the general license provided in this subsection except by transfer to a person:

(i) Specifically licensed by the department or by the United States Nuclear Regulatory Commission or an Agreement State to receive such material; or

(ii) Exempt from the requirements for a license for such material under WAC 402-19-190(2)(a).

(2) Notwithstanding the provisions of subsection (1) of this section, any person who holds a specific license issued by the United States Nuclear Regulatory Commission or an Agreement State authorizing the holder to manufacture, transfer, install, or service a device described in WAC 402-21-050(4) within the areas subject to the jurisdiction of the licensing body is hereby granted a general license to install, transfer, demonstrate or service a device in this state provided that:

(a) Such person shall file a report with the department within thirty days after the end of each calendar quarter in which any device is transferred to or installed in this state. Each such report shall identify each general licensee to whom such device is transferred by name and address, the type of device transferred, and the quantity and type of radioactive material contained in the device;

(b) The device has been manufactured, labeled, installed, and serviced in accordance with applicable provisions of the specific license issued to such person by the United States Nuclear Regulatory Commission or an Agreement State;

(c) Such person shall assure that any labels required to be affixed to the device under regulations of the authority which licensed manufacture of the device bear a statement that "Removal of this label is prohibited"; and

(d) The holder of the specific license shall furnish to each general licensee to whom such device is transferred or on whose premises such device is installed a copy of the general license contained in WAC 402-21-050(4).

(3) The department may withdraw, limit, or qualify its acceptance of any specific license or equivalent licensing document issued by another agency, or any product distributed pursuant to such licensing document, upon determining that such action is necessary in order to prevent undue hazard to public health and safety or property.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-300 TERMS AND CONDITIONS OF LICENSES. (1) Each license issued pursuant to this part shall be subject to all the provisions of the act, as now or hereafter in effect, and to all rules, regulations, and orders of the department.

(2) No license issued or granted under chapters 402-21 and 402-22 WAC and no right to possess or utilize radioactive material granted by any license issued pursuant to chapters 402-21 and 402-22 WAC shall be transferred, assigned, or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person unless the department shall, after securing full information find that the transfer is in accordance with the provisions of the act, and shall give its consent in writing.

(3) Each person licensed by the department pursuant to chapters 402-21 and 402-22 WAC shall confine his use and possession of the material licensed to the locations and purposes authorized in the license.

(4) Each licensee shall notify the department in writing when the licensee decides to permanently discontinue all activities involving materials authorized under the license. This notification requirement applies only to all specific licenses issued under chapter 402-22 WAC.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-400 TRANSFER OF MATERIAL. (1) No licensee shall transfer radioactive material except as authorized pursuant to this section.

(2) Except as otherwise provided in the license and subject to the provisions of this section, any licensee may transfer radioactive material:

(a) To the department*;

(b) To the United States Department of Energy (~~(, the United States Nuclear Regulatory Commission, the United States Environmental Protection Agency, or any other authorized agency of the federal government)~~);

(c) To any person exempt from the regulations in this part to the extent permitted under such exemption;

(d) To any person authorized to receive such material under terms of a general license or its equivalent, or a specific license or equivalent licensing document, issued by the department, the United States Nuclear Regulatory Commission, any Agreement State or any Licensing State, or to any person otherwise authorized to receive such material by the federal government or any agency thereof, the department, any Agreement State or any Licensing State; or

(e) As otherwise authorized by the department in writing.

(3) Before transferring radioactive material to a specific licensee of the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State, or to a general licensee who is required to register with the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State prior to receipt of the radioactive material, the licensee transferring the material shall verify that the transferee's license authorizes the receipt of the type, form, and quantity of radioactive material to be transferred.

(4) The following methods for the verification required by WAC 402-19-400(3) are acceptable:

(a) The transferor may obtain for possession, and read, a current copy of the transferee's specific license or registration certificate;

(b) The transferor may obtain for possession a written certification by the transferee that the transferee is authorized by license or registration certificate to receive the type, form, and quantity of radioactive material to be transferred, specifying the license or registration certificate number, issuing agency, and expiration date;

*A licensee may transfer material to the department only after receiving prior approval from the department.

(c) For emergency shipments the transferor may accept oral certification by the transferee that the transferee is authorized by license or registration certificate to receive the type, form, and quantity of radioactive material to be transferred, specifying the license or registration certificate number, issuing agency, and expiration date: PROVIDED, That the oral certification is confirmed in writing within ten days;

(d) The transferor may obtain other sources of information compiled by a reporting service from official records of the department, the United States Nuclear Regulatory Commission, the licensing agency of an Agreement State or a Licensing State as to the identity of licensees and the scope and expiration dates of licenses and registration; or

(e) When none of the methods of verification described in subsection (4) of this section are readily available or when a transferor desires to verify that information received by one of such methods is correct or up-to-date, the transferor may obtain and record confirmation from the department, the United States Nuclear Regulatory Commission, or the licensing agency of an Agreement State or a Licensing State that the transferee is licensed to receive the radioactive material.

(5) Preparation for shipment and transport of radioactive material shall be in accordance with the provisions of WAC 402-19-500.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-19-500 ((PREPARATION OF RADIOACTIVE MATERIAL FOR TRANSPORT)) TRANSPORTATION. ~~((+)) No licensee shall deliver any radioactive material to a carrier* for transport unless:~~

*NOTE: For the purpose of this regulation, a licensee who transports the licensee's own material as a private carrier must comply

with the same regulations which bind the carrier unless exempted under WAC 402-21-100 and is considered to have delivered such material to a carrier for transport:

(a) The licensee complies with the applicable requirements of the regulations, appropriate to the mode of transport of the United States Department of Transportation insofar as such regulations relate to the packing of radioactive material, and to the monitoring, marking and labeling of those packages;

(b) The licensee has established procedures for opening and closing packages in which radioactive material is transported to provide safety and to assure that, prior to the delivery to a carrier for transport, each package is properly closed for transport;

(c) Prior to delivery of a package to a carrier for transport, the licensee shall assure that any special instructions needed to safely open the package are sent to, or have been available to the consignee;

(d) A licensee who transports his own material as a private carrier must placard his vehicle according to the United States Department of Transportation regulations; and

(e) In addition to the requirements of the United States Department of Transportation, each package of Type A or Type B quantity radioactive material prepared for shipment must have the innermost container labeled as to the isotope, chemical form, number of curies or subunits thereof, and date of determination of activity and each innermost container shall be tested to assure that the container is properly sealed and that excessive contamination is not present prior to transportation. This requirement does not apply to properly packaged shipments of radioactive waste consigned to a commercial low level waste burial facility.

~~(2) Subsection (1) of this section shall not apply to the transportation of licensed material, or to the delivery of licensed material to a carrier for transport, where such transportation is subject to the regulations of the United States Department of Transportation or the United States Postal Service:)) (1) Transportation of radioactive material. No person shall deliver radioactive material to a carrier for transport or transport radioactive material except as authorized in a general or specific license issued by the department or as exempted in WAC 402-19-500(2).~~

(2) Exemptions.

(a) Common and contract carriers, freight forwarders, and warehousemen who are subject to the rules and regulations of the United States Department of Transportation (49 CFR Parts 171 and 173-178) or the United States Postal Service (39 CFR Parts 14 and 15) are exempt from WAC 402-19-500 to the extent that they transport or store radioactive material in the regular course of their carriage for another or storage incident thereto. Common and contract carriers who are not subject to the rules and regulations of the United States Department of Transportation or United States Postal Service are subject to WAC 402-19-500.

(b) Physicians, as defined in WAC 402-12-051, are exempt from the requirements of WAC 402-19-500 only to the extent that they transport radioactive material for emergency use in the practice of medicine.

(c) Specific licensees are exempt from WAC 402-19-500 to the extent that they deliver to a carrier for transport packages each of which contains no radioactive material having a specific activity in excess of 0.002 microcurie per gram.

(d) Any licensee who delivers radioactive material to a carrier for transport, where such transport is subject to the regulations of the United States Postal Service, is exempt from the provisions of WAC 402-19-500.

(3) Intrastate transport.

(a) A general license is hereby issued to any common or contract carrier to transport and store radioactive material in the regular course of their carriage for another or storage incident thereto, provided the transportation and storage is in accordance with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation.

(b) A general license is hereby issued to any private carrier to transport radioactive material, provided the transportation is in accordance with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation insofar as such regulations relate to the loading and storage of packages, placarding of the transporting vehicle, and incident reporting.¹

(c) Persons who transport radioactive material pursuant to the general licenses in WAC 402-19-500(3)(a) or (b) are exempt from the

requirements of chapters 402-24 and 402-48 WAC of these regulations to the extent that they transport radioactive material.

(4) Preparation of radioactive material for transport. A general license is hereby issued to deliver radioactive material to a carrier for transport provided that:

(a) The licensee complies with the applicable requirements of the regulations, appropriate to the mode of transport, of the United States Department of Transportation insofar as such regulations relate to the packaging of radioactive material, and to the monitoring, marking and labeling of those packages.

(b) The licensee has established procedures for opening and closing packages in which radioactive material is transported to provide safety and to assure that, prior to the delivery to a carrier for transport, each package is properly closed for transport.

(c) Prior to delivery of a package to a carrier for transport, the licensee shall assure that any special instructions needed to safely open the package are sent to or have been made available to the consignee.

(d) In addition to the requirements of the United States Department of Transportation, each package of Type A or Type B quantity radioactive material prepared for shipment must have the innermost container labeled as to the isotope, chemical form, number of curies or subunits thereof, and date of determination of activity and each innermost container shall be tested to assure that the container is properly sealed and that excessive contamination is not present prior to transportation. This requirement does not apply to properly packaged shipments of radioactive waste consigned to a commercial low level waste burial facility.

¹Any notification of incidents referred to in those requirements shall be filed with, or made to, the department.

²For the purpose of this regulation, a licensee who transports his own licensed material as a private carrier is considered to have delivered such material to a carrier for transport.

AMENDATORY SECTION (Amending Order 1481, filed 1/21/80)

WAC 402-19-530 REQUIREMENTS FOR USERS OF THE WASHINGTON COMMERCIAL LOW-LEVEL WASTE DISPOSAL SITE. (1) Purpose and scope. Each generator/shipper and each broker of low-level radioactive waste shall have a site use permit prior to the disposal of such wastes at any commercial low-level radioactive waste burial site located in the state of Washington. The term "broker" as used in these regulations shall mean any person who acts as an agent or intermediary for a generator/shipper or another person collecting and/or agreeing to arrange for the transport of radioactive waste generated by others, provided it shall not include a carrier whose sole function is to transport low-level radioactive waste.

(2) Site use permit.

(a) Filing application for site use permit.

(i) Application for a site use permit shall be filed on departmental form RHF-30 or a clear legible record containing all the information required on that form including but not limited to: U.S. nuclear regulatory commission or agreement state license number, name of company, address, 24-hour telephone number, and contact person.

(ii) Each application shall be signed by the applicant or a person duly authorized to act for or on the applicant's behalf.

(b) A site use permit must be obtained before disposal of low-level radioactive waste at any waste burial site is permitted (~~except as specified in subdivision (2)(c) of this section~~).

(c) (~~Until September 30, 1980, a generator/shipper or broker may be permitted to use a low-level waste disposal site by submitting in writing an intent to apply for a permit.~~)

(~~d~~) Each permit shall be renewed annually.

(~~e~~) (d) Revocation of permit.

(i) The failure of one or more packages in a shipment of waste to be in compliance with the requirements of Title 402 WAC, the U.S. nuclear regulatory commission, or the U.S. department of transportation, may cause the revocation of this use permit for the responsible waste generator/shipper or broker. Failure to comply with the requirements in the preceding sentence may bar the acceptance of any other or subsequent shipment by the same generator/shipper or broker at the site.

(ii) The site use permit may be revoked for a specific generator/shipper or broker if a refusal to accept one or more of the shipments has been made by any other licensed commercial low-level waste burial site within the United States.

(iii) The site use permit may be reinstated provided the generator/shipper or broker submits documentation approved by the department describing its quality assurance program to achieve compliance for future shipments.

(3) Waste shipment certification. A low-level radioactive waste shipment certification shall be required to accompany each shipment of radioactive waste to the licensed low-level waste burial site. The certification shall be submitted at the burial site to the department of social and health services or its designee and must be judged to be properly executed prior to acceptance of the waste by the site operator. The certification shall be on departmental form RHF-31 or a clear legible record containing all the information required in that form, or the certification form provided for in executive order EO79-09. The information shall include but is not limited to name of company, volume of waste in shipment, shipment number, permit number (when issued), and date.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-21-030 GENERAL LICENSES—SOURCE MATERIAL. (1) A general license is hereby issued authorizing use, possession, and transfer of not more than fifteen pounds of source material at any one time by persons in the following categories:

(a) Pharmacists using the source material solely for the (~~compounding~~) preparation of medicinal(~~s~~) compounds;

(b) Physicians using the source material for medicinal purposes;

(c) Persons receiving possession of source material from pharmacists and physicians in the form of medicinals or drugs;

(d) Commercial and industrial firms, and research, educational, and medical institutions, and state and local government agencies for research, development, educational, operational, or commercial purposes; And provided, that no such person shall, pursuant to this general license, receive more than a total of one hundred fifty pounds of source material in any one calendar year.

(2) Persons who receive, possess, use, or transfer source material pursuant to the general license issued in subsection (1) of this section are exempt from the provisions of chapters 402-24 and 402-48 WAC to the extent that such receipt, possession, use, or transfer is within the terms of such general license: PROVIDED, HOWEVER, That this exemption shall not be deemed to apply to any such person who is also in possession of source material under a specific license issued pursuant to chapter 402-22 WAC.

(3) A general license is hereby issued authorizing the receipt of title to source material without regard to quantity. This general license does not authorize any person to receive, possess, use, or transfer source material.

(4) Depleted uranium in industrial products and devices.

(a) A general license is hereby issued to receive, acquire, possess, use, or transfer, in accordance with the provisions of paragraphs (4)(b), (c), (d), and (e) of this section, depleted uranium contained in industrial products or devices for the purpose of providing a concentrated mass in a small volume of the product or device.

(b) The general license in paragraph (4)(a) of this section applies only to industrial products or devices which have been manufactured either in accordance with a specific license issued to the manufacturer of the products or devices pursuant to WAC 402-22-110(13) or in accordance with a specific license issued to the manufacturer by the United States Nuclear Regulatory Commission or an Agreement State which authorizes manufacture of the products or devices for distribution to persons generally licensed by the United States Nuclear Regulatory Commission or an Agreement State.

(c)(i) Persons who receive, acquire, possess, or use depleted uranium pursuant to the general license established by paragraph (4)(a) of this section shall file Department Form RHF-20 "Registration Certificate - Use of Depleted Uranium Under General License," with the department. The form shall be submitted within thirty days after the first receipt or acquisition of such depleted uranium. The registrant shall furnish on Department Form RHF-20 the following information and such other information as may be required by that form:

(A) Name and address of the registrant;

(B) A statement that the registrant has developed and will maintain procedures designed to establish physical control over the depleted uranium described in paragraph (4)(a) of this section and designed to prevent transfer of such depleted uranium in any form, including metal scrap, to persons not authorized to receive the depleted uranium; and

(C) Name and/or title, address, and telephone number of the individual duly authorized to act for and on behalf of the registrant in supervising the procedures identified in item (4)(c)(i)(B) of this section.

(ii) The registrant possessing or using depleted uranium under the general license established by paragraph (4)(a) of this section shall report in writing to the department any changes in information previously furnished on the "Registration Certificate - Use of Depleted Uranium Under General License." The report shall be submitted within thirty days after the effective date of such change.

(d) A person who receives, acquires, possesses, or uses depleted uranium pursuant to the general license established by paragraph (4)(a) of this section:

(i) Shall not introduce such depleted uranium, in any form, into a chemical, physical, or metallurgical treatment or process, except a treatment or process for repair or restoration of any plating or other covering of the depleted uranium.

(ii) Shall not abandon such depleted uranium.

(iii) Shall transfer or dispose of such depleted uranium only by transfer in accordance with the provision of chapter 402-19 WAC. In the case where the transferee receives the depleted uranium pursuant to the general license established by paragraph (4)(a) of this section the transferor shall furnish the transferee a copy of this regulation and a copy of Department Form RHF-20.

In the case where the transferee receives the depleted uranium pursuant to a general license contained in the United States Nuclear Regulatory Commission's or Agreement State's regulation equivalent to paragraph (4)(a) of this section the transferor shall furnish the transferee a copy of this regulation and a copy of Department Form RHF-20 accompanied by a note explaining that use of the product or device is regulated by the United States Nuclear Regulatory Commission or Agreement State under requirements substantially the same as those in this regulation.

(iv) Shall maintain and make available to the department upon request the name and address of the person receiving the depleted uranium pursuant to such transfer.

(v) Shall not export such depleted uranium except in accordance with a license issued by the United States Nuclear Regulatory Commission pursuant to 10 CFR Part 110.

(e) Any person receiving, acquiring, possessing, using, or transferring depleted uranium pursuant to the general license established by paragraph (4)(a) of this section is exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations with respect to the depleted uranium covered by that general license.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-21-050 GENERAL LICENSES*—RADIOACTIVE MATERIAL OTHER THAN SOURCE MATERIAL.

*NOTE: Different general licenses are issued in this section, each of which has its own specific conditions and requirements.

(1) Certain devices and equipment. A general license is hereby issued to transfer, receive, acquire, own, possess, and use radioactive material incorporated in the following devices or equipment which have been manufactured, tested and labeled by the manufacturer in accordance with a specific license issued to the manufacturer by the United States Nuclear Regulatory Commission for use pursuant to Section 31.3 of 10 CFR Part 31. This general license is subject to the provisions of WAC 402-12-080 through 402-12-140, chapters 402-19, 402-24** and 402-48 WAC of these regulations.

(a) Static elimination device. Devices designed for use as static eliminators which contain, as a sealed source or sources, radioactive material consisting of a total of not more than 500 microcuries of polonium-210 per device.

(b) Ion generating tube. Devices designed for ionization of air which contain, as a sealed source or sources, radioactive material consisting of a total of not more than 500 microcuries of polonium-210 per device or a total of not more than 50 millicuries of hydrogen-3 (tritium) per device.

**Attention is directed particularly to the provisions of chapter 402-24 WAC of these regulations which relate to the labeling of containers.

(2) Reserved.

(3) Reserved.

(4) Certain measuring, gauging or controlling devices.

(a) A general license is hereby issued to commercial and industrial firms and research, educational and medical institutions, individuals in the conduct of their business, and state or local government agencies to

own, acquire, receive, possess, use or transfer, in accordance with the provisions of paragraphs (4)(b), (c), and (d) of this section, radioactive material excluding special nuclear (~~and source~~) material contained in devices designed and manufactured for the purpose of detecting, measuring, gauging or controlling thickness, density, level, interface location, radiation, leakage, or qualitative or quantitative chemical composition, or for producing light or an ionized atmosphere.

(b) The general license in paragraph (4)(a) of this section applies only to radioactive material contained in devices which have been manufactured and labeled in accordance with the specifications contained in a specific license issued by the department pursuant to WAC 402-22-110(4) or in accordance with the Nuclear Regulatory Commission, an Agreement State or a Licensing State, which authorizes distribution of devices to persons generally licensed by the United States Nuclear Regulatory Commission, an Agreement State or Licensing State**.

**NOTE: Regulations under the Federal Food, Drug, and Cosmetic Act authorizing the use of radioactive control devices in food production require certain additional labeling thereon which is found in Section 179.21 of 21 CFR Part 179.

(c) Any person who owns, acquires, receives, possesses, uses or transfers radioactive material (~~excluding special nuclear and source material~~) in a device pursuant to the general license in paragraph (a) of this subsection:

(i) Shall assure that all labels affixed to the device at the time of receipt and bearing a statement that removal of the label is prohibited are maintained thereon and shall comply with all instructions and precautions provided by such labels;

(ii) Shall assure that the device is tested for leakage of radioactive material and proper operation of the on-off mechanism and indicator, if any, at no longer than six-month intervals or at such other intervals as are specified in the label, however:

(A) Devices containing only krypton need not be tested for leakage of radioactive material; and

(B) Devices containing only tritium or not more than 100 microcuries of other beta and/or gamma emitting material or 10 microcuries of alpha emitting material and devices held in storage in the original shipping container prior to initial installation need not be tested for any purpose;

(iii) Shall assure that the tests required by item (4)(c)(ii) of this section and other testing, installation, servicing, and removal from installation involving the radioactive materials, its shielding or containment, are performed:

(A) In accordance with the instructions provided by the labels; or

(B) By a person holding a specific license from the department or from the United States Nuclear Regulatory Commission or from any Agreement State to perform such activities;

(iv) Shall maintain records showing compliance with the requirements of items (4)(c)(ii) and (iii) of this section. The records shall show the results of tests. The records also shall show the dates of performance and the names of persons performing, testing, installation, servicing, and removal from installation concerning the radioactive material, its shielding or containment. Records of tests for leakage of radioactive material required by item (4)(c)(ii) of this section shall be maintained for one year after the next required leak test is performed or the sealed source is transferred or disposed. Records of tests of the on/off mechanism and indicator required by item (4)(c)(ii) of this section shall be maintained for one year after the next required test of the on/off mechanism and indicator is performed or the sealed source is transferred or disposed. Records of other testing, installation, servicing, and removal from installation required by item (4)(c)(iii) of this section shall be maintained for a period of two years from the date of the recorded event or until the device is transferred or disposed;

(v) Upon the occurrence of a failure of or damage to, or any indication of a possible failure of or damage to, the shielding of the radioactive material or the on/off mechanism or indicator, or upon the detection of 0.005 microcuries or more removable radioactive material, shall immediately suspend operation of the device until it has been repaired by the manufacturer or other person holding a specific license from the department, the United States Nuclear Regulatory Commission, or from an Agreement State to repair such devices, or disposed by transfer to a person authorized by a specific license to receive the radioactive material (~~excluding special nuclear and source material~~)

contained in the device and, within thirty days, furnish to the department a report containing a brief description of the event and the remedial action taken;

(vi) Shall not abandon the device containing radioactive material (~~(excluding special nuclear and source material)~~);

(vii) Except as provided in item (4)(c)(viii) of this section, shall transfer or dispose the device containing radioactive material (~~(excluding special nuclear and source material)~~) only by transfer to a person holding a specific license of the department, the United States Nuclear Regulatory Commission, or an Agreement State, or a Licensing State whose specific license authorizes the person to receive the device and within thirty days after transfer of a device to a specific licensee shall furnish to the department a report containing identification of the device by manufacturer's name and model number and the name and address of the person receiving the device. No report is required if the device is transferred to the specific licensee in order to obtain a replacement device;

(viii) Shall transfer the device to another general licensee only:

(A) Where the device remains in use at a particular location. In such case, the transferor shall give the transferee a copy of this subsection and any safety documents identified in the label of the device and within thirty days of the transfer, report to the department the manufacturer's name and model number of device transferred, the name and address of the transferee, and the name and/or position of an individual who may constitute a point of contact between the department and the transferee; or

(B) Where the device is held in storage in the original shipping container at its intended location of use prior to initial use by a general licensee.

(ix) Shall comply with the provisions of WAC 402-24-180 and 402-24-190 for reporting radiation incidents, theft or loss of licensed material, but shall be exempt from the other requirements of chapters 402-24 and 402-48 WAC.

(d) The general license in paragraph (4)(a) of this section does not authorize the manufacture, import or export of devices containing radioactive material (~~(excluding special nuclear and source material)~~).

(e) The general license provided in subsection (4) of this section is subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500.

(5) Luminous safety devices for aircraft.

(a) A general license is hereby issued to own, receive, acquire, possess and use tritium or promethium-147 contained in luminous safety devices for use in aircraft, provided:

(i) Each device contains not more than 10 curies of tritium or 300 millicuries of promethium-147; and

(ii) Each device has been manufactured, assembled or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission, or each device has been manufactured or assembled in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer or assembler of such device pursuant to licensing requirements equivalent to those in Section 32.53 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission.

(b) Persons who own, receive, acquire, possess or use luminous safety devices pursuant to the general license in subsection (5) of this section are exempt from the requirements of chapters 402-24 and 402-48 WAC except that they shall comply with the provisions of WAC 402-24-180 and 402-24-190.

(c) This general license does not authorize the manufacture, assembly, or repair of luminous safety devices containing tritium or promethium-147.

(d) This general license does not authorize the ownership, receipt, acquisition, possession or use of promethium-147 contained in instrument dials.

(e) This general license is subject to the provisions of WAC 402-12-080 through 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500.

(6) Ownership of radioactive material. A general license is hereby issued to own radioactive material without regard to quantity. Notwithstanding any other provisions of this chapter, this general license does not authorize the manufacture, production, transfer, receipt, possession or use of radioactive material.

(7) Calibration and reference sources.

(a) A general license is hereby issued to those persons listed below to own, receive, acquire, possess, use and transfer, in accordance with

the provisions of paragraphs (7)(d) and (e) of this section, americium-241 in the form of calibration or reference sources:

(i) Any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material; (~~and~~) or

(ii) Any person who holds a specific license issued by the United States Nuclear Regulatory Commission which authorizes that person to receive, possess, use and transfer special nuclear material.

(b) A general license is hereby issued to own, receive, possess, use and transfer plutonium in the form of calibration or reference sources in accordance with the provisions of paragraphs (7)(d) and (e) of this section to any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material.

(c) A general license is hereby issued to own, receive, possess, use and transfer radium-226 in the form of calibration or reference sources in accordance with the provisions of paragraphs (7)(d) and (e) of this section to any person who holds a specific license issued by the department which authorizes that person to receive, possess, use and transfer radioactive material.

(d) The general licenses in paragraphs (7)(a), (b) and (c) of this section apply only to calibration or reference sources which have been manufactured in accordance with the specifications contained in a specific license issued to the manufacturer or importer of the sources by the United States Regulatory Commission pursuant to Section 32.57 of 10 CFR Part 32 or Section 70.39 of 10 CFR Part 70 or which have been manufactured in accordance with the specifications contained in a specific license issued to the manufacturer by the department or any Agreement State pursuant to licensing requirements equivalent to those contained in Section 32.57 of 10 CFR Part 32 or Section 70.39 of 10 CFR Part 70 of the regulations of the United States Nuclear Regulatory Commission.

(e) The general licenses provided in paragraphs (7)(a), (b) and (c) are subject to the provisions of WAC 402-12-080 through 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, 402-19-500, chapters 402-24 and 402-48 WAC.

In addition, persons who own, receive, acquire, possess, use or transfer one or more calibration or reference sources pursuant to these general licenses:

(i) Shall not possess at any one time, at any one location of storage or use, more than 5 microcuries of americium-241 and 5 microcuries of plutonium in such sources and 5 microcuries of radium-226;

(ii) Shall not receive, possess, use or transfer such source unless the source, or the storage container, bears a label which includes one of the following statements or a substantially similar statement which contains the information called for in the following statement:

(A) The receipt, possession, use and transfer of this source, Model, Serial No., are subject to a general license and the regulations of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority. Do not remove this label.

CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS (AMERICIUM-241). (PLUTONIUM)*. DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE

.....
Name of manufacturer or importer

*NOTE: Showing only the name of the appropriate material.

(B) The receipt, possession, use and transfer of this source, Model, Serial No., are subject to a general license and the regulations of any Licensing State. Do not remove this label.

CAUTION - RADIOACTIVE MATERIAL - THIS SOURCE CONTAINS RADIUM-226. DO NOT TOUCH RADIOACTIVE PORTION OF THIS SOURCE.

.....
Name of manufacturer or importer

(iii) Shall not transfer, abandon, or dispose of such source except by transfer to a person authorized by a license from the department, the United States Nuclear Regulatory Commission, or an Agreement State to receive the source;

(iv) Shall store such source, except when the source is being used, in a closed container adequately designed and constructed to contain americium-241, plutonium, or radium-226 which might otherwise escape during storage; and

(v) Shall not use such source for any purpose other than the calibration of radiation detectors or the standardization of other sources.

(f) These general licenses do not authorize the manufacture of calibration or reference sources containing americium-241, plutonium, or radium-226.

(8) ((Medical diagnostic uses.)*

*NOTE: WAC 402-22-110(7) requires manufacturers of radiopharmaceuticals which are under the general license in this paragraph to affix a certain identifying label to the container or in the leaflet or brochure which accompanies the radiopharmaceutical. The New Drug provisions of the Federal Food, Drug, and Cosmetic Act also govern the availability and use of any specific diagnostic drugs in interstate commerce.

(a) A general license is hereby issued to any physician to receive, possess, transfer or use radioactive material set forth below for the stated diagnostic uses: PROVIDED, HOWEVER, That the use is in accordance with the provision of paragraphs (8)(b), (c) and (d) of this section, the radioactive material is in the form of capsules, disposable syringes, or other prepackaged individual doses; and the radioactive material has been manufactured in accordance with a specific license issued by the department pursuant to WAC 402-22-110(7) or by the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State pursuant to equivalent regulations authorizing distribution to persons generally licensed pursuant to WAC 402-22-110(7) or its equivalent:

(i) Iodine-131 as sodium iodide (Na^{131}I) for measurement of thyroid uptake;

(ii) Iodine-131 as iodinated human serum albumin (HISA) for determinations of blood and blood plasma volume;

(iii) Iodine-125 as iodinated human serum albumin (HISA) for determinations of blood and blood plasma volume;

(iv) Cobalt-57 for the measurement of intestinal absorption of cyanocobalamin;

(v) Cobalt-58 for the measurement of intestinal absorption of cyanocobalamin;

(vi) Cobalt-60 for the measurement of intestinal absorption of cyanocobalamin; and

(vii) Chromium-51 as sodium radiochromate for determination of red blood cell volumes and studies of red blood cell survival time.

(b) No physician shall receive, possess, use or transfer radioactive material pursuant to the general license established by paragraph (8)(a) of this section until he has filed Department Form RHF-21 "Certificate - Medical Use of Radioactive Material Under General License" with the department and received from the department a validated copy of the Department Form RHF-21 with certification number assigned. The generally licensed physician shall furnish on Department Form RHF-21 the following information and such other information as may be required by the form:

(i) Name and address of the generally licensed physician;

(ii) A statement that the generally licensed physician is a duly licensed physician (authorized to dispense drugs) in the practice of medicine in this state; and

(iii) A statement that the generally licensed physician has appropriate radiation measuring instruments to carry out the diagnostic procedures for which he proposes to use radioactive material under the general license of paragraph (8) of this section and is competent in the use of such instruments.

(c) A physician who receives, possesses or uses a pharmaceutical containing radioactive material pursuant to the general license established by paragraph (8)(a) of this section:

(i) Shall not possess at any one time, pursuant to the general license in paragraph (8)(a) more than:

(A) 200 microcuries of iodine-131;

(B) 200 microcuries of iodine-125;

(C) 5 microcuries of cobalt-57;

(D) 5 microcuries of cobalt-58;

(E) 5 microcuries of cobalt-60; and

(F) 200 microcuries of chromium-51.

(ii) Shall store the pharmaceutical until administered in the original shipping container, or a container providing equivalent radiation protection.

(iii) Shall use the pharmaceutical only for the uses authorized by paragraph (8)(a) of this section.

(iv) Shall not transfer the radioactive material to a person who is not authorized to receive it pursuant to a license issued by the department, the United States Nuclear Regulatory Commission, any Agreement State or Licensing State, or in any manner other than in the unopened, labeled shipping container as received from the supplier, except by administering it to a patient.

(v) Shall not administer the pharmaceutical to a woman with confirmed pregnancy or to a person under eighteen years of age.

(d) The generally licensed physician possessing or using radioactive material under the general license of paragraph (8)(a) of this section shall report to the department, any changes in the information furnished previously on Department Form RHF-21 "Certificate - Medical Use of Radioactive Material Under General License." The report shall be submitted within thirty days after the effective date of such change.

(e) Any person using radioactive material pursuant to the general license of paragraph (8)(a) of this section is exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations with respect to the radioactive material covered by the general license.

(9)) General license for use of radioactive material for certain in vitro clinical or laboratory testing.*

(a) A general license is hereby issued to any physician, veterinarian, clinical laboratory or hospital to receive, acquire, possess, transfer or use, for any of the following stated tests, in accordance with the provisions of paragraphs ((9)) (8)(b), (c), (d), (e), and (f) of this section the following radioactive materials in prepackaged units:

(i) Iodine-125, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(ii) Iodine-131, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(iii) Carbon-14, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(iv) Hydrogen-3 (tritium), in units not exceeding 50 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(v) Iron-59, in units not exceeding 20 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(vi) Cobalt-57, in units not exceeding 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(vii) Selenium-75, in units not to exceed 10 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

(viii) Mock Iodine-125 reference or calibration sources, in units not exceeding 0.05 microcurie of iodine-129 and 0.005 microcurie of americium-241 each for use in in vitro clinical or laboratory tests not involving internal or external administration of radioactive material, or the radiation therefrom, to human beings or animals.

*NOTE: The New Drug provisions of the Federal Food, Drug and Cosmetic Act also govern the availability and use of any specific diagnostic drugs in interstate commerce.

(b) No person shall receive, acquire, possess, use or transfer radioactive material pursuant to the general license established by paragraph ((9)) (8)(a) of this section until that person has filed Department Form RHF-15, "Certificate - In Vitro Testing with Radioactive Material Under General License", with the department and received from the department a validated copy of Department Form RHF-15 with certification number assigned, or until that person has been authorized pursuant to WAC 402-22-070(3) to use radioactive material under the general license in subsection ((9)) (8) of this section. The physician, veterinarian, clinical laboratory or hospital shall furnish on Department Form RHF-15 the following information and such other information as may be required by that form:

(i) Name and address of the physician, veterinarian, clinical laboratory or hospital;

(ii) The location of use; and

(iii) A statement that the physician, veterinarian, clinical laboratory or hospital has appropriate radiation measuring instruments to carry out in vitro clinical or laboratory tests with radioactive material as authorized under the general license in paragraph ((9)) (8)(a) of this section and that such tests will be performed only by personnel competent in the use of such instruments and in the handling of the radioactive material.

(c) A person who receives, acquires, possesses or uses radioactive material pursuant to the general license established by paragraph (9)(a) of this section shall comply with the following:

(i) The general licensee shall not possess at any one time, pursuant to the general license in paragraph ((9)) (8)(a) of this section at any one location of storage or use, a total amount of iodine-125, iodine-131, selenium-75, iron-59, and/or cobalt-57 in excess of 200 microcuries.

(ii) The general licensee shall store the radioactive material, until used, in the original shipping container or in a container providing equivalent radiation protection.

(iii) The general licensee shall use the radioactive material only for the uses authorized by paragraph ((9)) (8)(a) of this section.

(iv) The general licensee shall not transfer the radioactive material to a person who is not authorized to receive it pursuant to a license issued by the department, the United States Nuclear Regulatory Commission, any Agreement State or Licensing State, nor transfer the radioactive material in any manner other than in the unopened, labeled shipping container as received from the supplier.

(v) The general licensee shall dispose of the Mock Iodine-125 reference or calibration sources described in item ((9)) (8)(a)(viii) of this section as required by WAC 402-24-130 of these regulations.

(d) The general licensee shall not receive, acquire, possess, or use radioactive material pursuant to paragraph ((9)) (8)(a) of this section:

(i) Except as prepackaged units which are labeled in accordance with the provision of an applicable specific license issued pursuant to WAC 402-22-110(8) or in accordance with the provisions of a specific license issued by the United States Nuclear Regulatory Commission, or any Agreement State or Licensing State which authorizes the manufacture and distribution of iodine-125, iodine-131, carbon-14, hydrogen-3 (tritium), iron-59, selenium-75, cobalt-57, or Mock Iodine-125 to persons generally licensed under subsection ((9)) (8) of this section or its equivalent; and

(ii) Unless one of the following statements, as appropriate, or a substantially similar statement which contains the information called for in one of the following statements, appears on a label affixed to each prepackaged unit or appears in a leaflet or brochure which accompanies the package:

This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority.

.....
Name of manufacturer

This radioactive material shall be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of a Licensing State.

.....
Name of manufacturer

(e) The physician, veterinarian, clinical laboratory or hospital possessing or using radioactive material under the general license of paragraph (9)(a) of this section shall report in writing to the department,

any changes in the information previously furnished in the "Certificate - In Vitro Testing with Radioactive Material Under General License", Department Form RHF-15. The report shall be furnished within thirty days after the effective date of such change.

(f) Any person using radioactive material pursuant to the general license of paragraph ((9)) (8)(a) of this section is exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations with respect to radioactive material covered by that general license, except that such persons using the Mock Iodine-125 described in item (9)(a)(viii) of this section shall comply with the provisions of WAC 402-24-130, 402-24-180 and 402-24-190 and of these regulations.

((10)) (9) Ice detection devices.

(a) A general license is hereby issued to own, receive, acquire, possess, use and transfer strontium-90 contained in ice detection devices, provided each device contains not more than 50 microcuries of strontium-90 and each device has been manufactured or imported in accordance with a specific license issued by the United States Nuclear Regulatory Commission or each device has been manufactured in accordance with the specifications contained in a specific license issued by the department or any Agreement State to the manufacturer of such device pursuant to licensing requirements equivalent to those in Section 32.61 of 10 CFR Part 32 of the regulations of the United States Nuclear Regulatory Commission.

(b) Persons who own, receive, acquire, possess, use or transfer strontium-90 contained in ice detection devices pursuant to the general license in paragraph ((10)) (9)(a) of this section:

(i) Shall, upon occurrence of visually observable damage, such as a bend or crack or discoloration from overheating to the device, discontinue use of the device until it has been inspected, tested for leakage and repaired by a person holding a specific license from the United States Nuclear Regulatory Commission or an Agreement State to manufacture or service such devices; or shall dispose of the device pursuant to the provisions of these regulations;

(ii) Shall assure that all labels affixed to the device at the time of receipt, and which bear a statement which prohibits removal of the labels, are maintained thereon; and

(iii) Are exempt from the requirements of chapters 402-24 and 402-48 WAC of these regulations except that such persons shall comply with the provisions of WAC 402-24-130, 402-24-180, and 402-24-190.

(c) This general license does not authorize the manufacture, assembly, disassembly or repair of strontium-90 in ice detection devices.

(d) This general license is subject to the provision of WAC 402-12-080 through WAC 402-12-100, 402-12-130, 402-12-140, 402-12-170, 402-19-300, 402-19-350, 402-19-400, and 402-19-500 of these regulations.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 402-21-100 INTRASTATE TRANSPORTATION OF RADIOACTIVE MATERIAL.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-070 SPECIAL REQUIREMENTS FOR ISSUANCE OF CERTAIN SPECIFIC LICENSES FOR RADIOACTIVE MATERIAL. (1) Human use of radioactive material in institutions. In addition to the requirements set forth in WAC 402-22-040 a specific license for human use of radioactive material in institutions will be issued if:

(a) The applicant has appointed a radiation safety committee to coordinate the use of radioactive material throughout that institution and to maintain surveillance over the institution's radiation safety program. Membership of the committee should include a specialist (where applicable a physician) from each department where radioactive material is used, a representative of the institution's management, a representative of the nursing staff, and a person trained in radiation safety;

(b) The applicant possesses adequate facilities for the clinical care of patients;

(c) The physician(s) designated on the application as the individual user(s) has (or have) substantial experience in the handling and administration of radioactive material and, where applicable, the clinical management of radioactive patients; and

(d) If the application is for a license to use unspecified quantities or multiple types of radioactive material, the applicant's staff has substantial experience in the use of a variety of radioactive materials for a variety of human uses.

(2) Licensing of individual physicians for human use of radioactive material. In addition to the requirements set forth in WAC 402-22-040 a specific license for the human use of radioactive material will be issued to an individual physician if:

(a) The applicant has access to a hospital possessing adequate facilities to hospitalize and monitor the applicant's radioactive patients whenever it is advisable; and

(b) The applicant has extensive experience in the handling and administration of radioactive material and, where applicable, the clinical management of radioactive patients.

(c) The application is for use in the applicant's practice in an office outside a medical institution.

(d) The department will not approve an application by an individual physician or group of physicians for a specific license to receive, possess or use radioactive material on the premises of a medical institution unless:

(i) The use of radioactive material is limited to:

- (A) the administration of radiopharmaceuticals for diagnostic or therapeutic purposes,
- (B) the performance of diagnostic studies on patients to whom a radiopharmaceutical has been administered,
- (C) the performance of in vitro diagnostic studies, or
- (D) the calibration and quality control checks of radioactive assay instrumentation, radiation safety instrumentation and diagnostic instrumentation;

(ii) The physician brings the radioactive material with him and removes the radioactive material when he departs. (The institution cannot receive, possess or store radioactive material other than the amount of material remaining in the patient); and

(iii) The medical institution does not hold a radioactive material license issued pursuant to the provisions of subsection (1) of this section.

(3) Specific licenses for certain groups of medical uses of radioactive material.

(a) Subject to the provisions of paragraphs (3)(b), (c) and (d) of this section an application for a specific license pursuant to subsections (1), (2) or (4) of this section, or for any medical use or uses of radioactive material specified in one or more of Groups I to VI, inclusive, of WAC 402-22-200, Schedule A, will be approved for all of the uses within the group or groups which include the use or uses specified in the application if:

(i) The applicant satisfies the requirements of subsections (1), (2) or (4) of this section;

(ii) The applicant, or the physician designated in the application as the individual user, has adequate clinical experience in the types of uses included in the group or groups;

(iii) The applicant, or the physicians and all other personnel who will be involved in the preparation and use of the radioactive material, have adequate training and experience in the handling of radioactive material appropriate to their participation in the uses included in the group or groups;

(iv) The applicant's radiation detection and measuring instrumentation is adequate for conducting the procedures involved in the uses included in the group or groups; and

(v) The applicant's radiation safety operating procedures are adequate for handling and disposal of the radioactive material involved in the uses included in the group or groups.

(b) Any licensee or registrant who is authorized to use radioactive material pursuant to one or more groups in paragraph (3)(a) of this section and WAC 402-22-200, Schedule A, is subject to the following conditions:

(i) For Groups I, II, IV, and V, no licensee or registrant shall receive, possess or use radioactive material except as a radiopharmaceutical manufactured in the form to be administered to the patient, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(10), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.72 of 10 CFR Part 32, or a specific license issued by an Agreement State or a Licensing State pursuant to equivalent regulations.

(ii) For Group III, no licensee or registrant shall receive, possess or use generators or reagent kits containing radioactive material or shall use reagent kits that do not contain radioactive material to prepare radiopharmaceuticals containing radioactive material, except:

(A) Reagent kits not containing radioactive material that are approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State for use by persons licensed pursuant to subsection (3) of this section and WAC 402-22-200, Schedule A, or equivalent regulations; or

(B) Generators or reagent kits containing radioactive material that are manufactured, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(11), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.73 of 10 CFR Part 32, or a specific license issued by an Agreement State or a Licensing State pursuant to equivalent regulations.

(iii) For Group VI, no licensee or registrant shall receive, possess or use radioactive material except as contained in a source or device that has been manufactured, labeled, packaged and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(12), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.74 of 10 CFR Part 32, or a specific license issued to the manufacturer by an Agreement State or a Licensing State pursuant to equivalent regulations.

(iv) For Group III, any licensee or registrant who uses generators or reagent kits shall elute the generator or process radioactive material with the reagent kit in accordance with instructions which are approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and are furnished by the manufacturer on the label attached to or in the leaflet or brochure which accompanies the generator or reagent kit.

(v) ((For Group VI, any licensee who possesses and uses sources or devices containing radioactive material shall:

(A) ~~Cause each source or device containing more than 100 microcuries of radioactive material with a half-life greater than thirty days, except iridium-192 seeds encased in nylon ribbon, to be tested for contamination and/or leakage at intervals not to exceed six months or at such other intervals as are approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and described by the manufacturer on the label attached to the source, device, or permanent container thereof, or in the leaflet or brochure which accompanies the source or device. Each source or device shall be so tested prior to its first use unless the supplier furnishes a certificate that the source or device has been so tested within six months prior to the transfer;~~

(B) ~~Assure that the test required by item (3)(b)(v)(A) of this section shall be capable of detecting the presence of 0.005 microcuric of radioactive material on the test sample or in the case of radium, the escape of radon at the rate of 0.001 microcuric per twenty-four hours. The test sample shall be taken from the source or from the surfaces of the device in which the source is permanently or semipermanently mounted or stored on which one might expect contamination to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department;~~

(C) ~~If the test required by item (3)(b)(v)(A) of this section reveals the presence of 0.005 microcuric or more of removable contamination or in the case of radium, the escape of radon at the rate of 0.001 microcuric per twenty-four hours, immediately withdraw the source from use and cause it to be decontaminated and repaired or to be disposed of in accordance with department regulations. A report shall be filed within five days of the test with the department, describing the equipment involved, the test results, and the corrective action taken;~~

(D) ~~Follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and furnished by the manufacturer on the label attached to the source, device or permanent container thereof, or in the leaflet or brochure which accompanies the source or device, and maintain such instruction in a legible and conveniently available form;~~

(E) ~~Conduct a quarterly physical inventory to account for all sources and devices received and possessed. Records of the~~

~~inventories shall be maintained for inspection by the department and shall include the quantities and kinds of radioactive material, location of sources and devices, and the date of the inventory;~~

~~(F) Assure that needles or standard medical applicator cells containing radium-226 or cobalt-60 as wire are not opened while in the licensee's possession unless specifically authorized by a license issued by the department;~~

~~(G) Assure that patients containing cobalt-60, cesium-137, iridium-192 and/or radium-226 implants shall remain hospitalized until a source count and a radiation survey of the patient confirm that all implants have been removed; and~~

~~(H)) For Groups I, II and III any licensee using byproduct material for clinical procedures other than those specified in the product labeling (package insert) shall comply with the product labeling regarding:~~

~~((a))~~

~~(A) Chemical and physical form;~~

~~((b))~~

~~(B) Route of administration; and~~

~~((c))~~

~~(C) Dosage range.~~

(c) Any licensee who is licensed pursuant to paragraph (3)(a) of this section for one or more of the medical use groups in WAC 402-22-200, Schedule A, also is authorized, subject to the provisions of paragraph (3)(c) and (d) of this section to receive, possess and use for calibration and reference standards:

(i) Any radioactive material (~~(listed in)~~) authorized under Group I, Group II, or Group III of WAC 402-22-200, Schedule A, with a half-life not longer than one hundred days, in amounts not to exceed 15 millicuries total;

(ii) Any radioactive material (~~(listed in)~~) authorized under Group I, Group II, or Group III of WAC 402-22-200, Schedule A, with half-life greater than one hundred days in amounts not to exceed 200 microcuries total;

(iii) Technetium-99m in amounts not to exceed 30 millicuries; and

(iv) Any radioactive material, in amounts not to exceed 3 millicuries per source, contained in calibration or reference sources that have been manufactured, labeled, packaged, and distributed in accordance with a specific license issued by the department pursuant to WAC 402-22-110(12), a specific license issued by the United States Nuclear Regulatory Commission pursuant to Section 32.74 of 10 CFR Part 32, or a specific license issued to the manufacturer by an Agreement State or a Licensing State pursuant to equivalent regulations.

(d) Leak tests.

(i) Any licensee or registrant who possesses sealed sources as calibration or reference sources pursuant to paragraph (3)(c) of this section shall cause each sealed source containing radioactive material, other than hydrogen-3, with a half-life greater than thirty days in any form other than gas to be tested for leakage and/or contamination at intervals not to exceed six months. In the absence of a certificate from a transferor indicating that a test has been made within six months prior to the transfer, the sealed sources should not be used until tested: **PROVIDED, HOWEVER,** That no leak tests are required when the source contains 100 microcuries or less of beta and/or gamma emitting material or 10 microcuries or less of alpha emitting material;

(ii) The leak test shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample. The test sample shall be taken from the sealed source or from the surfaces of the device in which the sealed source is mounted or stored on which contamination might be expected to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department.

(iii) If the leak test reveals the presence of 0.005 microcurie or more of removable contamination, the licensee or registrant shall immediately withdraw the sealed source from use and shall cause it to be decontaminated and repaired or to be disposed of in accordance with chapters 402-22 and 402-24 WAC of these regulations. A report shall be filed within five days of the test with the department describing the equipment involved, the test results, and the corrective action taken.

(e) Any licensee or registrant who possesses and uses calibration and reference sources pursuant to item (3)(c)(iv) of this section shall:

(i) Follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State and furnished by the

manufacturer on the label attached to the source, or permanent container thereof, or in the leaflet or brochure that accompanies the source, and maintain such instruction in a legible and conveniently available form; and

(ii) Conduct a quarterly physical inventory to account for all sources received and possessed. Records of the inventories shall be maintained for inspection by the department and shall include the quantities and kinds of radioactive material, location of sources, and the date of the inventory.

(4) Human use of sealed sources. In addition to the requirements set forth in WAC 402-22-040, a specific license for human use of sealed sources will be issued only if the applicant or, if the application is made by an institution, the individual user:

(a) Has specialized training in the diagnostic or therapeutic use of the sealed source considered, or has experience equivalent to such training; and

(b) Is a physician.

(5) Use of sealed sources in industrial radiography. In addition to the requirements set forth in WAC 402-22-040, a specific license for use of sealed sources in industrial radiography will be issued if:

(a) The applicant will have an adequate program for training radiographers and radiographer's assistants and submits to the department a schedule or description of such program which specifies the:

(i) Initial training;

(ii) Periodic training;

(iii) On-the-job training;

(iv) Means to be used by the licensee to determine the radiographer's knowledge and understanding of and ability to comply with department regulations and licensing requirements, and the operating and emergency procedures of the applicant; and

(v) Means to be used by the licensee to determine the radiographer's assistant's knowledge and understanding of and ability to comply with the operating and emergency procedures of the applicant;

(b) The applicant submits to the department and complies with satisfactory written operating and emergency procedures (described in WAC 402-36-110 of these regulations);

(c) The applicant will have an adequate internal inspection system, or other management control, to assure that license provisions, regulations, and the applicant's operating and emergency procedures are followed by radiographers and radiographer's assistants. The inspection system shall include the performance of internal inspections at intervals not to exceed three months and the retention of records of such inspections for two years;

(d) The applicant submits to the department a description of the applicant's overall organizational structure pertaining to the industrial radiography program, including specified delegations of authority and responsibility for operation of the program;

(e) The applicant who desires to conduct leak tests has established adequate procedures to be followed in leak testing sealed sources for possible leakage and contamination and submits to the department a description of such procedures including:

(i) Instrumentation to be used;

(ii) Method of performing tests, e.g., points on equipment to be smeared and method of taking smear; and

(iii) Pertinent experience of the person who will perform the tests;

(f) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices and storage containers to assure proper functioning of components important to safety.

(6) Environmentally significant licensing actions. In addition to the requirements set forth in WAC 402-22-040, a specific license for any activity within the licensing authority of the department which the department determines will significantly affect the radiological quality of the human environment, including those specified in WAC 197-10-175(7)(a) (i.e., licenses to operate low level waste burial facilities or licenses to operate or expand beyond the design capacity, mineral processing facilities or their tailings areas, whose products, or byproducts, have concentrations of naturally occurring radioactive material in excess of exempt concentrations as specified in WAC 402-19-580, Schedule C), will be issued if the following conditions are met:

(a) The application for a license or license amendment (other than administrative amendments) is accompanied or preceded by a Final Environmental Impact Statement or Final Declaration of Nonsignificance completed in accordance with the State Environmental Policy Act (SEPA) procedures and guidelines specified in chapters 197-10 and 248-06 WAC. For any uranium or thorium mill in operation on or before the effective date of this regulation for which an Environmental Impact Statement has not been prepared previously, an application for

license renewal must be accompanied or preceded by a Final Environmental Impact Statement or Final Declaration of Nonsignificance completed in accordance with SEPA guidelines.

NOTE: No construction shall be commenced until the license has been issued or unless an emergency exemption from SEPA requirements is granted in accordance with WAC 197-10-180. For the purposes of subsection (6) of this section, the term "commencement of construction" means any clearing of land, excavation or other substantial action related to a proposed activity for specific licensing that would adversely affect the natural environment of a site; this term does not include changes desirable for the temporary use of the land for public recreational use, limited borings to determine site characteristics as necessary for environmental assessment, or other preconstruction monitoring to establish background information related to suitability of a site or to the protection of environmental values. In the case where an exemption is granted, the applicant shall assume all financial risk for construction activity; waive any claim of entitlement to the issuance of a license based solely upon the grant of the exemption or the commencement of construction pursuant thereto; and furnish, if the circumstances warrant and the department so requires, a financial surety arrangement to insure the protection of the public health, safety and the environment in the event of abandonment, default, or inability of the license applicant to meet the requirements of the act or these regulations.

(b) For uranium or thorium milling operations, a bond made payable to the department of social and health services or other acceptable government agency, and in an amount specified by the department, shall be posted to ensure the protection of the public health and safety in the event of abandonment, default or other inability of the licensee to meet the requirements for reclamation and disposal of tailings and for decommissioning the site. The bond, or a copy thereof when the bond is made payable to another government agency, shall be received by the department prior to issuance of the license, or prior to license renewal for mills in operation on or before the effective date of this regulation. Other acceptable surety arrangements in addition to surety bonding include cash deposits, certificates of deposit, deposits of government securities, letters or lines of credit or combinations of the foregoing. The amount and mechanism of the surety arrangement may be reviewed by the department preceding each license renewal and adjustments may be required of the licensee prior to such renewal.

(c) The owner of the proposed uranium or thorium mill and tailings site(s) agrees to transfer or revert to the appropriate state or federal agency upon termination of the license, all lands, buildings and grounds, and any interest therein, necessary to fulfill the purposes of this subsection, except where the lands are held in trust for, or are owned by any Indian tribe. For any uranium or thorium mill in operation on or before the effective date of this regulation, such an agreement will be required prior to license renewal.

(d) For all uranium and thorium milling operations, the owner or operator shall arrange to pay to the department or its designee on a quarterly basis a charge on each pound of uranium or thorium compound which is milled out of the raw ore on or after January 1, 1980. For uranium or thorium mills in operation on or before the effective date of this regulation, the mill owner or operator shall determine the appropriate manner in which to make said payments prior to April 1, 1980.

(i) The specific charge shall be five cents per pound on each pound of uranium or thorium compound milled out of the raw ore.

(ii) The specific charge may be increased or decreased as is considered necessary to provide a special security fund for the further maintenance, surveillance or care which may be required after a licensee has ceased to operate.

(iii) The total charge shall not exceed one million dollars.

(e) The application for a license includes a description of an appropriate program for effluent monitoring, environmental monitoring and data reporting. Such description shall encompass locations, frequency, and types of sampling, analytical plans and procedures, minimum detection levels, sampling equipment and quality assurance programs.

(f) All licensees or registrants required to meet the additional requirements set forth in WAC 402-22-070(6) shall establish environmental monitoring programs adequate to determine the impact of their

activity on the natural environment around the site of their environmentally significant activity. The established environmental and effluent monitoring program shall address all environmentally significant radionuclide releases and external radiation sources caused or threatened to be caused by the licensee's activities.

(j) Effluent and environmental monitoring results shall include the following minimum information as pertinent:

(A) Information as to flow rates, total volume of effluent, peak concentration of each radionuclide in the effluent averaged over a period of one year at the point where the effluent leaves a stack, tube, pipe, or similar conduit;

(B) A description of the properties of the effluents, including:

(I) Chemical composition;

(II) Physical characteristics, including suspended solids content in liquid effluents, and nature of gas aerosol for air effluents;

(III) The hydrogen ion concentrations (pH) of liquid effluents; and

(IV) The size range of particulates in effluent released into air;

(C) A description of the anticipated human occupancy in the unrestricted area where the highest concentration of radioactive material from the effluent is expected, and, in the case of a river stream a description of water uses downstream from the point of release of the effluent.

(D) Information as to the highest concentration of each radionuclide in an unrestricted area, including anticipated concentrations averaged over a period of one year:

(I) In air at any point of human occupancy; or

(II) In water at points of use downstream from the point of release of the effluent;

(E) The background concentration of radionuclides in the receiving river or stream prior to the release of liquid effluent;

(F) A description of the waste treatment facilities and procedures used to reduce the concentration of radionuclides in effluents prior to their release;

(G) A written description of sampling techniques and sample analysis methods;

(H) A written description of how all calculated results were obtained from sample analysis data. This explanation shall include example calculations and estimates of the precision and sensitivity of monitoring results;

(I) A written description of the licensee's quality control program including specification of control samples and standard samples used.

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-110 SPECIAL REQUIREMENTS FOR A SPECIFIC LICENSE TO MANUFACTURE, ASSEMBLE, REPAIR, OR DISTRIBUTE COMMODITIES, PRODUCTS, OR DEVICES WHICH CONTAIN RADIOACTIVE MATERIAL. (1) Licensing the introduction of radioactive material into products in exempt concentrations. In addition to the requirements set forth in WAC 402-22-040, a specific license authorizing the introduction of radioactive material into a product or material owned by or in the possession of the licensee or another to be transferred to persons exempt under WAC 402-19-190(2)(a) will be issued if:

(a) The applicant submits a description of the product or material into which the radioactive material will be introduced, intended use of the radioactive material and the product or material into which it is introduced, method of introduction, initial concentration of the radioactive material in the product or material, control methods to assure that no more than the specified concentration is introduced into the product or material, estimated time interval between introduction and transfer of the product or material, and estimated concentration of the radioactive material in the product or material at the time of transfer; and

(b) The applicant provides reasonable assurance that the concentrations of radioactive material at the time of transfer will not exceed the concentrations in WAC 402-19-580, Schedule C, that reconstruction of the radioactive material in concentrations exceeding those in WAC 402-19-580, Schedule C, is not likely, that use of lower concentrations is not feasible, and that the product or material is not likely to be incorporated in any food, beverage, cosmetic, drug or other commodity or product designed for ingestion or inhalation by, or application to a human being.

(c) Each person licensed under subsection (1) of this section shall file an annual report with the department which shall identify the type and quantity of each product or material into which radioactive material has been introduced during the reporting period; name and address

of the person who owned or possessed the product and material, into which radioactive material has been introduced, at the time of introduction; the type and quantity of radionuclide introduced into each such product or material; and the initial concentrations of the radionuclide in the product or material at time of transfer of the radioactive material by the licensee. If no transfers of radioactive material have been made pursuant to subsection (1) of this section during the reporting period, the report shall so indicate. The report shall cover the year ending June 30, and shall be filed within thirty days thereafter.

(2) Licensing the distribution of radioactive material in exempt quantities.*

*NOTE: Authority to transfer possession or control by the manufacturer, processor or producer of any equipment, device, commodity or other product containing source material or byproduct material whose subsequent possession, use, transfer and disposal by all other persons who are exempted from regulatory requirements may be obtained only from the United States Nuclear Regulatory Commission, Washington, D.C. 20555.

(a) An application for a specific license to distribute naturally occurring and accelerator-produced radioactive material (NARM) to persons exempted from these regulations pursuant to WAC 402-19-190(2)(b) will be approved if:

(i) The radioactive material is not contained in any food, beverage, cosmetic, drug or other commodity designed for ingestion or inhalation by, or application to, a human being;

(ii) The radioactive material is in the form of processed chemical elements, compounds, or mixtures, tissue samples, bioassay samples, counting standards, plated or encapsulated sources, or similar substances, identified as radioactive and to be used for its radioactive properties, but is not incorporated into any manufactured or assembled commodity, product, or device intended for commercial distribution; and

(iii) The applicant submits copies of prototype labels and brochures and the department approves such labels and brochures.

(b) The license issued under paragraph (2)(a) of this section is subject to the following conditions:

(i) No more than ten exempt quantities shall be sold or transferred in any single transaction. However, an exempt quantity may be composed of fractional parts of one or more of the exempt quantity provided the sum of the fractions shall not exceed unity.

(ii) Each exempt quantity shall be separately and individually packaged. No more than ten such packaged exempt quantities shall be contained in any outer package for transfer to persons exempt pursuant to WAC 402-19-190(2)(b). The outer package shall be such that the dose rate at the external surface of the package does not exceed 0.5 millirem per hour.

(iii) The immediate container of each quantity or separately packaged fractional quantity of radioactive material shall bear a durable, legible label which:

(A) Identifies the radionuclide and the quantity of radioactivity; and

(B) Bears the words "Radioactive Material."

(iv) In addition to the labeling information required by item (2)(b)(iii) of this section, the label affixed to the immediate container, or an accompanying brochure, shall:

(A) State that the contents are exempt from Licensing State requirements;

(B) Bear the words "Radioactive Material—Not for Human Use—Introduction into Foods, Beverages, Cosmetics, Drugs, or Medicinals, or into Products Manufactured for Commercial Distribution is Prohibited—Exempt Quantities Should Not Be Combined"; and

(C) Set forth appropriate additional radiation safety precautions and instructions relating to the handling, use, storage and disposal of the radioactive material.

(c) Each person licensed under paragraph (2)(a) of this section shall maintain records identifying, by name and address, each person to whom radioactive material is transferred for use under WAC 402-19-190(2)(b) or the equivalent regulations of a Licensing State, and stating the kinds and quantities of radioactive material transferred. An annual summary report stating the total quantity of each radionuclide transferred under the specific license shall be filed with the department. Each report shall cover the year ending June 30, and shall be

filed within thirty days thereafter. If no transfers of radioactive material have been made pursuant to subsection (2) of this section during the reporting period, the report shall so indicate.

(3) Licensing the incorporation of naturally occurring and accelerator-produced radioactive material into gas and aerosol detectors. An application for a specific license authorizing the incorporation of NARM into gas and aerosol detectors to be distributed to persons exempt under WAC 402-19-190(2)(c)(iii) will be approved if the application satisfies requirements equivalent to those contained in Section 32.26 of 10 CFR Part 32.

(4) Licensing the manufacture and distribution of devices to person generally licensed under WAC 402-21-050(4).

(a) An application for a specific license to manufacture or distribute devices containing radioactive material, excluding special nuclear material, to persons generally licensed under WAC 402-21-050(4) or equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State will be approved if:

(i) The applicant satisfies the general requirements of WAC 402-22-040;

(ii) The applicant submits sufficient information relating to the design, manufacture, prototype testing, quality control, labels, proposed uses, installation, servicing, leak testing, operating and safety instructions, and potential hazards of the device to provide reasonable assurance that:

(A) The device can be safely operated by persons not having training in radiological protection;

(B) Under ordinary conditions of handling, storage and use of the device, the radioactive material contained in the device will not be released or inadvertently removed from the device, and it is unlikely that any person will receive in any period of one calendar quarter a dose in excess of ten percent of the limits specified in the table in WAC 402-24-020(1); and

(C) Under accident conditions (such as fire and explosion) associated with handling, storage and use of the device, it is unlikely that any person would receive an external radiation dose or dose commitment in excess of the following organ doses:

Whole body; head and trunk; active blood-forming organs; gonads; or lens of eye	15 rems
Hands and forearms; feet and ankles; localized areas of skin averaged over areas no larger than one square centimeter	200 rems
Other organs	50 rems

(iii) Each device bears a durable, legible, clearly visible label or labels approved by the department, which contain in a clearly identified and separate statement:

(A) Instructions and precautions necessary to assure safe installation, operation and servicing of the device (documents such as operating and service manuals may be identified in the label and used to provide this information);

(B) The requirement, or lack of requirement, for leak testing, or for testing any on-off mechanism and indicator, including the maximum time interval for such testing, and the identification of radioactive material by isotope, quantity of radioactivity, and date of determination of the quantity; and

(C) The information called for in one of the following statements, as appropriate, in the same or substantially similar form:

(aa) The receipt, possession, use and transfer of this device, Model, Serial No. Note*, are subject to a general license or the equivalent, and the regulations of the United States Nuclear Regulatory Commission or a state with which the United States Nuclear Regulatory Commission has entered into an agreement for the exercise of regulatory authority. This label shall be maintained on the device in a legible condition. Removal of this label is prohibited.

CAUTION - RADIOACTIVE MATERIAL

.....
(Name of manufacturer or distributor)*

(bb) The receipt, possession, use and transfer of this device, Model, Serial No. Note*, are subject to a general license or the equivalent, and the regulations of a Licensing State. This label shall be maintained on the device in a legible condition. Removal of this label is prohibited.

CAUTION - RADIOACTIVE MATERIAL

.....
(Name of manufacturer or distributor)*

*NOTE: The model, serial number, and name of the manufacturer or distributor may be omitted from this label provided the information is elsewhere specified in labeling affixed to the device.

(b) In the event the applicant desires that the device be required to be tested at intervals longer than six months, either for proper operation of the on-off mechanism and indicator, if any, or for leakage of radioactive material or for both, he shall include in his application sufficient information to demonstrate that such longer interval is justified by performance characteristics of the device or similar devices and by design features which have a significant bearing on the probability or consequences of leakage of radioactive material from the device or failure of the on-off mechanism and indicator. In determining the acceptable interval for the test for leakage of radioactive material, the department will consider information which includes, but is not limited to:

- (i) Primary containment (source capsule);
- (ii) Protection of primary containment;
- (iii) Method of sealing containment;
- (iv) Containment construction materials;
- (v) Form of contained radioactive material;
- (vi) Maximum temperature withstood during prototype tests;
- (vii) Maximum pressure withstood during prototype tests;
- (viii) Maximum quantity of contained radioactive material;
- (ix) Radiotoxicity of contained radioactive material; and
- (x) Operating experience with identical devices or similarly designed and constructed devices.

(c) In the event the applicant desires that the general licensee under WAC 402-21-050(4), or under equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State be authorized to install the device, collect the sample to be analyzed by a specific licensee for leakage of radioactive material, service the device, test the on-off mechanism and indicator, or remove the device from installation, he shall include in his application written instructions to be followed by the general licensee, estimated calendar quarter doses associated with such activity or activities, and bases for such estimates. The submitted information shall demonstrate that performance of such activity or activities by an individual untrained in radiological protection, in addition to other handling, storage, and use of devices under the general license, is unlikely to cause that individual to receive a calendar quarter dose in excess of ten percent of the limits specified in the table in WAC 402-24-020(1).

(d) Each person licensed under paragraph (4)(a) of this section to distribute devices to generally licensed persons shall:

(i) Furnish a copy of the general license contained in WAC 402-21-050(4) to each person to whom the person directly or through an intermediate person transfers radioactive material in a device for use pursuant to the general license contained in WAC 402-21-050(4);

(ii) Furnish a copy of the general license contained in the United States Nuclear Regulatory Commission's, Agreement State's, or Licensing State's regulation equivalent to WAC 402-21-050(4), or alternatively, furnish a copy of the general license contained in WAC 402-21-050(4) to each person to whom he directly or through an intermediate person transfers radioactive material in a device for use pursuant to the general license of the United States Nuclear Regulatory Commission, the Agreement State or the Licensing State. If a copy of the general license in WAC 402-21-050(4) is furnished to such a person, it shall be accompanied by a note explaining that the use of the device is regulated by the United States Nuclear Regulatory Commission, Agreement State or Licensing State under requirements substantially the same as those in WAC 402-21-050(4);

(iii) Report to the department all transfers of such devices to persons for use under the general license in WAC 402-21-050(4). Such report shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the department and the general licensee, the type and model number of device transferred, and the quantity and type of radioactive material contained in the device. If one or more intermediate persons will temporarily possess the device at the intended place of use prior to its possession by the user, the report shall include identification of each intermediate person by name, address, contact, and relationship to the intended user. If no transfers have been made to persons generally licensed under WAC 402-21-050(4) during the reporting period, the report shall so indicate. The report shall cover each calendar quarter and shall be filed within thirty days thereafter.

(iv) Reports to other departments.

- (A) Report to the United States Nuclear Regulatory Commission all transfers of such devices to persons for use under the United States Nuclear Regulatory Commission general license in Section 31.5 of 10 CFR Part 31.
- (B) Report to the responsible department all transfers of devices manufactured and distributed pursuant to subsection (4) of this section for use under a general license in that state's regulations equivalent to WAC 402-21-050(4).
- (C) Such reports shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the department and the general licensee, the type and model of the device transferred, and the quantity and type of radioactive material contained in the device. If one or more intermediate persons will temporarily possess the device at the intended place of use prior to its possession by the user, the report shall include identification of each intermediate person by name, address, contact, and relationship to the intended user. The report shall be submitted within thirty days after the end of each calendar quarter in which such a device is transferred to the generally licensed person.
- (D) If no transfers have been made to United States Nuclear Regulatory Commission licensees during the reporting period, this information shall be reported to the United States Nuclear Regulatory Commission.
- (E) If no transfers have been made to general licensees within a particular state during the reporting period, this information shall be reported to the responsible department upon request of the department.

(v) Keep records showing the name, address and the point of contact for each general licensee to whom the person directly or through an intermediate person transfers radioactive material in devices for use pursuant to the general license provided in WAC 402-21-050(4), or equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State. The records shall show the date of each transfer, the radionuclide and the quantity of radioactivity in each device transferred, the identity of any intermediate person, and compliance with the report requirements of paragraph (4)(d) of this section.

(5) Special requirements for the manufacture, assembly or repair of luminous safety devices for use in aircraft. An application for a specific license to manufacture, assemble or repair luminous safety devices containing tritium or promethium-147 for use in aircraft for distribution to persons generally licensed under WAC 402-21-050(5) will be approved subject to the following conditions:

(a) The applicant satisfies the general requirements specified in WAC 402-22-040; and

(b) The applicant satisfies the requirements of Sections 32.53, 32.54, 32.55, 32.56, 32.101 of 10 CFR Part 32 or their equivalent.

(6) Special requirements for license to manufacture calibration sources containing americium-241, plutonium or radium-226 for distribution to persons generally licensed under WAC 402-21-050(7). An application for a specific license to manufacture calibration and reference sources containing americium-241, plutonium or radium-226 to persons generally licensed under WAC 402-21-050(7) will be approved subject to the following conditions:

(a) The applicant satisfies the general requirement of WAC 402-22-040; and

(b) The applicant satisfies the requirements of Sections 32.57, 32.58, 32.59, 32.102 of 10 CFR Part 32 and Section 70.39 of 10 CFR Part 70 or their equivalent.

(7) ~~((Manufacture and distribution of radioactive material for medical use under general license. In addition to requirements set forth in WAC 402-22-040, a specific license authorizing the distribution of radioactive material for use by physicians under the general license in WAC 402-21-050(8) will be issued if:~~

~~(a) The applicant submits evidence that the radioactive material is to be manufactured, labeled, and packaged in accordance with a new drug application which the Commissioner of Food and Drugs, United States Food and Drug Administration, has approved, or in accordance with a license for a biologic product issued by the Secretary, Department of Health, Education, and Welfare; and~~

~~(b) One of the following statements, as appropriate, or a substantially similar statement which contains the information called for in one of the following statements, appears on the label affixed to the container or appears in the leaflet or brochure which accompanies the package:~~

~~(i) This radioactive drug may be received, possessed and used only by physicians licensed (to dispense drugs) in the practice of medicine. Its receipt, possession, use and transfer are subject to the regulations and a general license or its equivalent of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority.~~

.....
Name of manufacturer

~~(ii) This radioactive drug may be received, possessed and used only by physicians licensed (to dispense drugs) in the practice of medicine. Its receipt, possession, use and transfer are subject to the regulations and a general license or its equivalent of a Licensing State.~~

.....
Name of manufacturer

~~(8)) Manufacture and distribution of radioactive material for certain in vitro clinical or laboratory testing under general license. An application for a specific license to manufacture or distribute radioactive material for use under the general license of WAC 402-21-050((9)) (8) will be approved if:~~

~~(a) The applicant satisfies the general requirements specified in WAC 402-22-040;~~

~~(b) The radioactive material is to be prepared for distribution in prepackaged units of:~~

- ~~(i) Iodine-125 in units not exceeding 10 microcuries each;~~
- ~~(ii) Iodine-131 in units not exceeding 10 microcuries each;~~
- ~~(iii) Carbon-14 in units not exceeding 10 microcuries each;~~
- ~~(iv) Hydrogen-3 (tritium) in units not exceeding 50 microcuries each;~~
- ~~(v) Iron-59 in units not exceeding 20 microcuries each;~~
- ~~(vi) Cobalt-57 in units not exceeding 10 microcuries each;~~
- ~~(vii) Selenium-75 in units not exceeding 10 microcuries each;~~
- ~~(viii) Mock Iodine-125 in units not exceeding 0.05 microcurie of iodine-129 and 0.005 microcurie of americium-241 each.~~

~~(c) Each prepackaged unit bears a durable, clearly visible label:~~

~~(i) Identifying the radioactive contents as to chemical form and radionuclide, and indicating that the amount of radioactivity does not exceed 10 microcuries of iodine-125, iodine-131, carbon-14, cobalt-57, or selenium-75; 50 microcuries of hydrogen-3 (tritium); 20 microcuries of iron-59; or Mock Iodine-125 in units not exceeding 0.05 microcurie of iodine-129 and 0.005 microcurie of americium-241 each; and~~

~~(ii) Displaying the radiation caution symbol described in WAC 402-24-090(1)(a) and the words, "CAUTION, RADIOACTIVE MATERIAL", and "Not for Internal or External Use in Humans or Animals".~~

~~(d) One of the following statements, as appropriate, or a substantially similar statement which contains the information called for in one of the following statements, appears on a label affixed to each prepackaged unit or appears in a leaflet or brochure which accompanies the package:~~

~~(i) This radioactive material may be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of the United States Nuclear Regulatory Commission or of a state with which the Commission has entered into an agreement for the exercise of regulatory authority.~~

.....
Name of manufacturer

~~(ii) This radioactive material may be received, acquired, possessed and used only by physicians, veterinarians, clinical laboratories or hospitals and only for in vitro clinical or laboratory tests not involving internal or external administration of the material, or the radiation therefrom, to human beings or animals. Its receipt, acquisition, possession, use and transfer are subject to the regulations and a general license of a Licensing State.~~

.....
Name of manufacturer

~~(e) The label affixed to the unit, or the leaflet or brochure which accompanies the package, contains adequate information as to the precautions to be observed in handling and storing such radioactive material. In the case of the Mock Iodine-125 reference or calibration source, the information accompanying the source must also contain directions to the licensee regarding the waste disposal requirements set out in WAC 402-24-130 of these regulations.~~

~~((9)) (8) Licensing the manufacture and distribution of ice detection devices. An application for a specific license to manufacture and distribute ice detection devices to persons generally licensed under WAC 402-21-050((10)) (9) will be approved subject to the following conditions:~~

~~(a) The applicant satisfies the general requirements of WAC 402-22-040; and~~

~~(b) The criteria of Sections 32.61, 32.62, 32.103 of 10 CFR Part 32 are met.~~

~~((10)) (9) Manufacture and distribution of radiopharmaceuticals containing radioactive material for medical use under group licenses. An application for a specific license to manufacture and distribute radiopharmaceuticals containing radioactive material for use by persons licensed pursuant to WAC 402-22-070(3) for the uses listed in Group I, Group II, Group IV, or Group V of WAC 402-22-200, Schedule A, will be approved if:~~

~~(a) The applicant satisfies the general requirements specified in WAC 402-22-040 of this part;~~

~~(b) The applicant submits evidence that:~~

~~(i) The radiopharmaceutical containing radioactive material will be manufactured, labeled and packaged in accordance with the Federal Food, Drug and Cosmetic Act or the Public Health Service Act, such as a new drug application (NDA) approved by the United States Food and Drug Administration (FDA), a biologic product license issued by FDA or a "Notice of Claimed Investigational Exemption for a New Drug" (IND) that has been accepted by the FDA; or~~

~~(ii) The manufacture, compounding and distribution of the radiopharmaceutical containing radioactive material is not subject to the Federal Food, Drug and Cosmetic Act and the Public Health Service Act ((except for Sections 501, 502, and 704 of the Food, Drug and Cosmetic Act which deal with adulteration, misbranded drugs and records inspection, respectively. Nuclear pharmacies licensed by the state board of pharmacy, or nuclear physicians licensed by the state board of medical examiners are, for the purpose of this regulation, not subject to the Federal Food, Drug and Cosmetic Act and the Public Health Service Act));~~

~~(c) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the radioactive material which is appropriate for safe handling and storage of radiopharmaceuticals by group licensees; and~~

~~(d) The label affixed to each package of the radiopharmaceutical contains information on the radionuclide, quantity and date of assay, and the label affixed to each package, or the leaflet or brochure which accompanies each package, contains a statement that the radiopharmaceutical is licensed by the department for distribution to persons licensed pursuant to WAC 402-22-070(3) and 402-22-200 Schedule A, Group I, Group II, Group IV, and Group V, as appropriate, or under equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State. The labels, leaflets or brochures required by subsection ((10)) (9) of this section are in addition to the labeling required by the Food and Drug Administration (FDA) and they may be separate from or, with the approval of FDA, may be combined with the labeling required by FDA.~~

~~((11)) (10) Manufacture and distribution of generators or reagent kits for preparation of radiopharmaceuticals containing radioactive material. An application for a specific license to manufacture and distribute generators or reagent kits containing radioactive material for~~

preparation of radiopharmaceuticals by persons licensed pursuant to WAC 402-22-070(3) for the uses listed in Group III of WAC 402-22-200, Schedule A will be approved if:

(a) The applicant satisfies the general requirements specified in WAC 402-22-040;

(b) The applicant submits evidence that:

(i) The generator or reagent kit is to be manufactured, labeled and packaged in accordance with the Federal Food, Drug and Cosmetic Act or the Public Health Service Act, such as a new drug application (NDA) approved by the Food and Drug Administration (FDA), a biological product license issued by FDA, or a "Notice of Claimed Investigational Exemption for a New Drug" (IND) that has been accepted by the FDA; or

(ii) The manufacture and distribution of the generator or reagent kit are not subject to the Federal Food, Drug and Cosmetic Act and the Public Health Service Act (~~except for Sections 501, 502 and 704 of the Food, Drug and Cosmetic Act which deal with adulteration, misbranded drugs and records inspection, respectively. Nuclear pharmacies licensed by the state board of pharmacy, or nuclear physicians licensed by the state board of medical examiners are, for the purpose of this regulation, not subject to the Federal Food, Drug and Cosmetic Act and the Public Health Service Act~~);

(c) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the radioactive material contained in the generator or reagent kit;

(d) The label affixed to the generator or reagent kit contains information on the radionuclide, quantity, and date of assay; and

(e) The label affixed to the generator or reagent kit, or the leaflet or brochure which accompanies the generator or reagent kit, contains:

(i) Adequate information, from a radiation safety standpoint, on the procedures to be followed and the equipment and shielding to be used in eluting the generator or processing radioactive material with the reagent kit; and

(ii) A statement that this generator or reagent kit (as appropriate) is approved for use by persons licensed by the department pursuant to WAC 402-22-070(3) and Group III of WAC 402-22-200, Schedule A, or under equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State. The labels, leaflets or brochures required by subsection ~~((+))~~ (10) of this section are in addition to the labeling required by FDA and they may be separate from or, with the approval of FDA, may be combined with the labeling required by FDA.

NOTE: Although the department does not regulate the manufacture and distribution of reagent kits that do not contain radioactive material, it does regulate the use of such reagent kits for the preparation of radiopharmaceuticals containing radioactive material as part of its licensing and regulation of the users of radioactive material. Any manufacturer of reagent kits that do not contain radioactive material who desires to have his reagent kits approved by the department for use by persons licensed pursuant to WAC 402-22-070(3) and Group III of WAC 402-22-200 Schedule A may submit the pertinent information specified in subsection ~~((+))~~ (10) of this section.

~~((+))~~ (11) Manufacture and distribution of sources or devices containing radioactive material for medical use. An application for a specific license to manufacture and distribute sources and devices containing radioactive material to persons licensed pursuant to WAC 402-22-070(3) for use as a calibration or reference source or for the uses listed in Group VI of WAC 402-22-200 Schedule A of this part will be approved if:

(a) The applicant satisfies the general requirements in WAC 402-22-040 of this part;

(b) The applicant submits sufficient information regarding each type of source or device pertinent to an evaluation of its radiation safety, including:

(i) The radioactive material contained, its chemical and physical form and amount;

(ii) Details of design and construction of the source or device;

(iii) Procedures for, and results of, prototype tests to demonstrate that the source or device will maintain its integrity under stresses likely to be encountered in normal use and accidents;

(iv) For devices containing radioactive material, the radiation profile of a prototype device;

(v) Details of quality control procedures to assure that production sources and devices meet the standards of the design and prototype tests;

(vi) Procedures and standards for calibrating sources and devices;

(vii) Legend and methods for labeling sources and devices as to their radioactive content; and

(viii) Instructions for handling and storing the source or device from the radiation safety standpoint, these instructions are to be included on a durable label attached to the source or device or attached to a permanent storage container for the source or device: PROVIDED, That instructions which are too lengthy for such label may be summarized on the label and printed in detail on a brochure which is referenced on the label.

(c) The label affixed to the source or device, or to the permanent storage container for the source or device, contains information on the radionuclide, quantity and date of assay, and a statement that the named source or device is licensed by the department for distribution to persons licensed pursuant to WAC 402-22-070(3) and Group VI of WAC 402-22-200 Schedule A or under equivalent regulations of the United States Nuclear Regulatory Commission, an Agreement State or a Licensing State: PROVIDED, That such labeling for sources which do not require long term storage (e.g., gold-198 seeds) may be on a leaflet or brochure which accompanies the source.

(d) In the event the applicant desires that the source or device be required to be tested for leakage of radioactive material at intervals longer than six months, the applicant shall include in the application sufficient information to demonstrate that such longer interval is justified by performance (~~and~~) characteristics of the source or device or similar sources or devices and by design features that have a significant bearing on the probability or consequences of leakage of radioactive material from the source.

(e) In determining the acceptable interval for test of leakage of radioactive material, the department will consider information that includes, but is not limited to:

(i) Primary containment (source capsule);

(ii) Protection of primary containment;

(iii) Method of sealing containment;

(iv) Containment construction materials;

(v) Form of contained radioactive material;

(vi) Maximum temperature withstood during prototype tests;

(vii) Maximum pressure withstood during prototype tests;

(viii) Maximum quantity of contained radioactive material;

(ix) Radiotoxicity of contained radioactive material; and

(x) Operating experience with identical sources or devices or similarly designed and constructed sources or devices.

~~((+))~~ (12) Requirements for license to manufacture and distribute industrial products containing depleted uranium for mass-volume applications.

(a) An application for a specific license to manufacture industrial products and devices containing depleted uranium for use pursuant to WAC 402-21-030(4) or equivalent regulations of the United States Nuclear Regulatory Commission or an Agreement State will be approved if:

(i) The applicant satisfies the general requirements specified in WAC 402-22-040;

(ii) The applicant submits sufficient information relating to the design, manufacture, prototype testing, quality control procedures, labeling or marking, proposed uses and potential hazards of the industrial product or device to provide reasonable assurance that possession, use or transfer of the depleted uranium in the product or device is not likely to cause any individual to receive in any period of one calendar quarter a radiation dose in excess of ten percent of the limits specified in WAC 402-24-020(1); and

(iii) The applicant submits sufficient information regarding the industrial product or device and the presence of depleted uranium for a mass-volume application in the product or device to provide reasonable assurance that unique benefits will accrue to the public because of the usefulness of the product or device.

(b) In the case of an industrial product or device whose unique benefits are questionable, the department will approve an application for a specific license under subsection ~~((+))~~ (12) of this section only if the product or device is found to combine a high degree of utility and low probability of uncontrolled disposal and dispersal of significant quantities of depleted uranium into the environment.

(c) The department may deny any application for a specific license under subsection ~~((+))~~ (12) of this section if the end use(s) of the industrial product or device cannot be reasonably foreseen.

(d) Each person licensed pursuant to paragraph ~~((+3))~~ (12)(a) of this section shall:

(i) Maintain the level of quality control required by the license in the manufacture of the industrial product or device, and in the installation of the depleted uranium into the product or device;

(ii) Label or mark each unit to:

(A) Identify the manufacturer of the product or device and the number of the license under which the product or device was manufactured, the fact that the product or device contains depleted uranium, and the quantity of depleted uranium in each product or device; and

(B) State that the receipt, possession, use and transfer of the product or device are subject to a general license or the equivalent and the regulations of the United States Nuclear Regulatory Commission or of an Agreement State;

(iii) Assure that the depleted uranium before being installed in each product or device has been impressed with the following legend clearly legible through any plating or other covering: "Depleted Uranium";

(iv) Furnish to each person to whom depleted uranium in a product or device is transferred for use pursuant to the general license contained in WAC 402-21-030(4) or its equivalent:

(A) A copy of the general license contained in WAC 402-21-030(4) and a copy of Department Form RHF-~~((21))~~ 20; or

(B) A copy of the general license contained in the United States Nuclear Regulatory Commission's or Agreement State's regulation equivalent to WAC 402-21-030(4) and a copy of the United States Nuclear Regulatory Commission's or Agreement State's certificate, or alternatively, furnish a copy of the general license contained in WAC 402-21-030(4) and a copy of Department Form RHF-~~((21))~~ 20 with a note explaining that use of the product or device is regulated by the United States Nuclear Regulatory Commission or an Agreement State under requirements substantially the same as those in WAC 402-21-030(4).

(v) Report to the department all transfers of industrial products or devices to persons for use under the general license in WAC 402-21-030(4). Such report shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the department and the general licensee, the type and model number of device transferred, and the ~~((quantity))~~ quantity of depleted uranium contained in the product or device. The report shall be submitted within thirty days after the end of each calendar quarter in which such a product or device is transferred to the generally licensed person. If no transfers have been made to persons generally licensed under chapter 402-21 WAC during the reporting period, the report shall so indicate;

(vi) Provide certain other reports as follows:

(A) Report to the United States Nuclear Regulatory Commission all transfers of industrial products or devices to persons for use under the United States Nuclear Regulatory Commission general license in Section 40.25 of 10 CFR Part 40;

(B) Report to the responsible department all transfers of devices manufactured and distributed pursuant to subsection (13) of this section for use under a general license in that state's regulations equivalent to WAC 402-21-030(4);

(C) Such report shall identify each general licensee by name and address, an individual by name and/or position who may constitute a point of contact between the department and the general licensee, the type and model number of the device transferred, and the quantity of depleted uranium contained in the product or device. The report shall be submitted within thirty days after the end of each calendar quarter in which such product or device is transferred to the generally licensed person;

(D) If no transfers have been made to United States Nuclear Regulatory Commission licensees during the reporting period, this information shall be reported to the United States Nuclear Regulatory Commission;

(E) If no transfers have been made to general licensees within a particular Agreement State during the reporting period, this information shall be reported to the responsible department; and

(vii) Keep records showing the name, address and point of contact for each general licensee to whom the person transfers depleted uranium in industrial products or devices for use pursuant to the general license provided in WAC 402-21-030(4) or equivalent regulations of the United States Nuclear Regulatory Commission or of an Agreement State. The records shall be maintained for a period of two years and shall show the date of each transfer, the quantity of depleted uranium in each product or device transferred, and compliance with the report requirements of this section.

~~((14)) Repackaging and distribution of radioactive material and reagent kits for medical use.*~~

~~An application for a specific license to repackage and distribute radioactive material for medical use and reagent kits for the preparation of radiopharmaceuticals will be approved if:~~

~~(a) Applicant satisfies general requirements in WAC 402-22-040;~~

~~(b) The applicant submits evidence that:~~

~~(i) Radioactive material to be repackaged is obtained only from elution of an NDA approved radionuclide generator;~~

~~(ii) The packaging of other radioactive material will not be violated prior to distribution;~~

~~(iii) Reagent kits for the preparation of radiopharmaceuticals will be obtained only as NDA approved products or from a licensed nuclear pharmacy;~~

~~(iv) The packaging of reagent kits will not be violated prior to distribution;~~

~~(v) Only sterile, pyrogen-free containers, syringes, needles, filters, etc., will be used in the repackaging operation.~~

~~(c) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging which is appropriate for safe handling and storage of the radioactive material or prepared radiopharmaceutical.~~

*NOTE: ~~The "good neighbor" transfer of radioactive material or reagent kits is excluded from this licensing requirement provided such transfers are for the emergency replacement of radioactive material which is otherwise not available due to transportation or supplier difficulties and is not provided as a cost-sharing procedure.;~~

AMENDATORY SECTION (Amending Order 1459, filed 11/30/79, effective 1/1/80)

WAC 402-22-200 SCHEDULE A GROUPS OF MEDICAL USES OF RADIOACTIVE MATERIAL (REF. WAC 402-22-070(3) AND 402-22-110~~((+9))~~(9)). (1) Group I. Use of prepared radiopharmaceuticals for certain diagnostic studies involving measurements of uptake, dilution and excretion. This group does not include imaging or localization studies.

(a) Any radioactive material in a radiopharmaceutical and for a diagnostic use involving measurements of uptake, dilution or excretion for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA) or for which a "New Drug Application" (NDA) is in effect.

~~(b) ((Any radioactive material in a radiopharmaceutical and for a diagnostic use involving measurements of uptake, dilution or excretion which has been compounded, prepared and distributed by a nuclear pharmacy licensed by the state board of pharmacy and this department:~~

~~(c))~~ The provisions of paragraph(s) (1)(a) ~~((and (b)))~~ of this section notwithstanding, no radioactive material in gaseous form or for use as an aerosol is permitted by this subsection except as specifically authorized in a license.

(2) Group II. Use of prepared radiopharmaceuticals for diagnostic imaging and localization studies.

~~(a) ((Any radioactive material in a radiopharmaceutical prepared from a reagent kit authorized in subsection (3) of this section which has been prepared and distributed by a nuclear pharmacy licensed by the state board of pharmacy and this department;~~

~~(b))~~ Any radioactive material in a radiopharmaceutical and for a diagnostic use involving imaging or localizing for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA) or for which a "New Drug Application" (NDA) is in effect;

~~((c))~~ (b) The provisions of paragraph(s) (2)(a) ~~((and (b)))~~ of this section notwithstanding, no radioactive material in gaseous form or for use as an aerosol is permitted by this subsection except as specifically authorized in a license.

(3) Group III. Use of generators and reagent kits for the preparation and use of radiopharmaceuticals containing radioactive material for diagnostic imaging and localization studies.

(a) Any generator or reagent kit for preparation and diagnostic use of a radiopharmaceutical containing radioactive material for which generator or reagent kit a "Notice of Claimed Investigational Exemption of a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA) or for which a "New Drug Application" (NDA) is in effect.

~~(b) ((Any reagent kit for preparation and diagnostic use of a radiopharmaceutical containing radioactive material which has been compounded, prepared and distributed by a nuclear pharmacy licensed by the state board of pharmacy and this department.~~

~~(c))~~ The provisions of paragraph(s) (3)(a) ~~((and (b)))~~ of this section notwithstanding, no generator or reagent kit is authorized for preparation of any gaseous form or aerosol of a radioactive material, except as specifically authorized in a license.

(4) Group IV. Use of prepared radiopharmaceuticals for certain therapeutic uses that do not normally require hospitalization for purposes of radiation safety.

(a) Iodine-131 as iodide for treatment of hyperthyroidism and cardiac dysfunction;

(b) Phosphorus-32 as soluble phosphate for treatment of polycythemia vera, leukemia and bone metastases;

(c) Phosphorus-32 as colloidal chromic phosphate for intracavitary treatment of malignant effusions;

(d) Any radioactive material in a radiopharmaceutical and for a therapeutic use not normally requiring hospitalization for purposes of radiation safety for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA) or for which a "New Drug Application" (NDA) is in effect.

(5) Group V. Use of prepared radiopharmaceuticals for certain therapeutic uses that normally require hospitalization for purposes of radiation safety.

(a) Gold-198 as colloid for intracavitary treatment of malignant effusions;

(b) Iodine-131 as iodide for treatment of thyroid carcinoma;

(c) Any radioactive material in a radiopharmaceutical and for a therapeutic use normally requiring hospitalization for radiation safety reasons for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA) or for which a "New Drug Application" (NDA) is in effect.

(6) Group VI. Use of sources and devices containing radioactive material for certain medical uses.

(a) Americium-241 as a sealed source in a device for bone mineral analysis;

(b) Cesium-137 encased in needles and applicator cells for topical, interstitial, and intracavitary treatment of cancer;

(c) Cobalt-60 encased in needles and applicator cells for topical, interstitial, and intracavitary treatment of cancer;

(d) Gold-198 as seeds for interstitial treatment of cancer;

(e) Iodine-125 as a sealed source in a device for bone mineral analysis;

(f) Iridium-192 as seeds encased in nylon ribbon for interstitial treatment of cancer;

(g) Strontium-90 sealed in an applicator for treatment of superficial eye conditions; and

(h) Iodine-125 as seeds for interstitial treatment of cancer.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-020 RADIATION DOSE TO INDIVIDUALS IN RESTRICTED AREAS.* (1) Except as provided in WAC 402-24-020(2) no licensee or registrant shall possess, use, receive, or transfer sources of radiation in such a manner as to cause any individual in a restricted area to receive in any period of one calendar quarter from all sources of radiation in the licensee's or registrant's possession a dose in excess of the limits specified in the following table:

REM PER CALENDAR QUARTER

Whole body; head and trunk; active blood-forming organs; lens of eyes; or gonads	1.25
Hands and forearms; feet and ankles	18.75
Skin of whole body	7.5

NOTE:

*For determining the doses specified in WAC 402-24-020 a dose from x- or gamma rays up to 10 MeV may be assumed to be equivalent to the exposure measured by a properly calibrated appropriate instrument in air at or near the body surface in the region of the highest dose rate.

(2) A licensee or registrant may permit an individual in a restricted area to receive a dose to the whole body greater than that permitted under WAC 402-24-020(1), provided that:

(a) During any calendar quarter the dose to the whole body from sources of radiation in the licensee's or registrant's possession shall not exceed 3 rems; and

(b) The dose to the whole body, when added to the accumulated occupational dose to the whole body, shall not exceed 5(N-18) rems when "N" equals the individual's age in years at the individual's last birthday; and

(c) The licensee or registrant has determined the individual's accumulated occupational dose to the whole body on Department Form RHF-4 or on a clear and legible record containing all the information required in that form and has otherwise complied with the requirements of WAC 402-24-024. As used in WAC 402-24-020(2) "dose to the whole body" shall be deemed to include any dose to the whole body, gonads, active blood-forming organs, head and trunk, or lens of the eye; and

(d) The licensee or registrant has determined that the predicted dose to the whole body is as low as is reasonably achievable and consistent with the statements in WAC 402-10-010. The licensee or registrant shall perform an evaluation of the expected whole body dose before permitting any individual to receive a whole body dose in excess of the limits specified in WAC 402-24-020(1).

A written evaluation of this exposure shall be retained for review by the department.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-024 DETERMINATION OF PRIOR ACCUMULATED DOSE. ~~((1) This section contains requirements which must be satisfied by licensees or registrants who propose, pursuant to WAC 402-24-020(2) to permit individuals in a restricted area to receive exposure to radiation in excess of the limits specified in WAC 402-24-020(1):~~

~~(2) Before permitting any individual in a restricted area to be exposed to radiation in excess of the limits specified in WAC 402-24-020(1) each licensee or registrant shall:~~

~~(a) Obtain a certificate on State of Washington Occupational External Radiation Exposure History (Form RHF-4) or on a clear and legible record containing all the information required in that form, signed by the individual, showing each period of time after the individual attained the age of 18 in which the individual received an occupational dose of radiation; and~~

~~(b) Calculate on Form RHF-4 in accordance with the instructions appearing therein, or on a clear and legible record containing all the information required in that form, the previously accumulated occupational dose received by the individual and the additional dose allowed for that individual under WAC 402-24-020(2).~~

~~(3)~~

~~(a) In the preparation of Form RHF-4, or a clear and legible record containing all the information required in that form, the licensee or registrant shall make a reasonable effort to obtain reports of the individual's previously accumulated occupational dose. For each period for which the licensee or registrant obtains such reports, the dose shown in the report shall be used in preparing the form. In any case where a licensee or registrant is unable to obtain reports of the individual's occupational dose for a previous complete calendar quarter, it shall be assumed that the individual has received the occupational dose specified in whichever of the following columns apply:~~

Part of Body	Column 1 ¹	Column 2 ²
Whole body, gonads, active blood-forming organs, head and trunk, lens of eye	3.75	1.25

NOTES:

¹ Assumed Dose in Rems for Calendar Quarters Prior to January 1, 1961
² Assumed Dose in Rems for Calendar Quarters Beginning on or After January 1, 1961

(b) The licensee or registrant shall retain and preserve records used in preparing Form RHF-4. If calculation of the individual's accumulated occupational dose for all periods prior to January 1, 1961, yields a result higher than the applicable accumulated dose value for the individual as of that date, as specified in WAC 402-24-020(2)(b) the excess may be disregarded.) Determination of prior dose. Each licensee or registrant shall require any individual, prior to first entry of the individual into the licensee's or registrant's restricted area during each employment or work assignment under such circumstances that the individual will receive or is likely to receive in any period of one calendar quarter an occupational dose in excess of 25 percent of the applicable standards specified in WAC 402-24-020(1) and 402-24-035 to disclose in a written, signed statement, either:

(1) That the individual had no prior occupational dose during the current calendar quarter; or

(2) The nature and amount of any occupational dose which the individual may have received during that specifically identified current calendar quarter from sources of radiation possessed or controlled by other persons. Each licensee shall maintain records of such statements until the department authorizes their disposition.

NEW SECTION

WAC 402-24-027 REQUIREMENTS FOR EXCEEDING OCCUPATIONAL RADIATION DOSES. (1) Before permitting, pursuant to WAC 402-24-020(2), any individual in a restricted area to receive an occupational radiation dose in excess of the standards specified in WAC 402-24-020(1) each licensee or registrant shall:

(a) Obtain a certificate on State of Washington Occupational External Radiation Exposure History (Form RHF-4) or on a clear and legible record containing all the information required in that form, signed by the individual, showing each period of time after the individual attained the age of 18 in which the individual received an occupational dose of radiation; and

(b) Calculate on Form RHF-4 in accordance with the instructions appearing therein, or on a clear and legible record containing all the information required in that form, the previously accumulated occupational dose received by the individual and the additional dose allowed for that individual under WAC 402-24-020(2).

In the preparation of Form RHF-4, or a clear and legible record containing all the information required in that form, the licensee or registrant shall make a reasonable effort to obtain reports of the individual's previously accumulated occupational dose. For each period for which the licensee or registrant obtains such reports, the dose shown in the report shall be used in preparing the form. In any case where a licensee or registrant is unable to obtain reports of the individual's occupational dose for a previous complete calendar quarter, it shall be assumed that the individual has received the occupational dose specified in whichever of the following columns apply:

Part of Body	Column 1 Assumed Dose in Rems for Calendar Quarters Prior to January 1, 1961	Column 2 Assumed Dose in Rems for Calendar Quarters Beginning on or After January 1, 1961
Whole body, gonads, active blood-forming organs, head and trunk, lens of eye	3.75	1.25

(2) The licensee or registrant shall retain and preserve records used in preparing Form RHF-4 until the department authorizes their disposition. If calculation of the individual's accumulated occupational dose for all periods prior to January 1, 1961, yields a result higher than the applicable accumulated dose value for the individual as of that date, as specified in WAC 402-24-020(2)(b) the excess may be disregarded.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-030 EXPOSURE OF INDIVIDUALS TO CONCENTRATIONS OF RADIOACTIVE MATERIALS IN RESTRICTED AREAS. ((†) No licensee shall possess, use, receive, or transfer radioactive material in such a manner as to cause an individual in a restricted area to be exposed to airborne radioactive material in an average concentration in excess of the limits specified in WAC 402-24-220, Appendix A, Table 1. 'Expose,' as used in this section means that the individual is present in an airborne concentration. No allowance shall be made for the use of protective clothing or equipment, or

particle size, except as authorized by the Department pursuant to WAC 402-24-030(3).

(2) The limits given in WAC 402-24-220, Appendix A, Table 1 are based upon exposure to the concentrations specified for forty (40) hours in any period of seven (7) consecutive days. In any such period where the number of hours or of exposure is less than forty (40), the limits specified in the table may be increased proportionately. In any such period where the number of hours of exposure is greater than forty (40), limits specified in the table shall be decreased proportionately.

(3)

(a) Except as authorized by the Department pursuant to this paragraph, no allowance shall be made for particle size or the use of protective clothing or equipment in determining whether an individual is exposed to an airborne concentration in excess of the limits specified in WAC 402-24-220, Appendix A, Table 1.

(b) The Department may authorize a licensee to expose an individual in a restricted area to airborne concentrations in excess of the limits specified in WAC 402-24-220, Appendix A, Table 1, upon receipt of an application demonstrating that the concentration is composed in whole or in part of particles of such size that such particles are not respirable and that the individual will not inhale the concentrations in excess of the limits established in WAC 402-24-220, Appendix A, Table 1. Each application under this subparagraph shall include an analysis of particle sizes in the concentrations and a description of the methods used in determining the particle sizes.

(c) The Department may authorize a licensee to expose an individual in a restricted area to airborne concentrations in excess of the limits specified in WAC 402-24-220, Appendix A, Table 1, upon receipt of an application demonstrating that the individual will wear appropriate protective equipment and that the individual will not inhale, ingest, or absorb quantities of radioactive material in excess of those which might otherwise be permitted under this part for individuals in restricted areas during a 40-hour week. Each application under this subparagraph shall contain the following information:

(i) A description of the protective equipment to be employed, including the efficiency of the equipment for the material involved;

(ii) Procedures for the fitting, maintenance, and cleaning of the protective equipment;

(iii) Procedures governing the use of the protective equipment, including supervisory procedures and length of time the equipment will be used by the individuals in each work week. The proposed periods for use of the equipment by any individual should not be of such duration as would discourage observance by the individual of the proposed procedures; and

(iv) The average concentrations present in the area occupied by individuals.) (1) Requirements for exposures to individuals.

(a) No licensee shall possess, use, or transfer radioactive material in such a manner as to permit any individual in a restricted area to inhale a quantity of radioactive material in any period of one calendar quarter greater than the quantity which would result from inhalation for 40 hours per week for 13 weeks at uniform concentrations of radioactive material in air specified in WAC 402-24-220, Appendix A, Table I, Column 1^{1, 2, 3}. If the radioactive material is of such form that intake by absorption through the skin is likely, individual exposures to radioactive material shall be controlled so that the uptake of radioactive material by any organ from either inhalation or absorption or both routes of intake^{4, 5} in any calendar quarter does not exceed that which would result from inhaling such radioactive material for 40 hours per week for 13 weeks at uniform concentrations specified in WAC 402-24-220, Appendix A, Table I, Column 1.

(b) No licensee shall possess, use, or transfer mixtures of U-234, U-235, and U-238 in soluble form in such a manner as to permit any individual in a restricted area to inhale a quantity of such material in excess of the intake limits specified in Appendix A, Table I, Column 1 of this part. If such soluble uranium is of a form such that absorption through the skin is likely, individual exposures to such material shall be controlled so that the uptake of such material by any organ from either inhalation or absorption or both routes of intake⁶ does not exceed that which would result from inhaling such material at the limits specified in WAC 402-24-220, Appendix A, Table I, Column 1 and footnote 4 thereto.

(c) For purposes of determining compliance with the requirements of WAC 402-24-030 the licensee shall use suitable measurements of concentrations of radioactive materials in air for detecting and evaluating airborne radioactivity in restricted areas and in addition, as appropriate, shall use measurements of radioactivity in the body,

measurements of radioactivity excreted from the body, or any combination of such measurements as may be necessary for timely detection and assessment of individual intakes of radioactivity by exposed individuals. It is assumed that an individual inhales radioactive material at the airborne concentration in which he is present unless he uses respiratory protective equipment pursuant to WAC 402-24-030. When assessment of a particular individual's intake of radioactive material is necessary, intakes less than those which would result from inhalation for 2 hours in any one day or for 10 hours in any one week at uniform concentrations specified in Appendix A, Table I, Column 1 need not be included in such assessment, provided that for any assessment in excess of these amounts the entire amount is included.

(2) (a) The licensee shall, as a precautionary procedure, use process or other engineering controls, to the extent practicable, to limit concentrations of radioactive materials in air to levels below those which delimit an airborne radioactivity area as defined in WAC 402-12-051(5)(b).

(b) When it is impracticable to apply process or other engineering controls to limit concentrations of radioactive material in air below those defined in WAC 402-12-051(5)(b), other precautionary procedures, such as increased surveillance, limitation of working times, or provision of respiratory protective equipment, shall be used to maintain intake of radioactive material by any individual within any period of seven consecutive days as far below that intake of radioactive material which would result from inhalation of such material for 40 hours at the uniform concentrations specified in Appendix A, Table I, Column 1 as is reasonably achievable. Whenever the intake of radioactive material by any individual exceeds this 40-hour control measure, the licensee shall make such evaluations and take such actions as are necessary to assure against recurrence. The licensee shall maintain records of such occurrences, evaluations, and actions taken in a clear and readily identifiable form suitable for summary review and evaluation.

(3) When respiratory protective equipment is used to limit the inhalation of airborne radioactive material pursuant to WAC 402-24-030(2)(b), the licensee may make allowance for such use in estimating exposures of individuals to such materials provided that such equipment is used as stipulated in Regulatory Guide 8.15, "Acceptable Programs for Respiratory Protection."⁶

(4) Notwithstanding the provisions of WAC 412-24-030(2) and (3), the department may impose further restrictions:

(a) On the extent to which a licensee may make allowance for use of respirators in lieu of provision of process, containment, ventilation, or other engineering controls, if application of such controls is found to be practicable; and

(b) As might be necessary to assure that the respiratory protective program of the licensee is adequate in limiting exposures of personnel to airborne radioactive materials.

(5) The licensee shall notify, in writing, the department at least 30 days before the date that respiratory protective equipment is first used under the provisions of WAC 402-24-030.

(6) A licensee who was authorized to make allowance for use of respiratory protective equipment prior to the effective date of this regulation shall bring his respiratory protective program into conformance with the requirements of WAC 402-24-030(3) within one year of that date; and is exempt from the requirements of WAC 402-24-030(5).

¹Since the concentration specified for tritium oxide vapor assumes equal intakes by skin absorption and inhalation, the total intake permitted is twice that which would result from inhalation alone at the concentration specified in H-3(s) in Appendix A, Table I, Column 1 for 40 hours per week for 13 weeks.

²For radioactive materials designated "Sub" in the "Isotope" Column of the table, the concentration value specified is based upon exposure to the material as an external radiation source. Individual exposures to these materials may be accounted for as part of the limitation on individual dose in WAC 402-24-020. These materials shall be subject to the precautionary procedures required by WAC 402-24-030(2)(a).

³Multiply the concentration values specified in Appendix A, Table I, Column 1 by 6.3×10^9 ml to obtain the quarterly quantity limit. Multiply the concentration value specified in Appendix A, Table I, Column 1 of this part by 2.5×10^9 ml to obtain the annual quantity limit for Rn-222.

⁴Significant intake by ingestion or injection is presumed to occur only as a result of circumstances such as accident, inadvertence, poor

procedure, or similar special conditions. Such intakes must be evaluated and accounted for by techniques and procedures as may be appropriate to the circumstances for the occurrence. Exposures so evaluated shall be included in determining whether the limitation on individual exposures in WAC 402-24-030(1)(a) has been exceeded.

⁵Regulatory guidance on assessment of individual intakes of radioactive material is given in Regulatory Guide 8.9, "Acceptable Concepts, Models, Equations and Assumptions for a Bioassay Program," single copies of which are available from the Office of Standards Development, United States Nuclear Regulatory Commission, Washington, D.C. 20555, upon written request.

⁶Single copies of Regulatory Guide 8.15 are available for the Office of Standards Development, United States Nuclear Regulatory Commission, Washington, D.C. 20555, upon written request.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-035 EXPOSURE OF MINORS.* (1) No licensee or registrant shall possess, use, or transfer sources of radiation in such a manner as to cause any individual within a restricted area, who is under 18 years of age, to receive in any period of one calendar quarter from all sources of radiation in such licensee's or registrant's possession a dose in excess of 10 percent of the limits specified in the table in WAC 402-24-020(1).

(2) No licensee shall possess, use, or transfer radioactive material in such a manner as to cause any individual within a restricted area, who is under 18 years of age, to be exposed to airborne radioactive material in an average concentration in excess of the limits specified in WAC 402-24-220, Appendix A, Table II, of this chapter. For purposes of this paragraph, concentrations may be averaged over periods not greater than a week.

(3) The provisions of WAC 402-24-030(2)(b) and (3) shall apply to exposures subject to WAC 402-24-035(2) except that the references in WAC 402-24-030(2)(b) and (3) to Appendix A, Table I, Column 1 shall be deemed to be referenced to Appendix A, Table II, Column I.

NOTE:

*For determining the doses specified in this section, a dose from x- or gamma rays up to 10 MeV may be assumed to be equivalent to the exposure measured by a properly calibrated appropriate instrument in air at or near the body surface in the region of the highest dose rate.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-040 PERMISSIBLE LEVELS OF RADIATION FROM EXTERNAL SOURCES IN UNRESTRICTED AREAS.*

NOTE:

*It is the intent of this section to limit radiation levels so that it is unlikely that individuals in unrestricted areas would receive a dose to the whole body in excess of 0.5 rem in any one year. If in specific instances, it is determined by the department that this intent is not met, the department may, pursuant to WAC ((402-12-160)) 402-12-170, impose such additional requirements on the licensee or registrant as may be necessary to meet the intent.

(1) Except as authorized by the department pursuant to WAC 402-24-040(2), no licensee or registrant shall possess, use, or transfer sources of radiation in such a manner as to create in any unrestricted area from such sources of radiation in that person's possession:

(a) Radiation levels which, if an individual were continuously present in the area, could result in the individual's receiving a dose in excess of 2 millirems in any 1 hour; or

(b) Radiation levels which, if an individual were continuously present in the area, could result in the individual's receiving a dose in excess of 100 millirems in any 7 consecutive days.

(2) Any person may apply to the department for proposed limits upon levels of radiation in unrestricted areas in excess of those specified in WAC 402-24-040(1) resulting from the applicant's possession or use of sources of radiation. Such applications should include information as to anticipated average radiation levels and anticipated occupancy times for each unrestricted area involved. The department ((with)) may approve the proposed limits if the applicant demonstrates to the satisfaction of the department that the proposed limits are not likely to cause any individual to receive a dose to the whole body in any period of one calendar year in excess of 0.5 rem and that the proposed limits are consistent with WAC 402-10-010.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-060 LEAK TESTS. (1) Each sealed radioactive source possessed under the provisions of a specific license, other than hydrogen-3 (tritium), with a half-life greater than thirty days and in any form other than gas, shall be tested and results obtained for leakage and/or contamination prior to initial use and at six-month intervals or as specified by the license. If there is reason to suspect that a sealed source might have been damaged, it shall be tested for leakage and results obtained before further use.

(2) Leak tests shall be capable of detecting the presence of 0.005 microcurie of removable contamination. The results of leak tests made pursuant to WAC 402-24-060(1) shall be recorded in units of microcuries and shall be maintained for inspection by the department. Any test conducted pursuant to subsection (1) which reveals the presence of 0.005 microcurie or more of removable contamination shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the source from use and shall cause it to be decontaminated and repaired or to be disposed of in accordance with WAC 402-20-170. If a sealed source shows evidence of leaking, a report shall be filed with the department within five days of the test, describing the equipment involved, the test results, and the corrective action taken. Where sealed sources are permanently mounted in devices or equipment, tests for contamination and leakage may be made by wiping appropriate accessible surfaces and measuring these wipes for transferred contamination.

(3) Sealed radioactive sources that have decayed to less than 100 microcuries for beta and gamma emitters and to less than 10 microcuries for alpha emitters shall be exempted from this leak test requirement.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-070 PERSONNEL MONITORING. (1) Each licensee or registrant shall supply appropriate personnel monitoring equipment to, and shall require the use of such equipment by:

(a) Each individual who enters a restricted area under such circumstances that the individual receives, or is likely to receive, a dose in any calendar quarter in excess of 25 percent of the applicable value specified in WAC 402-24-020(1).

(b) Each individual under 18 years of age who enters a restricted area under such circumstances that the individual receives, or is likely to receive, a dose in any calendar quarter in excess of 5 percent of the applicable value specified in WAC 402-24-020(1).

(c) Each individual who enters a high radiation area.

(2) ~~(Exposure of a personnel monitoring device to deceptively indicate a dose delivered to an individual is prohibited)~~ Personnel monitoring devices assigned to an individual:

(a) Shall not intentionally be exposed to give a false or erroneous reading;

(b) Shall be assigned to one individual per exposure interval (i.e., weekly, monthly) and used to determine exposure for that individual only;

(c) Shall not be worn by any individual other than that individual originally assigned to the device;

(d) Personnel monitoring devices that are assigned to an individual and not worn during exposure shall be processed and recorded as soon as possible. A replacement monitoring device shall be assigned to the individual immediately. A record of the circumstances of the exposure shall be retained.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-085 SURVEYS. Each licensee or registrant shall make or cause to be made such surveys as may be necessary for the licensee or registrant to establish compliance with these regulations. Records of such surveys shall be preserved ~~(indefinitely or until the Department authorizes their disposal)~~ as specified in WAC 402-24-170. Information on performing surveys may be found in the United States Nuclear Regulatory Commission's Regulatory Guide 8.23.

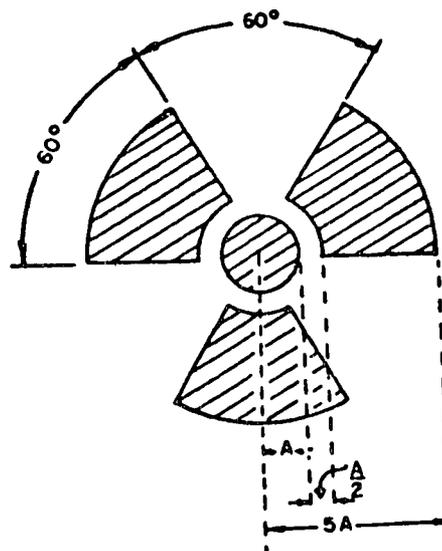
AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-090 CAUTION SIGNS, LABELS, AND SYMBOLS. (1) General.

(a) Except as otherwise authorized by the department, symbols prescribed by this section shall use the conventional radiation caution colors (magenta or purple on yellow background). The symbol prescribed

by this section is the conventional three-blade design: Radiation Symbol

- (i) Cross-hatch area is to be magenta or purple.
- (ii) Background is to be yellow.



(b) The conventional radiation symbol as described in WAC 402-24-090(1)(a) shall be used only for:

(i) Instructing individuals to be cognizant of a potential radiation hazard as prescribed in WAC 402-24-090(1)(c) through 402-24-090(1)(j).

(ii) Indicating that information presented pertains to the topic of radiation.

(c) In addition to the contents of signs and labels prescribed in this section, a licensee or registrant may provide on or near such signs and labels any additional information which may be appropriate in aiding individuals to minimize exposure to radiation.

(d) Each radiation area and entrance thereto shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: CAUTION* - RADIATION AREA. However, in an exceptionally large room where other activities of a nonradiological nature are conducted the entrance need not be posted provided a conspicuous barricade with an appropriate number of signs is established to delineate the radiation area.

NOTE:

*The word "DANGER" may be substituted for "CAUTION" on signs required by subsections WAC 402-24-090(1)(d) through 402-24-090(1)(h).

(e) High Radiation Areas.

(i) Each high radiation area and all entrances thereto shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: CAUTION* - HIGH RADIATION AREA.

(ii) Each entrance or access point to a high radiation area shall be:

(A) equipped with a control device which shall cause the level of radiation to be reduced below that at which an individual might receive a dose of 100 millirems in 1 hour upon entry into the area; or

(B) equipped with a control device which shall energize a conspicuous visible or audible alarm signal in such a manner that the individual entering the high radiation area and the licensee or a supervisor of the activity are made aware of the entry; or

(C) maintained locked except during periods when access to the area is required, with positive control over each individual entry.

(iii) The controls required by WAC 402-24-090(1)(e)(ii) shall be established in such a way that no individual will be prevented from leaving a high radiation area.

(iv) In the case of a high radiation area established for a period of 30 days or less, direct surveillance to prevent unauthorized entry may be substituted for the controls required by WAC 402-24-090(1)(e)(ii).

(v) Any licensee or registrant may apply to the department for approval of methods not included in WAC 402-24-090(1)(e)(ii) and (iv) for controlling access to high radiation areas. The department will approve the proposed alternatives if the licensee or registrant demonstrates that the alternative methods of control will prevent unauthorized entry into a high radiation area, and that the requirement of WAC 402-24-090(1)(e)(ii) is met.

(vi) Very High Radiation Areas:

(A) Each area in which there may exist radiation levels in excess of 500 rems in one hour at one meter from a sealed radioactive source that is used to irradiate materials shall:

(I) Have each entrance or access point equipped with entry control devices which shall function automatically to prevent any individual from inadvertently entering the area when such radiation levels exist; permit deliberate entry into the area only after a control device is actuated that shall cause the radiation level within the area, from the sealed source, to be reduced below that at which it would be impossible for an individual to receive a dose in excess of 100 mrem in one hour; and prevent operation of the source if the source would produce radiation levels in the area that could result in a dose to an individual in excess of 100 mrem in one hour. The entry control devices required by this paragraph (2)(e)(vi)(A) shall be established in such a way that no individual will be prevented from leaving the area.

(II) Be equipped with additional control devices such that upon failure of the entry control devices to function as required by paragraph (2)(e)(vi)(A)(I) of this section the radiation level within the area, from the sealed source, shall be reduced below that at which it would be possible for an individual to receive a dose in excess of 100 mrem in one hour; and visible and audible alarm signals shall be generated to make an individual attempting to enter the area aware of the hazard and the licensee or at least one other individual who is familiar with the activity and prepared to render or summon assistance, aware of such failure of the entry control devices;

(III) Be equipped with control devices such that upon failure or removal of physical radiation barriers other than the source's shielded storage container the radiation level from the source shall be reduced below that at which it would be possible for an individual to receive a dose in excess of 100 mrem in one hour; and visible and audible alarm signals shall be generated to make potentially affected individuals aware of the hazard and the licensee or at least one other individual, who is familiar with the activity and prepared to render or summon assistance, aware of the failure or removal of the physical barrier. When the shield for the stored source is a liquid, means shall be provided to monitor the integrity of the shield and to signal, automatically, loss of adequate shielding. Physical radiation barriers that comprise permanent structural components, such as walls, that have no credible probability of failure or removal in ordinary circumstances need not meet the requirements of this paragraph (2)(e)(vi)(A)(III);

(IV) Be equipped with devices that will automatically generate visible and audible alarm signals to alert personnel in the area before the source can be put into operation and in sufficient time for any individual in the area to operate a clearly identified control device which shall be installed in the area and which can prevent the source from being put into operation;

(V) Be controlled by use of such administrative procedure and such devices as are necessary to assure that the area is cleared of personnel prior to each use of the source preceding which use it might have been possible for an individual to have entered the area;

(VI) Be checked by a physical radiation measurement to assure that prior to the first individual's entry into the area after any use of the source, the radiation level from the source in the area is below that at which it would be possible for an individual to receive a dose in excess of 100 mrem in one hour;

(VII) Have entry control devices required in paragraph (2)(e)(vi)(A)(I) of this section which have been tested for proper functioning prior to initial operation with such source of radiation on any day that operations are not uninterruptedly continued from the previous day or before resuming operations after any unintended interruption, and for which records are kept of the dates, times, and results of such tests of function. No operations other than those necessary to place the source in safe condition or to erect repairs on controls shall be conducted with such source unless control devices are functioning properly. The licensee shall submit an acceptable schedule for more complete periodic tests of the entry control and warning systems to be established and adhered to as a condition of the license;

(VIII) Have those entry and exit portals that are used in transporting materials to and from the irradiation area, and that are not intended for use by individuals, controlled by such devices and administrative procedures as are necessary to physically protect and warn against inadvertent entry by any individual through such portals. Exit portals for processed materials shall be equipped to detect and signal the presence of loose radiation sources that are carried toward such an exit and to automatically prevent such loose sources from being carried out of the area.

(B) Licensees with, or applicants for, licenses or radiation sources that are within the purview of paragraph (2)(e)(vi)(A) of this section, and that must be used in a variety of positions or in peculiar locations, such as open fields or forests, that make it impracticable to comply with certain requirements of paragraph (2)(e)(vi)(A) of this section, such as those for the automatic control of radiation levels, may apply to the department for approval, prior to use of safety measures that are alternative to those specified in paragraph (2)(e)(vi)(C) of this section, and that will provide at least an equivalent degree of personnel protection in the use of such sources. At least one of the alternative measures must include an entry-preventing interlock control based on a physical measurement of radiation that assures the absence of high radiation levels before an individual can gain access to an area where such sources are used.

(f) Airborne Radioactivity Areas. Each airborne radioactivity area shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: CAUTION* - AIRBORNE RADIOACTIVITY AREA.

(g) Additional Requirements.

(i) Each area or room in which any radioactive material, other than natural uranium or thorium, is used or stored in an amount exceeding 10 times the quantity of radioactive material specified in Appendix B of this part shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: CAUTION* - RADIOACTIVE MATERIAL.

(ii) Each area or room in which natural uranium or thorium is used or stored in an amount exceeding one hundred times the quantity specified in Appendix B of this part shall be conspicuously posted with a sign or signs bearing the radiation caution symbol and the words: CAUTION* - RADIOACTIVE MATERIAL.

(h) Containers.

(i) Except as provided in WAC 402-24-090, each container of radioactive material shall bear a durable, clearly visible label identifying the radioactive contents.

(ii) A label required pursuant to WAC 402-24-090(1)(h)(i) shall bear the radiation caution symbol and the words: CAUTION* - RADIOACTIVE MATERIAL. It shall also provide sufficient information to permit individuals handling or using the containers, or working in the vicinity thereof, to take precautions to avoid or minimize exposures.

As appropriate, the information will include radiation levels, kinds of material, estimate of activity, date for which activity is estimated.

(i) Where containers are used for storage, the labels required in this subdivision shall state also the quantities and kinds of radioactive materials in the containers and the date of measurement of the quantities.

(j) All radiation machines shall be labeled in a manner which cautions individuals that radiation is produced when the machine is being operated.

(2) Notwithstanding the provisions of WAC 402-24-090(1)(h), (i) labeling is not required:

(a) For laboratory containers, such as beakers, flasks, and test tubes, used transiently in laboratory procedures when the person using such containers is present. For such containers a label identifying the radioactive contents is not required.

(b) For containers that do not contain radioactive material in quantities greater than the applicable quantities listed in WAC 402-24-230, Appendix B.

(c) For containers containing only natural uranium or thorium in quantities no greater than ten ((10)) times the applicable quantities listed in WAC 402-24-230, Appendix B.

(d) For containers that do not contain radioactive material in concentrations greater than the applicable concentrations listed in WAC 402-24-220, Column 2, Table I, Appendix A.

(e) For containers when they are attended by an individual who takes the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established by the regulations in this part;

(f) For containers when they are in transport and packaged and labeled in accordance with regulations published by the Department of Transportation;

(g) For containers which are accessible only to individuals authorized to handle or use them* or to work in the vicinity thereof, provided that the contents are identified to such individuals by a readily available written record;

NOTE:

*For example, containers in locations such as water-filled canals, storage vaults, or hot cells.

(h) For manufacturing and process equipment such as piping and tanks.

(i) Each licensee, prior to disposal of an empty container which previously held radioactive material shall properly survey for contamination and remove or deface the radioactive material label or otherwise clearly indicate that the container no longer contains radioactive materials.

⁷ This paragraph (2)(c)(vi)(A) does not apply to radioactive sources that are used in teletherapy, in radiography, or in completely self-shielded irradiators in which the source is both stored and operated within the same shielding radiation barrier and, in the designed configuration of the irradiator, is always physically inaccessible to any individual and cannot create high levels of radiation in an area that is accessible to any individual. This paragraph (2)(c)(vi)(A) also does not apply to sources from which the radiation is incidental to some other use nor to nuclear reactor generated radiation other than radiation from byproduct, source, or special nuclear materials that are used in sealed sources in nonself-shielded irradiators.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-095 EXCEPTIONS FROM POSTING AND LABELING REQUIREMENTS. Notwithstanding the provisions of WAC 402-24-090:

(1) Notwithstanding the requirements of WAC 402-36-140, a room or area is not required to be posted with a caution sign because of the presence of a sealed source, provided the radiation level twelve ((+2)) inches from the surface of the source container or housing does not exceed five ((+5)) millirem per hour.

(2) Rooms or other areas in hospitals are not required to be posted with caution signs, and control of entrance or access thereto pursuant to WAC 402-24-090(1)(c) is not required, because of the presence of patients containing radioactive material provided that there are personnel in attendance who will take the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established in the regulations in this chapter.

(3) Caution signs are not required to be posted in areas or rooms containing radioactive material for periods of less than eight ((+8)) hours provided that:

(a) the material is constantly attended during such periods by an individual who shall take the precautions necessary to prevent the exposure of any individual to radiation or radioactive material in excess of the limits established in this part, and

(b) such area or room is subject to the licensee's or registrant's control.

(4) A room or other area is not required to be posted with a caution sign, and control is not required for each entrance or access point to a room or other area which is a high radiation area solely because of the presence of radioactive material prepared for transport and packaged and labeled in accordance with regulations of the Department of Transportation.

(5) Rooms with x-ray equipment may not be required to be posted with caution signs provided that access is controlled.

(6) The interior of a teletherapy room is not required to be posted with caution signs provided such posting is conspicuously placed at the entrance(s) to the rooms.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-125 PROCEDURES FOR PICKING UP, RECEIVING, AND OPENING PACKAGES. (1)(a) Each licensee or registrant who expects to receive a package containing quantities of

radioactive material in excess of the Type A quantities specified in WAC 402-24-125(2) shall:

(i) if the package is to be delivered to the licensee's or registrant's facility by the carrier, make arrangements to receive the package when it is offered for delivery by the carrier; or

(ii) if the package is to be picked up by the licensee or registrant at the carrier's terminal, make arrangements to receive notification from the carrier of the arrival of the package, at the time of arrival.

(b) Each licensee or registrant who picks up a package of radioactive material from a carrier's terminal shall pick up the package expeditiously upon receipt of notification from the carrier of its arrival.

(2)(a) Each licensee or registrant, upon receipt of a package of radioactive material, shall monitor the external surfaces of the package for radioactive contamination caused by leakage of the radioactive contents, except:

(i) Packages containing no more than the exempt quantity specified in the table in this subdivision;

(ii) Packages containing no more than 10 millicuries of radioactive material consisting solely of tritium, carbon-14, sulfur-35, or iodine-125;

(iii) Packages containing only radioactive material as gases or in special form;

(iv) Packages containing only radioactive material in other than liquid form (including Mo-99/Tc-99m generators) and not exceeding the Type A quantity limit specified in the Table in this subdivision; and

(v) Packages containing only nonliquid and not readily dispersible radionuclides with half-lives of less than 30 days and a total quantity of no more than 100 millicuries.

The monitoring shall be performed as soon as practicable after receipt, but no later than three hours after the package is received at the licensee's facility if received during the licensee's normal working hours, or eighteen hours if received after normal working hours.

(b) If removable radioactive contamination in excess of 0.01 microcurie (22,200 disintegrations per minute) per 100 square centimeters of package surface is found on the external surfaces of the package, the licensee shall immediately notify the final delivering carrier and, by telephone and telegraph, the department.

TABLE OF EXEMPT AND TYPE A QUANTITIES

Transport Group*	Exempt Quantity Limit (in millicuries)	Type A Quantity Limit (in curies)
I	0.01	0.001
II	0.1	0.050
III	1	3
IV	1	20
V	1	20
VI	1	1,000
VII	25,000	1,000
Special form*	1	20

NOTE:

*The definitions of "transport group" and "special form" are specified in WAC 402-12-210 and 402-12-200(2) respectively.

(3)(a) Each licensee or registrant, upon receipt of a package containing quantities of radioactive material in excess of the Type A quantities specified in WAC 402-24-125(2), other than those transported by exclusive use vehicle, shall monitor the radiation levels external to the package. The package shall be monitored as soon practicable after receipt, but no later than three hours after the package is received at the licensee's facility if received during the licensee's normal working hours, or 18 hours if received after normal working hours.

(b) If radiation levels are found on the external surface of the package in excess of 200 millirem per hour, or at three feet from the external surface of the package in excess of 10 millirem per hour, the licensee or registrant shall immediately notify, by telephone ((+and)), telegraph, mailgram or facsimile, the shipper, the final delivering carrier and the department.

(4) Each licensee or registrant shall establish and maintain procedures for safely opening packages in which radioactive material is received, and shall assure that such procedures are followed and that due consideration is given to special instructions for the type of package being opened.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-130 WASTE DISPOSAL, GENERAL REQUIREMENT. No licensee shall dispose of any radioactive material except:

- (1) By transfer to an authorized recipient as provided in ((chapter 402-20)) WAC 402-19-400, or
- (2) As authorized pursuant to WAC 402-24-050, ((WAC)) 402-24-135, ((WAC)) 402-24-140, or ((WAC)) 402-24-150.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-140 DISPOSAL BY RELEASE INTO SANITARY SEWERAGE SYSTEMS. No licensee shall discharge radioactive material into a sanitary sewerage system unless:

- (1) It is readily soluble or dispersible in water;
- (2) The quantity of any radioactive material released into the system by the licensee in any one day does not exceed the larger of:
 - (a) The quantity which, if diluted by the average daily quantity of sewage released into the sewer by the licensee, will result in an average concentration not greater than the limits specified in WAC 402-24-220, Appendix A, Table I, Column 2, or
 - (b) Ten ((+10)) times the quantity of such material specified in WAC 402-24-230, Appendix B of this part;
- (3) The quantity of any radioactive material released in any one month, if diluted by the average monthly quantity of water released by the licensee, will not result in an average concentration exceeding the limits specified in WAC 402-24-220 Appendix A, Table I, Column 2; and
- (4) The gross quantity of radioactive material released into the sewerage system by the licensee does not exceed one curie ((+G)) (1Ci) per year.

Excreta from individuals undergoing medical diagnosis or therapy with radioactive material shall be exempt from any limitations contained in this section, PROVIDED that the licensee provides for appropriate radiological monitoring whenever any waste line in the licensee's installation which may carry such excreta is opened.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-150 DISPOSAL BY BURIAL IN SOIL. No licensee shall dispose of radioactive material by burial in soil (unless:

- (1) The total quantity of radioactive material buried at any one location and time does not exceed, at the time of burial, 1,000 times the amount specified in WAC 402-24-230, Appendix B;
- (2) Burial is at a minimum of four (4) feet; and
- (3) Successive burials are separated by distances of at least six (6) feet and not more than 12 burials are made in any year) except as specifically approved by the department pursuant to WAC 402-24-135.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-170 RECORDS OF SURVEYS, RADIATION MONITORING, AND DISPOSAL. (1) Each licensee or registrant shall maintain records showing the radiation exposures of all individuals for whom personnel monitoring is required under WAC 402-24-070. Such records shall be kept on State of Washington Current Occupational External Radiation Exposure (Form RHF-5), in accordance with the instructions contained in that form, or on clear and legible records containing all the information required by Form RHF-5. The doses entered on the forms or records shall be for periods of time not exceeding one calendar quarter.

(2) Each licensee or registrant shall maintain records in the same units used in this part, showing the results of surveys required by WAC 402-24-085 monitoring required by WAC 402-24-125(2) and ((WAC)) 402-24-125(3), and disposals made under WAC 402-24-135 through 402-24-150.

(3) (a) Records of individual exposure to radiation and to radioactive material which must be maintained pursuant to the provisions of WAC 402-24-170(1) and records of bioassays, including results of whole body counting examinations made pursuant to WAC 402-24-080, shall be preserved indefinitely or until the department authorizes their disposal. ((Records which must be maintained pursuant to this part may be maintained in the form of microfilms.))

(b) Records of the results of surveys and monitoring which must be maintained pursuant to WAC 402-24-170(2) shall be preserved for

two years after completion of the survey except that the following records shall be maintained until the department authorizes their disposition:

- (i) Records of the results of surveys to determine compliance with WAC 402-24-030;
 - (ii) In the absence of personnel monitoring data, records of the results of surveys to determine external radiation dose;
 - (iii) Records of the results of surveys used to evaluate the release of radioactive effluents to the environment.
- (4) ((The discontinuance of, or curtailment of, activities does not relieve the licensee or registrant of responsibility for retaining all records required by this section. A licensee or registrant may, however, request the Department to accept such records. The acceptance of the records by the Department relieves the licensee or registrant of subsequent responsibility only in respect to their preservation as required in this section)) Records of disposal of licensed material made pursuant to WAC 402-24-135, 402-24-140 or 402-24-145 shall be maintained until the department authorizes their disposition.

(5) Records which must be maintained pursuant to this part may be the original or a reproduced copy or microform if such reproduced copy or microform is duly authenticated by authorized personnel and the microform is capable of producing a clear and legible copy after storage for the period specified by department regulations.

(6) If there is a conflict between the department's regulations in this part, license condition, or other written department approval or authorization pertaining to the retention period for the same type of record, the retention period specified in the regulations in this part for such records shall apply unless the department, pursuant to WAC 402-24-125 of these regulations, has granted a specific exemption from the record retention requirements specified in the regulations in this part.

(7) The discontinuance of, or curtailment of, activities does not relieve the licensee or registrant of responsibility for retaining all records required by this section. A licensee or registrant may, however, request the department to accept such records. The acceptance of the records by the department relieves the licensee or registrant of subsequent responsibility only in respect to their preservation as required in this section.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-180 REPORTS OF THEFT OR LOSS OF RADIATION SOURCES. Each licensee and/or registrant shall report immediately by telephone, telegraph, mailgram, or facsimile and confirm promptly by letter to the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ((4-2)) LD-11, Olympia, Washington 98504, (Area Code 206) ((753-3459, 753-3460, or 753-3461)) 682-5327 (NUCLEAR), the actual or attempted theft or loss as soon as such theft or loss becomes known to the licensee and/or registrant of:

- (1) Any radiation machine; or
- (2) Any quantity ((or)) of radioactive material in excess of a quantity exempted under WAC 402-24-230, Appendix B, ((of these regulations)) or any item covered in chapter 402-19 WAC.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-190 NOTIFICATION OF INCIDENTS. (1) Immediate notification. Each licensee and/or registrant shall immediately notify the State Department of Social and Health Services, Radiation Control Unit, Mail Stop ((4-2)) LD-11, Olympia, Washington 98504, (Area Code 206) ((753-3459, 753-3460, or 753-3461)) 682-5327 (NUCLEAR), by telephone, telegraph, mailgram, or facsimile and confirming letter of any incident including any radiation source possessed by him and which may have caused or threatens to cause:

- (a) A dose to the whole body of any individual of 25 rems or more of radiation; a dose to the skin of the whole body of any individual of 150 rems or more of radiation; or a dose to the feet, ankles, hands, or forearms of any individual of 375 rems or more of radiation; or
 - (b) The release of radioactive material in concentrations which, if averaged over a period of 24 hours, would exceed 5,000 times the limits specified for such materials in WAC 402-24-220, Appendix A, Table II; or
 - (c) A loss of one working week or more of the operation of any facilities affected; or
 - (d) Damage to property in excess of \$((+00,000)) 200,000.
- (2) Twenty-four hour notification. Each licensee and/or registrant shall within twenty-four hours notify the State Department of Social

and Health Services, Radiation Control Unit, Mail Stop ((4-2)) LD-11, Olympia, Washington 98504, by telephone, telegraph, mailgram or facsimile (Area Code 206) ((753-3459, 753-3460, or 753-3461)) 682-5327 (NUCLEAR), and confirming letter of any incident involving any radiation source possessed which may have caused or threatens to cause:

(a) A dose to the whole body of any individual of 5 rems or more of radiation; a dose to the skin of the whole body of any individual of 30 rems or more of radiation; or a dose to the feet, ankles, hands, or forearms of 75 rems or more of radiation; or

(b) The release of radioactive material in concentrations which, if averaged over a period of 24 hours, would exceed 500 times the limits specified for such materials in WAC 402-24-220, Appendix A, Table II; or

(c) A loss of one day or more of the operation of any facilities affected; or

(d) Damage to property in excess of \$((+000))2,000.

(3) Exposure of monitoring device in excess of 5 rem which was not worn by assigned individual. Each licensee and/or registrant shall notify the State Department of Social and Health Services, Radiation Control Program, Mail Stop LD-11, Olympia, Washington 98504 by telephone (206/682-5327), telegraph, mailgram, or facsimile within twenty-four hours and confirming by letter.

(4) For each occurrence, requiring notification pursuant to WAC 402-24-190, a prompt investigation of the situation shall be initiated by the licensee/registrant. A report of the findings of the investigation shall be sent to the department within thirty days.

Any report filed with the department pursuant to WAC 402-24-190 shall be prepared in the manner described in WAC 402-24-200(2). Telephone notifications that do not involve immediate or twenty-four hour notification shall not be made to the emergency number (206/682-5327). Routine calls should be made to 206/753-3469.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-200 REPORTS OF OVEREXPOSURES AND EXCESSIVE LEVELS AND CONCENTRATIONS. (1) In addition to any notification required by WAC 402-24-190, each licensee or registrant shall make a report((+)) in writing within 30 days to the department((+)) of((+)) each exposure of an individual to radiation level or concentrations of radioactive material in excess of any applicable limit as set forth in this part or as otherwise approved by the department((+));

(b) any incident for which notification is required by WAC 402-24-190; and

(c) levels of radiation or concentrations of radioactive material (not involving excessive exposure of any individual) in an unrestricted area in excess of ten (10) times any applicable limit as set forth in this chapter or as otherwise approved by the Department((+)).

(2) Each report required by WAC 402-24-200(1) shall describe:

(a) the extent of exposure of individuals to radiation or to radioactive material, including estimates of each individual's dose as required by WAC 402-24-200(3);

(b) levels of radiation and concentrations of radioactive material involved;

(c) the cause of exposure, levels or concentrations; and

(d) corrective steps taken or planned to assure against a recurrence.

(3) Any report filed with the department pursuant to this section shall include for each individual exposed the name, social security number, and date of birth, and an estimate of the individual's dose. The report shall be prepared so that this information is stated in a separate part of the report.

(4) Individuals shall be notified of reports in accordance with the requirements of WAC 402-48-040.

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-220 APPENDIX A - CONCENTRATIONS IN AIR AND WATER ABOVE NATURAL BACKGROUND.

Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area		
		Column 1	Column 2	Column 1	Column 2	
		Air (µCi/ml)	Water (µCi/ml)	Air (µCi/ml)	Water (µCi/ml)	
Actinium (89)	Ac-227	S 2x10 ⁻¹² I 3x10 ⁻¹¹	6x10 ⁻⁵ 9x10 ⁻³	8x10 ⁻¹⁴ 9x10 ⁻¹³	2x10 ⁻⁶ 3x10 ⁻⁴	
	Ac-228	S 8x10 ⁻⁸ I 2x10 ⁻⁸	3x10 ⁻³ 3x10 ⁻³	3x10 ⁻⁹ 6x10 ⁻¹⁰	9x10 ⁻⁵ 9x10 ⁻⁵	
Americium (95)	Am-241	S 6x10 ⁻¹² I 1x10 ⁻¹⁰	1x10 ⁻⁴ 8x10 ⁻⁴	2x10 ⁻¹³ 4x10 ⁻¹²	4x10 ⁻⁶ 3x10 ⁻⁵	
	Am-242m	S 6x10 ⁻¹² I 3x10 ⁻¹⁰	1x10 ⁻⁴ 3x10 ⁻³	2x10 ⁻¹³ 9x10 ⁻¹²	4x10 ⁻⁶ 9x10 ⁻⁵	
	Am-242	S 4x10 ⁻⁸ I 5x10 ⁻⁸	4x10 ⁻³ 4x10 ⁻³	1x10 ⁻⁹ 2x10 ⁻⁹	1x10 ⁻⁴ 1x10 ⁻⁴	
	Am-243	S 6x10 ⁻¹² I 1x10 ⁻¹⁰	1x10 ⁻⁴ 8x10 ⁻⁴	2x10 ⁻¹³ 4x10 ⁻¹²	4x10 ⁻⁶ 3x10 ⁻⁵	
	Am-244	S 4x10 ⁻⁶ I 2x10 ⁻⁵	1x10 ⁻¹ 1x10 ⁻¹	1x10 ⁻⁷ 8x10 ⁻⁷	5x10 ⁻³ 5x10 ⁻³	
Antimony (51)	Sb-122	S 2x10 ⁻⁷ I 1x10 ⁻⁷	8x10 ⁻⁴ 8x10 ⁻⁴	6x10 ⁻⁹ 5x10 ⁻⁹	3x10 ⁻⁵ 3x10 ⁻⁵	
	Sb-124	S 2x10 ⁻⁷ I 2x10 ⁻⁸	7x10 ⁻⁴ 7x10 ⁻⁴	5x10 ⁻⁹ 7x10 ⁻¹⁰	2x10 ⁻⁵ 2x10 ⁻⁵	
	Sb-125	S 5x10 ⁻⁷ I 3x10 ⁻⁸	3x10 ⁻³ 3x10 ⁻³	2x10 ⁻⁸ 9x10 ⁻¹⁰	1x10 ⁻⁴ 1x10 ⁻⁴	
	Ar-37Sub ²	6x10 ⁻³	—	1x10 ⁻⁴	—	
Arsenic (33)	As-73	S 2x10 ⁻⁶ I 4x10 ⁻⁷	1x10 ⁻² 1x10 ⁻²	7x10 ⁻⁸ 1x10 ⁻⁸	5x10 ⁻⁴ 5x10 ⁻⁴	
	As-74	S 3x10 ⁻⁷ I 1x10 ⁻⁷	2x10 ⁻³ 2x10 ⁻³	1x10 ⁻⁸ 4x10 ⁻⁹	5x10 ⁻⁵ 5x10 ⁻⁵	
	As-76	S 1x10 ⁻⁷ I 1x10 ⁻⁷	6x10 ⁻⁴ 6x10 ⁻⁴	4x10 ⁻⁹ 3x10 ⁻⁹	2x10 ⁻⁵ 2x10 ⁻⁵	
	As-77	S 5x10 ⁻⁷ I 4x10 ⁻⁷	2x10 ⁻³ 2x10 ⁻³	2x10 ⁻⁸ 1x10 ⁻⁸	8x10 ⁻⁵ 8x10 ⁻⁵	
	Astatine (85)	At-211	S 7x10 ⁻⁹ I 3x10 ⁻⁸	5x10 ⁻⁵ 2x10 ⁻³	2x10 ⁻¹⁰ 1x10 ⁻⁹	2x10 ⁻⁶ 7x10 ⁻⁵
	Barium (56)	Ba-131	S 1x10 ⁻⁶ I 1x10 ⁻⁷	5x10 ⁻³ 5x10 ⁻³	4x10 ⁻⁸ 1x10 ⁻⁸	2x10 ⁻⁴ 2x10 ⁻⁴
Ba-140		S 1x10 ⁻⁷ I 4x10 ⁻⁸	8x10 ⁻⁴ 7x10 ⁻⁴	4x10 ⁻⁹ 1x10 ⁻⁹	3x10 ⁻⁵ 2x10 ⁻⁵	
Berkelium (97)	Bk-249	S 9x10 ⁻¹⁰ I 1x10 ⁻⁷	2x10 ⁻² 2x10 ⁻²	3x10 ⁻¹¹ 4x10 ⁻⁹	6x10 ⁻⁴ 6x10 ⁻⁴	
	Bk-250	S 1x10 ⁻⁷ I 1x10 ⁻⁶	6x10 ⁻³ 6x10 ⁻³	5x10 ⁻⁹ 4x10 ⁻⁸	2x10 ⁻⁴ 2x10 ⁻⁴	
Beryllium (4)	Be-7	S 6x10 ⁻⁶ I 1x10 ⁻⁶	5x10 ⁻² 5x10 ⁻²	2x10 ⁻⁷ 4x10 ⁻⁸	2x10 ⁻³ 2x10 ⁻³	
	Bismuth (83)	Bi-206	S 2x10 ⁻⁷ I 1x10 ⁻⁷	1x10 ⁻³ 1x10 ⁻³	6x10 ⁻⁹ 5x10 ⁻⁹	4x10 ⁻⁵ 4x10 ⁻⁵
Bi-207		S 2x10 ⁻⁷ I 1x10 ⁻⁸	2x10 ⁻³ 2x10 ⁻³	6x10 ⁻⁹ 5x10 ⁻¹⁰	6x10 ⁻⁵ 6x10 ⁻⁵	
Bi-210		S 6x10 ⁻⁹ I 6x10 ⁻⁹	1x10 ⁻³ 1x10 ⁻³	2x10 ⁻¹⁰ 2x10 ⁻¹⁰	4x10 ⁻⁵ 4x10 ⁻⁵	
Bi-212		S 1x10 ⁻⁷ I 2x10 ⁻⁷	1x10 ⁻² 1x10 ⁻²	3x10 ⁻⁹ 7x10 ⁻⁹	4x10 ⁻⁴ 4x10 ⁻⁴	
Bromine (35)	Br-82	S 1x10 ⁻⁶ I 2x10 ⁻⁷	8x10 ⁻³ 1x10 ⁻³	4x10 ⁻⁸ 6x10 ⁻⁹	3x10 ⁻⁴ 4x10 ⁻⁵	
	Cadmium (48)	Cd-109	S 5x10 ⁻⁸ I 7x10 ⁻⁸	5x10 ⁻³ 5x10 ⁻³	2x10 ⁻⁹ 3x10 ⁻⁹	2x10 ⁻⁴ 2x10 ⁻⁴
Cd-115m		S 4x10 ⁻⁸ I 4x10 ⁻⁸	7x10 ⁻⁴ 7x10 ⁻⁴	1x10 ⁻⁹ 1x10 ⁻⁹	3x10 ⁻⁵ 3x10 ⁻⁵	
Cd-115		S 2x10 ⁻⁷ I 2x10 ⁻⁷	1x10 ⁻³ 1x10 ⁻³	8x10 ⁻⁹ 6x10 ⁻⁹	3x10 ⁻⁵ 4x10 ⁻⁵	
Calcium (20)	Ca-45	S 3x10 ⁻⁸ I 1x10 ⁻⁷	3x10 ⁻⁴ 5x10 ⁻³	1x10 ⁻⁹ 4x10 ⁻⁹	9x10 ⁻⁶ 2x10 ⁻⁴	
	Ca-47	S 2x10 ⁻⁷ I 2x10 ⁻⁷	1x10 ⁻³ 1x10 ⁻³	6x10 ⁻⁹ 6x10 ⁻⁹	5x10 ⁻⁵ 3x10 ⁻⁵	
	Californium (98)	Cf-249	S 2x10 ⁻¹² I 1x10 ⁻¹⁰	1x10 ⁻⁴ 7x10 ⁻⁴	5x10 ⁻¹⁴ 3x10 ⁻¹²	4x10 ⁻⁶ 2x10 ⁻⁵
Cf-250		S 5x10 ⁻¹² I 1x10 ⁻¹⁰	4x10 ⁻⁴ 7x10 ⁻⁴	2x10 ⁻¹³ 3x10 ⁻¹²	1x10 ⁻⁵ 3x10 ⁻⁵	
Cf-251		S 2x10 ⁻¹² I 1x10 ⁻¹⁰	1x10 ⁻⁴ 8x10 ⁻⁴	6x10 ⁻¹⁴ 3x10 ⁻¹²	4x10 ⁻⁶ 3x10 ⁻⁵	
Cf-252		S 6x10 ⁻¹²	2x10 ⁻⁴	2x10 ⁻¹³	7x10 ⁻⁶	

Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area		Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area			
		Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)			Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)		
Cf-253	I	3×10^{-11}	2×10^{-4}	1×10^{-12}	7×10^{-6}	Europium (63)	Eu-152 ($T_r=9.2\text{hrs}$)	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	S	8×10^{-10}	4×10^{-3}	3×10^{-11}	1×10^{-4}			I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	I	8×10^{-10}	4×10^{-3}	3×10^{-11}	1×10^{-4}			S	1×10^{-8}	2×10^{-3}	4×10^{-10}	8×10^{-5}	
Cf-254	S	5×10^{-12}	4×10^{-6}	2×10^{-13}	1×10^{-7}	Eu-152 ($T_r=13\text{yrs}$)	Eu-154	I	2×10^{-8}	2×10^{-3}	6×10^{-10}	8×10^{-5}	
	I	5×10^{-12}	4×10^{-6}	2×10^{-13}	1×10^{-7}			S	4×10^{-9}	6×10^{-4}	1×10^{-10}	2×10^{-5}	
	S	4×10^{-6}	2×10^{-2}	1×10^{-7}	8×10^{-4}			I	7×10^{-9}	6×10^{-3}	2×10^{-10}	2×10^{-5}	
Carbon (6)	C-14 (CO ₂)Sub ²	S	4×10^{-6}	2×10^{-2}	1×10^{-7}	Eu-155	Fm-100	S	9×10^{-8}	1×10^{-3}	3×10^{-9}	2×10^{-4}	
		I	5×10^{-5}	2×10^{-2}	1×10^{-6}			8×10^{-4}	I	7×10^{-8}	6×10^{-3}	3×10^{-9}	2×10^{-4}
		S	4×10^{-7}	3×10^{-3}	2×10^{-8}			9×10^{-5}	S	6×10^{-8}	4×10^{-3}	2×10^{-9}	1×10^{-4}
Cerium (58)	Ce-141	I	2×10^{-7}	3×10^{-3}	5×10^{-9}	9×10^{-5}	Fm-254	Fm-255	I	7×10^{-8}	4×10^{-3}	2×10^{-9}	1×10^{-4}
		S	3×10^{-7}	1×10^{-3}	9×10^{-9}	4×10^{-5}			I	7×10^{-8}	4×10^{-3}	2×10^{-9}	1×10^{-4}
		I	2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}			S	2×10^{-8}	1×10^{-3}	6×10^{-10}	3×10^{-5}
Ce-143	Ce-144	S	3×10^{-7}	1×10^{-3}	9×10^{-9}	4×10^{-5}	Fm-256	Fluorine (9)	S	5×10^{-6}	2×10^{-2}	2×10^{-7}	8×10^{-4}
		I	2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}			I	3×10^{-6}	1×10^{-2}	9×10^{-8}	5×10^{-4}
		S	1×10^{-8}	3×10^{-4}	3×10^{-10}	1×10^{-5}			S	2×10^{-7}	6×10^{-3}	8×10^{-9}	2×10^{-4}
Cesium (55)	Cs-131	I	6×10^{-9}	3×10^{-4}	2×10^{-10}	1×10^{-5}	Gd-153	Gd-159	I	9×10^{-8}	6×10^{-3}	3×10^{-9}	2×10^{-4}
		S	1×10^{-5}	7×10^{-2}	4×10^{-7}	2×10^{-3}			S	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}
		I	3×10^{-6}	3×10^{-2}	1×10^{-7}	9×10^{-4}			I	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}
Cs-134m	Cs-134	S	4×10^{-5}	2×10^{-1}	1×10^{-6}	6×10^{-3}	Ga-72	Germanium (32)	S	1×10^{-5}	5×10^{-2}	4×10^{-7}	2×10^{-3}
		I	6×10^{-8}	3×10^{-4}	1×10^{-9}	9×10^{-6}			I	6×10^{-6}	5×10^{-2}	2×10^{-7}	2×10^{-3}
		S	4×10^{-8}	3×10^{-4}	1×10^{-9}	9×10^{-6}			S	1×10^{-6}	5×10^{-3}	4×10^{-8}	2×10^{-4}
Cs-135	Cs-136	I	1×10^{-8}	1×10^{-3}	4×10^{-10}	4×10^{-5}	Au-196	Au-198	I	6×10^{-7}	4×10^{-3}	2×10^{-8}	1×10^{-4}
		S	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}			S	3×10^{-7}	2×10^{-3}	1×10^{-8}	5×10^{-5}
		I	9×10^{-8}	7×10^{-3}	3×10^{-9}	2×10^{-4}			I	2×10^{-7}	1×10^{-3}	8×10^{-9}	5×10^{-5}
Cs-137	Cl-36	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}	Au-199	Hafnium (72)	S	1×10^{-6}	5×10^{-3}	4×10^{-8}	2×10^{-4}
		I	2×10^{-7}	2×10^{-3}	1×10^{-8}	9×10^{-5}			I	8×10^{-7}	4×10^{-3}	3×10^{-8}	2×10^{-4}
		S	6×10^{-8}	4×10^{-4}	2×10^{-9}	2×10^{-5}			S	4×10^{-8}	2×10^{-3}	1×10^{-9}	7×10^{-5}
Chlorine (17)	Cl-38	I	1×10^{-8}	1×10^{-3}	5×10^{-10}	4×10^{-5}	Ho-166	Hydrogen (1)	S	5×10^{-6}	1×10^{-1}	2×10^{-7}	3×10^{-3}
		S	3×10^{-6}	1×10^{-2}	9×10^{-8}	4×10^{-4}			I	5×10^{-6}	1×10^{-1}	2×10^{-7}	3×10^{-3}
		I	2×10^{-6}	1×10^{-2}	7×10^{-8}	4×10^{-4}			Sub ²	2×10^{-3}	4×10^{-5}		
Chromium (24)	Cr-51	S	1×10^{-5}	5×10^{-2}	4×10^{-7}	2×10^{-3}	Indium (49)	In-113m	S	8×10^{-6}	4×10^{-2}	3×10^{-7}	1×10^{-3}
		I	2×10^{-6}	4×10^{-2}	8×10^{-8}	2×10^{-3}			I	7×10^{-6}	4×10^{-2}	2×10^{-7}	1×10^{-3}
		S	3×10^{-5}	2×10^{-2}	3×10^{-7}	3×10^{-3}			S	1×10^{-7}	5×10^{-4}	4×10^{-9}	2×10^{-5}
Cobalt (27)	Co-57	I	2×10^{-7}	1×10^{-2}	6×10^{-9}	4×10^{-4}	In-114m	In-115m	I	2×10^{-8}	5×10^{-4}	7×10^{-10}	2×10^{-5}
		S	2×10^{-5}	8×10^{-2}	6×10^{-7}	3×10^{-3}			S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}
		I	9×10^{-6}	6×10^{-2}	3×10^{-7}	2×10^{-3}			I	2×10^{-6}	1×10^{-2}	6×10^{-8}	4×10^{-4}
Co-58m	Co-58	S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}	In-115	Iodine (53)	S	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}
		I	5×10^{-8}	3×10^{-3}	2×10^{-9}	9×10^{-5}			S	5×10^{-9}	4×10^{-5}	8×10^{-11}	2×10^{-7}
		S	3×10^{-7}	1×10^{-3}	1×10^{-8}	5×10^{-5}			I	2×10^{-7}	6×10^{-3}	6×10^{-9}	2×10^{-4}
Co-60	Cu-64	I	9×10^{-9}	1×10^{-3}	3×10^{-10}	3×10^{-5}	I-125	I-126	I	3×10^{-7}	3×10^{-3}	1×10^{-8}	9×10^{-5}
		S	2×10^{-6}	1×10^{-2}	7×10^{-8}	3×10^{-4}			S	8×10^{-9}	5×10^{-5}	9×10^{-11}	3×10^{-7}
		I	1×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}			I	3×10^{-7}	3×10^{-3}	1×10^{-8}	9×10^{-5}
Curium (96)	Cm-242	S	1×10^{-10}	7×10^{-4}	4×10^{-12}	2×10^{-5}	I-129	I-131	S	2×10^{-7}	1×10^{-3}	2×10^{-9}	6×10^{-8}
		I	2×10^{-10}	7×10^{-4}	6×10^{-12}	2×10^{-5}			I	7×10^{-8}	6×10^{-3}	2×10^{-9}	2×10^{-4}
		S	6×10^{-12}	1×10^{-4}	2×10^{-13}	5×10^{-6}			S	9×10^{-9}	6×10^{-5}	1×10^{-10}	3×10^{-7}
Cm-243	Cm-244	I	1×10^{-10}	7×10^{-4}	3×10^{-12}	2×10^{-5}	I-132	I-133	S	2×10^{-7}	2×10^{-3}	1×10^{-9}	8×10^{-6}
		S	9×10^{-12}	2×10^{-4}	3×10^{-13}	7×10^{-6}			I	9×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}
		I	1×10^{-10}	8×10^{-4}	3×10^{-12}	3×10^{-5}			S	3×10^{-8}	2×10^{-4}	4×10^{-10}	1×10^{-6}
Cm-245	Cm-246	S	5×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}	I-134	I-135	S	5×10^{-7}	4×10^{-3}	6×10^{-9}	2×10^{-5}
		I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}			I	3×10^{-6}	2×10^{-2}	1×10^{-7}	6×10^{-4}
		S	5×10^{-10}	1×10^{-4}	2×10^{-13}	4×10^{-6}			S	1×10^{-7}	7×10^{-4}	1×10^{-9}	4×10^{-6}
Cm-247	Cm-248	I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}	Ir-190	Ir-192	I	4×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}
		S	5×10^{-12}	1×10^{-4}	2×10^{-13}	4×10^{-6}			S	1×10^{-7}	5×10^{-3}	1×10^{-9}	2×10^{-5}
		I	1×10^{-10}	6×10^{-4}	4×10^{-12}	2×10^{-5}			I	3×10^{-8}	1×10^{-3}	9×10^{-10}	4×10^{-5}
Cm-249	Dysprosium (66)	S	6×10^{-13}	1×10^{-5}	2×10^{-14}	4×10^{-7}	Ir-194	Iron (26)	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	3×10^{-5}
		I	1×10^{-11}	4×10^{-5}	4×10^{-13}	1×10^{-6}			I	2×10^{-7}	9×10^{-4}	5×10^{-9}	3×10^{-5}
		S	1×10^{-5}	6×10^{-2}	4×10^{-7}	2×10^{-3}			S	9×10^{-7}	2×10^{-2}	3×10^{-8}	8×10^{-4}
Dy-165	Dy-166	I	2×10^{-6}	1×10^{-2}	7×10^{-8}	4×10^{-4}	Fe-55	Fe-59	I	1×10^{-6}	7×10^{-2}	3×10^{-8}	2×10^{-3}
		S	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}			S	1×10^{-7}	2×10^{-3}	5×10^{-9}	6×10^{-5}
		I	2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}			I	5×10^{-8}	2×10^{-3}	2×10^{-9}	5×10^{-5}
Einsteinium (99)	Es-253	S	8×10^{-10}	7×10^{-4}	3×10^{-11}	2×10^{-5}	Fe-59	Erbium (68)	S	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}
		I	6×10^{-10}	7×10^{-4}	2×10^{-11}	2×10^{-5}			I	4×10^{-7}	3×10^{-3}	1×10^{-8}	9×10^{-5}
		S	5×10^{-9}	5×10^{-4}	2×10^{-10}	2×10^{-5}			S	7×10^{-7}	3×10^{-3}	2×10^{-8}	2×10^{-4}
Es-254m	Es-254	I	6×10^{-9}	5×10^{-4}	2×10^{-10}	2×10^{-5}	Ir-192	Ir-194	S	5×10^{-10}	8×10^{-4}	1×10^{-11}	3×10^{-5}
		S	2×10^{-11}	4×10^{-4}	6×10^{-13}	1×10^{-5}							

Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area		Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area		
		Column 1 Air	Column 2 Water	Column 1 Air	Column 2 Water			Column 1 Air	Column 2 Water	Column 1 Air	Column 2 Water	
		($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)			($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)	($\mu\text{Ci/ml}$)	
Krypton (36)	Kr-85m											
	Sub ²	6×10^{-6}	—	1×10^{-7}	—		Pt-197m	6×10^{-6}	3×10^{-2}	2×10^{-7}	1×10^{-3}	
	Kr-85	1×10^{-5}	—	3×10^{-7}	—		Pt-197	8×10^{-7}	4×10^{-3}	2×10^{-7}	9×10^{-4}	
	Kr-87	1×10^{-6}	—	2×10^{-8}	—			6×10^{-7}	3×10^{-3}	3×10^{-8}	1×10^{-4}	
	Kr-88	1×10^{-6}	—	2×10^{-8}	—			1×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
Lanthanum (57)	La-140	2×10^{-7}	7×10^{-4}	5×10^{-9}	2×10^{-5}	Plutonium (94)	Pu-238	2×10^{-12}	1×10^{-4}	7×10^{-14}	5×10^{-6}	
	I	1×10^{-7}	7×10^{-4}	4×10^{-9}	2×10^{-5}			3×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}	
Lead (82)	Pb-203	3×10^{-6}	1×10^{-2}	9×10^{-8}	4×10^{-4}			Pu-239	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
	I	2×10^{-6}	1×10^{-2}	6×10^{-8}	4×10^{-4}				1×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}
	Pb-210	1×10^{-10}	4×10^{-6}	4×10^{-12}	1×10^{-7}			Pu-240	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
	I	2×10^{-10}	5×10^{-3}	8×10^{-12}	2×10^{-4}				4×10^{-11}	8×10^{-4}	1×10^{-12}	3×10^{-5}
Lutetium (71)	Pb-212	2×10^{-8}	6×10^{-4}	6×10^{-10}	2×10^{-5}			Pu-241	9×10^{-11}	7×10^{-3}	3×10^{-12}	2×10^{-4}
	I	2×10^{-8}	5×10^{-4}	7×10^{-10}	2×10^{-5}				1×10^{-8}	4×10^{-2}	1×10^{-9}	1×10^{-3}
								Pu-242	2×10^{-12}	1×10^{-4}	6×10^{-14}	5×10^{-6}
Manganese (25)	Lu-177	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}				1×10^{-11}	9×10^{-4}	1×10^{-12}	3×10^{-5}
	I	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}			Pu-243	2×10^{-6}	1×10^{-2}	6×10^{-8}	3×10^{-4}
	Mn-52	2×10^{-7}	1×10^{-3}	7×10^{-9}	3×10^{-5}				1×10^{-6}	1×10^{-2}	8×10^{-8}	3×10^{-4}
	I	1×10^{-7}	9×10^{-4}	5×10^{-9}	3×10^{-5}		Pu-244	2×10^{-12}	1×10^{-4}	6×10^{-14}	4×10^{-6}	
Mercury (80)	Mn-54	4×10^{-7}	4×10^{-3}	1×10^{-9}	1×10^{-4}			1×10^{-11}	3×10^{-4}	1×10^{-12}	1×10^{-5}	
	I	4×10^{-8}	3×10^{-3}	1×10^{-9}	1×10^{-4}	Polonium (84)	Po-210	5×10^{-10}	2×10^{-5}	2×10^{-11}	7×10^{-7}	
	Mn-56	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}				1×10^{-10}	8×10^{-4}	7×10^{-12}	3×10^{-5}
	I	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}			Potassium (19)	K-42	2×10^{-6}	9×10^{-3}	7×10^{-8}
								1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}	
Molybdenum (42)	Hg-197m	7×10^{-7}	6×10^{-3}	3×10^{-8}	2×10^{-4}		Praseodymium (59)	Pr-142	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}
	I	8×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}			1×10^{-7}	9×10^{-4}	5×10^{-9}	3×10^{-5}	
	Hg-197	1×10^{-6}	9×10^{-3}	4×10^{-8}	3×10^{-4}		Pr-143	3×10^{-7}	1×10^{-3}	1×10^{-8}	5×10^{-5}	
	I	3×10^{-6}	1×10^{-2}	9×10^{-8}	5×10^{-4}			1×10^{-7}	1×10^{-3}	6×10^{-9}	5×10^{-5}	
Neodymium (60)	Hg-203	7×10^{-8}	5×10^{-4}	2×10^{-9}	2×10^{-5}		Promethium (61)	Pm-147	6×10^{-8}	6×10^{-3}	2×10^{-9}	2×10^{-4}
	I	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}			1×10^{-7}	6×10^{-3}	3×10^{-9}	2×10^{-4}	
	Mo-99	7×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}		Pm-149	3×10^{-7}	1×10^{-3}	1×10^{-8}	4×10^{-5}	
Neptunium (93)	I	2×10^{-7}	1×10^{-3}	7×10^{-9}	4×10^{-5}			2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}	
	Nd-144	8×10^{-11}	2×10^{-3}	3×10^{-12}	7×10^{-5}	Protactinium (91)	Pa-230	2×10^{-9}	7×10^{-3}	6×10^{-11}	2×10^{-4}	
	I	3×10^{-10}	2×10^{-3}	1×10^{-11}	8×10^{-5}				1×10^{-10}	7×10^{-3}	3×10^{-11}	2×10^{-4}
	Nd-147	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}			Pa-231	1×10^{-12}	3×10^{-5}	4×10^{-14}	9×10^{-7}
I	2×10^{-7}	2×10^{-3}	8×10^{-9}	6×10^{-5}				1×10^{-10}	8×10^{-4}	4×10^{-12}	2×10^{-5}	
Nickel (28)	Nd-149	2×10^{-6}	8×10^{-3}	6×10^{-8}	3×10^{-4}		Pa-233	6×10^{-7}	4×10^{-3}	2×10^{-8}	1×10^{-4}	
	I	1×10^{-6}	8×10^{-3}	5×10^{-8}	3×10^{-4}			1×10^{-7}	3×10^{-3}	6×10^{-9}	1×10^{-4}	
	Np-237	4×10^{-12}	9×10^{-5}	1×10^{-13}	3×10^{-5}	Radium (88)	Ra-223	2×10^{-9}	2×10^{-5}	6×10^{-11}	7×10^{-7}	
I	1×10^{-10}	9×10^{-4}	4×10^{-12}	10^{-5}				1×10^{-10}	1×10^{-4}	8×10^{-12}	4×10^{-6}	
Np-239	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}			Ra-224	5×10^{-9}	7×10^{-5}	2×10^{-10}	2×10^{-6}	
I	7×10^{-7}	4×10^{-3}	2×10^{-8}	1×10^{-4}				1×10^{-10}	7×10^{-5}	2×10^{-11}	5×10^{-6}	
Niobium (41)	Ni-59	5×10^{-7}	6×10^{-3}	2×10^{-8}	2×10^{-4}		Ra-226	3×10^{-11}	4×10^{-7}	3×10^{-12}	3×10^{-8}	
	I	8×10^{-7}	6×10^{-2}	3×10^{-8}	2×10^{-3}			1×10^{-11}	9×10^{-4}	2×10^{-12}	3×10^{-5}	
	Ni-63	6×10^{-8}	8×10^{-4}	2×10^{-9}	3×10^{-5}		Ra-228	7×10^{-11}	8×10^{-7}	2×10^{-12}	3×10^{-8}	
	I	3×10^{-7}	2×10^{-2}	1×10^{-8}	7×10^{-4}			1×10^{-11}	7×10^{-4}	1×10^{-12}	3×10^{-5}	
Osmium (76)	Ni-65	9×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}	Radon (86)	Rn-220	3×10^{-7}	—	1×10^{-8}	—	
	I	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}				1×10^{-7}	—	—	—
								Rn-222 ³	$S((\frac{1}{10} \times 10^{-7}))$	—	3×10^{-9}	—
									3×10^{-8}	—	—	—
Osmium (76)	Nb-93m	1×10^{-7}	1×10^{-2}	4×10^{-9}	4×10^{-4}	Rhenium (75)	Re-183	3×10^{-6}	2×10^{-2}	9×10^{-8}	6×10^{-4}	
	I	2×10^{-7}	1×10^{-2}	5×10^{-9}	4×10^{-4}				1×10^{-7}	8×10^{-3}	5×10^{-9}	3×10^{-4}
	Nb-95	5×10^{-7}	3×10^{-3}	3×10^{-8}	1×10^{-4}			Re-186	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}
	I	1×10^{-7}	3×10^{-3}	3×10^{-9}	1×10^{-4}				1×10^{-7}	1×10^{-3}	8×10^{-9}	5×10^{-5}
Palladium (46)	Nb-97	6×10^{-6}	3×10^{-2}	2×10^{-7}	9×10^{-4}		Re-187	9×10^{-6}	7×10^{-2}	3×10^{-7}	3×10^{-3}	
	I	5×10^{-6}	3×10^{-2}	2×10^{-7}	9×10^{-4}			1×10^{-7}	4×10^{-2}	2×10^{-8}	2×10^{-3}	
	Os-185	5×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}		Re-188	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	
	I	5×10^{-8}	2×10^{-3}	2×10^{-9}	7×10^{-5}			1×10^{-7}	9×10^{-4}	6×10^{-9}	3×10^{-5}	
Phosphorus (15)	Os-191m	2×10^{-5}	7×10^{-2}	6×10^{-7}	3×10^{-3}	Rhodium (45)	Rh-103m	8×10^{-5}	4×10^{-1}	3×10^{-6}	1×10^{-2}	
	I	9×10^{-6}	7×10^{-2}	3×10^{-7}	2×10^{-3}				1×10^{-5}	3×10^{-1}	2×10^{-6}	1×10^{-2}
	Os-191	1×10^{-6}	5×10^{-3}	4×10^{-8}	2×10^{-4}			Rh-105	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
	I	4×10^{-7}	5×10^{-3}	1×10^{-8}	2×10^{-4}				1×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
Platinum (78)	Os-193	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}		Rubidium (37)	Rb-86	3×10^{-7}	2×10^{-3}	1×10^{-8}	7×10^{-5}
	I	3×10^{-7}	2×10^{-3}	9×10^{-9}	5×10^{-5}			1×10^{-8}	7×10^{-4}	2×10^{-9}	2×10^{-5}	
	Pd-103	1×10^{-6}	1×10^{-2}	5×10^{-8}	3×10^{-4}		Rb-87	5×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	
	I	7×10^{-7}	8×10^{-3}	3×10^{-8}	3×10^{-4}			1×10^{-7}	5×10^{-3}	2×10^{-9}	2×10^{-4}	
Ruthenium (44)	Pd-109	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}		Ru-97	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}	
	I	4×10^{-7}	2×10^{-3}	1×10^{-8}	7×10^{-5}			1×10^{-6}	1×10^{-2}	6×10^{-8}	3×10^{-4}	
	P-32	7×10^{-8}	5×10^{-4}	2×10^{-9}	2×10^{-5}		Ru-103	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}	
	I	8×10^{-8}	7×10^{-4}	3×10^{-9}	2×10^{-5}			1×10^{-8}	2×10^{-3}	3×10^{-9}	8×10^{-5}	

Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area		Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area			
		Column 1	Column 2	Column 1	Column 2			Column 1	Column 2	Column 1	Column 2		
		Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)	Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)			Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)	Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)		
Samarium (62)	Sm-147	S	7×10^{-11}	2×10^{-3}	2×10^{-12}	6×10^{-5}	Thorium [(90)]	Th-202	S	9×10^{-7}	5×10^{-3}	3×10^{-3}	2×10^{-4}
		I	3×10^{-10}	2×10^{-3}	9×10^{-12}	7×10^{-5}			S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
	Sm-151	S	6×10^{-8}	1×10^{-2}	2×10^{-9}	4×10^{-4}		Th-204	S	2×10^{-7}	2×10^{-3}	8×10^{-9}	7×10^{-5}
		I	1×10^{-7}	1×10^{-2}	5×10^{-9}	4×10^{-4}			S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
Sm-153	S	5×10^{-7}	2×10^{-3}	2×10^{-8}	8×10^{-5}	Th-227	S	3×10^{-10}	5×10^{-4}	1×10^{-11}	2×10^{-5}		
	I	4×10^{-7}	2×10^{-3}	1×10^{-8}	8×10^{-5}		I	2×10^{-10}	5×10^{-4}	6×10^{-12}	2×10^{-5}		
Scandium (21)	Sc-46	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}	Th-228	S	9×10^{-12}	2×10^{-4}	3×10^{-9}	7×10^{-6}	
		I	2×10^{-8}	1×10^{-3}	8×10^{-10}	4×10^{-5}		I	6×10^{-12}	4×10^{-4}	2×10^{-13}	1×10^{-5}	
	Sc-47	S	6×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}	Th-230	S	2×10^{-12}	5×10^{-5}	8×10^{-14}	2×10^{-6}	
		I	5×10^{-7}	3×10^{-3}	2×10^{-8}	9×10^{-5}		I	1×10^{-11}	9×10^{-4}	3×10^{-13}	3×10^{-5}	
Sc-48	S	2×10^{-7}	8×10^{-4}	6×10^{-9}	3×10^{-5}	Th-231	S	1×10^{-6}	7×10^{-3}	5×10^{-8}	2×10^{-4}		
	I	1×10^{-7}	8×10^{-4}	5×10^{-9}	3×10^{-5}		I	1×10^{-6}	7×10^{-3}	4×10^{-8}	2×10^{-4}		
Selenium (34)	Se-75	S	1×10^{-6}	9×10^{-3}	4×10^{-8}	3×10^{-4}	Th-232	S	3×10^{-11}	5×10^{-5}	1×10^{-12}	2×10^{-6}	
		I	1×10^{-7}	8×10^{-3}	4×10^{-9}	3×10^{-4}		I	3×10^{-11}	1×10^{-3}	1×10^{-12}	4×10^{-5}	
Silicon (14)	Si-31	S	6×10^{-6}	3×10^{-2}	2×10^{-7}	9×10^{-4}	Th-natural	S	6×10^{-11}	6×10^{-5}	2×10^{-12}	2×10^{-6}	
		I	1×10^{-6}	6×10^{-3}	3×10^{-8}	2×10^{-4}		I	6×10^{-11}	6×10^{-5}	2×10^{-12}	2×10^{-6}	
Silver (47)	Ag-105	S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	Th-234	S	6×10^{-8}	5×10^{-4}	2×10^{-9}	2×10^{-5}	
		I	8×10^{-8}	3×10^{-3}	3×10^{-9}	1×10^{-4}		I	3×10^{-8}	5×10^{-4}	1×10^{-9}	2×10^{-5}	
	Ag-110m	S	2×10^{-7}	9×10^{-4}	7×10^{-9}	3×10^{-5}	Thulium (69)	Tm-170	S	4×10^{-8}	1×10^{-3}	1×10^{-9}	5×10^{-5}
		I	1×10^{-8}	9×10^{-4}	3×10^{-10}	3×10^{-5}			S	1×10^{-7}	1×10^{-2}	4×10^{-9}	5×10^{-4}
Ag-111	S	3×10^{-7}	1×10^{-3}	1×10^{-8}	4×10^{-5}	Tin (50)	Sn-113	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	9×10^{-5}	
	I	2×10^{-7}	1×10^{-3}	8×10^{-9}	4×10^{-5}			S	1×10^{-7}	2×10^{-3}	2×10^{-9}	8×10^{-5}	
Sodium (11)	Na-22	S	2×10^{-7}	1×10^{-3}	6×10^{-9}	4×10^{-5}	Sn-125	S	1×10^{-7}	5×10^{-4}	4×10^{-9}	2×10^{-5}	
		I	9×10^{-9}	9×10^{-4}	3×10^{-10}	3×10^{-5}		I	8×10^{-8}	5×10^{-4}	3×10^{-9}	2×10^{-5}	
	Na-24	S	1×10^{-6}	6×10^{-3}	4×10^{-8}	2×10^{-4}	Tungsten (74)	W-181	S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}
		I	1×10^{-7}	8×10^{-4}	5×10^{-9}	3×10^{-5}			S	2×10^{-7}	1×10^{-2}	4×10^{-9}	3×10^{-4}
Strontium (38)	Sr-85m	S	4×10^{-5}	2×10^{-1}	1×10^{-6}	7×10^{-3}		W-185	S	8×10^{-7}	4×10^{-3}	3×10^{-8}	1×10^{-4}
		I	3×10^{-5}	2×10^{-1}	1×10^{-6}	7×10^{-3}			I	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}
Sr-85	S	2×10^{-7}	3×10^{-3}	8×10^{-9}	1×10^{-4}	W-187	S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}		
	I	1×10^{-7}	5×10^{-3}	4×10^{-9}	2×10^{-4}		I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}		
Sr-89	S	3×10^{-8}	3×10^{-4}	3×10^{-10}	3×10^{-6}	Uranium (92)	U-230	S	3×10^{-10}	1×10^{-4}	1×10^{-11}	5×10^{-6}	
	I	4×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}			I	1×10^{-10}	1×10^{-4}	4×10^{-12}	5×10^{-6}	
Sr-90	S	1×10^{-9}	1×10^{-5}	3×10^{-11}	3×10^{-7}		U-232	S	1×10^{-10}	8×10^{-4}	3×10^{-12}	3×10^{-5}	
	I	5×10^{-9}	1×10^{-3}	2×10^{-10}	4×10^{-5}			I	3×10^{-11}	8×10^{-4}	9×10^{-13}	3×10^{-5}	
Sr-91	S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}	U-233	S	5×10^{-10}	9×10^{-4}	2×10^{-11}	3×10^{-5}		
	I	3×10^{-7}	1×10^{-3}	9×10^{-9}	5×10^{-5}		I	1×10^{-10}	9×10^{-4}	4×10^{-12}	3×10^{-5}		
Sr-92	S	4×10^{-7}	2×10^{-3}	2×10^{-8}	7×10^{-5}	U-234	S	6×10^{-10}	9×10^{-4}	2×10^{-11}	3×10^{-5}		
	I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}		I	1×10^{-10}	9×10^{-4}	4×10^{-12}	3×10^{-5}		
Sulfur (16)	S-35	S	3×10^{-7}	2×10^{-3}	9×10^{-9}	6×10^{-5}	U-235	S	5×10^{-10}	8×10^{-4}	2×10^{-11}	3×10^{-5}	
		I	3×10^{-7}	8×10^{-3}	9×10^{-9}	3×10^{-4}		I	1×10^{-10}	8×10^{-4}	4×10^{-12}	3×10^{-5}	
Tantalum (73)	Ta-182	S	4×10^{-8}	1×10^{-3}	1×10^{-9}	4×10^{-5}	U-236	S	6×10^{-10}	1×10^{-3}	2×10^{-11}	3×10^{-5}	
		I	2×10^{-8}	1×10^{-3}	7×10^{-10}	4×10^{-5}		I	1×10^{-10}	1×10^{-3}	4×10^{-12}	3×10^{-5}	
Technetium (43)	Tc-96m	S	8×10^{-5}	4×10^{-1}	3×10^{-6}	1×10^{-2}	U-238	S	7×10^{-11}	1×10^{-3}	3×10^{-12}	4×10^{-5}	
		I	3×10^{-5}	3×10^{-1}	1×10^{-6}	1×10^{-2}		I	1×10^{-10}	1×10^{-3}	5×10^{-12}	4×10^{-5}	
	Tc-96	S	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}	U-240	S	2×10^{-7}	1×10^{-3}	8×10^{-9}	3×10^{-5}	
		I	2×10^{-7}	1×10^{-3}	8×10^{-9}	5×10^{-5}		I	2×10^{-7}	1×10^{-3}	6×10^{-9}	3×10^{-5}	
Tc-97m	S	2×10^{-6}	1×10^{-2}	8×10^{-8}	4×10^{-4}	U-Natural	S	1×10^{-10}	1×10^{-3}	5×10^{-12}	3×10^{-5}		
	I	2×10^{-7}	5×10^{-3}	5×10^{-9}	2×10^{-4}		I	1×10^{-10}	1×10^{-3}	5×10^{-12}	3×10^{-5}		
Tc-97	S	1×10^{-5}	5×10^{-2}	4×10^{-7}	2×10^{-3}	Vanadium (23)	V-48	S	2×10^{-7}	9×10^{-4}	6×10^{-9}	3×10^{-5}	
	I	3×10^{-7}	2×10^{-2}	1×10^{-8}	8×10^{-4}			I	6×10^{-8}	8×10^{-4}	2×10^{-9}	3×10^{-5}	
Tc-99m	S	4×10^{-5}	2×10^{-1}	1×10^{-6}	6×10^{-3}		Xenon (54)	Xe-131m	Sub	2×10^{-5}	—	4×10^{-7}	—
	I	1×10^{-5}	8×10^{-2}	5×10^{-7}	3×10^{-3}				Xe-133m	Sub	1×10^{-5}	—	3×10^{-7}
Tc-99	S	2×10^{-6}	1×10^{-2}	7×10^{-8}	3×10^{-4}	Xe-133	Sub	1×10^{-5}	—	3×10^{-7}	—		
	I	6×10^{-8}	5×10^{-3}	2×10^{-9}	2×10^{-4}		Xe-135	Sub	4×10^{-6}	—	1×10^{-7}	—	
Tellurium (52)	Te-125m	S	4×10^{-7}	5×10^{-3}	1×10^{-8}	2×10^{-4}	Ytterbium (70)	Yb-175	S	7×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
		I	1×10^{-7}	3×10^{-3}	4×10^{-9}	1×10^{-4}			I	6×10^{-7}	3×10^{-3}	2×10^{-8}	1×10^{-4}
	Te-127m	S	1×10^{-7}	2×10^{-3}	5×10^{-9}	6×10^{-5}	Yttrium (39)	Y-90	S	1×10^{-7}	6×10^{-4}	4×10^{-9}	2×10^{-5}
		I	4×10^{-8}	2×10^{-3}	1×10^{-9}	5×10^{-5}			I	1×10^{-7}	6×10^{-4}	3×10^{-9}	2×10^{-5}
Te-127	S	2×10^{-6}	8×10^{-3}	6×10^{-8}	3×10^{-4}	Y-91m	S	2×10^{-5}	1×10^{-1}	8×10^{-7}	3×10^{-3}		
	I	9×10^{-7}	5×10^{-3}	3×10^{-8}	2×10^{-4}		I	2×10^{-5}	1×10^{-1}	6×10^{-7}	3×10^{-3}		
Te-129m	S	8×10^{-8}	1×10^{-3}	3×10^{-9}	3×10^{-5}	Y-91	S	4×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}		
	I	3×10^{-8}	6×10^{-4}	1×10^{-9}	2×10^{-5}		I	3×10^{-8}	8×10^{-4}	1×10^{-9}	3×10^{-5}		
Te-129	S	5×10^{-6}	2×10^{-2}	2×10^{-7}	8×10^{-4}	Y-92	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}		
	I	4×10^{-6}	2×10^{-2}	1×10^{-7}	8×10^{-4}		I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}		
Te-131m	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}	Y-93	S	2×10^{-7}	8×10^{-4}	6×10^{-9}	3×10^{-5}		
	I	2×10^{-7}	1×10^{-3}										

Element (atomic number)	Isotope ¹	Table I Restricted Area		Table II Unrestricted Area	
		Column 1	Column 2	Column 1	Column 2
		Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)	Air ($\mu\text{Ci/ml}$)	Water ($\mu\text{Ci/ml}$)
Zn-69m	S	4×10^{-7}	2×10^{-3}	1×10^{-8}	7×10^{-5}
	I	3×10^{-7}	2×10^{-3}	1×10^{-8}	6×10^{-5}
	S	7×10^{-6}	5×10^{-2}	2×10^{-7}	2×10^{-3}
Zn-69	I	9×10^{-6}	5×10^{-2}	3×10^{-7}	2×10^{-3}
	S	1×10^{-7}	2×10^{-2}	4×10^{-9}	8×10^{-4}
Zirconium (40)	Zr-93	I	3×10^{-7}	1×10^{-8}	8×10^{-4}
	Zr-95	S	1×10^{-7}	2×10^{-3}	4×10^{-9}
Zr-97	I	3×10^{-8}	2×10^{-3}	1×10^{-9}	6×10^{-5}
	S	1×10^{-7}	5×10^{-4}	4×10^{-9}	2×10^{-5}
	I	9×10^{-8}	5×10^{-4}	3×10^{-9}	2×10^{-5}

Any single radionuclide not listed above with decay mode other than alpha emission or spontaneous fission and with radioactive half-life less than 2 hours. Sub² 1×10^{-6} ——— 3×10^{-8} ———

Any single radionuclide not listed above with decay mode other than alpha emission or spontaneous fission and with radioactive half-life greater than 2 hours. 3×10^{-9} 9×10^{-5} 1×10^{-10} 3×10^{-6}

Any single radionuclide not listed above, which decays by alpha emission or spontaneous fission. 6×10^{-13} 4×10^{-7} 2×10^{-14} 3×10^{-8}

For purposes of these regulations, the designation 10-(number), indicates 10 raised to the minus (number) power.*

NOTES:

¹Soluble (S); Insoluble (I).

²Sub* means that values given are for submersion in a semispherical infinite cloud of airborne material.

³For purposes of these regulations, it may be assumed that the daughter activity concentrations in the following table are equivalent to an air concentration of 10^{-7} microcuries of radon-222 per milliliter of air in equilibrium with the daughters RaA, RaB, RaC, and RaC':

ALPHA-EMITTING DAUGHTER ACTIVITY COLLECTED PER MILLILITER OF AIR

Maximum Time Between Collection and Measurement (hours) ^a	Microcuries/ml	Total alpha disintegrations per minute per ml
0.5	7.2×10^{-8}	0.16
1.0	4.5×10^{-8}	0.10
2.0	1.3×10^{-8}	0.028
3.0	0.3×10^{-8}	0.0072

^aThe duration of sample collection and the duration of measurement should be sufficiently short compared to the time between collection and measurement, as not to have a statistically significant effect upon the results.

⁴For soluble mixtures of U-238, U-234 and U-235 in air chemical toxicity may be the limiting factor. If the percentage by weight (enrichment) of U-235 is less than 5, the concentration value for a 40-hour work week, Table I, is 0.2 milligrams uranium per cubic meter of air average. For any enrichment, the product of the average concentration and time of exposure during a 40-hour work week shall not exceed 8×10^{-3} SA $\mu\text{Ci-hr/ml}$, where SA is the specific activity of the uranium inhaled. The concentration value for Table II is 0.007 milligrams uranium per cubic meter of air. The specific activity for natural uranium is 6.77×10^{-7} curies per gram U. The specific activity for other mixtures of U-238, U-235 and U-234, if not known, shall be:

$$\text{SA} = 3.6 \times 10^{-7} \text{ curies/gram U}$$

$$\text{U-depleted}$$

$$\text{SA} = (0.4 + 0.38 \text{ E} + 0.0034 \text{ E}^2) 10^{-6}$$

$$\text{E} \geq 0.72$$

where E is the percentage by weight of U-235, expressed as percent.

NOTE: In any case where there is a mixture in air or water of more than one radionuclide, the limiting values for purposes of this Appendix should be determined as follows:

1. If the identity and concentration of each radionuclide in the mixture are known, the limiting values should be derived as follows: Determine, for each radionuclide in the mixture, the ratio between the quantity present in the mixture and the limit otherwise established in Appendix "A" for the specific radionuclide when not in a mixture. The sum of such ratios for all the radionuclides in the mixture may not exceed "1" (i.e., "unity")

Example: If radionuclides a, b, and c are present in concentrations C_a , C_b , and C_c , and if the applicable MPC's are MPC_a , MPC_b , and MPC_c respectively, then the concentrations shall be limited so that the following relationship exists:

$$\frac{C_a}{\text{MPC}_a} + \frac{C_b}{\text{MPC}_b} + \frac{C_c}{\text{MPC}_c} \leq 1$$

2. If either the identity or the concentration of any radionuclide in the mixture is not known, the limiting values for purposes of Appendix "A" shall be:

- a. For purposes of Table I, Col. 1 6×10^{-13}
- b. For purposes of Table I, Col. 2 4×10^{-7}
- c. For purposes of Table II, Col. 1 2×10^{-14}
- d. For purposes of Table II, Col. 2 3×10^{-8}

3. If any of the conditions specified below are met, the corresponding values specified below may be used in lieu of those specified in paragraph 2, above.

- a. If the identity of each radionuclide in the mixture is known but the concentration of one or more of the radionuclides in the mixture is not known, the concentration limit for the mixture is the limit specified in Appendix "A" for the radionuclide in the mixture having the lowest concentration limit; or
- b. If the identity of each radionuclide in the mixture is not known, but it is known that certain radionuclides specified in Appendix "A" are not present in the mixture, the concentration limit for the mixture is the lowest concentration limit specified in Appendix "A" for any radionuclide which is not known to be absent from the mixture; or

c. Radionuclide

Table I Restricted Area		Table II Unrestricted Area	
Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)	Column 1 Air ($\mu\text{Ci/ml}$)	Column 2 Water ($\mu\text{Ci/ml}$)
————	9×10^{-5}	————	3×10^{-6}
————	6×10^{-5}	————	2×10^{-6}

If it is known that Sr-90, I-125, I-126, I-129, I-131, (I-133 Table II only), Pb-210, Po-210, At-211, Ra-223, Ra-224, Ra-226, Ac-227, Ra-228, Th-230, Pa-231, Th-232, Th-nat, Cm-248, Cf-254, and Fm-256 are not present ——— 9×10^{-5} ——— 3×10^{-6}

If it is known that Sr-90, I-125, I-126, I-129, (I-131, I-133, Table II only), Pb-210, Po-210, Ra-223, Ra-226, Ra-228, Pa-231, Th-nat, Cm-248, Cf-254, and Fm-256 are not present ——— 6×10^{-5} ——— 2×10^{-6}

Table I
Restricted Area
 Column 1 Column 2
 Air Water Air Water
 (μCi/ml) (μCi/ml) (μCi/ml) (μCi/ml)

If it is known that Sr-90, I-129 (I-125, I-126, I-131, Table II only), Pb-210, Ra-226, Ra-228, Cm-248, and Cf-254 are not present	_____	2x10 ⁻⁵	_____	6x10 ⁻⁷
If it is known that (I-129, Table II only), Ra-226, and Ra-228 are not present	_____	3x10 ⁻⁶	_____	1x10 ⁻⁷
If it is known that alpha-emitters and Sr-90, I-129, Pb-210, Ac-227, Ra-228, Pa-230, Pu-241, and Bk-249 are not present	3x10 ⁻⁹	_____	1x10 ⁻¹⁰	_____
If it is known that alpha-emitters and Pb-210, Ac-227, Ra-228, and Pu-241 are not present	3x10 ⁻¹⁰	_____	1x10 ⁻¹¹	_____
If it is known that alpha-emitters and Ac-227 are not present	3x10 ⁻¹¹	_____	1x10 ⁻¹²	_____
If it is known that Ac-227, Th-230, Pa-231, Pu-238, Pu-239, Pu-240, Pu-242, Pu-244, Cm-248, Cf-249 and Cf-251 are not present	3x10 ⁻¹²	_____	1x10 ⁻¹³	_____

4. If the mixture of radionuclides consists of uranium and its daughter products in ore dust prior to chemical processing of the uranium ore, the values specified below may be used in lieu of those determined in accordance with paragraph 1 above or those specified in paragraphs 2 and 3 above.
 - a. For purposes of Table I, Column 1, 1x10⁻¹⁰ μCi/ml gross alpha activity; or 5x10⁻¹¹ μCi/ml natural uranium; or 75 micrograms per cubic meter of air natural uranium.
 - b. For purposes of Table II, Column 1, 3x10⁻¹² μCi/ml gross alpha activity; 2x10⁻¹² μCi/ml natural uranium; or 3 micrograms per cubic meter of air natural uranium.
5. For purposes of this note, a radionuclide may be considered as not present in a mixture if (a) the ratio of the concentration of that radionuclide in the mixture (C_a) to the concentration limit for that radionuclide specified in Table II of Appendix "A" (MPC_a) does not exceed 1/10, (i.e., C_a/MPC_a ≤ 1/10 and (b) the sum of such ratios for all radionuclides considered as not present in the mixture [mixture] does not exceed 1/4 (i.e., C_a/MPC_a + C_b/MPC_b + ... ≤ 1/4).

AMENDATORY SECTION (Amending Order 1095, filed 2/6/76)

WAC 402-24-230 APPENDIX B QUANTITIES EXEMPT FROM LABELING

Material	Microcuries
Americium-241	0.01
Antimony-122	100
Antimony-124	10
Antimony-125	10
Arsenic-73	100
Arsenic-74	10
Arsenic-76	10
Arsenic-77	100
Barium-133	10
Barium-140	10
Bismuth-210	1
Bromine-82	10
Cadmium-109	10
Cadmium-115m	10
Cadmium-115	100

Material	Microcuries
Calcium-45	10
Calcium-47	10
Carbon-14	100
Cerium-141	100
Cerium-143	100
Cerium-144	1
Cesium-131	1,000
Cesium-134m	100
Cesium-134	1
Cesium-135	10
Cesium-136	10
Cesium-137	10
Chlorine-36	10
Chlorine-38	10
Chromium-51	1,000
Cobalt-58m	10
Cobalt-58	10
Cobalt-60	1
Copper-64	100
Dysprosium-165	10
Dysprosium-166	100
Erbium-169	100
Erbium-171	100
Europium-152 (9.2 h)	100
Europium-152 (13 yr)	1
Europium-154	1
Europium-155	10
Fluorine-18	1,000
Gadolinium-153	10
Gadolinium-159	100
Gallium-72	10
Germanium-71	100
Gold-198	100
Gold-199	100
Hafnium-181	10
Holmium-166	100
Hydrogen-3	1,000
Indium-113m	100
Indium-114m	10
Indium-115m	100
Indium-115	10
Iodine-125	1
Iodine-126	1
Iodine-129	0.1
Iodine-131	1
Iodine-132	10
Iodine-133	1
Iodine-134	10
Iodine-135	10
Iridium-192	10
Iridium-194	100
Iron-55	100
Iron-59	10
Krypton-85	100
Krypton-87	10
Lanthanum-140	10
Lutetium-177	100
Manganese-52	10
Manganese-54	10
Manganese-56	10
Mercury-197m	100
Mercury-197	100
Mercury-203	10
Molybdenum-99	100
Neodymium-147	100
Neodymium-149	100
Nickel-59	100
Nickel-63	10
Nickel-65	100
Niobium-93m	10
Niobium-95	10
Niobium-97	10
Osmium-185	10
Osmium-191m	100

Material	Microcuries
Osmium-191	100
Osmium-193	100
Palladium-103	100
Palladium-109	100
Phosphorus-32	10
Platinum-191	100
Platinum-193m	100
Platinum-193	100
Platinum-197m	100
Platinum-197	100
Plutonium-239	0.01
Polonium-210	0.1
Potassium-42	10
Praseodymium-142	100
Praseodymium-143	100
Promethium-147	10
Promethium-149	10
Radium-226	0.01
Rhenium-186	100
Rhenium-188	100
Rhodium-103m	100
Rhodium-105	100
Rubidium-86	10
Rubidium-87	10
Ruthenium-97	100
Ruthenium-103	10
Ruthenium-105	10
Ruthenium-106	1
Samarium-151	10
Samarium-153	100
Scandium-46	10
Scandium-47	100
Scandium-48	10
Selenium-75	10
Silicon-31	100
Silver-105	10
Silver-110m	1
Silver-111	100
Sodium-22	10
Sodium-24	10
Strontium-85	10
Strontium-89	1
Strontium-90	0.1
Strontium-91	10
Strontium-92	10
Sulphur-35	100
Tantalum-182	10
Technetium-96	10
Technetium-97m	100
Technetium-97	100
Technetium-99m	100
Technetium-99	10
Tellurium-125m	10
Tellurium-127m	10
Tellurium-127	100
Tellurium-129m	10
Tellurium-129	100
Tellurium-131m	10
Tellurium-132	10
Terbium-160	10
Thallium-200	100
Thallium-201	100
Thallium-202	100
Thallium-204	10
Thorium (natural) ¹	100
Thulium-170	10
Thulium-171	10
Tin-113	10
Tin-125	10
Tungsten-181	10
Tungsten-185	10
Tungsten-187	100
Uranium (natural) ²	100
Uranium-233	0.01

Material	Microcuries
Uranium-234 -	
Uranium-235	0.01
Vanadium-48	10
Xenon-131m	1,000
Xenon-133	100
Xenon-135	100
Ytterbium-175	100
Yttrium-90	10
Yttrium-91	10
Yttrium-92	100
Yttrium-93	100
Zinc-65	10
Zinc-69m	100
Zinc-69	1,000
Zirconium-93	10
Zirconium-95	10
Zirconium-97	10

NOTES:

¹Based on alpha disintegration rate of Th-232, Th-230 and their daughter products.

²Based on alpha disintegration rate of U-238, U-234, and U-235.

Material	Microcuries
Any alpha emitting radionuclide not listed above or mixtures of alpha emitters of unknown composition	0.01
Any radionuclide other than alpha emitting radionuclides, not listed above or mixtures of beta emitters of unknown composition	0.1

NOTE: For purposes of WAC 402-24-090, ((WAC)) 402-24-140 and ((WAC)) 402-24-150, where there is involved a combination of isotopes in known amounts, the limit for the combination should be derived as follows: Determine, for each isotope in the combination, the ratio between the quantity present in the combination and the limit otherwise established for the specific isotope when not in combination. The sum of such ratios for all the isotopes in the combination may not exceed "1" (i.e., "unity"). Example: For purposes of WAC 402-24-150, if a particular batch contains 20,000 μCi of Au-198 and 50,000 μCi of C-14, it may also include not more than 300 μCi of I-131. This limit was determined as follows:

$$\frac{20,000 \mu\text{Ci Au-198}}{100,000 \mu\text{Ci}} + \frac{50,000 \mu\text{Ci C-14}}{100,000 \mu\text{Ci}} + \frac{300 \mu\text{Ci I-131}}{1,000 \mu\text{Ci}} = 1$$

The denominator in each of the above ratios was obtained by multiplying the figure in the table by 1,000 as provided in WAC 402-24-150.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-010 PURPOSE AND SCOPE. This chapter establishes requirements, for which a registrant is responsible, for use of x-ray equipment by or under the supervision of an individual authorized by and licensed in accordance with state statutes to engage in the healing arts ((or veterinary medicine)). The provisions of this chapter are in addition to, and not in substitution for, other applicable provisions of these regulations.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-020 DEFINITIONS. As used in this chapter, the following definitions apply:

- (1) "Accessible surface" means the external surface of the enclosure or housing provided by the manufacturer.
- (2) "Added filter" means the filter added to the inherent filtration.
- (3) "Aluminum equivalent" means the thickness of aluminum (type 1100 alloy) affording the same attenuation, under specified conditions, as the material in question. (The nominal chemical composition of type 1100 aluminum alloy is 99.00 percent minimum aluminum, 0.12 percent copper).

(4) "Assembler" means any person engaged in the business of assembling, replacing, or installing one or more components into an x-ray system or subsystem. An assembler may be the practitioner, his/her employee, an outside contractor, or an employee of an outside firm.

(5) "Attenuation block" means a block or stack, having dimensions 20 cm by 20 cm by 3.8 cm, of type 1100 aluminum alloy or other ((materials)) aluminum alloys having equivalent attenuation.

(6) "Automatic exposure control" means a device which automatically controls one or more technique factors in order to obtain at a preselected location(s) a required quantity of radiation (see also "Phototimer").

(7) "Barrier" (see "Protective barrier").

(8) "Beam axis" means a line from the source through the centers of the x-ray fields.

(9) "Beam-limiting device" means a device which provides a means to restrict the dimensions of the x-ray field.

(10) "Beam monitoring system" means a system designed to detect and measure the radiation present in the useful beam.

(11) "Cephalometric device" means a device intended for the radiographic visualization and measurement of the dimensions of the human head.

(12) "Certified components" means components of x-ray systems which have been certified by the manufacturer as meeting the requirements of the federal performance standard for x-ray equipment.

((++)) (13) "Certified system" means any x-ray system which has one or more certified component(s).

((+2)) (14) "Changeable filters" means any filter, exclusive of inherent filtration, which can be removed from the useful beam through any electronic, mechanical or physical process.

((+3)) (15) "Coefficient of variation (C)" means the ratio of the standard deviation to the mean value of a population of observations. It is estimated using the following equation:

$$C = \frac{s}{\bar{X}} = \frac{1}{\bar{X}} \left[\sum_{i=1}^n \frac{(X_i - \bar{X})^2}{n-1} \right]^{1/2}$$

where

s = Estimated standard deviation of the population.

\bar{X} = Mean value of observations in sample.

$X_{(i)}$ = i^{th} observation ((in sample)) sampled.

n = Number of observations in sample.

((+4)) (16) "Contact therapy system" means ((that)) an x-ray system wherein the x-ray tube port is put in contact with or within 5 centimeters of, the surface being treated.

((+5)) (17) "Control panel" means that part of the x-ray control upon which are mounted the switches, knobs, pushbuttons, and other hardware necessary for manually setting the technique factors.

((+6)) (18) "Cooling curve" means the graphical relationship between heat units stored and cooling time.

((+7)) (19) "Dead-man switch" means a switch so constructed that a circuit closing contact can be maintained only by continuous pressure on the switch by the operator.

((+8)) "Density (D)" (as used in conjunction with image receptors) means the logarithm to the base 10 of the ratio of the incident to the transmitted luminous flux.

$$D = \log_{10} \frac{I_{\text{incident}}}{I_{\text{transmitted}}}$$

Where I is luminous flux.

((+9)) (20) "Department" means the Department of Social and Health Services which has been designated as the State Radiation Control Agency.

(21) "Detector" (See "Radiation detector").

((+10)) (22) "Diagnostic source assembly" means the tube housing assembly with a beam-limiting device attached.

((+11)) (23) "Diagnostic x-ray system" means an x-ray system designed for irradiation of any part of the human body for the purpose of recording or visualization for diagnostic purposes.

((+12)) (24) "Direct scattered radiation" means that scattered radiation which has been deviated in direction only by materials irradiated by the useful beam (See also "Scattered radiation").

((+13)) (25) "Entrance exposure rate" means the roentgens per unit time ((at the point)) where ((the center of)) the useful beam enters the patient.

((+14)) (26) "Equipment" (See "X-ray equipment").

((+15)) (27) "Exposure" means the quotient of dQ divided by dm where dQ is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having mass dm are completely stopped in air. (The special unit of exposure is the roentgen.)

NOTE:

*When the word, exposure, is used in this part to mean one or more irradiations of a person for a healing arts purpose, or in a more general sense, it will not be underlined [italicized].

((+16)) (28) "Field emission equipment" means equipment which uses an x-ray tube in which electron emission from the cathode is due solely to the action of an electric field.

((+17)) (29) "Filter" means material placed in the useful beam to absorb preferentially selected radiations.

((+18)) (30) "Fluoroscopic imaging assembly" means a component which comprises a reception system in which x-ray photons produce a fluoroscopic image. It includes equipment housings, electrical interlocks if any, the primary protective barrier, and structural material providing linkage between the image receptor and the diagnostic source assembly.

(31) "Full beam detector" means a radiation detector of such size that the total cross section of the maximum size useful beam is intercepted.

((+19)) (32) "General purpose radiographic x-ray system" means any radiographic x-ray system(;) which, by design, is not limited to radiographic examination of specific anatomical regions.

((+20)) (33) "Gonad shield" means a protective barrier for the testes or ovaries.

((+21)) (34) "Half-value layer (HVL)" means the thickness of specified material which attenuates the beam of radiation to an extent such that the exposure rate is reduced to one-half of its original value. In this definition the contribution of all scattered radiation, other than any which might be present initially in the beam concerned, is deemed to be excluded.

(35) "Healing arts screening" means the testing of an asymptomatic population using x-ray machines for the detection or evaluation of health indications when such tests are not specifically and individually ordered by a licensed practitioner of the healing arts legally authorized to prescribe such x-ray tests for the purpose of diagnosis or treatment.

(36) "Heat unit" means a unit of energy equal to the product of the peak kilovoltage, milliamperes, and seconds, i.e., kVp x mA x second.

((+22)) (37) "Image intensifier" means a device consisting of an image intensifier tube installed in its housing which instantaneously converts an x-ray pattern into a light image of higher energy density.

((+23)) (38) "Image receptor" means any device, such as a fluorescent screen or radiographic film, which transforms incident x-ray photons either into a visible image or into another form which can be made into a visible image by further transformations.

(39) "Image receptor support" means that part of a mammographic system designed to support the image receptor in a plane perpendicular to the x-ray beam during a mammographic examination.

((+24)) (40) "Inherent filtration" means the filtration ((permanently in the useful beam; it includes the window of the x-ray tube and any permanent tube or source enclosure)) of the useful beam provided by the permanently installed components of the tube housing assembly.

((+25)) (41) "Interlock" means a device ((for precluding access to an area of radiation hazard whether by preventing entry or by automatically removing the hazard)) arranged or connected such that the occurrence of an event or condition is required before a second event or condition can occur or continue to occur.

(42) "Irradiation" means the exposure of matter to ionizing radiation.

((+26)) (43) "Kilovolts peak (kVp)" (See "Peak tube potential").

(44) "kV" means kilovolts.

((+27)) (45) "kWs" means kilowatt second which is equal to the product of peak kilovolts, amperes, and seconds or $10^{-3} \times \text{kV} \times \text{mA} \times \text{X sec}$.

~~((38))~~ (46) "Lead equivalent" means the thickness of lead affording the same attenuation, under specified conditions, as the material in question.

~~((39))~~ (47) "Leakage radiation" means radiation emanating from the diagnostic or therapeutic source assembly except for:

(a) the useful beam and

(b) radiation produced when the exposure switch or timer is not activated.

~~((40))~~ (48) "Leakage technique factors" means the technique factors associated with the tube housing assembly which are used in measuring leakage radiation. They are defined as follows:

(a) for capacitor energy storage equipment, the maximum rated peak tube potential and the maximum rated number of exposures in an hour for operation at the maximum rated peak tube potential with the quantity of charge per exposure being 10 (~~millicoulombs~~ ~~(10mAs)~~) milliamperere seconds, or the minimum obtainable from the unit, whichever is larger.

(b) for field emission equipment rated for pulsed operation, the maximum rated peak tube potential and the maximum rated number of x-ray pulses in an hour for operation at the maximum rated peak tube potential.

(c) for all other equipment, the maximum rated peak tube potential and the maximum rated continuous tube current for the maximum rated peak tube potential.

~~((41))~~ (49) "Light field" means that area of the intersection of the light beam from the beam-limiting device and one of the set of planes parallel to and including the plane of the image receptor, whose perimeter is the locus of points at which the illumination is one-fourth of the maximum in the intersection.

~~((42))~~ "Line pair" means an object in which parallel wires or strips are placed so that the space between each wire or strip is equal to the width of the wire or strip. A line pair is one space and a strip or wire.

~~((43))~~ (50) "Line-voltage regulation" means the difference between the no-load and the load line potentials expressed as a percent of the load line potential; that is,

$$\text{Percent line-voltage regulation} = 100 (V_n - V_l) / V_l$$

where:

$$V_n = \text{No-load line potential}$$

$$V_l = \text{No-load line potential}$$

(51) "mA" means tube current in milliamperes.

(52) "mAs" means milliamperere second or the product of the tube current in milliamperes and the time of exposure in seconds.

~~((44))~~ (53) "Maximum line current" means the root mean squared current in the supply line of an x-ray machine operating at its maximum rating.

~~((45))~~ (54) "Mobile equipment" (See "X-ray equipment").

~~((46))~~ (55) "Peak tube potential" means the maximum value of the potential difference across the x-ray tube during an exposure.

~~((47))~~ (56) "Phototimer" - means a method for controlling radiation exposures to image receptors by the total amount of radiation which reaches a radiation monitoring device(s). The radiation monitoring device(s) is part of an electronic circuit which controls the (~~duration of~~) time the tube is activated (See also "Automatic exposure control").

~~((48))~~ (57) "Portable equipment" (See "X-ray equipment").

~~((49))~~ (58) "Position indicating device (PID)" means a device, on dental x-ray equipment (~~used to~~) which indicate the beam position and (~~to~~) establishes a definite source-surface (skin) distance. (~~It~~) The device may or may not incorporate or serve as a beam-limiting device.

~~((50))~~ (59) "Primary protective barrier" (See "Protective barrier").

~~((51))~~ (60) "Protective apron" means an apron made of radiation absorbing materials, used to reduce radiation exposure.

~~((52))~~ (61) "Protective barrier" means a barrier of radiation absorbing material(s) used to reduce radiation exposure.

(a) "Primary protective barrier" means the material, excluding filters, placed in the useful beam, for protection purposes, to reduce the radiation exposure.

(b) "Secondary protective barrier" means a barrier sufficient to attenuate the stray radiation to the required degree.

~~((53))~~ (62) "Protective glove" means a glove made of radiation absorbing materials used to reduce radiation exposure.

~~((54))~~ (63) "Qualified expert" means an individual who has demonstrated to the satisfaction of the Department possession of knowledge and training to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs.

(64) "Radiation detector" means a device which in the presence of radiation provides by either direct or indirect means, a signal or other information suitable for use in measuring one or more quantities of incident radiation.

(65) "Radiation therapy simulation system" means a fluoroscopic or radiographic x-ray system intended for localizing the volume to be exposed during radiation therapy and confirming the position and size of the therapeutic irradiation field.

~~((55))~~ (66) "Radiograph" means an image receptor on which the image is created directly or indirectly by an x-ray pattern and results in a permanent record.

~~((56))~~ (67) "Radiographic imaging system" means any system whereby a permanent or semi-permanent image is recorded on an image receptor by the action of ionizing radiation.

~~((57))~~ (68) "Rating" means the operating limits of an x-ray system or subsystem as specified by the component manufacturer.

~~((58))~~ (69) "Recording" means producing a permanent form of an image resulting from x-ray photons (e.g., film, video tape).

~~((59))~~ "Registrant," as used in this part, means any person who owns or possesses and administratively controls an x-ray system which is used to deliberately expose humans or animals to the useful beam of the system and is required by the provisions in chapters 402-12 and 402-16 WAC to register with this Department.

(60) "Repair person (service person)" means an individual who maintains an x-ray system, not limited to a manufacturer, assembler or user.

(61) (70) "Response time" means the time required for an instrument system to reach 90 percent of its final reading when the radiation-sensitive volume of the instrument system is exposed to a step change in radiation flux from zero sufficient to provide a steady state midscale reading.

~~((62))~~ (71) "Scattered radiation" means radiation that, during passage through matter, has been deviated in direction (See also "Direct scattered radiation").

~~((63))~~ (72) "Secondary protective barrier" (see "Protective barrier").

~~((64))~~ (73) "Shutter" means a device (~~generally of lead, fixed to an x-ray tube housing to intercept the useful beam~~) attached to the tube housing assembly which can totally intercept the useful beam and which has a lead equivalency at least that of the tube housing assembly.

~~((65))~~ (74) "SID" (see "Source-image receptor distance").

~~((66))~~ (75) "Source" means the focal spot of the x-ray tube.

~~((67))~~ (76) "Source-image receptor distance (SID)" means the distance from the source to the center of the input surface of the image receptor.

(77) "Special purpose x-ray equipment" means that which is designed for irradiation of specific body parts.

(78) "Spot check" means an abbreviated calibration procedure which is performed to assure that a previous calibration continues to be valid.

(79) "Spot film device" means a device intended to transport and/or position a radiographic image receptor between the x-ray source and fluoroscopic image receptor, including a device intended to hold a cassette over the input end of an image intensifier for the purpose of making a radiograph.

~~((68))~~ (80) "Spot film" means a radiograph which is made during a fluoroscopic examination to (~~permanently~~) record permanently conditions which exist during that fluoroscopic procedure.

~~((69))~~ (81) "Stationary equipment" (See "X-ray equipment").

~~((70))~~ (82) "Stray radiation" means the sum of leakage and scattered radiation.

~~((71))~~ (83) "Technique factors" means the conditions of operation. They are specified as follows:

(a) For capacitor energy storage equipment, peak tube potential in kV and quantity of charge in mAs.

(b) For field emission equipment rated for pulsed operation, peak tube potential in kV and number of x-ray pulses.

(c) For all other equipment, peak tube potential in kV and:

(i) either tube current in mA and exposure time in seconds,

(ii) or the product of tube current and exposure time in mAs.

~~((72))~~ "Therapeutic-type protective tube housing" means the tube housing with tube installed and it includes high voltage and/or filament transformers and other appropriate elements when they are contained within that housing.)

(84) "Transmission detector" means a radiation detector through which the useful beam or part of the useful beam passes.

(85) "Treatment volume" means the region, in the patient, to which a specified dose is to be delivered.

~~((73))~~ (86) "Tube" means an x-ray tube, unless otherwise specified.

~~((74))~~ (87) "Tube housing assembly" means the tube housing with tube installed. It includes high-voltage and/or filament transformers and other appropriate elements when they are contained within the tube housing.

~~((75))~~ (88) "Tube rating chart" means the set of curves which specify the rated limits of operation of the tube in terms of the technique factors.

~~((76))~~ (89) "Useful beam" means the radiation which passes through the tube housing port and the aperture of the beam-limiting device when the exposure switch or timer is activated.

~~((77))~~ (90) "Variable-aperture beam-limiting device" means a beam-limiting device which has capacity for stepless adjustment of the x-ray field size ~~((at a given STD))~~.

~~((78))~~ (91) "Visible area" means that portion of the input surface of the image receptor over which incident x-ray photons produce a visible image.

(92) "Wedge filter" means an added filter with changing radio-opacities used to achieve more uniform optical densities on the image receptor when a body part of varying absorption characteristics is radiographed.

~~((79))~~ (93) "X-ray control" means a device which controls input power to the x-ray high-voltage generator and/or the x-ray tube. It includes equipment which controls the technique factors of an x-ray exposure.

~~((80))~~ (94) "X-ray equipment" means an x-ray system, subsystem, or component thereof. Types of x-ray equipment are as follows:

(a) 'Mobile' means x-ray equipment mounted on a permanent base with wheels and/or casters for moving while completely assembled.

(b) 'Portable' means x-ray equipment designed to be hand-carried.

(c) 'Stationary' means x-ray equipment which is installed in a fixed location.

~~((d))~~ "Transportable" means x-ray equipment installed in a vehicle or trailer.

~~((81))~~ (95) "X-ray field" means that area of the intersection of the useful beam and any one of the set of planes parallel to and including the plane of the image receptor, whose perimeter is the locus of points at which the exposure rate is one-fourth of the maximum in the intersection.

~~((82))~~ (96) "X-ray high-voltage generator" means a device which transforms electrical energy from the potential supplied by the x-ray control to the tube operating potential. The device may also include means for transforming alternating current to direct current, filament transformers for the x-ray tube(s), high-voltage switches, electrical protective devices, and other appropriate elements.

~~((83))~~ (97) "X-ray system" means an assemblage of components for the controlled production of x-rays. It includes minimally an x-ray high-voltage generator, an x-ray control, a tube housing assembly, a beam-limiting device, and the necessary supporting structures. Additional components which function with the system are considered integral parts of the system.

~~((84))~~ (98) "X-ray subsystem" means any combination of two or more components of an x-ray system for which there are requirements specified in this part.

~~((85))~~ (99) "X-ray tube" means any electron tube which is designed ~~((for the conversion of electrical energy into x-ray energy))~~ to be used primarily for the production of x-rays.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-031 GENERAL REQUIREMENTS—ADMINISTRATIVE CONTROLS. (1) No person shall make, sell, lease, transfer, lend or install x-ray ~~((or fluoroscopic))~~ equipment or the accessories used in connection with such equipment unless such accessories and equipment, when properly placed in operation and properly used, will meet the requirements of these regulations.

(2) The registrant shall be responsible for directing the operation of the x-ray machines which ~~((have been registered with the Department))~~ are in his/her control. The registrant or registrant's agent shall

assure that the following provisions are met in the operation of the x-ray machine(s):

(a) An x-ray machine which does not meet the provisions of these regulations shall not be operated for diagnostic or therapeutic purposes, if so directed by the department.

(b) Individuals who will be operating the x-ray equipment shall be adequately instructed in ~~((the))~~ safe operating procedures and ~~((should))~~ shall be able to demonstrate competence, upon request from the department, in the correct use of the equipment. Required areas of competency are listed in Appendix F.

(c) In the vicinity of each x-ray system's control panel a chart shall be provided, which specifies for most examinations which are performed by that system a listing of information, including but not limited to the following, for each projection within that examination:

(i) Patient's anatomical size versus technique factors to be utilized,

(ii) Type of and size of the film or film-screen combination to be used,

(iii) Type of grid to be used if any, and its focal distance,

(iv) Source to image receptor distance to be used, ~~((and))~~

(v) Type and ~~((location of))~~ placement of gonad shielding to be used, and

~~((vi))~~ If applicable, settings for automatic exposure devices.

(d) Written safety procedures and rules shall be provided to each individual operating x-ray equipment ~~((including any restrictions of the operating technique required for the safe operation of the particular x-ray system))~~. The operator ~~((should))~~ shall be able to demonstrate familiarity with these rules.

(e) Except for patients who cannot be moved out of the room and the patient being examined, only the staff and ancillary personnel required for the medical procedure or training shall be present in the room during the radiographic exposure. Other than the patient being examined:

(i) All individuals shall be positioned such that no part of the body including the extremities not protected by 0.5 mm lead equivalent~~((;))~~ will be struck by the useful beam.

(ii) Staff and ancillary personnel shall be protected from the direct scatter radiation by protective aprons or whole body protective barriers of not less than 0.25 mm lead equivalent.

(iii) Patients who cannot be removed from the room shall be protected from the direct scatter radiation by whole body protective barriers of 0.25 mm lead equivalent or shall be so positioned that the nearest portion of the body is at least 2 meters from both the tube head and the nearest edge of the image receptor.

(iv) When a portion of the body of any staff or ancillary personnel is potentially subjected to stray radiation which could result in that individual receiving one quarter of the maximum permissible dose as defined in WAC 402-24-020 of these regulations, additional protective devices may be required by the department.

(f) Gonad shielding of not less than 0.25 mm lead equivalent shall be used for patients who have not passed the reproductive age during radiographic procedures in which the gonads are in the direct (useful) beam, except for cases in which this would interfere with the diagnostic procedure.

(g) Persons shall not be exposed to the useful beam except for healing arts purposes, each exposure of which has been authorized by a licensed practitioner of the healing arts. This provision specifically prohibits deliberate exposure for the following purposes:

(i) Exposure of an individual for training, demonstration or other purposes unless there are also healing arts requirements and proper prescription has been provided.

(ii) Exposure of an individual for the purpose of healing arts screening without prior written approval of the ~~((Department. Screening means an exposure of a person without a prior examination by a licensed practitioner.))~~ state health officer.

(h) When a patient or film must be provided with auxiliary support during a radiation exposure:

(i) Mechanical holding devices shall be used when the technique permits. The safety rules, required by WAC 402-28-020, shall list individual projections where holding devices cannot be utilized;

(ii) Written safety procedures, as required by WAC 402-28-031(2)(d), shall indicate the requirements for selecting a holder and the procedure the holder shall follow;

(iii) The human holder shall be protected as required by WAC 402-28-031(2)(e)(i) ~~((except during intraoral exposure.))~~; the holder who is occupationally exposed to radiation shall be provided with a personnel monitoring device, worn at the collar outside the lead apron and records of exposures shall be maintained;

(iv) No person shall be used routinely to hold film or patients;
 (v) In those cases where the patient must hold the film(~~(, except during intraoral examinations,)~~) any portion of the body other than the area of clinical interest struck by the useful beam shall be protected by not less than ((θ-2)) 0.5 mm lead equivalent material;

(vi) Such holding shall be permitted only in very unusual and rare situations;

(vii) For the holder who is occupationally exposed to radiation, a record shall be made of the examination and shall include the name of the patient, the name of the human holder, date of the examination, number of exposures and technique factors utilized for the exposure(s) whenever the primary beam has intersected any portion of the holder's body.

(i) Personnel monitoring. All persons who are associated with the operation of an x-ray system are subject to the occupational exposure limits and the requirements for the determination of the doses which are stated in WAC 402-24-024. In addition: When protective clothing or devices are worn on portions of the body and a monitoring device(s) is required, at least one such monitoring device shall be utilized as follows:

(i) When an apron is worn, the monitoring device shall be worn at the collar outside of the apron.

(ii) The dose to the whole body based on the maximum dose attributed to the most critical organ shall be recorded on the reports required by WAC 402-24-170 of these regulations. If more than one device is used or a record is made of the data, each dose shall be identified with the area where the device was worn on the body.

(j) Healing arts screening. Any person proposing to conduct a healing arts screening program shall not initiate such a program without prior approval of the state health officer. When requesting such approval, that person shall submit the information outlined in Appendix G of this part. If any information submitted becomes invalid or outdated, the state health officer shall be notified immediately.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-035 GENERAL REQUIREMENTS FOR ALL DIAGNOSTIC X-RAY SYSTEMS. In addition to other requirements of this chapter, all diagnostic x-ray systems shall meet the following requirements:

(1) Warning label. The control panel containing the main power switch shall bear the warning statement, legible and accessible to view: "WARNING: This x-ray unit may be dangerous to patient and operator unless safe exposure factors and operating instructions are observed."

(2) Battery charge indicator. On battery-powered generators, visual means shall be provided on the control panel to indicate whether the battery is in a state of charge adequate for proper operation.

(3) Leakage radiation from the diagnostic source assembly. The leakage radiation from the diagnostic source assembly measured at a distance of 1 meter in any direction from the source shall not exceed 100 milliroentgens in 1 hour when the x-ray tube is operated at its leakage technique factors.

(4) Radiation from components other than the diagnostic source assembly. The radiation emitted by a component other than the diagnostic source assembly shall not exceed 2 milliroentgens in 1 hour at 5 centimeters from any accessible surface of the component when it is operated in an assembled x-ray system under any conditions for which it was designed. Compliance shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.

(5) Beam quality

(a) The half-value layer (HVL) of the useful beam for a given x-ray tube potential shall not be less than the values shown in WAC 402-28-035, Table I. If it is necessary to determine such half-value layer at an x-ray tube potential which is not listed in Table I linear interpolation or extrapolation may be made.

WAC 402-28-035 TABLE I

Design operating range (kilovolts peak)	Measured potential (kilovolts peak)	Half-value layer (milli-meters of aluminum equivalent)	Half-value layer (milli-meter of aluminum equivalent for dental units ¹)
Below 50	30	0.3	1.5
	40	0.4	1.5
	49	0.5	1.5
50 to 70	50	1.2	1.5
	60	1.3	1.5
	70	1.5	1.5
Above 70	71	2.1	2.1
	80	2.3	2.3
	90	2.5	2.5
	100	2.7	2.7
	110	3.0	3.0
	120	3.2	3.2
	130	3.5	3.5
	140	3.8	3.8
150	4.1	4.1	

(b) The above HVL criteria will be considered to have been met if it can be demonstrated that the aluminum equivalent of the total filtration in the primary beam is not less than that shown in WAC 402-28-035 Table II.

¹This applies only to units installed after the effective date of these regulations.

WAC 402-28-035 TABLE II

Operating Voltage (kVp)	Total Filtration (inherent plus added) (millimeters aluminum equivalent)
Below 50	0.5 millimeters
50 to 70	1.5 millimeters
Above 70	2.5 millimeters
Dental Units ² : Below 70	1.5 millimeters
Above 70	2.5 millimeters

(c) Beryllium window tubes have a minimum of 0.5 mm aluminum equivalent filtration permanently mounted in the useful beam.

(d) For capacitor energy storage equipment, compliance shall be determined with the maximum quantity of charge per exposure.

(e) The required minimal aluminum equivalent filtration shall include the filtration contributed by all materials which are always present between the focal spot of the tube and the patient. (e.g., a tabletop when the tube is mounted "under the table" and inherent filtration of the tube)

(f) Filtration control. For x-ray systems which have variable kVp and variable filtration for the useful beam, a device shall link the kVp selector with the filter(s) and shall prevent an exposure unless the minimum amount of filtration required by WAC 402-28-035(5)(a) or (b) is in the useful beam for the given kVp which has been selected.

(6) Multiple tubes. Where two or more radiographic tubes are controlled by one exposure switch, the tube or tubes which have been selected shall be clearly indicated prior to initiation of the exposure. Such indication shall be both on the x-ray control panel and near or on the tube housing assembly which has been selected.

(7) Mechanical support of tube head. The tube housing assembly supports shall be adjusted such that the tube housing assembly will remain stable during an exposure unless the tube housing movement during exposure is a designed function of the x-ray system.

(8) Technique indicators

(a) The technique factors to be used during an exposure shall be indicated before the exposure begins, except when automatic exposure controls are used, in which case the technique factors which are set prior to the exposure shall be indicated.

(b) On equipment having fixed technique factors, the requirement, in WAC 402-28-035(8)(a) may be met by permanent markings. Indication of technique factors shall be visible from the operator's position except in the case of spot films made by the fluoroscopist.

²This applies only to units installed after the effective date of these regulations.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-040 FLUOROSCOPIC X-RAY SYSTEMS. All fluoroscopic x-ray systems shall meet the following requirements:

- (1) Limitation of useful beam.
 - (a) The fluoroscopic tube shall not produce x-rays unless the primary barrier is in position to intercept the entire useful beam at all times.
 - (b) The entire cross section of the useful beam shall be intercepted by the primary protective barrier of the fluoroscopic image assembly at any SID.
 - (c) Nonimage-intensified fluoroscopy and spot filming(~~(:)~~); the x-ray field (~~(produced by nonimage-intensified fluoroscopic equipment)~~) shall not extend beyond the entire visible area of the image receptor (~~(This requirement applies to field size)~~) during both fluoroscopic procedures and spot-filming procedures. In addition:
 - (i) Means shall be provided for stepless adjustment of the field size;
 - (ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;
 - (iii) For equipment manufactured after the effective date of these regulations when the angle between the image receptor and the beam axis of the x-ray beam is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor; and
 - (iv) Compliance with WAC 402-28-040(1)(c) shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor.
 - (d) For image-intensified fluoroscopic equipment, neither the length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than 3 percent of the SID. The sum of the excess length and the excess width shall be no greater than 4 percent of the SID. In addition:
 - (i) Means shall be provided to permit further limitation of the field;
 - (ii) The minimum field size at the greatest SID shall be equal to or less than 5 centimeters by 5 centimeters;
 - (iii) For equipment manufactured after the effective date of these regulations when the angle between the image receptor and beam axis is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor; and
 - (iv) Compliance shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor. For rectangular x-ray fields used with circular image reception, the error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor.
- (2) Activation of the fluoroscopic tube. X-ray production in the fluoroscopic mode shall be controlled by a (~~(device which requires continuous pressure by the fluoroscopist for the entire time of any exposure)~~) deadman switch. When recording serial fluoroscopic images, the fluoroscopist shall be able to terminate the x-ray exposure(s) at any time, but means may be provided to permit completion of any single exposure of the series in process.
 - (3) Entrance exposure rate allowable limits.
 - (a) The exposure rate measured at the point where the center of the useful beam enters the patient should be as low as practicable and shall not exceed ten (~~((+0))~~) roentgens per minute, except during recording of fluoroscopic images or when provided with optional high level control. When so provided, an audible signal shall indicate use of the high level control; special means of activating, via a deadman switch, shall be necessary for activation of high level control.
 - (b) When provided with optional high level control, the equipment shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 5 roentgens per minute at the point where the center of the useful beam enters the patient unless the high level control is activated.
 - (i) Special means of activation of high level controls, such as additional pressure applied continuously by the operator, shall be required to avoid accidental use.
 - (ii) A continuous signal audible to the fluoroscopist shall indicate that the high level control is being employed.
 - (c) Measuring compliance of entrance exposure rate limits. Compliance with WAC 402-28-040(3) shall be determined as follows:
 - (i) Movable grids and compression devices shall be removed from the useful beam during the measurement.
 - (ii) If the source is below the table, exposure rate shall be measured 1 centimeter above the tabletop or cradle.
 - (iii) If the source is above the table, the exposure rate shall be measured at 30 centimeters above the tabletop with the end of the beam-

limiting device or spacer positioned as closely as possible to the point of measurement.

- (iv) In a C-arm type of fluoroscope, the exposure rate shall be measured 30 centimeters from the input surface of the fluoroscopic imaging assembly.
- (d) Periodic measurement of entrance exposure rate limits.
 - (i) Periodic measurements of the exposure rate shall be made. An adequate period for such measurements shall be annually or after any maintenance of the system which might affect the exposure rate.
 - (ii) Results of these measurements shall be available where any fluoroscopist may have ready access to them while using that fluoroscope. Results of the measurements shall include the maximum possible R/minute, as well as the physical factors used to determine all data; the name of the person performing the measurements; and the date the measurements were performed.
 - (iii) Use of monitoring devices (e.g. commercially available film badges, thermoluminescent dosimeters, or low energy dosimeters) may be used to perform the test, provided the measurements are made as noted in the following subdivision WAC 402-28-040(3)(d)(iv).
- ~~((+v))~~ (iv) Conditions of measurement.
 - (A) the measurement shall be made under the conditions that satisfy the requirements of WAC 402-28-040(3)(a)(iii).
 - (B) the kVp shall be the peak kV that the x-ray system is capable of producing;
 - (C) the high level control, if present, shall not be activated;
 - (D) the x-ray system(s) that incorporates automatic exposure control (automatic brightness control, etc.) shall have sufficient material (e.g. lead or lead equivalence) placed in the useful beam to produce the maximum milliamperage of the x-ray system; and
 - (E) X-ray system(s) that do not incorporate automatic exposure control shall utilize the maximum milliamperage of the x-ray system. Materials (e.g. an attenuation block) may be placed in the useful beam to protect the imaging system.
- (4) (~~(Required lead equivalent of barrier. The required lead equivalent of the barrier shall not be less than 1.5 millimeters for one hundred kVp; shall not be less than 1.8 millimeters for 125 kVp; or shall not be less than 2.0 millimeters for 150 kVp.)~~) Barrier transmitted radiation rate limits.
 - (a) The exposure rate due to transmission through the primary protective barrier with the attenuation block in the useful beam, combined with radiation from the image intensifier, if provided, shall not exceed 2 milliroentgens per hour at 10 centimeters from any accessible surface of the fluoroscopic imaging assembly beyond the plane of the image receptor for each roentgen per minute of entrance exposure rate.
 - (b) Measuring compliance of barrier transmission.
 - (i) The exposure rate due to transmission through the primary protective barrier combined with radiation from the image intensifier shall be determined by measurements averaged over an area of 100 square centimeters with no linear dimension greater than 20 centimeters.
 - (ii) If the source is below the tabletop, the measurement shall be made with the input surface of the fluoroscopic imaging assembly positioned 30 centimeters above the tabletop.
 - (iii) If the source is above the tabletop and the SID is variable, the measurement shall be made with the end of the beam-limiting device or spacer as close to the tabletop as it can be placed, provided that it shall not be closer than 30 centimeters.
 - (iv) Movable grids and compression devices shall be removed from the useful beam during the measurement.
 - (v) The attenuation block shall be positioned in the useful beam 10 centimeters from the point of measurement of entrance exposure rate and between this point and the input surface of the fluoroscopic imaging assembly.
 - (5) Indication of potential and current. During fluoroscopy and cinefluorography, x-ray tube potential and current shall be continuously indicated.
 - (6) Source-skin distance. The source to skin distance shall not be less than:
 - (a) 38 centimeters on stationary fluoroscopes manufactured after the effective date of this regulation,
 - (b) 35.5 centimeters on stationary fluoroscopes which are in operation prior to the effective date of these regulations,
 - (c) 30 centimeters on all mobile fluoroscopes, and
 - (d) 20 centimeters for image intensified fluoroscopes used for specific surgical application. The users operating manual must provide precautionary measures to be adhered to during the use of (~~(this)~~) device.
 - (7) Fluoroscopic timer.

(a) Means shall be provided to preset the cumulative on-time of the fluoroscopic tube. The maximum cumulative time of the timing device shall not exceed 5 minutes without resetting.

(b) A signal audible to the fluoroscopist shall indicate the completion of any preset cumulative on-time. Such signal shall continue to sound while x-rays are produced until the timing device is reset. Alternately, the timing device may terminate exposures at the end of the preset time.

(8) Mobile fluoroscopes. In addition to the other requirements of WAC 402-28-040:

(a) In the absence of a table top, a cone or spacer frame shall limit the target-to-skin distance to not less than twelve inches.

(b) Image intensification shall always be provided. Conventional fluoroscopic screens shall not be used.

(c) It shall be impossible to operate a machine when the collimating cone or diaphragm is not in place.

(9) Control of scattered radiation.

(a) Fluoroscopic table designs when combined with normal operating procedures (utilized) shall be such that no unprotected part of any staff or ancillary person's body shall be exposed to unattenuated scattered radiation which originates from under the table. The attenuation required shall be not less than 0.25 mm lead equivalent.

(b) Equipment configuration when combined with procedures shall be such that no portion of any staff or ancillary person's body, except the extremities, shall be exposed to the unattenuated scattered radiation emanating from above the table top unless (the individual):

(i) (is at least 120 cm from the center of the useful beam, or
(ii) The radiation has passed through not less than 0.25 mm lead equivalent material (e.g., drapes, Bucky-slot cover-sliding or folding panel, or self supporting curtains) in addition to any lead equivalency provided by the protective apron referred to in WAC 402-28-031(2)(e).

(iii) (ii) Exceptions to WAC 402-28-040(9)(b) may be made in some special procedures where a sterile field will not permit the use of the normal protective barriers. Where the use of prefitted sterilized covers for the barriers is practical, the Department shall not permit such exception.

(10) Radiation therapy simulation systems. Radiation therapy simulation systems shall be exempt from all the requirements of WAC 402-28-040(1), (4) and (7): PROVIDED, That:

(a) Such systems are designed and used in such a manner that no individual other than the patient is in the x-ray room during periods of time when the system is producing x-rays; and

(b) Such systems as do not meet the requirements of WAC 402-28-040(7), and are provided with a means of indicating the cumulative time during which individual patient has been exposed to x-rays. Procedures shall require that the timer be reset between examinations in such cases.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-051 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARIAN SYSTEMS—BEAM LIMITATION. The useful beam shall be limited to the area of clinical interest and show evidence of collimation. This shall be deemed to have been met if a positive beam limiting device has been (utilized) properly used or if evidence of collimation is shown on at least three sides or three corners of the film, (for example, projections on the shutters of the collimator, cone cutting at the corners or a border at the film's edge.)

(1) General purpose stationary and mobile x-ray systems.

(a) There shall be provided a means for stepless adjustment of the size of the x-ray field. The minimum field size at a SID of 100 centimeters shall be equal to or less than 5 by 5 centimeters.

(b) Means shall be provided for visually defining the perimeter of the x-ray field. The total misalignment of the edges of the visually defined field with the respective edges of the x-ray field along either the length or width of the visually defined field shall not exceed 2 percent (5 percent for equipment manufactured prior to ((September)) August 1974) of the distance from the source to the center of the visually defined field when the surface upon which it appears is perpendicular to the axis of the x-ray beam.

(2) In addition to the requirements of WAC 402-28-051(1) above all stationary x-ray systems shall meet the following requirements:

(a) Means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor, to align the center of the x-ray field with respect to the center of the image receptor to within 2 percent (5 percent for equipment manufactured prior to

((September)) August 1974) of the SID, and to indicate the SID to within 2 percent (5 percent for equipment manufactured prior to ((September)) August, 1974);

(b) The beam-limiting device shall numerically indicate the field size in the plane of the image receptor to which it is adjusted;

(c) Indication of field size dimensions and SID's shall be specified in inches and/or centimeters and shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor which correspond to those of the image receptor to within 2 percent (5 percent for equipment manufactured prior to ((September)) August 1974) of the SID when the beam axis is perpendicular to the plane of the image receptor.

(3) Radiographic equipment designed for only one image receptor size at a fixed SID shall be provided with means to limit the field at the plane of the image receptor to dimensions no greater than those of the image receptor, and to align the center of the x-ray field with the center of the image receptor to within 2 percent of the SID.

(4) Special purpose x-ray systems.

(a) These systems shall be provided with means to limit the x-ray field in the plane of the image receptor so that such field does not exceed each dimension of the image receptor by more than 2 percent (5 percent for equipment manufactured prior to ((September)) August 1974) of the SID when the axis of the x-ray beam is perpendicular to the plane of the image receptor.

(b) These systems shall be provided with means to align the center of the x-ray field with the center of the image receptor to within 2 percent (5 percent for equipment manufactured prior to ((September)) August 1974) of the SID.

(c) The above WAC 402-28-051(4)(a) and ((WAC)) 402-28-051(4)(b) may be met with a system that meets the requirements for a general purpose x-ray system as specified in WAC 402-28-051(1) or, when alignment means are also provided, may be met with either:

(i) An assortment of removable, fixed-aperture, beam-limiting devices sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is designed (each such device shall have clear and permanent markings to indicate the image receptor size and SID for which it is designed); or

(ii) A beam-limiting device having multiple fixed apertures sufficient to meet the requirement for each combination of image receptor size and SID for which the unit is designed. Permanent, clearly legible markings shall indicate the image receptor size and SID for which each aperture is designed and shall indicate which aperture is in position for use.

(5) Systems designed for or provided with special attachments for mammography. Radiographic systems designed for mammography only and general purpose radiographic systems, when special attachments for mammography are in service, shall be provided with means to limit the useful beam such that the x-ray field at the plane of the image receptor does not extend beyond any edge of the image receptor at any designed SID except the edge of the image receptor designed to be adjacent to the chest wall where the x-ray field may not extend beyond such edge by more than 2 percent of the SID. The requirement can be met with a system which performs as prescribed in WAC 402-28-051(4)(c). When the beam-limiting device and image receptor support device are designed to be used to immobilize the breast during a mammographic procedure and the SID may vary, the SID indication specified in WAC 402-28-051(4)(c)(i) and (ii) shall be the maximum SID for which the beam-limiting device or aperture is designed. In addition, each image receptor support intended for installation on a system designed only for mammography shall have clear and permanent markings to indicate the maximum image receptor size for which it is designed.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-052 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARIAN SYSTEMS—RADIATION EXPOSURE CONTROL DEVICES. (1) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, a preset number of pulses, or a preset radiation exposure to the image receptor. In addition, it shall be impossible to make an exposure when the timer is set to a zero or off position if either position is provided.

(2) X-ray control (exposure switch):

(a) A control which shall be the equivalent of a dead-man switch, shall be incorporated into each x-ray system such that an exposure can be terminated at any time except for:

(i) Exposure of one-half second or less, or

(ii) During serial radiography when means shall be provided to permit completion of any single exposure of the series in process.

(b) ~~((A dead-man type of exposure switch shall be provided and so arranged that it cannot conveniently be operated outside a shielded area. This x-ray control shall provide visual indication observable at or from the operator's protected position whenever x-rays are produced. A signal audible to the operator may also indicate that the exposure has terminated))~~ Each x-ray control shall be located in such a way as to meet the following requirements:

(i) Stationary x-ray systems shall be required to have the x-ray exposure switch permanently mounted in a protected area so that the operator is required to remain in that protected area during the entire exposure (see Appendix B for design);

(ii) Mobile and portable x-ray systems which shall have:

(A) An exposure cord which can extend for 12 feet from the patient;

or
(B) A protective barrier of 0.25 millimeter lead equivalent between the patient and the operator.

(c) Each x-ray control shall provide visual evidence to the operator that x-rays are being produced and an audible signal that the exposure has terminated.

(3) Automatic exposure controls (phototimers). When an automatic exposure control is provided:

(a) Indication shall be made on the control panel when this mode of operation is selected;

(b) When the x-ray tube potential is equal to or greater than 50 kVp, the minimum exposure time for field emission equipment rated for pulsed operation shall be equal to or less than the interval equivalent to two pulses;

(c) The minimum exposure time for all equipment other than that specified in WAC 402-28-052(3)(b) shall be equal to or less than 1/60 second or a time interval required to deliver 5 mAs, whichever is greater(;

(d) A visible signal shall indicate when an exposure has been terminated at the limits described in WAC 402-28-052(3)(d) of this subparagraph, and manual resetting shall be required before further automatically timed exposures can be made)).

(4) Reproducibility. When four timer tests are performed, at identical timer settings the average time period (T) shall be greater than or equal to five times the maximum period $T_{(max)}$ less the minimum period $T_{(min)}$. T shall be equal to or less than 0.5 seconds.

$\bar{T} (\geq)$ greater than or equal to 5 $[T_{(max)} - T_{(min)}]$

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-053 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY SYSTEMS—SOURCE-TO-SKIN OR RECEPTOR DISTANCE. (1) Limitation. All radiographic systems shall be provided with a durable, securely fastened means to limit the source-to-skin distance to not less than 30 centimeters. ((This) The requirement can be met when the collimator or cone provides the required limits.

(2) Source to receptor distance measuring device. All radiographic systems shall be provided with a device or reference, other than a collimator light localizer which will ((indicate reference, or)) measure the selected source to receptor distance to within 2.5 centimeters.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-054 RADIOGRAPHIC SYSTEMS OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY SYSTEMS—EXPOSURE REPRODUCIBILITY. The exposure produced shall be reproducible to within the following ((criteria)) criterion:

When all technique factors are held constant, the coefficient of variation shall not exceed 0.10. This shall be deemed to have been met if when four exposures at identical technique factors are made that the value of the average exposure E (with bar over it) is greater than five times the maximum exposure, $E_{(max)}$, minus the minimum exposure, $E_{(min)}$.

$\bar{E} > 5$ $[E_{(max)} - E_{(min)}]$

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-055 RADIOGRAPHIC SYSTEMS ((OTHER THAN FLUOROSCOPIC, DENTAL INTRAORAL, OR VETERINARY SYSTEMS))—STANDBY RADIATION FROM CAPACITOR ENERGY STORAGE EQUIPMENT. Radiation emitted from the x-ray tube when the exposure switch or timer is not activated shall not exceed a rate of 2 milliroentgens per hour at 5 centimeters from any accessible surface of the diagnostic source assembly, with the beam-limiting device fully open.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-080 INTRAORAL DENTAL RADIOGRAPHIC SYSTEMS. In addition to the provisions of WAC 402-28-031, WAC 402-28-032, and WAC 402-28-035 the requirements of this section apply to x-ray equipment and associated facilities used for dental radiography. Criteria for extraoral dental radiographic systems are covered in WAC 402-28-051, WAC 402-28-052, and WAC 402-28-053.

(1) Source-to-skin distance (SSD). X-ray systems designed for use with an intraoral image receptor shall be provided with means to limit source-to-skin distance to not less than:

- (a) 18 centimeters if operable above 50 kilovolts peak, or
- (b) 10 centimeters if not operable above 50 kilovolts peak.

(2) Field limitation

(a) Radiographic systems designed for use with an intraoral image receptor shall be provided with means to limit the x-ray beam such that:

(i) If the minimum source-to-skin distance (SSD) is 18 centimeters or more, the x-ray field, at the minimum SSD, shall be containable in a circle having a diameter of no more than 7 centimeters; and

(ii) If the minimum SSD is less than 18 centimeters, the x-ray field, at the minimum SSD, shall be containable in a circle having a diameter of no more than 6 centimeters.

(b) An open ended position indicating device shall be used. The shielding shall be equivalent to that required for the diagnostic source assembly (WAC 402-28-035(3)).

(3) Timers. Means shall be provided to terminate the exposure at a preset time interval, preset product of current and time, a preset number of pulses, or a preset radiation exposure to the image receptor. In addition,

(a) Termination of exposure shall cause automatic resetting of the timer to its initial setting or to zero.

(b) It shall not be possible to make an exposure when the timer is set to a zero or off position if either position is provided.

(c) Reproducibility. When four timer tests taken at identical timer settings are performed the average time period (T(with bar over it)) shall be greater than or equal to five times the maximum period ($T_{(max)}$) less the minimum period ($T_{(min)}$). T(with bar over it) shall be less than or equal to 5 seconds.

$\bar{T} (\geq)$ greater than or equal to 5 $[T_{(max)} - T_{(min)}]$

(4) X-ray control exposure switch(());

(a) A control, which shall be the equivalent of a dead-man switch, shall be incorporated into each x-ray system such that an exposure can be terminated at any time, except for exposures of one-half second or less.

(b) Each x-ray control shall be located in such a way as to meet the following criterion:

(()) For stationary x-ray systems it shall be required that the control switch be permanently mounted in a protected area (e.g., corridor outside the room) so that the operator is required to remain in that protected area during the entire exposure. This requirement pertains only to new installations.

(c) ((For a new installation or a relocation of an existing installation)) The x-ray control shall provide visual indication observable at or from the operator's protected position whenever x-rays are produced. In addition, a signal audible to the operator shall indicate that the exposure has terminated.

(5) Exposure reproducibility. The exposure produced shall be reproducible to within the following criteria:

When all technique factors are held constant, the co-efficient of variation shall not exceed 0.10. This shall be deemed to have been met if when four exposures at identical technique factors are made that the value of the average exposure E (with bar over it) is greater than or

equal to five times the maximum exposure ($E_{(max)}$) minus the minimum exposure $E_{(min)}$.

\bar{E} (\geq) greater than or equal to $[E_{(max)} - E_{(min)}]$

(6) Operating controls.

(a) Patient and film holding devices shall be used when the techniques permit. ~~((The safety rules, required by WAC 402-28-031(2)(d) shall list individual projections where holding devices cannot be utilized.))~~

(b) Neither the tube housing nor the position indicating device shall be hand held during an exposure. The tube housing shall remain stable during exposure.

(c) The x-ray system shall be arranged and operated in such a manner that the useful beam at the patient's skin does not exceed the dimensions specified in WAC 402-28-080(2)(a).

(d) Dental fluoroscopy without image intensification shall be prohibited.

NEW SECTION

WAC 402-28-091 THERAPEUTIC X-RAY INSTALLATIONS LESS THAN 1 MEV. (1) Equipment requirements.

(a) Leakage radiation. When the tube is operated at its leakage technique factors, the leakage radiation shall not exceed the value specified at the distance specified for the classification of that x-ray system:

(i) Contact therapy systems. Leakage radiation shall not exceed 100 milliroentgens per hour at 5 centimeters from the surface of the tube housing assembly;

(ii) 0-150 kVp systems. Systems which are manufactured or installed prior to the effective date of WAC 402-28-091 shall have a leakage radiation which does not exceed 1 roentgen in 1 hour at 1 meter from the source;

(iii) 0-150 kVp systems. Systems which are manufactured on or after the effective date of WAC 402-28-091 shall have a leakage radiation which does not exceed 100 milliroentgens in 1 hour at 1 meter from the source;

(iv) 151 to 999 kVp systems. The leakage radiation shall not exceed 1 roentgen in 1 hour at 1 meter from the source except systems that operate in excess of 500 kVp may have a leakage radiation at 1 meter from the source equivalent to the exposure within 1 hour of the useful beam at 1 meter from the source multiplied by a factor of 0.001.

(b) Permanent beam limiting devices. Permanent fixed diaphragms or cones used for limiting the useful beam shall provide the same or higher degree of protection as that required by the tube housing assembly.

(c) Removable and adjustable beam limiting devices.

(i) Removable beam limiting devices shall, for the portion of the useful beam to be blocked by these devices, transmit not more than 1 percent of the original x-ray beam at the maximum kilovoltage and maximum treatment filter;

(ii) Adjustable beam limiting devices installed after the effective date of WAC 402-28-091 shall meet the requirements of WAC 402-28-091(1)(c)(i);

(iii) Adjustable beam limiting devices installed before the effective date of WAC 402-28-091 shall, for the portion of the x-ray beam to be blocked by these devices, transmit not more than 5 percent of the original x-ray beam at the maximum kilovoltage and maximum treatment filter.

(d) Filter system. The filter system shall be so designed that:

(i) Filters cannot be accidentally displaced from the useful beam at any possible tube orientation;

(ii) Each filter is marked as to its material of construction and its thickness or wedge angle for wedge filters;

(iii) It shall be possible for the operator to determine the presence or absence of each filter and the orientation of each wedge filter in the useful beam when the operator is at the control panel, either by display at the control panel or by direct observation; and

(iv) The radiation at 5 centimeters from the filter insertion slot opening does not exceed 30 roentgens per hour under any operating conditions.

(e) Tube immobilization. The tube housing assembly shall be capable of being immobilized during stationary treatments.

(f) Focal spot marking. The tube housing assembly shall be so marked that it is possible to determine the location of the focal spot to within 5 millimeters, and such marking shall be readily accessible for use during calibration procedures.

(g) Beam monitor system. Systems of greater than 150 kVp manufactured after the effective date of WAC 402-28-091 shall be provided with a beam monitor system which:

(i) Shall include a full-beam transmission detector and which is placed on the patient side of any fixed added filters other than a wedge filter;

(ii) Shall have the detector interlocked to prevent incorrect positioning in the useful beam;

(iii) Shall not allow irradiation until a preselected value of exposure in roentgens has been made at the treatment control panel;

(iv) Shall independently terminate irradiation when the preselected number of roentgens has been reached;

(v) Shall be so designed that, in the event of a system malfunction or electrical power failure, the dose administered to a patient prior to the system malfunction or power failure can be accurately determined;

(vi) Shall have a display at the control panel from which the dose at a reference point in the treatment volume can be calculated;

(vii) Shall have a control panel display which maintains the dose reading until intentionally reset to zero; and

(viii) Shall have a control panel display which does not have scale multiplying factors and utilizes a design such that increasing dose is displayed by increasing numbers.

(h) Timer.

(i) A timer shall be provided which has a display at the treatment control panel. The timer shall be graduated in minutes and fractions of minutes. The timer shall have a preset time selector and an elapsed time indicator;

(ii) The timer shall be a cumulative timer which activates with radiation and retains its reading after irradiation is interrupted or terminated. After irradiation is terminated and before irradiation can be reinitiated, it shall be necessary to cycle the preset time selector through zero time;

(iii) The timer shall terminate irradiation when a preselected time has elapsed;

(iv) The timer shall permit accurate presetting and determination of exposure times as short as 1 second;

(v) The time shall not permit an exposure if set at zero;

(vi) The timer shall comply with the provisions of WAC 402-28-091(1)(m) where applicable;

(vii) The timer shall not activate until the shutter is opened, when patient irradiation is controlled by a shutter mechanism.

(i) Control panel functions. The control panel, in addition to the displays required in other provisions of chapter 402-28 WAC shall have:

(i) An indication of whether electrical power is available at the control panel and if activation of the x-ray tube is possible;

(ii) An indication of whether x-rays are being produced;

(iii) Means for indicating kV and x-ray tube current;

(iv) The means for terminating an exposure at any time;

(v) A locking device which will prevent unauthorized use of the x-ray system; and

(vi) For x-ray equipment manufactured after the effective date of WAC 402-28-091, a positive display of specific filter(s) in the beam.

(j) Multiple tubes. When a control panel may energize more than one x-ray tube:

(i) It shall be possible to activate only one x-ray tube at any time;

(ii) There shall be an indication at the control panel identifying which x-ray tube is energized; and

(iii) There shall be an indication at the tube housing assembly when that tube is energized.

(k) Source-to-patient distance. There shall be means of determining the source-to-patient distance to within 1 centimeter.

(l) Shutters. Unless it is possible to bring the x-ray output to the prescribed exposure parameters within 5 seconds, the entire useful beam shall be automatically attenuated by a shutter having a lead equivalency not less than that of the tube housing assembly. In addition:

(i) After the unit is at operating parameters, the shutter shall be controlled electrically by the operator from the control panel;

(ii) An indication of shutter position shall appear at the control panel.

(m) Low-filtration x-ray tubes. Each x-ray system equipped with a beryllium or other low-filtration window shall be clearly labeled as such upon the tube housing assembly and at the control panel.

(2) Facility design requirements for systems capable of operating above 50 kVp.

In addition to shielding adequate to meet requirements of chapters 402-22 and 402-24 WAC of these regulations and the shielding plan review provisions of WAC 402-28-032, the treatment room shall meet the following design requirements:

(a) Warning lights. Treatment rooms to which access is possible though more than one entrance shall be provided with warning lights, in a readily observable position near the outside of all access doors, which will indicate when the useful beam is "on." Also, it is required that entrances other than the main one be equipped with interior locks, activated for the period of exposure, and that the main entrance be under control of the operator.

(b) Voice communication. Provision shall be made for two-way aural communication between the patient and the operator at the control panel; however, where excessive noise levels make aural communication impractical, other methods of communication shall be used.

(c) Viewing systems. Windows, mirrors, closed-circuit television, or an equivalent system shall be provided to permit continuous observation of the patient during irradiation and shall be so located that the operator can observe the patient from the control panel. When the primary viewing system is by electronic means (e.g., television), an alternate viewing system shall be available for use in the event of electronic failure.

(d) Additional requirements. Treatment rooms which contain an x-ray system capable of operating above 150 kVp shall meet the following additional requirements:

(i) All necessary shielding, except for any beam interceptor, shall be provided by fixed barriers;

(ii) The control panel shall be outside the treatment room;

(iii) All doors of the treatment room shall be electronically connected to the control panel such that x-ray production cannot occur unless all doors are closed;

(iv) When the doors referred to in WAC 402-28-091(2)(d)(iii) are opened while the x-ray tube is activated:

(A) X-ray production shall terminate within 1 second; or

(B) The radiation at a distance of 1 meter from the source shall be reduced to less than 100 milliroentgens per hour within 1 second.

(v) After the radiation output of the x-ray tube has been affected by the opening of any door referred to in WAC 402-28-091(2)(d)(iii), it shall be possible to restore the x-ray system to full operation only upon:

(A) Closing the door; and subsequently

(B) Reinitiating the exposure at the control panel.

(e) Surveys, calibrations, spot checks, and operating procedures.

(i) All new facilities, and existing facilities not previously surveyed, shall have a survey made by, or under the direction of, a qualified expert. Such surveys shall also be done after any change in the facility or equipment which might cause a significant increase in radiation hazard.

(ii) The expert shall report his findings in writing to the person in charge of the facility and a copy of the report shall be maintained by the registrant for inspection by the department.

(iii) The survey and report shall indicate all instances where the installation in the opinion of the qualified expert is in violation of applicable regulations and cite all items of noncompliance.

(f) Calibrations.

(i) The calibration of an x-ray system shall be performed at intervals not to exceed one year and after any change or replacement of components which could cause a change in the radiation output.

(ii) The calibration of the radiation output of the x-ray system shall be performed by or under the direction of a qualified expert who is physically present at the facility during such calibration.

(iii) Calibration of the radiation output of an x-ray system shall be performed with a calibrated instrument. The calibration of such instrument shall be directly traceable on a national standard. The instrument shall have been calibrated within the preceding 2 years.

(iv) The calibrations made pursuant to WAC 402-28-091(2)(e)(i) shall be such that the dose at a reference point in soft tissue can be calculated to within + 5 percent.

(v) The calibration of the x-ray system shall include, but not be limited to, the following determinations:

(A) Verification that the x-ray system is operating in compliance with the design specifications;

(B) The exposure rates for each combination of field size, technique factors, filter, and treatment distance used;

(C) The degree of congruence between the radiation field and the field indicated by the localizing device if such device is present; and

(D) An evaluation of the uniformity of the radiation field symmetry for the field sizes used and any dependence upon tube housing assembly orientation.

(vi) Records of calibration performed pursuant to WAC 402-28-091(2)(e) shall be maintained by the registrant for 2 years after completion of the calibration.

(vii) A copy of the most recent x-ray system calibration shall be available for use by the operator at the control panel.

(g) Spot checks. Spot checks shall be performed on x-ray systems capable of operation at greater than 150 kVp. Such spot checks shall meet the following requirements:

(i) The spot check procedures shall be in writing and shall have been developed by a qualified expert;

(ii) The measurements taken during the spot checks shall demonstrate the degree of consistency of the operating characteristics which can affect the radiation output of the x-ray system;

(iii) The spot check procedure shall specify the frequency at which tests or measurements are to be performed;

(iv) The procedure shall also note conditions which shall require that the system be recalibrated in accordance with WAC 402-28-091(2)(f); and

(v) Records of spot check measurements performed pursuant to WAC 402-28-091(2)(g) shall be maintained by a registrant for 2 years following such measurement.

(h) Operating procedures.

(i) Therapeutic x-ray systems shall specify the frequency at which tests or measurements are to be performed;

(ii) When a patient must be held in position for radiation therapy, mechanical supporting or restraining devices shall be used;

(iii) The tube housing assembly shall not be held by an individual during exposures;

(iv) No individual other than the patient shall be in the treatment room unless such individual is protected by a barrier sufficient to meet the requirements of chapter 402-24 WAC of these regulations. No individual other than the patient shall be in the treatment room during exposures when the kVp exceeds 150;

(v) The x-ray system shall not be used in the administration of radiation therapy unless the requirements of WAC 402-28-091(2)(e)(i) and (f)(iv) have been met.

NEW SECTION

WAC 402-28-101 X-RAY AND ELECTRON THERAPY SYSTEMS WITH ENERGIES OF ONE MEV AND ABOVE. Chapter 402-44 WAC except WAC 402-44-110(3) and (4) shall apply to medical facilities using therapy systems with energies 1 MeV and above.

(1) Definitions. In addition to the definitions provided in WAC 402-28-020, the following definitions shall be applicable to WAC 402-28-101.

(a) "Applicator" means a structure which indicates the extent of the treatment field at a given distance from the virtual source and which may or may not incorporate the beam limiting device.

(b) "Beam scattering filter" means a filter used in order to scatter a beam of electrons.

(c) "Central axis of the beam" means a line passing through the virtual source and the center of the plane figure formed by the edge of the final beam limiting device.

(d) "Dose monitoring system" means a system of devices for the detection and display of quantities of radiation.

(e) "Dose monitor unit" means a unit from which the absorbed dose can be calculated.

(f) "Existing equipment" means therapy systems subject to WAC 402-28-101 which were manufactured on or before the effective date of these regulations.

(g) "Field flattening filter" means a filter used to homogenize the dose rate over the area of a useful beam of x-rays.

(h) "Field size" means the dimensions of an area in a plane perpendicular to the specified direction of the beam of incident radiation at a specified depth in a phantom and defined by specified isodose lines.

(i) "Gantry" means that part of the system supporting and allowing possible movements of the radiation head.

(j) "Interruption of irradiation" means the stopping of irradiation with the possibility of continuing irradiation without resetting of the operating conditions at the control panel.

(k) "Isocenter" means a fixed point in space located at the intersection of the rotation axes of the principal movements of the therapy system.

(l) "Moving beam therapy" mean radiation therapy with relative displacement of the useful beam and the patient during irradiation.

(m) "New equipment" means systems subject to WAC 402-28-101 which were manufactured after August 1, 1978.

(n) "Normal treatment distance" means the distance between the virtual source and a reference point on the central axis of the beam. The reference is located at a position where the patient will be placed during radiation therapy.

(o) "Patient" means an individual subjected to examination and treatment.

(p) "Phantom" means a volume of material behaving in a manner similar to tissue with respect to the attenuation and scattering of radiation.

(q) "Primary dose monitoring system" means a system which will monitor the quantity of radiation produced during irradiation and which will terminate irradiation when a preselected number of dose monitor units have been acquired.

(r) "Radiation treatment prescription" means the absorbed dose which is intended to be delivered to the treatment volume.

(s) "Radiation head" means the structure from which the useful beam emerges.

(t) "Redundant dose monitoring combination" means a combination of two dose monitoring systems in which both systems are arranged to terminate irradiation in accordance with a preselected number of dose monitor units.

(u) "Secondary dose monitoring system" means a system which will terminate irradiation in the event of failure of the primary system.

(v) "Shadow tray" means a device attached to the radiation head to support auxiliary beam limiting material.

(w) "Stationary beam therapy" means radiation therapy without relative displacement of the useful beam and the patient during irradiation.

(x) "Target" means that part of a radiation source which intercepts a beam of accelerated particles with subsequent emission of other radiation.

(y) "Termination of irradiation" means the stopping of irradiation in a fashion which will not permit continuance of irradiation without the resetting of operating conditions at the control panel.

(z) "Treatment field" means the area of the patient's skin which is to be irradiated.

(aa) Treatment volume means that portion of the patient's body which is to be irradiated.

(bb) "Virtual source" means a point from which radiation appears to originate.

(2) Requirements for equipment.

(a) Leakage radiation to the patient area.

(i) New equipment shall meet the following requirements:

(A) For all operating conditions, the dose equivalent in rem due to leakage radiation, including x-ray, electrons, and neutrons, at any point in a circular plane of 2 meters radius centered on and perpendicular to the central axis of the beam at the normal treatment distance and outside the maximum useful beam, shall not exceed 0.1 percent of the maximum dose equivalent in rem of the unattenuated useful beam measured at the point of intersection of the central axis of the beam and the plane surface. Measurements shall be averaged over an area up to but not exceeding 100 square centimeters at the positions specified.

(B) For each system the registrant shall determine, or obtain from the manufacturer, the leakage radiation existing at the positions specified in WAC 402-28-101(2)(a)(i)(A) for specified operating conditions. Records for leakage radiation shall be maintained at the installation for inspection by the department.

(ii) Existing equipment (that installed prior to the effective date of the regulations) shall meet the following requirements:

(A) The leakage radiation, excluding neutrons, at any point in the area specified by WAC 402-28-101(2)(a)(i)(A), where such area intercepts the central axis of the beam 1 meter from the virtual source, shall not exceed 0.1 percent of the maximum dose equivalent in rems of the unattenuated useful beam measured at the point of intersection of the central axis of the beam and the surface of the reference circular plane. Measurements shall be averaged over an area up to but not exceeding 100 square centimeters at the positions specified.

(B) For each system, the registrant shall determine, or obtain from the manufacturer, the leakage radiation existing at the positions specified in WAC 402-28-101(2)(a)(ii)(A) for specified operating conditions. Records for radiation leakage shall be maintained at the installation for inspection by the department.

(b) Leakage radiation outside the patient area.

(i) The dose equivalent in rem due to leakage radiation, except in the area specified in WAC 402-28-101(2)(a), when measured at any point 1 meter from the path of the charged particle, before the charged particle strikes the target or window, shall not exceed 0.1 percent for x-ray leakage nor 0.5 percent for neutron leakage of the maximum dose equivalent in rems of the unattenuated useful beam measured at the point of intersection of the central axis of the beam and the circular plane specified in WAC 402-28-101(2)(a).

(ii) The registrant shall determine, or obtain from the manufacturer, the actual leakage radiation existing at the positions specified in WAC 402-28-101(2)(a) for specified operating conditions. Measurements shall be averaged over an area up to but not exceeding 100 square centimeters at the positions specified.

(c) Beam limiting devices. Adjustable or interchangeable beam limiting devices shall be provided and such devices shall transmit no more than 2 percent of the useful beam for the portion of the useful beam which is to be attenuated by the beam limiting device. The neutron component of the useful beam shall not be included in this requirement. Measurements shall be averaged over an area up to but not exceeding 100 square centimeters at the normal treatment distance.

(d) Filters.

(i) If the absorbed dose rate information required by WAC 402-28-101(2)(p) related exclusively to operation with a field flattening or beam scattering filter in place, such filter shall be removable only by the use of tools.

(ii) In systems which utilize a system of wedge filters, interchangeable field flattening filters, or interchangeable beam scattering filters:

(A) Irradiation shall not be possible until a selection of a filter has been made at the treatment control panel;

(B) An interlock system shall be provided to prevent irradiation if the filter selected is not in the correct position;

(C) An indication of the wedge filter orientation with respect to the treatment field shall be provided at the control panel, by direct observation or by electronic means, when wedge filters are used;

(D) A display shall be provided at the treatment control panel showing the filter(s) in use;

(E) Each filter which is removable from the system shall be clearly identified as to that filter's material of construction, thickness, and the wedge angle for wedge filters; and

(F) An interlock shall be provided to prevent irradiation if any filter selection operation carried out in the treatment room does not agree with the filter selection operation carried out at the treatment control panel.

(e) Beam quality. The registrant shall determine, or obtain from the manufacturer, data sufficient to assure that the following beam quality requirements are met:

(i) The absorbed dose resulting from x-rays in a useful electron beam at a point on the central axis of the beam 10 centimeters greater than the practical range of the electrons shall not exceed the values stated in Table III. Linear interpolation shall be used for values not stated.

TABLE III

Maximum Energy of Electron Beam in MeV	X-ray Absorbed Dose as a Fraction of Maximum Absorbed Dose
1	0.03
15	0.05
35	0.10
50	0.20

(ii) Compliance with WAC 402-28-101(2)(e)(i) shall be determined using:

(A) A measurement within a phantom with the incident surface of the phantom at the normal treatment distance and normal to the central axis of the beam;

(B) The largest field size available which does not exceed 15 centimeters by 15 centimeters; and

(C) A phantom whose cross-sectional dimensions exceed the measurement radiation field by at least 5 centimeters and whose depth is sufficient to perform the required measurement.

(iii) The absorbed dose at a surface located at the normal treatment distance, at the point of intersection of that surface with the central axis of the useful beam during x-ray irradiation, shall not exceed the limits stated in Table IV. Linear interpolation shall be used for values not stated.

TABLE IV

Maximum Photon Energy in MeV	Absorbed Dose at the Surface as a Fraction of the Maximum Absorbed Dose
1	0.80
2	0.70
5	0.60
15	0.50
35	0.40
50	0.20

(iv) Compliance with WAC 402-28-101(2)(e)(iii) shall be determined by:

(A) Measurements made within a phantom using an instrument which will allow extrapolation to the surface absorbed dose;

(B) Use of a phantom whose size and placement meet the requirements of WAC 402-28-101(2)(e)(iii);

(C) Removal of all beam modifying devices which can be removed without the use of tools, except for beam scattering or beam flattening filters; and

(D) The largest field size available which does not exceed 15 centimeters by 15 centimeters.

(v) The registrant shall determine, or obtain from the manufacturer, the maximum percentage absorbed dose due to stray neutrons in the useful beam for specified operating conditions.

(f) Beam monitors. All therapy systems shall be provided with radiation detectors in the radiation head.

(i) New equipment shall be provided with at least two radiation detectors. The detectors shall be incorporated into two monitoring systems arranged either as a primary/primary combination or as a primary/secondary combination.

(ii) Existing equipment shall be provided with at least one radiation detector. This detector shall be incorporated into a primary system.

(iii) The detectors and system into which the detector is incorporated shall meet the following requirements:

(A) Each primary system shall have a detector which is a transmission full beam detector and which is placed on the patient side of any fixed added filters other than a wedge filter.

(B) The detectors shall be removable only with tools and shall be interlocked to prevent incorrect positioning.

(C) Each detector shall be capable of independently monitoring and controlling the useful beam.

(D) Each detector shall form part of a dose monitoring system from whose readings in dose monitor units the absorbed dose at a reference point in the treatment volume can be calculated.

(E) For new equipment the design of the dose monitoring systems of WAC 402-28-101(2)(h) shall assure that the malfunctioning of one system shall not affect the correct functioning of the second system. In addition:

(I) The failure of any element common to both systems shall terminate the useful beam.

(II) The failure of any element common to both systems which could affect the correct operation of both systems shall terminate irradiation.

(F) Each dose monitoring system shall have a legible display at the treatment control panel. Each display shall:

(I) Maintain a reading until intentionally reset to zero;

(II) Have only one scale and no scale multiplying factors in new equipment; and

(III) Utilize a design such that increasing dose is displayed by increasing numbers and shall be so designed that, in the event of an overdosage of radiation, the absorbed dose may be accurately determined under all normal conditions of use or foreseeable failures.

(G) In the event of power failure, the dose monitoring information required in WAC 402-28-101(2)(h) displayed at the control panel at the time of failure shall be retrievable in at least one system.

(g) Beam symmetry.

(i) For new equipment, each therapy machine shall have the capability of comparing the dose rates in each of the four quadrants of the central 80 percent of the useful beam. Beam symmetry information shall be displayed at the treatment control panel, and such display shall be capable of indicating a differential of more than 5 percent between any two of the quadrant dose rates. Beam asymmetry in excess of 20 percent shall automatically terminate the useful beam.

(ii) Beam symmetry requirements of WAC 402-28-101(2)(g)(i) shall be met if the user can demonstrate to the satisfaction of the department that adequate fail-safe protection against the beam asymmetry is incorporated into the inherent design of the accelerator.

(iii) On existing equipment where the department has determined that beam symmetry is inadequate the use of an automatic beam asymmetry warning system may be required.

(h) Selection and display of dose monitor units.

(i) Irradiation shall not be possible until a selection of a number of dose monitor units has been made at the treatment control panel.

(ii) After useful beam termination, it shall be necessary manually to reset the preselected dose monitor units before treatment can be reinitiated.

(iii) The preselected number of dose monitor units shall be displayed at the treatment control panel until reset manually for the next irradiation.

(i) Termination of irradiation by the dose monitoring system.

(i) Each of the required monitoring systems shall be capable of independently terminating an irradiation. Provision shall be made to test the correct operation of each system.

(ii) Each primary system shall terminate irradiation when the preselected number of dose monitor units has been detected by the system.

(iii) Each secondary system shall terminate irradiation when 102 percent of the preselected number of dose monitor units has been detected by the system.

(iv) For new equipment, indicators on the control panel shall show which monitoring system has terminated the beam.

(j) Interruption switches. It shall be possible to interrupt irradiation and equipment movements at any time from the operator's position at the treatment control panel. Following any interruption, it shall be possible to restart irradiation by operator action without any reselection of operating conditions. If any change is made of a preselected value during an interruption the equipment shall go to termination condition.

(k) Termination switches. It shall be possible to terminate irradiation and equipment movements, or go from an interruption condition to termination conditions, at any time from the operator's position at the treatment control panel.

(l) Timer.

(i) A timer shall be provided which has a display at the treatment control panel. The timer shall be graduated in minutes and decimals of minutes. The timer shall have a preset time selector and an elapsed time indicator.

(ii) The timer shall be a cumulative timer which switches on and off with the radiation and retains its reading after irradiation is interrupted or terminated. It shall be necessary to zero and subsequently reset the elapsed time indicator and the preset time selector after irradiation is terminated before irradiation shall again be possible.

(iii) The timer shall terminate irradiation when a preselected time has elapsed if the dose monitoring systems fail to do so.

(m) Selection of radiation type. Equipment capable of both x-ray therapy and electron therapy shall meet the following requirements:

(i) Irradiation shall not be possible until a selection of radiation type has been made at the treatment control panel.

(ii) An interlock system shall be provided to insure that the equipment can emit only the radiation type which has been selected.

(iii) An interlock system shall be provided to prevent irradiation if any selected operations carried out in the treatment room do not agree with the selected operations carried out in the treatment control panel.

(iv) An interlock system shall be provided to prevent irradiation with x-rays when electron applicators are fitted and irradiation with electrons when accessories for x-ray therapy are fitted.

(v) The radiation type selected shall be displayed at the treatment control panel before and during irradiation.

(n) Selection of energy. Equipment capable of generating radiation beams of different energies shall meet the following requirements:

(i) Irradiation shall not be possible until a selection of energy has been made at the treatment control panel.

(ii) An interlock system shall be provided to insure that the equipment can emit only the energy of radiation which has been selected.

(iii) An interlock system shall be provided to prevent irradiation if any selected operations carried out in the treatment room do not agree with the selected operations carried out at the treatment control panel.

(iv) The energy selected shall be displayed at the treatment control panel before and during irradiation.

(o) Selection of stationary beam therapy or moving beam therapy. Equipment capable of both stationary beam therapy and moving beam therapy shall meet the following requirements:

(i) Irradiation shall not be possible until a selection of stationary beam therapy or moving beam therapy has been made at the treatment control panel.

(ii) An interlock system shall be provided to insure that the equipment can operate only in the mode which has been selected.

(iii) An interlock system shall be provided to prevent irradiation if any selected operations carried out in the treatment room do not agree with the selected operations carried out at the treatment control panel.

(iv) An interlock system shall be provided to terminate irradiation if the movement stops during moving beam therapy.

(v) Moving beam therapy shall be so controlled that the required relationship between the number of dose monitor units and movement is obtained.

(vi) The mode of operation shall be displayed at the treatment control panel.

(p) Absorbed dose rate. For new equipment, a system shall be provided from whose readings the absorbed dose rate at a reference point in the treatment volume can be calculated.³ In addition:

(i) The quotient of the number of dose monitor units by time shall be displayed at the treatment control panel.

(ii) If the equipment can deliver, under any conditions, an absorbed dose rate at the normal treatment distance more than twice the maximum value specified by the manufacturer's anticipated dose rate for any machine parameters utilized, a device shall be provided which terminates irradiation when the absorbed dose rate exceeds a value twice the specified maximum. The value at which the irradiation will be terminated shall be in a record maintained by the registrant.

(q) Location of focal spot and beam orientation. The registrant shall determine, or obtain from the manufacturer, the location with reference to an accessible point on the radiation head of:

(i) The x-ray target or the virtual source of x-rays;

(ii) The electron window or the scattering foil;

(iii) All possible orientations of the useful beam.

(r) System checking facilities. Capabilities shall be provided so that all radiation safety interlocks can be checked. When preselection of any of the operating conditions requires action in the treatment room and at the treatment control panel, selection at one location shall not give a display at the other location until the requisite selected operations in both locations have been completed.

(s) Shadow trays shall be designed such that the skin entrance-dose due to electrons produced within the shadow tray are minimized.

(t) Facility and shielding requirements. In addition to chapter 402-24 WAC, the following design requirements shall apply:

(i) Except for entrance doors or beam interceptors, all the required barriers shall be fixed barriers.

(ii) The treatment control panel shall be located outside the treatment room.

(iii) Windows, mirrors, closed-circuit television, or other equivalent viewing systems shall be provided to permit continuous observation of the patient during irradiation and shall be so located that the operator may observe the patient from the treatment control panel. When the viewing system is by electronic means (e.g., television), an alternate viewing system shall be provided for use in the event of failure of the primary system.

(iv) Provision shall be made for two-way aural communication between the patient and the operator at the treatment control panel. However, where excessive noise levels make aural communications impractical, other methods of communication shall be used.

(v) Treatment rooms to which access is possible through more than one entrance shall be provided with warning lights, which will indicate when the useful beam is "on" in a readily observable position near the outside of all access doors.

(vi) Interlocks shall be provided such that all entrance doors shall be closed before treatment can be initiated or continued. If the radiation beam is interrupted by any door opening, it shall be possible to restore the machine to operation only by closing the door and reinitiating exposure by manual action at the control panel.

(u) Surveys, calibrations, spot checks and operating procedures.

(i) Survey.

(A) All new facilities, and existing facilities not previously surveyed, shall have a survey made by, or under the direction of, a qualified expert. Such surveys shall also be done after any change in the facility or equipment which might cause a significant increase in radiation hazard.

(B) The registrant shall obtain a written report of the survey from the qualified expert and a copy of the report shall be transmitted by the registrant to the department.

(C) The survey and report shall indicate all instances where the installation, in the opinion of the qualified expert, is in violation of applicable regulations and shall cite the section violated.

(ii) Calibrations.

(A) The calibration of systems subject to WAC 402-28-101 shall be performed before the system is first used for irradiation of patient and thereafter at time intervals which do not exceed 6 months and after any change which might significantly alter the calibration, spatial distribution, or other characteristics of the therapy beam.

(B) The calibration shall be performed under the direct supervision of a qualified expert.

(C) Calibration of the dose equivalent of the therapy beam shall be performed with a measurement instrument the calibration of which is directly traceable to national standards of exposure or absorbed dose and which shall have been calibrated within the preceding 2 years.

(D) Calibrations made pursuant to WAC 402-28-101(2)(u)(ii) shall be such that the dose at a reference point in soft tissue can be calculated within + 5 percent.

(E) The calibration of the therapy beam shall include but not be limited to the following determinations:

(I) Verification that the equipment is operating in compliance with the design specifications concerning the light localizer, the side light and back-pointer alignment with the isocenter, when applicable, variation in the axis of rotation for the table, gantry and jaw system, and beam flatness and symmetry at specified depths.

(II) The exposure rate or dose rate in air and at various depths of water for the range of field sizes used, for each effective energy, and for each treatment distance used for radiation therapy.

(III) The congruence between the radiation field and the field indicated by the localizing device.

(IV) The uniformity of the radiation field and its dependency upon the direction of the useful beam.

(V) The calibration determinations above shall be provided in sufficient detail such that the absorbed dose to tissue in the useful beam may be calculated to within + 5 percent.

(F) Records of the calibration performed pursuant to WAC 402-28-101(2)(u)(ii) shall be maintained by the registrant for 2 years after completion of the calibration.

(G) A copy of the latest calibration performed pursuant to WAC 402-28-101(2)(u)(ii) shall be available for use by the operator at the treatment control panel.

(iii) Spot checks. Spot checks shall be performed on the system subject to WAC 402-28-101. Such spot checks shall meet the following requirements:

(A) The spot check procedures shall be in writing and shall have been developed by a qualified expert.

(B) The measurements taken during spot checks shall demonstrate the degree of consistency of the operating characteristics which can affect the radiation output of the system or the radiation delivered to a patient during a therapy procedure.

(C) The spot check procedures shall specify the frequency at which tests or measurements are to be performed.

(D) For systems in which beam quality can vary significantly, spot checks shall include quality checks.

(E) Where a system has built-in devices which provide a self-check of any parameter during irradiation, the spot check procedures shall require that the parameter be independently verified at specific time intervals.

(F) The reason for spot checks which are erratic or inconsistent with calibration data shall be promptly investigated and corrected before the system is used for patient irradiation.

(G) Whenever a spot check indicates a significant change in the operating characteristics of a system, as specified in the qualified expert's spot check procedures, the system shall be recalibrated as required in WAC 402-28-101(2)(u)(ii).

(H) Records of spot check measurements performed pursuant to WAC 402-28-101(2)(u)(iii) shall be maintained by the registrant for a period of one year or for twice as long as the spot check cycle, whichever is greater.

(I) Operating procedures.

(I) No individual other than the patient shall be in the treatment room during treatment of a patient.

(II) If a patient must be held in position during treatment, mechanical supporting or restraining devices shall be used.

(III) The system shall not be used in the administration of radiation therapy unless WAC 402-28-101(2)(u)(i), (ii), and (iii) have been met.

³The radiation detectors specified in WAC 402-28-101(2)(f) may form part of this system.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-110 VETERINARY MEDICINE RADIOGRAPHIC INSTALLATIONS. (1) Equipment.

- (a) The protective tube housing shall be of diagnostic type.
See WAC 402-28-035(4).
- (b) Diaphragms ((σ)), cones, or a stepless adjustable collimator shall be provided for collimating the useful beam to the area of clinical interest and shall provide the same degree of protection as is required of the housing.
- (c) The total filtration permanently in the useful beam shall not be less than 0.5 millimeters aluminum equivalent for machines operating up to 50 kVp, 1.5 millimeters aluminum equivalent for machines operating between 50-70 kVp, and 2.5 millimeters aluminum equivalent for machines operating above 70 kVp.
- (d) A device shall be provided to terminate the exposure after a preset time or exposure.
- (e) A dead-man type of exposure switch shall be provided, together with an electrical cord of sufficient length, so that the operator can stand out of the useful beam and at least six (6) feet from the animal during all x-ray exposures.
- (2) Structural shielding. All wall, ceiling, and floor areas shall be equivalent to or provided with applicable protective barriers as required in WAC 402-28-032(1).
- (3) Operating procedures.
- (a) The operator shall stand well away from the useful beam and the animal during radiographic exposures.
- (b) In any application in which the operator is not located behind a protective barrier, clothing consisting of a protective apron having a lead-equivalent of not less than 0.5 millimeters shall be worn by the operator and any other individuals in the room during exposures.
- (c) No individual other than the operator shall be in the x-ray room while exposures are being made unless such individual's assistance is required.
- (d) When an animal or film must be held in position during radiography, mechanical supporting or restraining devices should be used. If the animal must be held by an individual, that individual shall be protected with appropriate shielding devices, such as protective gloves and apron, and that individual shall be so positioned that no part of that individual's body will be struck by the useful beam. The requirements of WAC 402-24-070, PERSONNEL MONITORING, and WAC 402-28-031(2)(h)(iv) apply to such individuals.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-28-120 APPENDIX A—INFORMATION ON RADIATION SHIELDING REQUIRED FOR PLAN REVIEWS. In order for the Department to provide an evaluation, technical advice and official review on shielding requirements for a radiation installation, the following information is needed.

- (1) The plans should show, as a minimum, the following:
- (a) The normal location of the radiation producing equipment's radiation port; the port's travel and traverse limits; general direction(s) of the radiation beam; locations of any windows; the location of the operator's booth; and the location of the equipment's control console.
- (b) Structural composition and thickness of all walls, doors, partitions, floor, and ceiling of the room(s) concerned.
- (c) Height, floor to floor, of the room(s) concerned.
- (d) The type of occupancy of all adjacent areas inclusive of space above and below the room(s) concerned. If there is an exterior wall, show distance to the closest existing occupied area(s).
- (e) The make and model of the radiation producing equipment including the maximum energy output (for x-ray machines this is the kilovolt peak potential).
- (f) The type of examination(s) or treatment(s) which will be performed with the equipment (e.g., dental, orthodontal, chest, gastrointestinal, fluoroscopic, podiatry, fixed therapy, rotational therapy, etc.).
- (2) Information on the anticipated workload used in shielding calculations will be provided to the Department.
- ~~((3) If the services of a qualified radiation expert have been utilized, a copy of this expert's report shall be submitted with the plans.~~

~~This report must show all basic assumptions (i.e., workload, occupancy and use factors, distance, etc.) used to determine the shielding requirements.))~~

NEW SECTION

WAC 402-28-99004 APPENDIX G—INFORMATION TO BE SUBMITTED BY PERSONS PROPOSING TO CONDUCT HEALING ARTS SCREENING. Persons requesting that the department approve a healing arts screening program shall submit the following information and evaluation:

- (1) Name and address of the applicant and, where applicable, the names and addresses of agents within this state.
- (2) Diseases or conditions and frequency for which the x-ray examinations are to be used.
- (3) Description in detail of the x-ray examinations proposed in the screening program.
- (4) Description of the population to be examined in the screening program, i.e., age, sex, physical condition, and other appropriate information.
- (5) An evaluation of any known alternate methods not involving ionizing radiation which could achieve the goals of the screening program and why these methods are not used in preference to the x-ray examinations.
- (6) An evaluation by a qualified expert of the x-ray system(s) to be used in the screening program. The evaluation by the qualified expert shall show that such system(s) do satisfy all requirements of these regulations.
- (7) A description of the diagnostic film quality control program.
- (8) A copy of the technique chart for the x-ray examination procedures to be used.
- (9) The qualifications of each individual who will be operating the x-ray system(s).
- (10) The qualifications of the individual who will be supervising the operators of the x-ray system(s). The extent of supervision and the method of work performance evaluation shall be specified.
- (11) The name and address of the individual who will interpret the radiograph(s).
- (12) A description of the procedure to be used in advising the individuals screened and their private practitioners of the healing arts of the results of the screening procedure and any further medical needs indicated.
- (13) A description of the procedures for the retention or disposition of the radiographs and other records pertaining to the x-ray examinations.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 402-28-090 THERAPEUTIC X-RAY INSTALLATIONS.
- (2) WAC 402-28-100 SPECIAL REQUIREMENTS FOR X-RAY THERAPY EQUIPMENT OPERATED AT POTENTIALS OF SIXTY KVP AND BELOW.

Chapter 402-32 WAC

~~((USE OF SEALED RADIOACTIVE SOURCES IN THE HEALING ARTS))~~ SELECTED USES OF RADIATION IN MEDICAL THERAPY

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-32-020 INTERSTITIAL, INTRACAVITARY AND SUPERFICIAL APPLICATIONS. (1) ~~((Accountability, storage and transit:~~

- ~~(a) Except as otherwise specifically authorized by the Department, each licensee shall provide accountability of sealed sources and shall keep a record of the issue and return of all sealed sources. A physical inventory shall be made at least every three (3) months and a written record of the inventory maintained.~~
- ~~(b) When not in use, sealed sources and applicators containing sealed sources shall be kept in a protective enclosure of such material and wall thickness as may be necessary to assure compliance with the provisions of WAC 402-24-020, WAC 402-24-035, WAC 402-24-040.~~
- (2) Testing sealed sources for leakage and contamination:

(a) All sealed sources with a half-life greater than thirty days and in any form other than gas shall be tested for leakage and/or contamination prior to initial use and at intervals not to exceed six (6) months. If there is reason to suspect that a sealed source might have been damaged, or might be leaking, it shall be tested for leakage before further use.

(b) Leak tests shall be capable of detecting the presence of 0.005 microcuries of radioactive material on the test sample or, in the case of radium, the escape of radon at rate of 0.001 microcuries per 24 hours. Any test conducted pursuant to WAC 402-32-020(2)(a) which reveals the presence of 0.005 microcurie or more of removable contamination or, in the case of radium, the escape of radon at the rate of 0.001 microcurie or more per 24 hours shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the source from use and shall cause it to be decontaminated and repaired or to be disposed of in accordance with applicable provisions of chapter 402-24 WAC.

(c) Leak test results shall be recorded in units of microcuries and maintained for inspection by the Department.

(3) Radiation surveys.

(a) The maximum radiation level at a distance of one meter from the patient in whom brachytherapy sources have been inserted shall be determined by measurement or calculation and preferably by both. This radiation level shall be entered on the patient's chart and other signs as required under WAC 402-32-020(4).

(b) The radiation levels in the patient's room and the surrounding area shall be determined, recorded, and maintained for inspection by the Department.)

Accountability, storage, and handling.

(a) Except as otherwise specifically authorized by the department, each licensee shall provide accountability of sealed sources and shall keep a record of the issue and return of all sealed sources to their place of storage.

(b) Each licensee shall conduct a quarterly physical inventory to account for all sources and devices received and possessed. Records of the inventories shall be maintained for inspection by the department and shall include the quantities and kinds of radioactive material, location of sources and devices, and the date of the inventory.

(c) Each licensee shall follow the radiation safety and handling instructions approved by the department, the United States Nuclear Regulatory Commission, an agreement state or a licensing state and furnished by the manufacturer on the label attached to the source, device or permanent container thereof, or in the leaflet or brochure which accompanies the source or device, and maintain such instruction in a legible and conveniently available form.

(d) Each licensee shall assure that needless or standard medical applicator cells containing radium-226, or cobalt-60 as wire are not opened while in the licensee's possession unless specifically authorized by a license issued to him by the department.

(2) Testing sealed sources for leakage and contamination.

(a) All sealed sources containing more than 100 microcuries of radioactive material with a half-life greater than thirty days, except iridium-192 seeds encased in nylon ribbon, shall be tested for contamination and/or leakage at intervals not to exceed six months or at such other intervals as are approved by the department, the United States Nuclear Regulatory Commission, an agreement state or a licensing state and described by the manufacturer on the label attached to the source, device, or permanent container thereof, or in the leaflet or brochure which accompanies the source or device. Each source or device shall be so tested prior to its first use unless the supplier furnishes a certificate that the source or device has been so tested within six months prior to the transfer.

(b) Leak tests shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample or in the case of radium, the escape of radon at the rate of 0.001 microcurie per twenty-four hours. The test sample shall be taken from the source or from the surfaces of the device in which the source is permanently or semipermanently mounted or stored on which one might expect contamination to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department.

(c) Any leak test conducted pursuant to WAC 402-32-020(2)(a) which reveals the presence of 0.005 microcurie or more of removable contamination or in the case of radium, the escape of radon at the rate of 0.001 microcurie per twenty-four hours, shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the source from use and cause it to be decontaminated and

repaired or to be disposed of in accordance with department regulations. A report shall be filed within five days of the test with the department, describing the equipment involved, the test results, and the corrective action taken.

(3) Radiation surveys.

(a) The maximum radiation level at a distance of 1 meter from the patient in whom brachytherapy sources have been inserted shall be determined by measurement or calculation. This radiation level shall be entered on the patient's chart and other signs as required under WAC 402-32-020(4).

(b) The radiation levels in the patient's room and the surrounding area shall be determined, recorded, and maintained for inspection by the department.

(c) The licensee shall assure that patients treated with cobalt-60, cesium-137, iridium-192, or radium-226 implants remain hospitalized until a source count and a radiation survey of the patient confirm that all implants have been removed.

(4) Signs and records.

(a) In addition to the requirements of WAC 402-24-090, the bed, cubicle, or room of the hospital brachytherapy patient shall be marked with a sign indicating the presence of brachytherapy sources. This sign shall incorporate the radiation symbol and specify the radionuclide, the activity, date, and the individual(s) to contact for radiation safety instructions. The sign is not required provided the exception in WAC 402-24-095(2) is met.

(b) The following information shall be included in the patient's chart:

(i) The radionuclide administered, number of sources, activity in millicuries and time and date of administration;

(ii) The exposure rate at 1 meter, the time the determination was made, and by whom;

(iii) The radiation symbol; and

(iv) The precautionary instructions necessary to assure that the exposure of individuals does not exceed that permitted under WAC 402-24-020.

(5)(a) Full calibration measurements shall be performed by licensees on each teletherapy unit:

(i) Prior to the first use of the unit for treating humans.

(ii) Prior to treating humans:

(A) Whenever spot-check measurements indicate that the output value differs by more than five percent from the value obtained at the last full calibration corrected mathematically for physical decay;

(B) Following replacement of the radiation source or following reinstallation of the teletherapy unit in a new location;

(C) Following any repair of the teletherapy unit that includes removal of the source or major repair of the components associated with the source exposure assembly; and

(iii) At intervals not exceeding one year.

(b) Full calibration measurements shall include determination of:

(i) The exposure rate or dose rate to an accuracy within ± 3 percent for the range of field sizes and for the range of distances (or for the axis distance) used in radiation therapy;

(ii) The congruence between the radiation field and the field indicated by the light beam localizing device;

(iii) The uniformity of the radiation field and its dependence upon the orientation of the useful beam;

(iv) Timer accuracy; and

(v) The accuracy of all distance measuring devices used for treating humans.

(c) Full calibration measurements shall be made in accordance with the procedures recommended by the Scientific Committee on Radiation Dosimetry of the American Association of Physicists in Medicine (Physics in Medicine and Biology, Vol. 16, No. 3, 1971, pp. 379-396).

(d) The exposure rate or dose rate values shall be corrected mathematically for physical decay for intervals not exceeding one month.

(e) Full calibration measurements and physical decay corrections shall be performed by an expert qualified by training and experience in accordance with WAC 402-32-020(8)(a).

(6)(a) Spot check measurements shall be performed on each teletherapy unit at intervals not exceeding one month.

(b) Spot check measurements shall include determination of:

(i) Timer accuracy;

(ii) The congruence between the radiation field and the field indicated by the light beam localizing device;

(iii) The accuracy of all distance measuring devices used for treating humans;

(iv) The exposure rate, dose rate, or a quantity related in a known manner to these rates for one typical set of operating conditions; and

(v) The difference between the measurement made in and the anticipated output, expressed as a percentage of the anticipated output (i.e., the value obtained at last full calibration corrected mathematically for physical decay).

(c) Spot check measurements shall be performed in accordance with procedures established by an expert qualified by training and experience in accordance with WAC 402-32-020(8)(a). (A qualified expert need not actually perform the spot check measurements.) If a qualified expert does not perform the spot check measurements, the results of the spot check measurements shall be reviewed by a qualified expert within fifteen days.

(7)(a) Full calibration measurements shall be performed using a dosimetry system that has been calibrated by the National Bureau of Standards or by a Regional Calibration Laboratory accredited by the American Association of Physicists in Medicine. The dosimetry system shall have been calibrated within the previous two years and after any servicing that may have affected system calibration.

(b) Spot check measurements shall be performed using a dosimetry system that has been calibrated in accordance with WAC 402-32-020(7)(a). Alternatively, a dosimetry system used solely for spot check measurements may be calibrated by direct intercomparison with a system that has been calibrated in accordance with WAC 402-32-020(7)(a). This alternative calibration method shall have been performed within the previous one year and after each servicing that may have affected system calibration. Dosimetry systems calibrated by this alternative method shall not be used for full calibration measurements.

(8) The licensee shall determine if a person is an expert qualified by training and experience to calibrate a teletherapy unit and establish procedures for (and review the results of) spot check measurements. The licensee shall determine that the qualified expert:

(a) Is certified by the American Board of Radiology in Therapeutic Radiological Physics, Radiological Physics, Roentgen-Ray and Gamma-Ray Physics, or X-ray and Radium Physics; or

(b) Has the following minimum training and experience:

(i) A Master's or Doctor's degree in physics, biophysics, radiological physics or health physics;

(ii) One year of full-time training in therapeutic radiological physics;

(iii) One year of full-time experience in a radiotherapy facility including personal calibration and spot check of at least one teletherapy unit; and

(iv) Licensees that have their teletherapy units calibrated by persons who do not meet these criteria for minimum training and experience may request a license amendment excepting them from WAC 402-32-020(8). The request should include the name of the proposed qualified expert, a description of his training and experience including information similar to that specified in WAC 402-32-020(8)(b), reports of at least one calibration and spot check program based on measurements personally made by the proposed expert within the last ten years, and written endorsement of the technical qualifications of the proposed expert from personal knowledge by a physicist certified by the American Board of Radiology in one of the specialties listed in WAC 402-32-020(8)(a).

(9) The licensee shall maintain, for inspection by the department, records of the measurements, tests, corrective actions, and instrument calibrations made under WAC 402-32-020(5) and (6) and records of the licensee's evaluation of the qualified expert's training and experience made under WAC 402-32-020(8).

(a) Records of (i) full calibration measurements and (ii) calibration of the instruments used to make these measurements shall be preserved for five years after completion of the full calibration.

(b) Records of (i) spot check measurements and corrective actions and (ii) calibration of instruments used to make spot check measurements shall be preserved for two years after completion of the spot check measurements and corrective actions.

(c) Records of the licensee's evaluation of the qualified expert's training and experience shall be preserved for five years after the qualified expert's last performance of a full calibration of the licensee's teletherapy unit.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-32-030 TELETHERAPY. (1) Equipment.

(a) The housing shall be so constructed that, at one ((+)) meter from the source, the maximum exposure rate does not exceed ten ((+0)) milliroentgens per hour when the beam control mechanism is

in the "off" position. The average exposure rate measured at a representative number of points about the housing, each one ((+)) meter from the source, shall not exceed two ((+2)) milliroentgens per hour.

(b) For teletherapy equipment installed after the effective date of these regulations, the leakage radiation measured at one ((+)) meter from the source when the beam control mechanism is in the "on" position shall not exceed ((one (+) roentgen per hour or)) 0.1 percent of the useful beam exposure rate.

(c) Adjustable or removable beam-defining diaphragms shall allow transmission of not more than five ((+5)) percent of the useful beam exposure rate.

(d) The beam control mechanism shall be of a positive design capable of acting in any orientation of the housing for which it is designed to be used. In addition to an automatic closing device, the mechanism shall be designed so that it can be manually returned to the "off" position with a minimum risk of exposure.

(e) The closing device shall be so designed as to return automatically to the "off" position in the event of any breakdown or interruption of the activating force and shall stay in the "off" position until activated from the control panel.

(f) When any door to the treatment room is opened, the beam control mechanism shall automatically and rapidly restore the unit to the "off" position and cause it to remain there until the unit is reactivated from the control panel.

(g) There shall be at the housing and at the control panel a warning device that plainly indicates whether the beam is on or off.

(h) The equipment shall be provided with a locking device to prevent unauthorized use.

(i) The control panel shall be provided with a timer that automatically terminates the exposure after a pre-set time.

(j) Provision shall be made to permit continuous observation of patients during irradiation.

(k) The treatment room shall be equipped with a radiation monitoring device which shall:

(i) Continuously monitor the condition of the teletherapy beam; and
(ii) Provide a continuous visible signal to the teletherapy unit operator.

(2) Operation. Except in the emergency condition when a source fails to retract, no individual ((who is occupationally exposed to radiation)) shall be in the treatment room during irradiation unless that individual is the patient. ((No other individual shall be there except when it is clinically necessary.)) Mechanical restraining or supporting devices shall be used for positioning the patient, if necessary.

(3) Testing for leakage and contamination. Teletherapy sources shall be tested for leakage and contamination in accordance with the procedures described in WAC 402-32-020(2). Tests of leakage may be made by wiping accessible surfaces of the housing port or collimator while the source is in the "off" position and measuring these wipes for transferred contamination.

NEW SECTION

WAC 402-32-100 SPECIAL REQUIREMENTS FOR TELETHERAPY LICENSEES. (1) Requirement to perform full calibration requirements of teletherapy units.

(a) Any licensee authorized under WAC 402-22-070 to use teletherapy units for treating humans shall cause full calibration measurements to be performed on each teletherapy unit:

(i) Prior to the first use of the unit for treating humans:

(A) Whenever spot-check measurements indicate that the output value differs by more than five percent from the value obtained at the last full calibration corrected mathematically for physical decay;

(B) Following replacement of the radiation source or following reinstallation of the teletherapy unit in a new location;

(C) Following any repair of the teletherapy unit that includes removal of the source or major repair of the components associated with the source exposure assembly; and

(D) At intervals not exceeding one year.

(b) Full calibration measurements required by paragraph (a) of this subsection shall include determination of:

(i) The exposure rate or dose rate to an accuracy within ± 3 percent for the range of field sizes and for the range of distances (or for the axis distance) used in radiation therapy;

(ii) The congruence between the radiation field and the field indicated by the light beam localizing device;

(iii) The uniformity of the radiation field and its dependence upon the orientation of the useful beam;

(iv) Timer accuracy; and

(v) The accuracy of all distance measuring devices used for treating humans.

(c) Full calibration measurements shall be made in accordance with the procedures recommended by the Scientific Committee on Radiation Dosimetry of the American Association of Physicists in Medicine (Physics in Medicine and Biology, Vol. 16, No. 3, 1971, pp. 379-386).¹

(d) The exposure rate or dose rate values determined in paragraph (b)(i) of this subsection shall be corrected mathematically for physical decay for intervals not exceeding one month.

(e) Full calibration measurements required by paragraph (a) of this subsection and physical decay corrections required by paragraph (d) of this subsection shall be performed by an expert qualified by training and experience in accordance with WAC 402-32-100(4).

(2) Requirement to perform periodic spot-check measurements of teletherapy units.

(a) Any licensee authorized under WAC 402-22-070(4) to use teletherapy units for treating humans shall cause spot-check measurements to be performed on each teletherapy unit at intervals not exceeding one month.

(b) Spot-check measurements required by paragraph (a) of this subsection shall include determination of:

- (i) Timer accuracy;
- (ii) The congruence between the radiation field and the field indicated by the light beam localizing device;
- (iii) The accuracy of all distance measuring devices used for treating humans;
- (iv) The exposure rate, dose rate, or a quantity related in a known manner to these rates for one typical set of operating conditions; and
- (v) The difference between the measurement made in paragraph (b) of this subsection and the anticipated output, expressed as a percentage of the anticipated output (i.e., the value obtained at last full calibration corrected mathematically for physical decay).

(c) Spot-check measurements required by paragraph (a) of this subsection shall be performed in accordance with procedures established by an expert qualified by training and experience in accordance with WAC 402-32-100(4). (A qualified expert need not actually perform the spot-check measurements.) If a qualified expert does not perform the spot-check measurements, the results of the spot-check measurements shall be reviewed by a qualified expert within fifteen days.

(3) Requirement to calibrate instruments used for full calibration and spot-check measurements.

(a) Full calibration measurements required by WAC 402-32-100(1) shall be performed using a dosimetry system that has been calibrated by the National Bureau of Standards or by a Regional Calibration Laboratory accredited by the American Association of Physicists in Medicine. The dosimetry system shall have been calibrated within the previous two years and after any servicing that may have affected system calibration.

(b) Spot-check measurements required by WAC 402-32-100(2) shall be performed using a dosimetry system that has been calibrated in accordance with paragraph (a) of this subsection. Alternatively, a dosimetry system used solely for spot-check measurements may be calibrated by direct intercomparison with a system that has been calibrated in accordance with paragraph (a) of this subsection. This alternative calibration method shall have been performed within the previous one year and after each servicing that may have affected system calibration. Dosimetry systems calibrated by this alternative method shall not be used for full calibration measurements. The use of thermoluminescent dosimeter does not satisfy the requirements of this section.

(4) Qualified expert. The licensee shall determine if a person is an expert qualified by training and experience to calibrate a teletherapy unit and establish procedures for (and review the results of) spot-check measurements. The licensee shall determine that the qualified expert:

(a) Is certified by the American Board of Radiology in Therapeutic Radiological Physics, Radiological Physics, Roentgen-Ray and Osmin-Ray Physics, or X-ray and Radium Physics; or

- (b) Has the following minimum training and experience:
 - (i) A Master's or Doctor's degree in physics, biophysics, radiological physics or health physics;
 - (ii) One year of full-time training in therapeutic radiological physics; and

(iii) One year of full-time experience in a radiotherapy facility including personal calibration and spot-check of at least one teletherapy unit.

¹Licensees that have their teletherapy units calibrated by persons who do not meet these criteria for minimum training and experience may require a license amendment excepting them from the requirements of WAC 402-32-100(4). The request should include the name of the proposed qualified expert, a description of his training and experience including information similar to that specified in report of at least one calibration and spot-check program based on measurements personally made by the proposed expert within the last 10 years and written endorsement of the technical qualifications of the proposed expert from personal knowledge by a physicist certified by the American Board of Radiology in one of the specialties listed in.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-025 DEFINITIONS. As used in this part:

(1) (~~"Radiographer" means any individual who performs or who, in attendance at the site where sources of radiation are being used, personally supervises industrial radiographic operations and who is responsible to the licensee or registrant for assuring compliance with the requirements of these regulations and all license conditions.~~) "Enclosed radiography" means industrial radiography employing radiation machines conducted in an enclosed cabinet or room and includes cabinet radiography and shielded room radiography.

(a) "Cabinet radiography" means industrial radiography employing radiation machines conducted in an enclosure or cabinet so shielded that every location at the exterior meets the conditions specified in WAC 402-24-040 of these regulations.

(i) "Cabinet x-ray system" means an x-ray system with the x-ray tube installed in an enclosure (hereinafter termed "cabinet") which, independently of existing architectural structure except the floor on which it may be placed, is intended to contain at least that portion of a material being irradiated, provide radiation attenuation, and exclude personnel from its interior during generation of x radiation. Included are all x-ray systems designed primarily for the inspection of carry-on baggage at airline, railroad, and bus terminals, and in similar facilities. An x-ray tube used within a shielded part of a building, or x-ray equipment which may temporarily or occasionally incorporate portable shielding is not considered a cabinet x-ray system.

(b) "Shielded-room radiography" means industrial radiography conducted in a room so shielded that every location on the exterior meets the conditions specified in WAC 402-24-040 of these regulations.

(2) (~~"Radiographer's assistant" means any individual who, under the personal supervision of a radiographer, uses sources of radiation, related handling tools, or survey instruments in industrial radiography.~~) "Industrial radiography" means the examination of the macroscopic structure of materials by nondestructive methods utilizing sources of radiation. Industrial radiography as used in this chapter does not include well logging operations.

(3) (~~"Radiographic exposure device" means any instrument containing a sealed source fastened or contained therein, in which the sealed source or shielding thereof may be moved, or otherwise changed, from a shielded to unshielded position for purposes of making a radiographic exposure.~~) "Permanent radiographic installation" means a shielded installation or structure designed or intended for radiography employing a radiographic exposure device and in which radiography is regularly performed.

(4) (~~"Industrial radiography" means the examination of the macroscopic structure of materials by nondestructive methods utilizing sources of radiation.~~) "Personal supervision" means supervision by a radiographer such that the radiographer is physically present at the radiography site and in such proximity that communication can be maintained and immediate assistance given as required. When a radiographer's assistant is using or handling sources of radiation, the radiographer must maintain direct surveillance.

(5) (~~"Storage container" means a device in which sealed sources are transported or stored.~~) "Radiographer" means any individual who performs or who, in attendance at the site where sources of radiation are being used, personally supervises industrial radiographic operations and who is responsible to the licensee or registrant for assuring compliance with the requirements of these regulations and all license conditions.

(6) (~~"Cabinet radiography using radiation machines" means industrial radiography using radiation machines, which is conducted in an~~

enclosed, interlocked cabinet, such that the radiation machine will not operate unless all openings are securely closed, and which cabinet is so shielded that every location on the exterior meets conditions for an unrestricted area as specified in WAC 402-24-040.) "Radiographer's assistant" means any individual who, under the personal supervision of a radiographer, uses sources of radiation, related handling tools, or radiation survey instruments in industrial radiography.

(7) ("Shielded room radiography using radiation machines" means industrial radiography using radiation machines, which is conducted in an enclosed room, the interior of which is not occupied during radiographic operations, which is so shielded that every location on the exterior meets conditions for an unrestricted area as specified in chapter 402-24 WAC and the only access to which is through openings which are interlocked so that the radiation machine will not operate unless all openings are securely closed.) "Radiographic exposure device" means any instrument containing a sealed source fastened or contained therein, in which the sealed source or shielding thereof may be moved, or otherwise changed, from a shielded to unshielded position for purposes of making a radiographic exposure.

(8) "Shielded position" means the location within the radiographic exposure device or storage container which, by manufacturers design, is in one proper location for storage of the sealed source.

(9) "Source changer" means a device designed and used for replacement of sealed sources in radiographic exposure devices, including those also used for transporting and storage of sealed sources.

(10) "Storage container" means a device in which sealed sources are transported or stored.

(11) Temporary job site refers to any location which is not specifically authorized and described in a license or registration.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-030 EQUIPMENT CONTROL. Limits on levels of radiation for radiographic exposure devices and storage containers(-):

(1) Radiographic exposure devices measuring less than four inches from the sealed source storage position to any exterior surface of the device shall have no radiation level in excess of fifty milliroentgens per hour (50mR/hr) at six inches from any exterior surface of the device.

(2) Radiographic exposure devices measuring a minimum of four inches from the sealed source storage position to any exterior surface of the device, and all storage containers for sealed sources or outer containers for radiographic exposure devices, shall have no radiation level in excess of two hundred milliroentgens per hour (200mR/hr) at any exterior surface, and ten milliroentgens per hour (10mR/hr) at one meter from any exterior surface.

(3) The radiation levels specified are with the sealed source in the shielded (i.e., "off") position.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-040 LOCKING OF RADIOGRAPHIC EXPOSURE DEVICES. (1) Each (source of radiation) radiographic exposure device shall be provided with a lock or outerlocked container designed to prevent unauthorized or accidental production of radiation or removal or exposure of a sealed source and shall be (kept) locked when returned to the shielded position at all times (except when under the direct surveillance of a radiographer or radiographer's assistant, or as may be otherwise authorized pursuant to WAC 402-36-130. Each storage container likewise shall be provided with a lock and kept locked when containing sealed sources except when the container is under the direct surveillance of a radiographer or radiographer's assistant). In addition, during radiographic operations the sealed source assembly shall be locked in the shielded position each time the source is returned to that position.

(2) Each sealed source storage container and source changer shall have a lock or outer locked container designed to prevent unauthorized or accidental removal of the sealed source from its shielded position. Storage containers and source changers shall be kept locked when containing sealed sources except when under the direct surveillance of a radiographer or a radiographer's assistant.

(3) Radiographic exposure devices source changers, and storage containers, prior to being moved from one location to another and also prior to being secured at a given location, shall be locked and surveyed to assure that the sealed source is in the shielded position.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-050 STORAGE PRECAUTIONS. Locked radiographic exposure devices(-) and storage containers (and radiation machines) shall be physically secured to prevent tampering or removal by unauthorized personnel.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-060 RADIATION SURVEY INSTRUMENTS. ((The licensee or registrant shall maintain sufficient calibrated and operable radiation survey instruments to make physical radiation surveys as required by this part and chapter 402-24 WAC. Each radiation survey instrument shall be calibrated at intervals not to exceed three (3) months and after each instrument servicing and a record maintained of the latest date of calibration. Instrumentation required by this section shall have a range such that two milliroentgens per hour through one roentgen per hour can be measured.)) (1) The licensee or registrant shall maintain sufficient calibrated and operable radiation survey instruments to make physical radiation surveys as required by this part and chapter 402-24 WAC. Instrumentation required by this section shall have a range such that two milliroentgens per hour through one roentgen per hour can be measured.

(2) Each radiation survey instrument shall be calibrated:

(a) At energies appropriate for use and at intervals not to exceed three months and after each instrument servicing;

(b) Such that accuracy within ± 20 percent can be demonstrated; and

(c) At two or more widely separated points, other than zero, on each scale.

(3) Records shall be maintained of these calibrations for two years after the calibration date for inspection by the department.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-070 LEAK TESTING, REPAIR, TAGGING, OPENING, MODIFICATION, AND REPLACEMENT OF SEALED SOURCES. (1) The replacement of any sealed source fastened to or contained in a radiographic exposure device and leak testing, repair, tagging, opening, or any other modification of any sealed source shall be performed only by persons specifically authorized to do so by the department, the U.S. Nuclear Regulatory Commission, or any Agreement State.

(2) Each sealed source shall be tested for leakage at intervals not to exceed 6 months. In the absence of a certificate from a transferor that a test has been made within the 6 month period prior to the transfer, the sealed source shall not be put into use until tested and results obtained.

(3) The leak test shall be capable of detecting the presence of 0.005 microcurie of removable contamination on the sealed source. An acceptable leak test for sealed sources in the possession of a radiography licensee would be to test at the nearest accessible point to the sealed source storage position, or other appropriate measuring point, by a procedure to be approved pursuant to WAC ((402-20-070(5)(e))) 402-22-070(5)(e). Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department for two years after the leak test is performed or until the sealed source is transferred or disposed of, whichever comes first.

(4) Any test conducted pursuant to paragraphs (2) and (3) of this section which reveals the presence of 0.005 microcurie or more of removable radioactive material shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the equipment involved from use and shall cause it to be decontaminated and repaired or to be disposed of, in accordance with regulations of the department. Within 5 days after obtaining results of the test, the licensee shall file a report with the department describing the ((equipment)) involved equipment, the test results, and the corrective action taken.

(5) A sealed source which is not fastened to or contained in a radiographic exposure device shall have permanently attached to it a durable tag at least one ((+)) inch square bearing the prescribed radiation caution symbol in conventional colors magenta or purple on a yellow background, and at least the instructions: "Danger - Radioactive Material - Do Not Handle - Notify Civil Authorities if Found."

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-080 QUARTERLY INVENTORY. Each licensee shall conduct a quarterly physical inventory to account for all sealed

sources received or possessed. The records of the inventories shall be maintained for two years from the date of inventory for inspection by the department and shall include the quantities and kinds of radioactive material, the location of sealed sources, and the date of the inventory device model, serial number and sealed source - serial number.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-090 UTILIZATION LOGS. (1) Each licensee and/or registrant shall maintain current logs, which shall be kept available for inspection by the department for two years from the date of the recorded event, at the address specified in the license showing for each radiation ~~((source))~~ exposure device the following information:

(a) A description (or make and model number) of each radiation ~~((source))~~ exposure device or storage container in which the sealed source is located;

(b) The identity of the radiographer to whom assigned; and

(c) Locations where used and dates of use.

(2) The requirements of subsection (1) shall not apply in industrial radiography utilizing radiation machines in enclosed interlocked cabinets or rooms which are not occupied during radiographic operations, which are equipped with interlocks such that the radiation machine will not operate unless all openings are securely closed and which is so shielded that every location on the exterior meets conditions for ~~((restricted))~~ an unrestricted area, as specified in WAC 402-24-040.

(3) A separately identified utilization log is not required if the equivalent information is available in records of the licensee or registrant and available at the address specified in the license.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-095 INSPECTION AND MAINTENANCE OF RADIOGRAPHIC EXPOSURE DEVICES ~~((AND)),~~ STORAGE CONTAINERS AND SOURCE CHANGERS. (1) The licensee shall conduct a program for inspection and maintenance of radiographic exposure devices ~~((and)),~~ storage containers and source changers at intervals, not to exceed three months or prior to first use thereafter to assure proper functioning of components important to safety. Records of these inspections and maintenance shall be kept for two years.

(2) The licensee shall check for obvious defects in radiographic exposure devices, storage containers, and source changers prior to use each day the equipment is used.

(3) If any inspection conducted pursuant to WAC 402-36-095(1) reveals damage to components critical to radiation safety, the device shall be removed from service until repairs have been made.

(4) Any maintenance performed on radiographic exposure devices and accessories shall be in accordance with the manufacturer's specifications.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-100 LIMITATIONS—PERSONAL RADIATION SAFETY REQUIREMENTS FOR RADIOGRAPHERS AND RADIOGRAPHERS' ASSISTANTS. (1) No licensee or registrant shall permit any individual to act as a radiographer as defined in this chapter until such individual:

(a) Has been instructed in the subjects outlined in WAC 402-36-160 ~~((and shall have demonstrated understanding thereof));~~

(b) Has received copies of and instruction in the regulations contained in this part and the applicable sections of appropriate license(s), and the licensee's or registrant's operating and emergency procedures, and shall have demonstrated understanding thereof; ~~((and))~~

(c) Has demonstrated competence to use the source of radiation, related handling tools, and radiation survey instruments which will be employed in the individual's assignment; and

(d) Has demonstrated understanding of the instructions in this paragraph by successful completion of written test and a field examination on the subjects covered.

(2) No licensee or registrant shall permit any individual to act as a radiographer's assistant as defined in this part until such individual:

(a) Has received copies of and instruction in the licensee's or registrant's operating and emergency procedures ~~((and shall have demonstrated understanding thereof));~~ ~~((and))~~

(b) Has demonstrated competence to use under the personal supervision of the radiographer the sources of radiation, related handling tools, and radiation survey instruments which will be employed in the individual's assignment;

(c) has demonstrated understanding of the instructions in this paragraph by successfully completing a written or oral test and a field examination on the subjects covered; and

(d) Records of the above training including copies of written tests and dates of oral tests and field examinations shall be maintained for three years.

(3) Each licensee or registrant shall maintain, for inspection by the department, records of training and testing which demonstrate that the requirements of WAC 402-36-100(1) and (2) and 402-22-070(5)(a) are met.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-110 OPERATING AND EMERGENCY PROCEDURES. The licensee's or registrant's operating and emergency procedures shall include instructions in at least the following:

(1) The handling and use of sources of radiation to be employed such that no individual is likely to be exposed to radiation doses in excess of the limits established in chapter 402-24 WAC Standards for Protection Against Radiation;

(2) Methods and occasions for conducting radiation surveys;

(3) Methods for controlling access to radiographic areas;

(4) Methods and occasions for locking and securing sources of radiation;

(5) Personnel monitoring and the use of personnel monitoring equipment including steps that must be taken immediately by radiography personnel in the event a pocket dosimeter is found to be off-scale;

(6) Transportation to field locations, including packing of sources of radiation in the vehicles, posting of vehicles, and control of sources of radiation during transportation;

(7) Minimizing exposure of individuals in the event of an accident;

(8) The procedure for notifying proper personnel in the event of an accident;

(9) Maintenance of records; ~~((and))~~

(10) The inspection and maintenance of radiographic exposure devices and storage containers and;

(11) Steps that must be taken immediately by radiography personnel in event a pocket dosimeter is found to be off-scale.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-120 PERSONNEL MONITORING CONTROL.

(1) No licensee or registrant shall permit any individual to act as a radiographer or as a radiographer's assistant unless, at all times during radiographic operations, each such individual shall wear a film or TLD badge and either a direct reading pocket dosimeter ~~((or pocket chamber)).~~ Pocket dosimeters ~~((and pocket chambers))~~ shall be capable of measuring doses from zero to at least 200 milliroentgens. A film or TLD badge shall be assigned to and worn by only one individual.

(2) Pocket dosimeters and pocket chambers shall be read and doses recorded daily. Pocket dosimeters shall be charged at the beginning of each working day. Pocket dosimeters shall be checked at periods not to exceed one year for correct response to radiation. Acceptable dosimeters shall read within plus or minus 30 percent of the true radiation exposure. A film or TLD badge shall be immediately processed if a ~~((pocket chamber or))~~ pocket dosimeter is discharged beyond its range during normal use. The film or TLD badge reports received from the film or TLD badge processor and records of pocket dosimeter ~~((and pocket chamber))~~ readings shall be maintained for inspection by the department until it authorizes their disposal.

(3) The requirements for use of pocket dosimeter or pocket chamber shall not apply in industrial radiography utilizing radiation machines in enclosed interlocked cabinets or rooms which are not occupied during radiographic operations, which are equipped with interlocks such that the radiation machine will not operate unless all openings are securely closed and which are so shielded that every location on the exterior meets conditions for an ~~((uncontrolled))~~ unrestricted area, as specified in WAC 402-24-040.

NEW SECTION

WAC 402-36-125 SUPERVISION OF RADIOGRAPHERS' ASSISTANTS. Whenever a radiographer's assistant uses radiographic exposure devices, uses sealed sources or related source handling tools, or conducts radiation surveys required by WAC 402-36-150(2), (3), or (4) to determine that the sealed source has returned to the shielded position after an exposure, he shall be under the personal supervision,

as defined in WAC 402-36-025(8), by a radiographer. The personal supervision shall include (1) the radiographer's personal presence at the site where the sealed sources are being used, (2) the ability of the radiographer to give immediate assistance if required, and (3) the radiographer's watching the assistant's performance of the operations referred to in this section.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-130 SECURITY—PRECAUTIONARY PROCEDURES IN RADIOGRAPHIC OPERATIONS. (1) During each radiographic operation, the radiographer or radiographer's assistant shall maintain a direct surveillance of the operation to protect against unauthorized entry into a high radiation area, as defined in chapter 402-12 WAC except:

~~((+))~~ (a) Where the high radiation area is equipped with a control device or alarm system as described in WAC 402-24-090(1)(e)(ii) or

~~((2))~~ (b) where the high radiation area is locked to protect against unauthorized or accidental entry.

(2) When not being operated or when not under direct surveillance, portable radiation exposure devices and mobile or portable radiation machines shall be physically secured to prevent removal by unauthorized personnel.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-140 POSTING. Notwithstanding any provisions in paragraph WAC 402-24-095 areas in which radiography is being performed or in which a radiographic exposure device is being stored shall be conspicuously posted and access controlled as required by WAC 402-24-090.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-150 RADIATION SURVEYS AND SURVEY RECORDS. (1) No radiographic operation shall be conducted unless calibrated and operable radiation survey instrumentation as described in WAC 402-36-060 is available and used at each site where radiographic exposures are made.

(2) A physical radiation survey shall be made after each radiographic exposure utilizing radiographic exposure devices or sealed sources of radioactive material to determine that the sealed source has been returned to its shielded ~~((condition))~~ position. The entire circumference of the radiographic exposure device shall be surveyed. If the radiographic exposure device has a source guide tube, the survey shall include the guide tube.

(3) A physical radiation survey shall be made to determine that each sealed source is in its shielded condition prior to securing the radiographic exposure device or storage container as specified in WAC 402-36-040.

(4) A physical radiation survey shall be made of the boundary of the restricted area during radiographic operations not employing shielded room radiography. Survey readings shall be recorded for a minimum of four points around the boundary. The records shall indicate approximate distances from source to boundary, whether or not the exposed source is collimated and any occupied areas with exposure levels greater than 2 mn in any hour during radiographic operations.

(5) Records ~~((shall be kept of the surveys))~~ required by paragraphs (3) and (4) of this section ~~((and))~~ shall be maintained for inspection by the department for two years after completion of the survey. If the survey was used to determine an individual's exposure, however, the records of the survey shall be maintained until the department authorizes their disposition.

NEW SECTION

WAC 402-36-153 RECORDS REQUIRED AT TEMPORARY JOB SITES. Each licensee or registrant conducting industrial radiography at a temporary site shall have the following records available at that site for inspection by the department:

- (1) Appropriate license;
- (2) Operating and emergency procedures;
- (3) Applicable regulations;
- (4) Survey records required pursuant to WAC 402-36-150 for the period of operation at the site;
- (5) Daily pocket dosimeter records for the period of operation at the site;
- (6) The latest instrument calibration and leak test record for specific devices in use at the site.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-155 SPECIAL REQUIREMENTS FOR ~~((RADIOGRAPHY EMPLOYING RADIATION MACHINES))~~ ENCLOSED RADIOGRAPHY. ~~((1))~~ Cabinet radiography. Cabinet radiography using radiation machines, as defined in WAC 402-36-025(6) shall be exempt from other requirements of chapter 402-36 WAC; however, no registrant shall permit any individual to operate a cabinet radiography unit until such individual has received a copy of, and instruction in, and demonstrated an understanding of operating procedures for the unit, and has demonstrated competence in its use.

~~((2))~~ Shielded room radiography. Shielded room radiography using radiation machines, as defined WAC 402-36-25 ~~((7))~~ [402-36-025(7)]; shall be exempt from other requirements of chapter 402-36 WAC; however,

(a) No registrant shall permit any individual to operate a radiation machine for shielded room radiography until such individual has received a copy of, and instruction in, and demonstrated an understanding of operating procedures for the unit, and has demonstrated competence in its use.

(b) Each registrant shall supply appropriate personnel monitoring equipment to, and shall require the use of such equipment by, every individual who operates, who makes "setups", or who performs maintenance on a radiation machine for shielded room radiography.

(c) A physical radiation survey shall be conducted to determine that the radiation machine is "off" prior to each entry into the shielded room. Such surveys shall be made with a radiation measuring instrument which is capable of measuring radiation of the energies and at the exposure rates to be encountered, which is in good working order, and (i) which has been properly calibrated within the preceding three months or following the last instrument servicing, whichever is later; or (ii) which shall consist of an alarming ratemeter.

~~((3))~~ Other radiography using radiation machines. Other radiography using radiation machines shall be exempt from Sections WAC 402-36-030, WAC 402-36-050, WAC 402-36-070, WAC 402-36-080, and WAC 402-36-150; however,

(a) A physical radiation survey shall be conducted to determine that the radiation machine is "off" prior to each entry into the radiographic exposure area. Such surveys shall be made with a radiation measuring instrument capable of measuring radiation of the energies and at the exposure rates to be encountered, which is in good working order, and which has been properly calibrated within the preceding three months or following the last instrument servicing, whichever is later. Survey results and records of boundary locations shall be maintained and kept available for inspection.

~~((b))~~ Mobile or portable radiation machines shall be physically secured to prevent removal by unauthorized personnel: (1) Systems for enclosed radiography designed to allow admittance of individuals during x-radiation generation shall:

(a) Comply with all applicable requirements of chapter 402-36 WAC and WAC 402-24-040 of these regulations.

(b) Be evaluated at intervals not to exceed one year to assure compliance with the applicable requirements as specified in WAC 402-36-155(1)(a).

Records of these evaluation shall be maintained for inspection by the department for a period of two years after the evaluation.

(2) Cabinet x-ray systems designed to exclude individuals during x-radiation are exempt from the requirements of chapter 402-36 WAC except that:

(a) Operating personnel must be provided with either a film badge or a thermoluminescent dosimeter and reports of the results must be maintained for inspection by the department.

(b) No registrant shall permit any individual to operate a cabinet x-ray system until such individual has received a copy of and instruction in the operating procedures for the unit and has demonstrated competence in its use. Records which demonstrate compliance with this subparagraph shall be maintained for inspection by the department until disposition is authorized by the department.

(c) Tests for proper operation of high radiation area control devices or alarm systems, where applicable, must be conducted and recorded in accordance with WAC 402-36-097.

(d) The registrant shall perform an evaluation, at intervals not to exceed one year, to determine conformance with WAC 402-24-040 of these regulations.

Records of these evaluations shall be maintained for inspection by the department for a period of two years after the evaluation.

NEW SECTION

WAC 402-36-157 SPECIAL REQUIREMENTS FOR PERMANENT RADIOGRAPHIC INSTALLATION. (1) Permanent radiographic installations having high radiation area entrance controls of the types described in WAC 402-24-090(1)(e)(ii) or where the high radiation area is locked to protect against unauthorized or accidental entry, shall also meet the following special requirement.

(2) Each entrance that is used for personnel access to the high radiation area in a permanent radiographic installation to which this section applies shall have both visible and audible warning signals to warn of the presence of radiation. The visible signal shall be actuated by radiation whenever the source is exposed. The audible signal shall be actuated when an attempt is made to enter the installation while the source is exposed.

(3) The alarm system shall be tested prior to the first use of the source in the installation and thereafter at intervals not to exceed three months. Records of the tests shall be kept for two years.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-36-160 APPENDIX A—MINIMUM SUBJECTS TO BE COVERED IN TRAINING RADIOGRAPHERS. (1) Fundamentals of radiation safety

- (a) Characteristics of (~~gamma and~~) ionizing radiation.
- (b) units of radiation dose (mrem) and quantity of radioactivity (curie).
- (c) hazards of (~~excessive~~) exposure (~~of~~) to radiation.
 - (i) radiation protection standards.
 - (ii) biological effects of radiation dose.
 - (d) levels of radiation from sources of radiation.
 - (e) methods of controlling radiation dose.
 - (i) working time.
 - (ii) working distances.
 - (iii) shielding.
- (2) Radiation detection instrumentation to be used.
 - (a) use of radiation survey instruments.
 - (i) operation.
 - (ii) calibration.
 - (iii) limitations.
 - (b) survey techniques.
 - (c) use of personnel monitoring equipment.
 - (i) film badges.
 - (ii) pocket dosimeters.
 - (iii) (~~pocket chambers~~) thermoluminescent dosimeters.
- (3) Radiographic equipment to be used.
 - (a) remote handling equipment.
 - (b) radiographic exposure devices and sealed sources.
 - (c) storage containers.
 - (d) operation and control of x-ray equipment.
- (4) The requirements of pertinent federal and state regulations.
- (5) The licensee's or registrant's written operating and emergency procedures.
- (6) Case histories of radiography accidents.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-40-020 DEFINITIONS. (1) "Analytical x-ray equipment" means equipment used for x-ray diffraction or fluorescence analysis.

(2) "Analytical x-ray system" means a group of (~~local and remote components utilizing x-rays to determine the elemental composition or to examine the microstructure of materials. Local components include those that are struck by x-rays such as radiation source housings, port and shutter assemblies, collimators, sample holders, cameras, goniometers, detectors and shielding. Remote components include power supplies, transformers, amplifiers, readout devices, and control panels~~) components utilizing x-rays to determine the elemental composition or to examine the microstructure of materials.

(3) "Fail-safe characteristics" mean a design feature which causes beam port shutters to close, or otherwise prevents emergence of the primary beam, upon the failure of a safety or warning device.

(4) "Local components" mean parts of an analytical x-ray system and include areas that are struck by x-rays such as radiation source housings, ports and shutter assemblies, collimators, sample holders, cameras, goniometers, detectors, and shielding, but do not include power supplies, transformers, amplifiers, readout devices, and control panels.

(5) "Normal operating procedures" mean (~~operating procedures for conditions suitable for analytical purposes with shielding and barriers in place. These do not include maintenance but do include routine alignment procedures. Routine and emergency radiation safety considerations are part of these procedures~~) step-by-step instructions necessary to accomplish the analysis. These procedures shall include sample insertion and manipulation, equipment alignment, routine maintenance by the registrant, and data recording procedures which are related to radiation safety.

(~~(5)~~) (6) "Open-beam configuration" means a mode of operation of an analytical x-ray system in which an individual could accidentally place some part of (~~his~~) their body (~~in~~) into the primary beam (~~(path)~~) during normal operation if no further safety devices are incorporated.

(~~(6)~~) (7) "Primary beam" means ionizing radiation which passes through an aperture of the source housing (~~(by)~~) via a direct path from the x-ray tube (~~or a radioactive source~~) located in the radiation source housing.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-40-030 EQUIPMENT REQUIREMENTS. (1) Safety device. A device which prevents the entry of any portion of an individual's body into the primary x-ray beam path, or which causes the beam to be shut off upon entry into its path, shall be provided (~~on~~) for all open-beam configurations. A registrant or licensee may apply to the department for an exemption from the requirement of a safety device. Such application shall include:

(a) A description of the various safety devices that have been evaluated(~~;~~);

(b) The reason each of these devices cannot be used(~~;~~) and

(c) A description of the alternative methods that will be employed to minimize the possibility of an accidental exposure, including procedures to assure that operators and others in the area will be informed of the absence of safety devices.

(2) Warning devices. Open-beam configurations shall be provided with a readily discernible indication of:

(a) X-ray tube status (ON-OFF) located near the radiation source housing, if the primary beam is controlled in this manner(~~;~~) and at or near the port and/or

(b) Shutter status (OPEN-CLOSED) located near each port on the radiation source housing, if the primary beam is controlled in this manner.

(c) Warning devices shall be labeled so that their purpose is easily identified and the devices shall be conspicuous at the beam port. On new equipment installed after January 1, 1976, warning devices (~~should~~) shall have fail-safe characteristics.

(3) Ports. Unused ports on radiation source housings shall be secured in the closed position in a manner which will prevent casual opening. Such security requirement will be deemed met if the beam port cannot be opened without the use of tools not part of the closure for units installed after January 1, 1981.

(4) Labeling. All analytical x-ray equipment shall be labeled with a readily discernible sign or signs bearing the radiation symbol and the words:

(a) "CAUTION - HIGH INTENSITY X-RAY BEAM," or words having a similar intent, on the x-ray source housing; and

(b) "CAUTION RADIATION - THIS EQUIPMENT PRODUCES RADIATION WHEN ENERGIZED," or words having a similar intent, near any switch that energizes an x-ray tube if the radiation source is an x-ray tube; or

(c) "CAUTION - RADIOACTIVE MATERIAL," or words having a similar intent, on the source housing if the radiation source is a radionuclide.

(5) Shutters. On new equipment employing open-beam configurations installed after January 1, (~~1976~~) 1981, each port on the radiation source housing (~~should~~) shall be equipped with a shutter that cannot be opened unless a collimator or a coupling has been connected to the port.

(6) Warning lights. An easily visible warning light labeled with the words "X-RAY ON," or words having a similar intent, shall be located:

(a) Near any switch that energizes an x-ray tube and near any x-ray port and shall be illuminated only when the tube is energized; or

(b) In the case of a radioactive source, near any switch that opens a housing shutter, and shall be illuminated only when the shutter is open.

(c) On equipment installed after January 1, (~~1976~~) 1981, warning lights (~~should~~) shall have fail-safe characteristics.

(7) Radiation source housing. Each x-ray tube housing shall be so constructed that with all shutters closed the leakage radiation measured at a distance of 5 cm from its surface is not capable of producing a dose equivalent in excess of 2.5 mrem in one hour at any specified tube rating. If radioactive sources are used, corresponding dose limits shall not exceed 2.5 mrem per hour.

(8) Generator cabinet. Each x-ray generator shall be supplied with a protective cabinet which limits leakage radiation measured at a distance of 5 cm from its surface such that it is not capable of producing a dose equivalent in excess of 0.25 mrem in one hour.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-40-040 FACILITY REQUIREMENTS. (1) Radiation levels. The local components of an analytical x-ray system shall be located and arranged and shall include sufficient shielding or access control such that no radiation levels exist in any area surrounding the local component group which could result in a dose to an individual present therein in excess of the dose equivalent limits given in WAC 402-24-040 of these regulations. For systems utilizing x-ray tubes, these levels shall be met at any specified tube rating.

(2) Surveys. Radiation surveys, as required by WAC 402-24-085 of all analytical x-ray systems, sufficient to show compliance with WAC 402-40-040(1), shall be performed:

(a) Upon installation of the equipment, and at least once every twelve months thereafter;

(b) Following any change in the initial arrangement, number, or type of local components in the system;

(c) Following any maintenance requiring the disassembly or removal of a local component in the system;

(d) During the performance of maintenance and alignment procedures if the procedures require the presence of a primary x-ray beam when any local component in the system is disassembled or removed; ~~(and)~~

(e) Any time a visual inspection of the local components in the system reveals an abnormal condition~~(:)~~; and

(f) Whenever personnel monitoring devices required in WAC 402-40-060(2) show a significant increase over the previous monitoring period or the readings are approaching 1/10 of the hands and forearm limit specified in WAC 402-24-020.

(g) Radiation survey measurements shall not be required if a registrant or licensee can demonstrate compliance to the satisfaction of the Department with WAC 402-40-040(1) in some other manner.

(3) Posting. Each area or room containing analytical x-ray equipment shall be conspicuously posted with a sign or signs bearing the radiation symbol and the words "CAUTION - X-RAY EQUIPMENT," or words having a similar intent.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-40-050 OPERATING REQUIREMENTS. (1) Procedures. ~~(Normal)~~ Routine operating procedures shall be written and available to all analytical x-ray equipment workers. No person shall be permitted to operate analytical x-ray equipment in any manner other than that specified in the procedures unless such person has obtained written approval of the radiation safety officer.

(2) Bypassing. No person shall bypass a safety device unless such person has obtained the written approval of the radiation safety officer. Such approval shall be for a specified period of time. When a safety device has been bypassed, a readily discernible sign bearing the words "SAFETY DEVICE NOT WORKING," or words having a similar intent, shall be placed on the radiation source housing. The requirements set forth in WAC 402-40-030(1) shall also be met.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-010 PURPOSE AND SCOPE. (1) This chapter establishes procedures for the registration and the use of particle accelerators.

(2) In addition to the requirements of this chapter, all registrants are subject to the requirements of chapters 402-10, 402-12, 402-16, 402-24, and 402-48 WAC. Registrants engaged in industrial radiographic operations are also subject to the requirements of chapter 402-36 WAC and registrants engaged in the healing arts are also subject to the requirements of chapter 402-28 WAC and/or chapter 402-32 WAC of these regulations. Registrants engaged in the production of radioactive material are also subject to the requirements of chapters ~~(402-20)~~ 402-19 and 402-22 WAC.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-030 GENERAL REQUIREMENTS FOR THE ISSUANCE OF A REGISTRATION FOR PARTICLE ACCELERATORS. (Refer to chapter 402-16 WAC). In addition to the requirement of chapter 402-16 WAC a registration application for use of a particle accelerator will be approved only if the department determines that:

(1) The applicant is qualified by reason of training and experience to use the accelerator in question for the purpose requested in accordance with this chapter ~~(and chapters 402-24 and 402-48 WAC)~~ in such a manner as to minimize danger to public health and safety or property;

(2) The applicant's proposed equipment, facilities, operating and emergency procedures are adequate to protect health and minimize danger to public health and safety or property;

(3) The issuance of the registration will not be inimical to the health and safety of the public, and the applicant satisfies any applicable special requirement in WAC 402-44-040~~(:)~~;

(4) The applicant has appointed a qualified radiation safety officer;

(5) The applicant and/or the staff has substantial experience in the use of particle accelerators and training sufficient for the intended uses;

(6) The applicant has established a radiation safety committee to approve, in advance, proposals for uses of particle accelerators, whenever deemed necessary by the department~~(:)~~; and

(7) The applicant has an adequate training program for particle accelerator operators.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-040 HUMAN USE OF PARTICLE ACCELERATORS. In addition to the requirements set forth in chapter 402-16 WAC a certificate of registration for use of a particle accelerator in the healing arts will be issued only if:

(1) Whenever deemed necessary by the department, the applicant has appointed a medical committee of at least three members to evaluate all proposals for research, diagnostic, and therapeutic use of a particle accelerator. Membership of the committee should include physicians expert in internal medicine, hematology, therapeutic radiology, and a person experienced in depth dose calculations and protection against radiation;

(2) The individuals designated on the application as the users have substantial training and experience in deep therapy techniques or in the use of particle accelerators to treat humans; and

(3) The individual designated on the application as the user must be a physician.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-050 GENERAL PROVISIONS. (1) This section establishes radiation safety requirements for the use of particle accelerators. The provisions of this section are in addition to, and not in substitution for, other applicable provisions of the regulations.

(2) The registrant shall be responsible for assuring that all requirements of this ~~(part)~~ chapter are met.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-060 LIMITATIONS. (1) No registrant shall permit any person to act as a particle accelerator operator until such person:

(a) Has been instructed in radiation safety and shall have demonstrated an understanding thereof;

(b) Has received copies of and instruction in this ~~(part)~~ chapter and the applicable requirements of chapters 402-24 and 402-48 WAC, pertinent registration conditions and the registrant's operating and emergency procedures, and shall have demonstrated understanding thereof; ~~(and)~~

(c) Has demonstrated competence to use the particle accelerator, related equipment, and survey instruments which will be employed in the individual's assignment; and

(d) The registrant shall maintain records which demonstrate compliance with the requirements of WAC 402-44-060(1).

(2) Either the radiation safety committee or the radiation safety officer shall have the authority to terminate the operations at a particle accelerator facility if such action is deemed necessary to protect health and minimize danger to public health and safety or property.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-070 SHIELDING AND SAFETY DESIGN REQUIREMENTS. (1) A qualified expert, specifically accepted by the department, shall be consulted in the design of a particle accelerator installation and called upon to perform a radiation survey when the accelerator is first capable of producing radiation.

(2) Each particle accelerator installation shall be provided with such primary and/or secondary barriers as are necessary to assure compliance with WAC 402-24-020 and WAC 402-24-040.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-080 PARTICLE ACCELERATOR CONTROLS AND INTERLOCK SYSTEMS. (1) Instrumentation, readouts and controls on the particle accelerator control console shall be clearly identified and easily discernible.

(2) All entrances into a target room or other high radiation area shall be provided with interlocks that shut down the machine under conditions of barrier penetration.

(3) When ~~((an))~~ a radiation safety interlock system has been tripped, it shall only be possible to resume operation of the accelerator by manually resetting controls at the position where the interlock has been tripped, and lastly at the main control console.

(4) Each safety interlock shall be on a circuit which shall allow its operation independently of all other safety interlocks.

(5) All safety interlocks shall be fail safe, i.e., designed so that any defect or component failure in the interlock system prevents operation of the accelerator.

(6) A "scram" button or other emergency power cutoff switch shall be located and easily identifiable in all high radiation areas. Such a cutoff switch shall include a manual reset so that the accelerator cannot be restarted from the accelerator control console without resetting the cutoff switch.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-090 WARNING DEVICES. (1) All locations designated as high radiation areas (except inside treatment rooms designed for human exposure) and entrances to all locations designated as high radiation areas shall be equipped with easily observable flashing or rotating warning lights that operate when, and only when, radiation is being produced.

(2) Except in facilities designed for human exposure, each high radiation area shall have an audible warning device which shall be activated for 15 seconds prior to the possible creation of such high radiation area. Such warning device shall be clearly discernible in all high radiation areas ~~((and all radiation areas))~~. The registrant shall instruct all personnel in the vicinity of the particle accelerator as to the meaning of this audible warning signal.

(3) Barriers, temporary or otherwise, and pathways leading to high radiation areas shall be identified in accordance with WAC 402-24-090.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-100 OPERATING PROCEDURES. (1) Particle accelerators, when not in operation, shall be secured to prevent unauthorized use.

(2) Only a switch on the accelerator control console shall be routinely used to turn the accelerator beam off and on. The safety interlock system shall not be used to turn off the accelerator beam except in an emergency, or as required in WAC 402-44-100(3).

(3) All safety and warning devices, including interlocks, shall be checked for proper ~~((operability))~~ operation at intervals not to exceed three months and after maintenance on such safety and warning devices. Results of such tests shall be maintained for inspection at the accelerator facility.

(4) Electrical circuit diagrams of the accelerator, and the associated interlock systems, shall be kept current and maintained for inspection by the department and available to the operator at each accelerator facility.

(5) If, for any reason, it is necessary to ~~((intentionally))~~ bypass a safety interlock or interlocks intentionally, such action shall be:

(a) Authorized by the radiation safety committee and/or radiation safety officer;

(b) Recorded in a permanent log and a notice posted at the accelerator control console; and

(c) Terminated as soon as possible.

~~((d))~~ (6) A copy of the current operating and the emergency procedures shall be maintained at the accelerator control panel.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-110 RADIATION MONITORING REQUIREMENTS. (1) There shall be available at each particle accelerator facility, appropriate portable monitoring equipment which is operable and has been calibrated for the appropriate radiations being produced at the facility. Such equipment shall be tested for proper operation daily and calibrated at intervals not to exceed ~~((one year))~~ six months, and after each servicing and repair.

(2) A radiation protection survey shall be performed and documented by a qualified expert specifically approved by the department when changes have been made in shielding, operation, equipment, or occupancy of adjacent areas.

(3) Except for facilities designed for human exposure, radiation levels in all high radiation areas shall be continuously monitored. The monitoring devices shall be electrically independent of the accelerator control and interlock systems and capable of providing a remote and local readout with visual and/or audible alarms at both the control panel and at entrance to high radiation areas, and other appropriate locations, so that people entering or present become aware of the existence of the hazard.

(4) All area monitors shall be calibrated ~~((quarterly))~~ at intervals not to exceed six months, and after each servicing and repair. Records of calibration shall be maintained by the facility for a minimum of two years.

(5) Whenever applicable, periodic surveys shall be made to determine the amount of airborne particulate radioactivity present in areas of airborne hazards.

(6) Whenever applicable, periodic smear surveys shall be made to determine the degree of contamination in target and other pertinent areas.

(7) All area surveys shall be made in accordance with the written procedures established by a qualified expert, or the radiation safety officer of the particle accelerator facility.

(8) Records of all radiation protection surveys, calibration results, instrumentation tests, and smear results shall be kept current and on file at each accelerator facility.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-44-120 VENTILATION SYSTEMS. (1) ~~((Adequate ventilation shall be provided in areas where airborne radioactivity may be produced:))~~ Means shall be provided to ensure that personnel are not exposed to airborne radioactive materials in excess of those limits specified in WAC 402-24-030, for restricted areas and WAC 402-24-050, for unrestricted areas.

(2) A registrant as required by WAC 402-24-050 shall not vent, release or otherwise discharge airborne radioactive material to an uncontrolled area which exceed the limits specified in WAC 402-24-220 Appendix A - Table II, except as authorized pursuant to WAC 402-24-135 or WAC 402-24-050(2). For purposes of this paragraph, concentrations may be averaged over a period not greater than one year. Every reasonable effort should be made to maintain releases of radioactive material to uncontrolled areas, as far below these limits as practicable.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-48-010 PURPOSE AND SCOPE. This chapter establishes requirements for notices, instructions and reports by licensees or registrants to individuals engaged in work under a license or registration and options available to such individuals in connection with department inspections of licensees or registrants to ascertain compliance with the provisions of the act and regulations, orders and licenses issued thereunder regarding radiological working conditions. The regulations in this chapter apply to all persons who receive, possess, use, own or transfer ~~((material))~~ a source of radiation licensed by or registered with the department pursuant to the regulations in chapters 402-16 and 402-20 WAC. The definitions contained in WAC 402-12-050 also apply to this chapter.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-48-020 POSTING OF NOTICES TO WORKERS.

(1) Each licensee or registrant shall post current copies of the following documents:

- (a) The regulations in this chapter and in chapter 402-24 WAC;
- (b) The license, certificate of registration, conditions or documents incorporated into the license by reference and amendments thereto;
- (c) The operating procedures applicable to work under the license or registration;
- (d) Any notice of violation involving radiological working conditions, proposed imposition of civil penalty, ((or)) order issued pursuant to chapter 402-12 WAC, or any response from the licensee or registrant.
- (2) If posting of a document specified in WAC 402-48-020(1)(a), (b), or (c) ~~((or (d)))~~ is not practicable, the licensee or registrant may post a notice which describes the document and states where it may be examined.
- (3) Department Form RHF-3 "Notice to Employees", shall be posted by each licensee or registrant wherever individuals work in or frequent any portion of a restricted area.
- (4) Documents, notices or forms posted pursuant to this section shall appear in a sufficient number of places to permit individuals engaged in work under the license or registration to observe them on the way to or from any particular work location to which the document applies, shall be conspicuous, and shall be replaced if defaced or altered.
- (5) Department documents posted pursuant to WAC 402-48-020(1)(d) shall be posted ~~((within two (2)))~~ for a minimum of five working days after receipt of the documents from the department; the licensee's or registrant's response, if any, shall be posted ~~((within two (2)))~~ for a minimum of five working days after dispatch from the licensee or registrant. Such documents shall remain posted for a minimum of five ~~((5))~~ working days or until action correcting the violation has been completed, whichever is later.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

~~WAC 402-48-030 INSTRUCTIONS TO WORKERS. ((All individuals working in or frequenting any portion of a restricted area shall be kept informed of the storage, transfer, or use of radioactive materials or of radiation in such portions of the restricted area; shall be instructed in the health protection problems associated with exposure to such radioactive materials or radiation, including biological risks to embryos or fetuses*, in precautions or procedures to minimize exposure, and in the purposes and functions of protective devices employed; shall be instructed in, and instructed to observe, to the extent within the worker's control, the applicable provisions of department regulations and licenses for the protection of personnel from exposures to radiation or radioactive materials occurring in such areas; shall be instructed of their responsibility to report promptly to the licensee any condition which may lead to or cause a violation of department regulations and licenses or unnecessary exposure to radiation or to radioactive material; shall be instructed in the appropriate response to warnings made in the event of any unusual occurrence or malfunction that may involve exposure to radiation or radioactive material; and shall be advised as to the radiation exposure reports which workers may request pursuant to WAC 402-48-040. The extent of these instructions shall be commensurate with potential radiological health protection problems in the restricted area.~~

NOTE:

*Information pertaining to the biological risks to embryos or fetuses is contained in APPENDIX I, State of Washington Radiation Control Manual. (1) All individuals working in or frequenting any portion of a restricted area:

- (a) Shall be kept informed of the storage, transfer, or use of sources of radiation in such portions of the restricted area;
- (b) Shall be instructed in the health protection considerations associated with exposure to radiation or radioactive material, in precautions or procedures to minimize exposure, and in the purposes and functions of protective devices employed;
- (c) Shall be instructed in, and instructed to observe, to the extent within the worker's control, the applicable provisions of these regulations and licenses for the protection of personnel from exposures to radiation or radioactive material occurring in such areas;
- (d) Shall be instructed as to their responsibility to report promptly to the licensee or registrant any condition which may lead to or cause a violation of the act, these regulations, and licenses or unnecessary exposure to radiation or radioactive material;
- (e) Shall be instructed in the appropriate response to warnings made in the event of any unusual occurrence or malfunction that may involve exposure to radiation or radioactive material; and
- (f) Shall be advised as to the radiation exposure reports which workers shall be furnished pursuant to WAC 402-48-040.
- (2) The extent of these instructions shall be commensurate with potential radiological health protection considerations in the restricted area.

AMENDATORY SECTION (Amending Order 1084, filed 1/14/76)

WAC 402-48-040 NOTIFICATIONS AND REPORTS TO INDIVIDUALS. (1) Radiation exposure data for an individual and the results of any measurements, analyses, and calculations of radioactive material deposited or retained in the body of an individual shall be reported to the individual as specified in this section. The information reported shall include data and results obtained pursuant to ~~((Department))~~ these regulations, orders ~~((or))~~, and license conditions, as shown in records maintained by the licensee or registrant pursuant to ~~((Department))~~ these regulations. Each notification and report shall: ~~((be in writing; include appropriate identifying data such as the name of the licensee or registrant, the name of the individual, and the individual's social security number; include the individual's exposure information; and contain the following statement: "This report is furnished to you under the provisions of the Washington State Department of Social and Health Services Radiation Control Unit, Rules and Regulations for Radiation Protection. You should preserve this report for further reference.")~~

- (a) Be in writing;
- (b) Include appropriate identifying data such as the name of the licensee or registrant, the name of the individual, and the individual's social security number;
- (c) Include the individual's exposure information; and
- (d) Contain the following statement:

"This report is furnished to you under the provisions of the Washington State Department of Social and Health Services, Radiation Control Section, Rules and Regulations for Radiation Protection. You should preserve this report for further reference."

(2) ~~((At the request of any worker;))~~ Each licensee or registrant shall advise ~~((such))~~ each worker annually of the worker's exposure to radiation or radioactive material as shown in records maintained by the licensee or registrant pursuant to WAC 402-24-170(1) and (3).

(3) ~~((At the request of a worker formerly engaged in work controlled by the licensee or the registrant;))~~ Each licensee or registrant shall furnish to ~~((the))~~ each worker or former worker a report of the worker's exposure to radiation or radioactive material. Such report shall be furnished within 30 days from the time the request is made, or within 30 days after the exposure of the individual has been determined by the licensee or registrant, whichever is later; shall cover, within the period of time specified in the request, each calendar quarter in which the worker's activities involved exposure to radiation from radioactive material licensed by, or radiation machines registered with the department; and shall include the dates and locations of work under the license or registration in which the worker participated during this period.

(4) When a licensee or registrant is required pursuant to WAC 402-24-200 to report to the department any exposure of an individual to

radiation or radioactive material, the licensee or the ((~~registrant~~ ~~registrant~~)) registrant shall also provide the individual a report on the individual's exposure data included therein. Such reports shall be transmitted at a time not later than the transmittal to the department.

(5) At the request of a worker who is terminating employment in a given calendar quarter with the licensee or registrant in work involving radiation dose, or of a worker who, while employed by another person, is terminating assignment to work involving radiation dose in the licensee's facility in that calendar quarter, each licensee or registrant shall provide to each such worker, or to the worker's designee, at termination, a written report regarding the radiation dose received by that worker from operations of the licensee or registrant during that specifically identified calendar quarter or fraction thereof, or provide a written statement of that dose if the finally determined personnel monitoring results are not available at that time. Estimated doses shall be clearly indicated as such.

WSR 80-12-056
PROPOSED RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Superintendent of Public Instruction intends to adopt, amend, or repeal rules concerning the computation of the state basic education allocation entitlement of school districts for the 1979-80 and subsequent school years, including the local school district revenues to be deducted in the computation of such entitlement to state funds;

that such agency will at 1:30 p.m., Tuesday, October 7, 1980, in the Old Capitol Building, Washington and Legion, Fourth Floor Board Room, Olympia, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 1:30 p.m., Wednesday, October 8, 1980, in the Old Capitol Building, Washington and Legion, Second Floor, Executive Services Conference Room, Olympia, Washington.

The authority under which these rules are proposed is RCW 28A.41.130(4) and 28A.41.170.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 7, 1980, and/or orally at 1:30 p.m., Tuesday, October 7, 1980, in the Old Capitol Building, Washington and Legion, Fourth Floor Board Room, Olympia, Washington.

Dated: September 3, 1980

By: Frank B. Brouillet
 Superintendent of Public Instruction

STATEMENT OF PURPOSE

Rule Title: WAC 392-121-175 entitled Basic Education Allocation—Deductible.
 Statutory Authority: RCW 28A.41.130(4) and 28A.41.170.

Rule Purpose and Summary: The computation of the state basic education allocation entitlement of school districts for the 1979-80 and subsequent school years, including the local school district revenues to be deducted in the computation of such entitlement to state funds.

Statement of Reasons Supporting Proposed Action: This rule is necessary to clarify what local revenues received during the year will and will not be considered in calculating a district's state basic education allocation entitlement for the year. Specifically, recently adopted WAC 392-121-175 (1) failed to expressly state and thus make it clear that those portions of the deductible revenues specified which are attributable to the fact a building or bond fund levy is in progress are not deductible, and (2) failed to identify as a deductible revenue "county in-lieu-of tax payments" which are also traditionally deducted.

Necessary as Result of Federal Law ___
 Federal Court Action ___ State Court Action ___ [No information supplied by agency.]

Person/Organization Proposing Rule: Frank B. Brouillet, Supt. of Public Instruction, Old Capitol Bldg., Olympia 753-6717.

Private ___ Public ___ Governmental X
 Responsible Agency Personnel: Chas. McNurlin, Assistant Superintendent, Division of Financial Services, Room 103, Old Capitol Bldg., Telephone: 753-6742

AMENDATORY SECTION (Amending Order 80-20, filed 7/28/80)

WAC 392-121-175 BASIC EDUCATION ALLOCATION—DEDUCTIBLE REVENUES. In addition to those funds appropriated by the legislature for basic education allocation purposes, the deductible revenues expressly identified in RCW 28A.41.130 and the following deductible general fund revenues shall be included in the computation of the total annual basic education allocation of each school district pursuant to RCW 28A.41.130 and 140:

(1) Proceeds from the sale of tax title real property managed by a county or of property rights appurtenant thereto;

(2) Proceeds from the sale, rental or lease of stone, minerals, timber, forest products, other crops and matter, and improvements from or on tax title real property managed by a county;

(3) State forest funds;

(4) Proceeds from the state timber excise tax reserve fund; ((and))

(5) Federal in-lieu-of tax payments((-)); and

(6) County in-lieu-of tax payments: PROVIDED, That otherwise deductible revenues from any of the foregoing sources received by a school district during the 1979-80 school year and any school year thereafter due solely to the district's levy of a building fund or bond interest and redemption fund excess tax levy shall constitute nongeneral fund revenues and shall not be deducted in the computation of the district's annual basic education allocation for that school year.

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

WSR 80-12-057

NOTICE OF PUBLIC MEETINGS
CONSERVATION COMMISSION

[Memorandum, Exec. Secretary—September 2, 1980]

Notice is hereby given that the regular Conservation Commission Meeting scheduled for "the third Thursday" (WAC 135-04-020) of September 1980 will be rescheduled to:

Meeting Date: September 25, 1980
 Meeting Place: Agricultural Service Center,
 185 E. Hawthorne, Colville, WA
 Meeting Time: Beginning at 8:30 a.m.

Please contact Shirley Casebier, Conservation Commission, Olympia, Washington 98504, Phone: 753-3894 for further information.

Dates and places for other forthcoming meetings are yet to be determined.

WSR 80-12-058
PROPOSED RULES
DEPARTMENT OF ECOLOGY
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Department of Ecology intends to adopt, amend, or repeal rules concerning motor vehicle noise performance standards, amending chapter 173-62 WAC;

and that the adoption, amendment, or repeal of such rules will take place at 11:00 a.m., Wednesday, September 10, 1980, in the Hearings Room, Department of Ecology, Air and Land Offices, Rowsix, Building 4, 4224 6th Avenue S.E., Lacey, WA.

The authority under which these rules are proposed is chapter 70.107 RCW.

This notice is connected to and continues the matter noticed in Notice Nos. WSR 80-06-165, 80-09-051 and 80-10-016 filed with the code reviser's office on 6/4/80, 7/14/80 and 7/31/80.

Dated: September 3, 1980

By: Charles B. Roe, Jr.
 Senior Assistant Attorney General

WSR 80-12-059
PROPOSED RULES
BOARD OF HEALTH
 [Filed September 3, 1980]

Notice is hereby given in accordance with the provisions of RCW 34.04.025, that the Washington State Board of Health intends to adopt, amend, or repeal rules concerning certificate of need, amending chapter 248-19 WAC;

that such agency will at 9:00 a.m., Wednesday, October 8, 1980, in the Health Department Meeting Room, Walla Walla County Service Building, 5th and Poplar, Walla Walla, Washington, conduct a hearing relative thereto;

and that the adoption, amendment, or repeal of such rules will take place at 9:00 a.m., Wednesday, October 8, 1980, in the Health Department Meeting Room, Walla Walla County Service Building, 5th and Poplar, Walla Walla, Washington.

The authority under which these rules are proposed is RCW 70.38.135.

Interested persons may submit data, views, or arguments to this agency in writing to be received by this agency prior to October 8, 1980, and/or orally at 9:00 a.m., Wednesday, October 8, 1980, Health Department Meeting Room, Walla Walla County Service Building, 5th and Poplar, Walla Walla, Washington.

Dated: September 3, 1980

By: Kathleen D. Mix
 Assistant Attorney General

STATEMENT OF PURPOSE

This statement is filed pursuant to RCW 34.04.045.

Amend WAC 248-19-220 Definitions. WAC 248-19-230 Applicability of chapter 248-19 WAC. WAC 248-19-280 Submission and withdrawal of applications. WAC 248-19-310 Notification of beginning of review. WAC 248-19-320 Public hearing. WAC 248-19-370 Determination of need. WAC 248-19-410 Review and action on health maintenance organization projects. WAC 248-19-480 Right and notice of appeal. WAC 248-19-500 Public access to records.

New WAC 248-19-403 Major medical equipment for ambulatory care. WAC 248-19-405 Exemptions from requirements for a certificate of need.

Purpose of the rule is to make chapter 248-19 WAC consistent with the provisions of Public Law 93-641 and to provide for the implementation of section 9, chapter 139, Laws of 1980, 46th Legislature.

Statutory authority for this action is found in RCW 70.38.135.

Summary of the rule or rule change: The major portion of these rules and regulations relates to Certificate of Need review of undertakings by a health maintenance organization (HMO) or combination of health maintenance organizations (HMO's) or by a health care facility which is controlled directly or indirectly or leased by an HMO or combination of HMO's. The undertakings by such organizations or health care facilities to which the rules and regulations pertain are: the offering of an inpatient institutional health service, the acquisition of major medical equipment for the provision of an inpatient institutional health service or the obligation of a capital expenditure for the provision of an inpatient institutional health service. The rules and regulations define what is meant by these terms, establish the conditions under which such undertakings will be exempt from Certificate of Need review, provide for an administrative hearing on a decision on an application for an exemption, place limitations on reviews and actions pertaining to such undertakings which are not exempt from certificate of

need review, and provide for public access to records on exemptions from certificate of need.

In addition, the rules and regulations correct a discrepancy between WAC 248-19-280 and three other sections of chapter 248-19 WAC. They also amend sections of chapter 248-19 WAC which the United States Department of Health and Human Services determined were inconsistent with Public Law 93-641 and the regulations promulgated thereunder.

Persons responsible for drafting the rule:

Names:

Myrtle O'Boyle, Head, Health Facility Development Section, Phone: 753-5827

Frank Chestnut, Supervisor, Certificate of Need Unit, Phone: 753-5854

James Russell, Health Facility Planning Analyst 2, Phone: 753-0905.

Office:

Office of State Health Planning and Development, Mailstop: LP-13

Proponent - DSHS.

These rules are necessary because of Title XV of the Public Health Service Act as amended by the Health Planning and Resources Development Amendments of 1979 (Public Law 96-79).

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-220 DEFINITIONS. For the purposes of these regulations, the following words and phrases shall have the following meanings unless the context clearly indicates otherwise.

(1) "Acute care facilities" means hospitals and ambulatory surgical facilities.

(2) "Affected persons" means the person whose proposal is being reviewed, the health systems agency for the health service area in which the proposed new institutional health service is to be offered or developed, health systems agencies serving contiguous health systems areas, health care facilities and health maintenance organizations located in the health service area which provide institutional health services, any agency which establishes rates for health care facilities or health maintenance organizations in the state, and those members of the public who are to be served by the proposed new institutional health services.

(3) "Ambulatory care facility" means any place, building, institution or distinct part thereof which is not a health care facility as defined in this section and which is operated for the purpose of providing health services to individuals without providing such services with board and room on a continuous twenty-four hour basis. The term "ambulatory care facility" includes the offices of private physicians or dentists, whether for individual or group practice.

(4) "Ambulatory surgical facility" means a facility, not a part of a hospital, which provides surgical treatment to patients not requiring inpatient care in a hospital. This term does not include a facility in the offices of private physicians or dentists, whether for individual or group practice if the privilege of using such facility is not extended to physicians or dentists outside the individual or group practice.

((4)) (5) "Applicant" means any person or any individual with a ten percent or greater financial interest in a partnership or corporation or other comparable legal entity that proposes to offer or develop a new institutional health service which is subject to review under the provisions of the State Health Planning and Resources Development Act and Public Law 93-641, or to undertake expenditures in preparation for such offering or development of such a service.

((5)) (6) "Annual implementation plan" means a description of objectives which will achieve goals of the health systems plan and specific priorities among the objectives. The annual implementation plan

is for a one-year period and must be reviewed and amended as necessary on an annual basis.

((6)) (7) "Board" means the Washington state board of health.

((7)) (8) "Capital expenditure" means an expenditure, including a force account expenditure (i.e., an expenditure for a construction project undertaken by a facility as its own contractor), which, under generally accepted accounting principles, is not properly chargeable as an expense of operation or maintenance. Where a person makes an acquisition under lease or comparable arrangement, or through donation, which would have required certificate of need review if the acquisition had been made by purchase, such acquisition shall be deemed a capital expenditure. Capital expenditures include donations of equipment or facilities to a health care facility which if acquired directly by such facility would be subject to certificate of need review under the provisions of this chapter and transfer of equipment or facilities for less than fair market value if a transfer of the equipment or facilities at fair market value would be subject to such review.

((8)) (9) "Certificate of need" means a written authorization by the secretary for a person to implement a proposal for one or more particular new institutional health services.

((9)) (10) "Certificate of need unit" means that organizational unit of the department which is responsible for the management of the certificate of need program.

((10)) (11) "Commencement of construction" means: Giving notice to proceed with construction to a contractor for a construction project; beginning site preparation or development, excavation and the foundation for a construction project; or beginning alterations, modification, improvement, extension or expansion of an existing building.

((11)) (12) "Construction" means the erection, building, alteration, remodeling, modernization, improvement, extension or expansion of a physical plant of a health care facility or the conversion of a building or portion thereof to a health care facility.

((12)) (13) "Council" means the state health coordinating council established under the provisions of Public Law 93-641 and the State Health Planning and Resources Development Act.

((13)) (14) "Defined population" means the population that is or may reasonably be expected to be served by an existing or proposed health care facility. "Defined population" shall also include persons who prefer to receive the services of a particular recognized school or theory of medical care. "Defined population" shall not be limited to a geographical area.

((14)) (15) "Department" means the Washington state department of social and health services.

((15)) (16) "Development" or "to develop," when used in connection with health services means undertaking those activities which upon their completion will result in the offering of a new institutional health service or the incurring of a financial obligation in relation to the offering of such a service: PROVIDED, HOWEVER, That this term shall not be interpreted to include long-range planning or site acquisition or activities involved in preparation to offer or develop including community needs assessment and feasibility or marketing studies.

((16)) (17) "Health care facility" means hospitals, psychiatric hospitals, tuberculosis hospitals, nursing homes, both skilled nursing facilities and intermediate care facilities, kidney disease treatment centers including freestanding hemodialysis units, ambulatory surgical facilities, rehabilitation facilities, and home health agencies, and includes such facilities when owned and operated by the state or a political subdivision or instrumentality of the state and such other facilities as required by Public Law 93-641 and implementing regulations, but does not include Christian Science sanatoriums operated or listed and certified by the First Church of Christ Scientist, Boston, Massachusetts.

((17)) (18) "Health maintenance organization" means ((any entity defined under RCW 48.46.020(1) and any other)) a public or private organization, organized under the laws of ((any)) the state, which:

(a) Is a qualified health maintenance organization under Title XIII, Section 1310(d) of the Public Health Services Act; or

(b)(i) Provides or otherwise makes available to enrolled participants health care services, including at least the following basic health care services: Usual physician services, hospitalization, laboratory, x-ray, emergency and preventive services, and out-of-area coverage;

((b)) (ii) Is compensated (except for copayments) for the provision of the basic health care services listed in ((the preceding (a) of this definition)) (b)(i) of this subsection to enrolled participants ((on a predetermined)) by a payment which is paid on a periodic ((rate)) basis without regard to the date the health care services are provided and

which is fixed without regard to the frequency, extent, or kind of health service actually provided; and

~~((f))~~ ~~(iii)~~ Provides physicians' services primarily ~~((t))~~ ~~(A)~~ directly through physicians who are either employees or partners of such organization, or ~~((t))~~ ~~(B)~~ through arrangements with individual physicians or one or more groups of physicians (organized on a group practice or individual practice basis).

~~(The term "health maintenance organization for which assistance may be provided under Title XIII" means a health maintenance organization which is qualified under section 1310(d) of the Public Health Service Act or a health maintenance organization which the secretary of the United States department of health, education and welfare determines, upon the basis of an application and the submission of any information and assurances which he finds necessary, may be eligible for assistance under Title XIII of the Public Health Service Act.~~

~~(18))~~ ~~(19)~~ "Health services" means clinically related (i.e., preventive, diagnostic, curative, rehabilitative, or palliative) services and includes alcoholism, drug abuse, and mental health services.

~~((19))~~ ~~(20)~~ "Health systems agency" means a public regional planning body or a private nonprofit corporation which is organized and operated in a manner that is consistent with the laws of the state of Washington and Public Law 93-641 and which is capable of performing each of the functions described in section 8 of the State Health Planning and Resources Development Act and is capable as determined by the secretary of the United States department of health ~~(education and welfare)~~ and human services, upon recommendation of the governor or the council, of performing each of the functions described in the federal law, Public Law 93-641.

~~((20))~~ ~~(21)~~ "Health systems plan" means a plan established by a health systems agency which is a detailed statement of goals and resources required to reach those goals as described in Public Law 93-641. Goals describe a healthful environment and health systems in the health service area which, when developed, will assure that quality health services will be available and accessible in a manner which assures continuity of care, at reasonable cost, for all residents of the area; are responsive to the unique needs and resources of the health service area; ~~(and)~~ take into account national guidelines for health planning policy and are responsive to state-wide health needs ~~(and priorities)~~ as determined by the department. The health systems plan ~~(is for a period longer than one year and must be reviewed and amended as necessary on an annual basis)~~ also describes institutional health services and other such services as described in Public Law 96-79 as needed to provide for the well-being of persons receiving health care within the health service area.

~~((21))~~ ~~(22)~~ "Home health agency" means a public agency or private organization or subdivision of such an agency or organization which is primarily engaged in providing nursing services and other therapeutic services (e.g., physical therapy, occupational therapy, nutritionist's services, and social services), within a defined geographic area, on a part-time, intermittent or visiting basis to ill or disabled persons in residences which are their homes.

~~((22))~~ ~~(23)~~ "Hospital" means any institution, place, building or agency or distinct part thereof which qualifies or is required to qualify for a license under chapter 70.41 RCW or any state owned and operated institution which is primarily engaged in providing to inpatients, by or under the supervision of physicians, diagnostic services and therapeutic services for medical diagnosis, treatment and care of injured, disabled, or sick persons, or rehabilitation services of injured, disabled, or sick persons. Such term includes tuberculosis hospitals but does not include psychiatric hospitals.

~~((23))~~ ~~(24)~~ "Hospital commission" means the Washington state hospital commission established pursuant to chapter 70.39 RCW.

~~((24))~~ ~~(25)~~ "Inpatient" means a person who receives health care services with board and room in a health care facility on a continuous twenty-four hour a day basis.

~~(26)~~ "Inpatient institutional health services" means health services provided in or through health care facilities and entailing annual operating costs of at least seventy-five thousand dollars for the twelve-month period beginning with October, 1979, and for each twelve-month period thereafter the figure in effect for the preceding twelve-month period adjusted to reflect the change in the preceding twelve-month period in an index established by rules and regulations by the department of social and health services.

~~((25))~~ ~~(27)~~ "Intermediate care facility" means any institution or distinct part thereof which is certified as an intermediate care facility for participation in the Medicaid (Title XIX) program.

~~((26))~~ ~~(28)~~ "Kidney disease treatment center" means any place, institution, building or agency or a distinct part thereof which is equipped and operated to provide services, which include dialysis services, to persons who have end stage renal disease.

~~((27))~~ ~~(29)~~ "Long-range health facility plan" means a document prepared by each hospital which contains a description of its plans for substantial changes in its facilities and services for three years.

~~(30)~~ "Major medical equipment" means medical equipment which is used for the provision of medical and other health services and which costs in excess of one hundred fifty thousand dollars, except that such term does not include medical equipment acquired by or on behalf of a clinical laboratory to provide clinical laboratory services if the clinical laboratory is independent of a physician's office and a hospital and it has been determined under Title XVIII of the Social Security Act to meet the requirements of paragraphs (10) and (11) of section 1861(s) of such act.

~~((28))~~ ~~(31)~~ "May" means permissive or discretionary.

~~((29))~~ ~~(32)~~ "New institutional health services" means one or more of the following:

(a) The construction, development, or other establishment of a new health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization));~~

(b) Any expenditure by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ in excess of one hundred and fifty thousand dollars which under generally accepted accounting principles consistently applied is a capital expenditure, excluding: (i) Expenditures for site acquisition, (ii) acquisition of existing acute care health facilities ~~((and health maintenance organizations)),~~ and (iii) expenditures solely for the termination or reduction of beds or of a health service;

(c) Any acquisition, except of a site or an existing acute care facility, by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ under lease or comparable arrangement, or through donation, which would be subject to certificate of need review if the acquisition were by purchase;

(d) A change in bed capacity of a licensed health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ which increases the total number of licensed beds or redistributes beds among facility and service categories of acute care, skilled nursing, intermediate care, and boarding home care if the bed redistribution is to be effective for a period in excess of six months;

(e) In a health care facility which is not required to be licensed, a change in bed capacity which increases the total number of beds, distributes beds among various categories or relocates such beds from one physical facility or site to another by more than ten beds or more than ten percent of total bed capacity as defined by the department, whichever is less, over a two-year period;

(f) Any health services which are offered in or through a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ and which were not offered on a regular basis by, in, or through such health care facility within the twelve-month period prior to the time such services would be offered;

(g) Any expenditure by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ in excess of one hundred and fifty thousand dollars made in preparation for the offering or development of a new institutional health service and any arrangement or commitment made for financing the offering, or development of the new institutional health service (expenditures in preparation for the offering of a new institutional health service shall include expenditures for architectural designs, plans, working drawings and specifications ~~((but shall exclude expenditures for feasibility surveys for health maintenance organizations and expenditures for the construction, development or other establishment of a facility or services by a health maintenance organization which are not provided in or through a health care facility owned, operated or otherwise utilized by the health maintenance organization;))~~); and

(h) Radiological diagnostic health services which are offered in, at, through, by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization;))~~ which are provided by fixed or mobile computed tomographic scanning equipment except where these services are an addition to or replacement of the same service offered in, at, through,

by or on behalf of the health care facility. "Radiological diagnostic services," as used in this section shall be interpreted to include services offered in space leased or made available to any person by the health care facility. The service provided by a computed tomographic head scanner shall not be considered the same service as that provided by a computed tomographic body scanner. The service provided by a computed tomographic fixed scanner shall not be considered the same service as that provided by a computed tomographic mobile scanner.

~~((30))~~ (33) "Nursing home" means any home, place, institution, building or agency or distinct part thereof which operates or maintains facilities providing convalescent or chronic care, or both, for a period in excess of twenty-four consecutive hours for three or more patients not related by blood or marriage to the operator, who, by reason of illness or infirmity, are unable properly to care for themselves. Convalescent and chronic care may include, but not be limited to, any or all procedures commonly employed in waiting on the sick, such as administration of medicines, preparation of special diets, giving of bedside nursing care, application of dressing and bandages, and carrying out of treatment prescribed by a duly licensed practitioner of the healing arts. The term "nursing home" includes any such entity which is owned and operated by the state or which is licensed or required to be licensed under the provisions of chapter 18.51 RCW and any other intermediate care facility or skilled nursing facility as these terms are defined in this section of definitions. The term "nursing home" does not include: General hospitals or other places which provide care and treatment for the acutely ill and maintain and operate facilities for major surgery or obstetrics or both; psychiatric hospitals as defined in this section; private establishments, other than private psychiatric hospitals, licensed or required to be licensed under the provisions of chapter 71.12 RCW; boarding homes licensed under the provisions of chapter 18.20 RCW; or any place or institution which is operated to provide only board, room and laundry to persons not in need of medical or nursing treatment or supervision.

~~((31))~~ (34) "Obligation," when used in relation to a capital expenditure, means the following has been incurred by or on behalf of a health care facility or a health maintenance organization:

(a) An enforceable contract has been entered into by a health care facility or health maintenance organization or by a person proposing such capital expenditure on behalf of the health care facility or health maintenance organization for the construction, acquisition, lease or financing of a capital asset; or

(b) A formal internal commitment of funds by a health care facility or health maintenance organization for a force account expenditure which constitutes a capital expenditure, or

(c) In the case of donated property, the date on which the gift is completed in accordance with state law.

~~((32))~~ (35) "Offer," when used in connection with health services, means the health facility or health maintenance organization provides or holds itself out as capable of providing or as having the means for the provision of one or more specific health services.

~~((33))~~ (36) "Person" means an individual, a trust or estate, a partnership, a corporation (including associations, joint stock companies, and insurance companies), the state, or a political subdivision or instrumentality of the state, including a municipal corporation or a hospital district.

~~((34))~~ (37) "Persons directly affected" means the following: The person whose certificate of need application is being reviewed; members of the public who are to be served by the proposed new institutional health services; health care facilities and health maintenance organizations located in the health service area in which the service is proposed to be offered or developed which provide services similar to the proposed services under review; health care facilities and health maintenance organizations which, prior to receipt of the certificate of need application by the department, have formally indicated to the department an intention to provide such similar services in the future; and any agency which establishes rates for health care facilities or health maintenance organizations located in the health service area in which the new institutional health service is proposed to be offered or developed.

~~((35))~~ (38) "Predevelopment expenditures" means expenditures for the development of site, architectural, structural, mechanical or electrical drawings and specifications. Predevelopment expenditures exclude expenditures for the following: Calling or advertising for construction bids, awarding of a construction contract, incurring an obligation for construction materials or labor, and site preparation or other activities involved in the commencement of construction.

~~((36))~~ (39) "Project" means any and all new institutional health services which may be or are proposed in a single certificate of need application or for which a single certificate of need is issued.

~~((37))~~ (40) "Psychiatric hospital" means any institution or distinct part thereof which is licensed or required to be licensed under the provisions of chapter 71.12 RCW and any institution which is owned and operated by the state or by a political subdivision or instrumentality of the state and is primarily engaged in providing to inpatients, by or under the supervision of a physician, psychiatric services for the diagnosis and treatment of mentally ill persons.

(41) "Public Law 93-641" means Titles XV and XVI of the Public Health Service Act as amended by the Health Planning and Resources Development Amendments of 1979 (Public Law 96-79).

~~((38))~~ (42) "Secretary" means the secretary of the Washington state department of social and health services or his designee.

~~((39))~~ (43) "Shall" means compliance is mandatory.

~~((40))~~ (44) "Skilled nursing facility" means any institution or distinct part thereof which is certified as a skilled nursing facility for participation in the Medicare (Title XVIII) or Medicaid (Title XIX) program.

~~((41))~~ (45) "State health plan" means a document, described in Public Law 93-641, developed by the department~~((;))~~ and ~~((approved by))~~ the ~~((state health coordinating))~~ council ~~((which recommends priorities for changes in the health system of the state to achieve the desired health status of the citizens of the state and describes the relationship of these priorities to national health priorities and to the priorities of the health systems agencies of the state as set forth in their health systems plans))~~ in accordance with RCW 70.38.065.

~~((42))~~ (46) "State Health Planning and Resources Development Act" means chapter ~~((161, Laws of 1979 extraordinary session (46th Legislative Session)(chapter 70.38 RCW))~~ 70.38 RCW.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-230 APPLICABILITY OF CHAPTER 248-19 WAC. (1) All new institutional health services offered or developed within the state by any person for any health care facility which is not or will not be owned or controlled (directly or indirectly) by a health maintenance organization or a combination of health maintenance organizations shall be subject to review under the certificate of need program and the provisions of chapter 248-19 WAC, with the exceptions provided for in this section. ~~((2))~~ For the purposes of chapter 248-19 WAC "new institutional health services" shall include any and all of the following:

(a) The construction, development, or other establishment of a new health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization))~~;

(b) Any expenditure by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization))~~ in excess of one hundred and fifty thousand dollars which under generally accepted accounting principles consistently applied is a capital expenditure, excluding: (i) Expenditures for site acquisition, (ii) acquisition of existing acute care health facilities ~~((and health maintenance organizations))~~, and (iii) expenditures solely for the termination or reduction of beds or of a health service;

(c) Any acquisition, except of a site or an existing acute care facility, by or on behalf of a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization))~~ under lease or comparable arrangement, or through donation, which would be subject to certificate of need review if the acquisition were by purchase;

(d) A change in bed capacity of a licensed health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization))~~ which increases the total number of licensed beds or redistributes beds among facility and service categories of acute care, skilled nursing, intermediate care, and boarding home care if the bed redistribution is to be effective for a period in excess of six months;

(e) In a health care facility which is not required to be licensed, a change in bed capacity which increases the total number of beds, distributes beds among various categories, or relocates such beds from one physical facility or site to another by more than ten beds or more than ten percent of total bed capacity as defined by the department, whichever is less, over a two-year period;

(f) Any health services which are offered in or through a health care facility ~~((including a health care facility owned, operated or otherwise utilized by a health maintenance organization))~~ and which were not

offered on a regular basis by, in, or through such health care facility within the twelve-month period prior to the time such services would be offered;

(g) Any expenditure by or on behalf of a health care facility, including a health care facility owned, operated or otherwise utilized by a health maintenance organization, in excess of one hundred and fifty thousand dollars made in preparation for the offering or development of a new institutional health service and any arrangement or commitment made for financing the offering or development of the new institutional health service (expenditures in preparation for the offering of a new institutional health service shall include expenditures for architectural designs, plans, working drawings and specifications (~~but shall exclude expenditures for feasibility surveys for health maintenance organizations and expenditures for the construction, development or other establishment of a facility or services by a health maintenance organization which are not provided in or through a health care facility owned, operated or otherwise utilized by the health maintenance organization~~)); and

(h) Radiological diagnostic health services which are offered in, at, through, by or on behalf of a health care facility (~~including a health care facility owned, operated or otherwise utilized by a health maintenance organization~~;) which are provided by fixed or mobile computed tomographic scanning equipment except where these services are an addition to or replacement of the same service offered in, at, through, by or on behalf of the health care facility. "Radiological diagnostic services," as used in this section shall be interpreted to include services offered in space leased or made available to any person by the health care facility. The service provided by a computed tomographic head scanner shall not be considered the same service as that provided by a computed tomographic body scanner. The service provided by a computed tomographic fixed scanner shall not be considered the same service as that provided by a computed tomographic mobile scanner.

(2) With respect to ambulatory care facilities and inpatient health care facilities which are controlled (directly or indirectly) by a health maintenance organization or combination of health maintenance organizations, the provisions of chapter 248-19 WAC shall apply only to the offering of inpatient institutional health services, the acquisition of major medical equipment and the obligation of capital expenditures for the offering of inpatient institutional health services, and then only to the extent that such offering, acquisition or obligation is not exempt under the provisions of WAC 248-19-405. The "offering of inpatient institutional health services, the acquisition of major medical equipment and obligation of capital expenditures for the offering of inpatient institutional health services," as used in WAC 248-19-230(2)(a) means the following:

(a) The construction, development, or other establishment of a new health care facility;

(b) Any capital expenditure by or on behalf of an inpatient health care facility which exceeds one hundred fifty thousand dollars. The cost of any studies, surveys, designs, plans, working drawings, specifications, and other activities essential to the acquisition, improvement, expansion or replacement of any plant or equipment with respect to which such expenditure is made shall be included in determining the amount of the expenditure;

(c) A change in bed capacity of an inpatient health care facility which increases the total number of licensed beds or redistributes beds among facility and service categories of acute care, skilled nursing, intermediate care, and boarding home care if the bed redistribution is to be effective for a period in excess of six months;

(d) Acquisition of major medical equipment;

(i) If the equipment will be owned by or located in an inpatient health care facility; or

(ii) If the equipment will be owned by or located in an ambulatory care facility and the department finds consistent with WAC 248-19-403 that the equipment will be used to provide services for hospital inpatients, or the person acquiring such equipment did not notify the department of the intent to acquire such equipment at least thirty days before entering into contractual arrangements for such acquisition;

(e) Any new inpatient institutional health services which are offered in or through a health care facility and which were not offered on a regular basis by, in, or through such health care facility within the twelve-month period prior to the time such services would be offered; and

(f) Any expenditure by or on behalf of an inpatient health care facility in excess of one hundred fifty thousand dollars made in preparation for any undertaking under this subsection and any arrangement or commitment made for financing such undertaking. Expenditures of

preparation shall include expenditures for architectural designs, plans, working drawings, and specifications. The department may issue certificates of need permitting predevelopment expenditures, only, without authorizing any subsequent undertaking with respect to which such predevelopment expenditures are made.

(3) No person shall offer or develop a new institutional health service, or undertake a capital expenditure in preparation for such offering or development, unless a certificate of need authorizing such new institutional health services has been issued and remains valid.

(4) No person may divide a project in order to avoid review requirements under any of the thresholds specified in this section.

(5) The department may issue certificates of need permitting predevelopment expenditures only, without authorizing the development or offering of new institutional health services with respect to which such pre-development expenditures are made.

(6) A certificate of need application which was submitted and declared complete, but upon which final action had not been taken prior to January 1, 1980 shall be reviewed and final action taken based on chapter 70.38 RCW and chapter 248-19 WAC as in effect prior to January 1, 1980.

(7) Certificates of need issued prior to January 1, 1980 shall not be terminated and the periods of validity of such certificates of need shall not be modified under the provisions of chapter 248-19 WAC which become effective January 1, 1980.

(8) The review process and the requirement for a certificate of need shall be waived for new institutional health services in a project which is in accord with the following requirements(-):

(a) The project shall not have been subject to certificate of need review prior to January 1, 1980 and shall meet one of the following conditions:

(i) The project has been reviewed under the provisions of Section 1122 of the Social Security Act and found to be in conformance with the standards, criteria and plans described in 42 CFR 100.104(a)(2) prior to January 1, 1980; or

(ii) An application for review of the project under the provisions of Section 1122 of the Social Security Act has been submitted and declared complete but final action upon the application has not been taken prior to January 1, 1980; or

(iii) An obligation, as defined in WAC 248-19-220, has been incurred prior to January 1, 1980 for the project, which is not subject to review under the provisions of Section 1122 of the Social Security Act(-);

(b) The project shall be completed by January 1, 1981 or, in the case of a construction project, commencement of construction shall have occurred by January 1982. If this requirement is not met, the new institutional health service(s) included in the project shall become subject to the requirements for a certificate of need.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-280 SUBMISSION AND WITHDRAWAL OF APPLICATIONS. (1) A person proposing a new institutional health service shall, prior to the date on which the certificate of need review of such service begins, submit a complete certificate of need application in such form and manner and containing such information as the department, after consultation with health systems agencies and the hospital commission, has prescribed and published as necessary to such a certificate of need application.

(a) The information, which the department prescribes and publishes as required for a certificate of need application, shall vary in accordance with and be appropriate to the purpose for which a particular review is being conducted or the type of proposed project: PROVIDED, HOWEVER, That the required information shall include that which is necessary to determining whether the proposed project meets applicable criteria.

(b) Information regarding a certificate of need application which is submitted by an applicant after the department has given "notification of the beginning of review" in the manner prescribed by WAC 248-19-310 shall be submitted in writing to the department, the health systems agency, and for hospital projects, to the hospital commission.

(c) Except as additional relevant information is necessary for the resolution of an issue which is pivotal to the secretary's decision on a certificate of need application as provided for under WAC 248-19-330(4), 248-19-340(6), and 248-19-350(4), no information regarding a certificate of need application, which is submitted by an applicant after a health systems agency or the hospital commission makes a final decision and recommendation for submission to the department, shall

be considered by the department in reviewing and taking action on a certificate of need application.

(2) A person submitting a certificate of need application shall simultaneously submit copies of such application to the certificate of need unit of the department, the health systems agency for the health service area in which the proposed project is to be located and, in the case of a hospital project, to the hospital commission.

(a) The original and one copy of the application shall be submitted to the certificate of need unit of the department.

(b) At least three and such additional copies of the application as may be required by the health systems agency, for the health service area in which the proposed project is to be located, shall be submitted to the health systems agency.

(c) For a hospital project, one copy shall be submitted to the hospital commission.

(3) Within a fifteen calendar day screening period, the department, the appropriate health systems agency and, for a hospital project, the hospital commission shall each screen the application to determine whether the information provided in the application is complete and as explicit as is necessary for a certificate of need review. This screening period shall begin on the first day after which the department, the health systems agency and, when appropriate, the hospital commission have each received copies of the application.

(4) On or before the last day of the screening period for a certificate of need application, the department shall send a written notice to the person who submitted the application stating whether or not the application has been declared complete. If the application has been found to be incomplete, the notice from the department shall specifically identify the portions of the application in which the information provided has been found to be insufficient or indefinite and request the supplemental information needed to complete the application. This notice from the department shall incorporate the findings as to insufficient or indefinite application information which have been transmitted to the department by the health systems agency and the hospital commission.

(5) The department shall not require any supplemental information of a type which has not been prescribed and published as being necessary to a certificate of need application for the type of project being proposed.

(6) The department shall return an incomplete certificate of need application to the person who submitted the application if the department has not received a response to a request for the supplemental information needed to complete the application within forty-five calendar days after such request was sent.

(7) A response to the department's request for information to supplement an incomplete application, shall be written and submitted to the same agencies and in the same numbers as required for an application under the preceding WAC 248-19-280(2).

(8) A person who submits a response to the department's request for supplemental information to complete a certificate of need application within forty-five days after the request was sent by the department shall have the right to exercise one of the following options:

(a) Submission of a written request that the incomplete application be reviewed without supplemental information;

(b) Submission of written supplemental information with a written request that review of the certificate of need application begin without the department's notification of the applicant as to whether the supplemental information is adequate to complete the application; or

(c) Submission of written supplemental information and a written request that such information be screened and the applicant be given opportunity to submit further supplemental information if the application is still incomplete.

(9) After receipt of a request for review of a certificate of need application, submitted in accordance with the preceding WAC 248-19-280(8)(a) or (b), the department shall give notification of the beginning of review in the manner prescribed for a complete application in WAC 248-19-310.

(10) If a person requests the screening of supplemental information in accordance with WAC 248-19-280(8)(c), such screening shall be carried out in the same number of days and in the same manner as required for an application under the preceding WAC 248-19-280(3) and (4). The process of submitting and screening supplemental information may be repeated until the department declares the certificate of need application complete, the applicant requests that review of the incomplete application begin, or the one hundred twentieth day after the beginning of the first screening period for the application, whichever occurs first. The department shall return an application to the applicant if it is still incomplete on the one hundred twentieth day after

the beginning of the first screening period and the applicant has not requested review of such incomplete application.

(11) A certificate of need application shall be withdrawn from the certificate of need review process if the department receives a written request for withdrawal of the application from the person who submitted the application at any time before final action on such application has been taken by the secretary.

(12) A new submission of a certificate of need application shall be required for a certificate of need review of any new institutional health service for which the department has returned an incomplete application in accordance with the preceding WAC 248-19-280(6) or (10), or for which a certificate of need application has been withdrawn in accordance with the preceding WAC 248-19-280(11).

(13) If an applicant amends an application during the screening period or the review process, the department after consultation with the appropriate health systems agency and, in the case of a hospital project, the hospital commission will determine whether or not the amendment constitutes a new application.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-310 NOTIFICATION OF BEGINNING OF REVIEW. (1) The department shall provide written notice to (~~persons directly~~) affected persons and notice to the public to be served by the proposed project of the beginning of the review of a certificate of need application. Such notices shall be given within twenty calendar days after receipt of a complete application unless the department has determined the certificate of need application is to be reviewed under an emergency review process.

(a) The notices shall include:

(i) The proposed review schedule;

(ii) The period within which one or more (~~persons directly~~) affected persons by the review may request the department to conduct a public hearing during the review: PROVIDED, Such persons have not been afforded such opportunity for a public hearing by the appropriate health systems agency; and

(iii) The manner in which notification will be provided of the time and place of any hearing so requested.

(b) Notice to the public to be served by the proposed project shall be through a newspaper of general circulation in the health service area of the project.

(c) The notices to affected persons shall be mailed on the same date the notice to the public is mailed to the newspaper for publication.

(2) A regular or expedited review of a certificate of need application shall begin on the date the department sends notification to (~~persons directly~~) affected persons and the public notice on the beginning of the review; except, in the case of a project proposed by a health maintenance organization, the review period shall begin on the date all information needed for a complete application is received by the department, the applicable health systems agency and, if a hospital project, the hospital commission.

(3) Written notification to (~~persons directly~~) affected persons and the public notice on the beginning of an emergency review shall be sent on the fifth working day after all the information needed for a complete application is received by the department, the appropriate health systems agency and, if a hospital project, the hospital commission. A public hearing will not be conducted on an application reviewed on an emergency review basis.

(4) The review of a certificate of need application according to emergency review process shall begin on that day by which the department, the appropriate health systems agency, and the hospital commission in the case of hospital projects, have each received copies of the application.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-320 PUBLIC HEARINGS. (1) "Opportunity for a public hearing," as used in this section, shall mean a public hearing will be conducted if a valid request for such a hearing has been submitted by one or more persons directly affected by the proposed project for which a particular certificate of need application is under review.

(2) The department shall provide opportunity to persons directly affected for a public hearing on a certificate of need application which is under review, unless the application is being reviewed according to the emergency review process.

(a) This requirement for a public hearing shall be deemed satisfied if the appropriate health systems agency has provided opportunity for

such a public hearing to "persons directly affected" as this term is defined in WAC 248-19-220(31).

(b) If the appropriate health systems agency defines "persons directly affected" to whom it affords opportunity for such a public hearing to exclude one or more persons included in the definition of this term in WAC 248-19-220(31), the department shall conduct such a public hearing if:

(i) The health systems agency has not scheduled and given notice of a public hearing on the particular certificate of need application which is under review; and

(ii) The department receives a valid request for a public hearing on the particular certificate of need application from one or more "persons directly affected" who are excluded in the health systems agency's definition of such term.

(3) To be valid, a request for a public hearing on a certificate of need application under review shall:

(a) Be submitted in writing;

(b) Be received by the department within fourteen calendar days after the date on which the department's "Notification on Beginning of Review" (~~was given by the department~~) for the particular certificate of need application was published in a newspaper of general circulation; ~~and~~

(c) Include identification of the particular certificate of need application for which the public hearing is requested and the full name, complete address and signature of the person making the request.

(4) At least ten calendar days prior to a public hearing conducted by the department on a certificate of need application, the department shall give written notice of such public hearing to persons directly affected and notice to the public.

(a) The notices shall include: Identification of the certificate of need application on which the public hearing is to be conducted and the date, time and place of the public hearing.

(b) Notice to the public to be served by the proposed project to which the certificate of need application pertains shall be through a newspaper of general circulation in the health service area of the proposed project.

(5) The department shall not be required to conduct a public hearing on a certificate of need application which is being reviewed according to the emergency review procedure.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-370 DETERMINATION OF NEED. ~~((+)) Health maintenance organization project.~~

The determination of need for any ~~((health maintenance organization))~~ project ~~(, with the exception provided for in WAC 248-19-410(+)(a)(i);)~~ shall be based on the following criteria.

~~((+))~~ (1) The project is needed to meet the special needs and circumstances of enrolled members or reasonably anticipated new members of ~~((the))~~ a health maintenance organization or proposed health maintenance organization ~~((-))~~ and the services proposed are not available from nonhealth maintenance organization providers or other health maintenance organizations in a reasonable and cost-effective manner which is consistent with the basic method of operation of the health maintenance organization or proposed health maintenance organization. In assessing the availability of these health services from these providers, the department shall consider only whether the services from these providers:

~~((+))~~ (a) Would be available under a contract of at least five years duration;

~~((+))~~ (b) Would be available and conveniently accessible through physicians and other health professionals associated with the health maintenance organization or proposed health maintenance organization (for example - whether physicians associated with the health maintenance organization have or will have full staff privileges at a nonhealth maintenance organization hospital);

~~((+))~~ (c) Would cost no more than if the services were provided by the health maintenance organization or proposed health maintenance organization; and

~~((+))~~ (d) Would be available in a manner which is administratively feasible to the health maintenance organization or proposed health maintenance organization.

(2) ~~((Project which is not a health maintenance organization project.~~

~~The determination of need for any project, which is not a health maintenance organization project, shall be based on the following criteria.~~

~~((+))~~ The defined population has need for services of the type proposed, and services of the type proposed are not or will not be available in sufficient supply to meet the needs of the defined population.

~~((+))~~ (3) The proposed project will not unnecessarily duplicate any other available health service of the type proposed.

~~((+))~~ (4) Other services of the type proposed are not or will not be sufficiently accessible to meet the needs of the defined population. The assessment of the conformance of a project with this criterion shall include, but not be limited to, consideration as to whether:

~~((+))~~ (a) Access of low income persons, racial and ethnic minorities, women, physically and mentally handicapped persons, and other underserved groups to the services proposed is commensurate with such persons' need for the health services (particularly those needs identified in the applicable health systems plan, annual implementation plan and state health plan as deserving of priority); and

~~((+))~~ (b) In the case of the relocation of a facility or service, or the reduction or elimination of a service the present needs of the defined population for that facility or service, including the needs of underserved groups, will continue to be met by the proposed relocation or by alternative arrangements.

~~((+))~~ (5) Alternative uses of the resources required by a project, including health manpower, management personnel, and funds for capital and operating needs, are not reasonably available for the provision of other health services which are of higher priority as indicated by applicable health plans.

~~((+))~~ (6) The applicant has substantiated any of the following special needs and circumstances which the proposed project is to serve.

~~((+))~~ (a) The special needs and circumstances of entities such as medical and other health professions schools, multidisciplinary clinics and specialty centers which provide a substantial portion of their services or resources, or both, to individuals not residing in the health service areas in which the entities are located or in adjacent health service areas.

~~((+))~~ (b) The special needs and circumstances of biomedical and behavioral research projects which are designed to meet a national need and for which local conditions offer special advantages.

~~((+))~~ (c) The special needs and circumstances of osteopathic hospitals and nonallopathic services.

NEW SECTION

WAC 248-19-403 MAJOR MEDICAL EQUIPMENT FOR AMBULATORY CARE FACILITY. (1) For purposes of this section, donations and leases of major medical equipment shall be considered acquisitions of such equipment, and an acquisition of major medical equipment through a transfer of such equipment for less than fair market value shall be considered an acquisition of major medical equipment if its fair market value is at least one hundred fifty thousand dollars.

(2) Before any person enters into a contractual arrangement to acquire major medical equipment which will be owned by or located in an ambulatory care facility, such person shall notify the department and the appropriate health systems agency of the intent to acquire the equipment.

(a) The notices to the department and the appropriate health systems agency shall be submitted in writing at least thirty calendar days before entering into contractual arrangements to acquire the equipment with respect to which the notice is given.

(b) The notice shall include:

(i) A complete description of the major medical equipment to be acquired;

(ii) The name and address of the ambulatory care facility in which the equipment is to be located;

(iii) The date on which any contractual arrangement for acquisition of the equipment was or is to be entered into;

(iv) A statement as to whether the equipment is to be used for a hospital's inpatients; and

(v) If the equipment is to be used for a hospital's inpatients, the information relevant to a determination as to whether such usage is irregular or occasional. Such information shall include the following:

(A) The total number of pieces of equipment of the type to be acquired which will be located within the ambulatory care facility after the acquisition;

(B) The name and addresses of each hospital for whose inpatients the equipment will be used;

(C) A description of the circumstances under which the equipment will be used for each of these hospital's inpatients;

(D) A two-year estimation of the total number of all tests or diagnostic or therapeutic procedures to be performed within the ambulatory care facility with use of equipment of the type to be acquired; and

(E) For each of the hospitals whose inpatients will be served, a two-year estimation of the total number of tests or diagnostic or therapeutic procedures to be performed for the hospital's inpatients with use of the equipment of the type to be acquired.

(3) The acquisition of major medical equipment for an ambulatory care facility shall be subject to review if the department finds that:

(a) The written notice of intent to acquire the equipment was not submitted in accordance with the provisions of subsection (2) of this section; or

(b) The equipment will be used to provide services to a hospital's inpatients on other than an occasional and irregular basis.

(4) Within thirty days after receipt of a notice of intent to acquire the major medical equipment, the department shall respond to the person who submitted the notice of intent, informing such person as to whether the acquisition of the equipment is subject to certificate of need review. A copy of the response shall be sent to the appropriate health systems agency.

NEW SECTION

WAC 248-19-405 EXEMPTIONS FROM REQUIREMENTS FOR A CERTIFICATE OF NEED. (1) Provisions for exemptions. The department shall grant an exemption from the requirements for a certificate of need for the offering of an inpatient institutional health service, the acquisition of major medical equipment for the provision of an institutional health service or the obligation of a capital expenditure in excess of one hundred fifty thousand dollars for the provision of an inpatient institutional health service to any entity which meets the eligibility requirements set forth in subsection (2)(a) of this section for such an exemption and submits an application for an exemption which meets the requirements of subsection (2)(c) of this section.

(a) Eligibility requirements. To be eligible for an exemption from the requirements for a certificate of need for the offering of an inpatient institutional health service, the acquisition of major medical equipment for the provision of an inpatient institutional health service, or the obligation of a capital expenditure in excess of one hundred fifty thousand dollars for the provision of an institutional health service, an applicant entity shall be one of the following:

(i) A health maintenance organization or a combination of health maintenance organizations if:

(A) The organization or combination of organizations has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals;

(B) The facility in which the service will be provided is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals; and

(C) At least seventy-five percent of the patients who can reasonably be expected to receive the institutional health service will be individuals enrolled in such organization or organizations in the combination;

(ii) A health care facility if:

(A) The facility primarily provides or will provide inpatient health services;

(B) The facility is or will be controlled, directly or indirectly, by a health maintenance organization or a combination of health maintenance organizations which has, in the service area of the organization or service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals;

(C) The facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals; and

(D) At least seventy-five percent of the patients who can reasonably be expected to receive the institutional health service will be individuals enrolled with such organization or organizations in the combination; or

(iii) A health care facility (or portion thereof) if:

(A) The facility is or will be leased by a health maintenance organization or combination of health maintenance organizations which has, in the service area of the organization or the service areas of the organizations in the combination, an enrollment of at least fifty thousand individuals and, on the date the application is submitted under WAC 248-19-410(2) at least fifteen years to remain in the term of the lease;

(B) The facility is or will be geographically located so that the service will be reasonably accessible to such enrolled individuals; and

(C) At least seventy-five percent of the patients who can reasonably be expected to receive the institutional health service will be individuals enrolled with such organization;

(b) Requirements for an application for exemption. An application for an exemption from a certificate of need shall meet the following requirements:

(i) The application for the exemption shall have been submitted at least thirty days prior to the offering of the institutional health service, acquisition of major medical equipment, or obligation of the capital expenditure to which the application pertains. A copy of the application for the exemption shall be sent simultaneously to the health systems agency for the health service area in which the health care facility is or will be located and, in the case of a hospital, to the hospital commission;

(ii) A complete application shall be submitted in such form and manner as has been prescribed by the department. The information which the department prescribes shall include:

(A) All of the information required to make a determination that the applicant entity qualifies in accordance with subsection (2)(a) of this section; and

(B) A complete description of the offering, acquisition, or obligation to which the application pertains;

(2) Action on an application for exemption.

(a) Within thirty days after receipt of a complete application for exemption from certificate of need requirements, the department shall send the applicant a written notice that the exemption has been granted or denied. A copy of such written notice shall be sent simultaneously to the health systems agency for the health service area in which the health care facility is or will be located and, in the case of a hospital, to the hospital commission;

(b) The department shall deny an exemption if it finds the applicant has not met the requirements of subsections (2)(a) and (b) of this section. Written notice of the denial shall include the specific reasons for the denial;

(c) In the case of an application for a proposed health care facility (or portion thereof) which has not begun to provide institutional health services on the date the application for an exemption is submitted, the department shall grant the exemption if it determines the facility (or portion thereof) will meet the applicable requirements of subsection (2)(a) of this section when the facility first provides health services;

(3) Subsequent sale, lease, or acquisition of exempt health care facilities (or portions thereof) or medical equipment for which an exemption was granted under the provisions of subsection (2) of this section, any acquisition of a controlling interest in such facility or equipment, and any use of such facility or equipment by a person other than the one to whom the exemption was granted, shall meet one of the following conditions:

(a) A certificate of need for the purchase, acquisition of controlling interest in, or use of such facility or equipment, shall have been applied for and issued by the department; or

(b) The person who is to purchase, lease, acquire a controlling interest in or use such facility or medical equipment shall have applied for and received an exemption from the requirement for a certificate of need for the purchase, lease, acquisition, or use in accordance with the provisions of subsection (2) of this section: PROVIDED, HOWEVER, That subsections (1)(a)(ii), (C), (D), and (iii) of this section shall not be applicable in the review of such an application for an exemption.

(4) Appeal of a decision on an application for exemption from requirement for a certificate of need. Subsequent to a decision by the department to grant or deny an exemption, any affected person shall, upon submission of a valid request, be afforded an opportunity for an administrative hearing on such decision.

(a) To be valid, a request for an administrative hearing shall be in writing and received by the department within thirty calendar days of the date on which the department sent the applicant written notice that the exemption had been granted or denied;

(b) An administrative hearing shall be conducted within thirty calendar days of the date the department received a valid request for the hearing;

(c) The provisions of WAC 248-19-480(4), (5), and (6) shall apply with respect to administrative hearing on a decision of the department on an application for an exemption.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-410 REVIEW AND ACTION ON HEALTH MAINTENANCE ORGANIZATION PROJECTS. ((+)-Title XXX health maintenance organization projects.

~~(a) In the case of a new institutional health service which is proposed to be provided by or through a health maintenance organization for which assistance may be provided under Title XIII of the Public Health Service Act and which consists of (or includes) the construction, development or establishment of a new inpatient health care facility, the department shall determine whether utilization of the facility by members of the applicant will account for at least seventy-five percent of the projected annual inpatient days, as determined in accordance with the recommended occupancy levels under the state health plan, and:~~

~~(i) Where the department determines that these members will account for less than seventy-five percent of these patient days, the application for the project shall be reviewed in accordance with WAC 248-19-360, with the use of WAC 248-19-370(2) for determination of need for the project; or~~

~~(ii) Where the department determines that these members will account for at least seventy-five percent of these patient days, the application for the project shall be reviewed in accordance with the provisions of the following WAC 248-19-410(1)(b):~~

~~(b) The findings of the department's review of any certificate of need application for a new institutional health service of a health maintenance organization for which assistance may be provided under Title XIII of the Public Health Service Act and the basis for the secretary's action on such application, with the exceptions provided for in the preceding WAC 248-19-410(1)(a)(i), shall be limited to determination of need based on WAC 248-19-370(1):~~

~~(2) Health maintenance organization projects, general:~~

~~(a) The review of a certificate of need application for a new institutional health service which is proposed to be provided by or through a health maintenance organization, for which assistance may not be provided under Title XIII of the Public Health Service Act, shall be in accordance with WAC 248-19-360.~~

~~(b) A certificate of need shall not be denied for any new institutional health service proposed to be provided by or through any health maintenance organization under the following circumstances:~~

~~(i) When the department has granted a certificate of need which authorized the development of the service, or expenditures in preparation for such offering or development, and when the offering of this new institutional health service will be consistent with the basic objectives, time schedules, and plans of the previously approved application: PROVIDED, That the department may impose a limitation on the duration of the certificate of need; or~~

~~(ii) Solely because there is a health maintenance organization of the same type, as specified in Section 1310(b) of the Public Health Service Act, in the same area, or solely because the services being reviewed are not discussed in the applicable health systems plan, annual implementation plan or state health plan:)) (1) Undertakings requiring a certificate of need. A certificate of need shall be required for any undertaking which, in accordance with WAC 248-19-230(2), is subject to the provisions of chapter 248-19 WAC, unless an exemption has been granted for such undertaking under the provisions of WAC 248-19-405.~~

~~(2) Required approval. The department shall issue a certificate of need for a proposed project if the certificate of need applicant for the proposed project is a health maintenance organization or a health care facility controlled (directly or indirectly) by a health maintenance organization and the department finds the proposed project meets the criteria set forth in WAC 248-19-370(1).~~

~~(3) Limitation on denials. The department shall not deny a certificate of need to a health maintenance organization or a health care facility controlled (directly or indirectly) by a health maintenance organization solely because a proposed project is not discussed in the applicable health systems plan, annual implementation plan or state health plan.~~

~~(4) Sale, acquisition or lease of facilities or equipment for which a certificate of need has been issued. A health care facility (or portion thereof) or medical equipment for which a certificate of need has been issued under the provisions of this section shall not be sold or leased and a controlling interest in such facility or equipment shall not be acquired unless an exemption or a certificate of need for such sale, lease or acquisition has been granted by the department.~~

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-480 RIGHT AND NOTICE OF APPEAL. (1) Any person denied a certificate of need for a project or a separable

portion of a project or whose certificate of need was amended, suspended or revoked by the secretary shall be afforded the opportunity for an administrative hearing on the secretary's decision.

(2) A health systems agency shall be afforded the opportunity for an administrative hearing regarding a secretary's decision on a certificate of need application which is inconsistent with the health systems agency's recommendation as to the action to be taken on such application.

(3) To be effective, a request for an administrative hearing shall be in writing and received by the department within thirty calendar days after the person or health systems agency requesting the hearing, received the particular decision of the department which is being appealed.

(4) An administrative hearing shall be conducted in accordance with the provisions of chapter 34.04 RCW by an agency, other than the department, designated by the governor.

(5) The decision of the agency that conducts an administrative hearing shall be made in writing within forty-five days after the conclusion of the hearing and the written decision shall be sent to the applicant, the appropriate health systems agency, and the department. The department shall make the written findings available to others upon request.

(6) The decision of the agency that conducts an administrative hearing shall be considered the final decision¹ of the department; however, the agency that conducts an administrative hearing may remand the matter to the department for further action or consideration.

¹Chapter 34.04 RCW provides entitlement to judicial review to any person aggrieved by a final decision in a contested case, whether such decision is affirmative or negative in form.

AMENDATORY SECTION (Amending Order 188, filed 11/30/79)

WAC 248-19-500 PUBLIC ACCESS TO RECORDS. The general public shall have access to ((certificate of need)) applications for certificate of need or exemptions from certificate of need reviewed by the department and to other written materials pertinent to such reviews, according to the provisions of chapter 42.17 RCW.

Table of WAC Sections Affected

Key to Table

Symbols:

- AMD = Amendment of existing section
- NEW = New section not previously codified
- REP = Repeal of existing section
- AM/DE = Amendment and Decodification of existing section
- RECOD = Recodification of previously codified section

Suffixes:

- P = Proposed action
- E = Emergency action
- W = Withdrawal of proposed action
- No suffix means permanent action

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits show the sequence of the document within the issue.

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1-12-030	AMD 80-07-025	16-86-055	NEW 80-04-061	16-230-605	NEW 80-03-041
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1-12-032	RECOD-E 80-07-024	16-101-400	REP 80-06-125	16-230-610	NEW 80-03-041
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16-316-715	AMD-P	80-04-121	16-321-070	NEW-P	80-04-117	18-32-030	REP	80-03-071
16-316-715	AMD	80-06-113	16-321-070	NEW	80-06-104	18-32-040	REP-P	80-01-114
16-316-800	AMD-P	80-04-124	16-321-080	NEW-P	80-04-117	18-32-040	REP	80-03-071
16-316-800	AMD	80-06-105	16-321-080	NEW	80-06-104	18-32-050	REP-P	80-01-114
16-316-810	AMD-P	80-04-124	16-321-090	NEW-P	80-04-117	18-32-050	REP	80-03-071
16-316-810	AMD	80-06-105	16-321-090	NEW	80-06-104	18-32-060	REP-P	80-01-114
16-316-820	AMD-P	80-04-124	16-321-100	NEW-P	80-04-117	18-32-060	REP	80-03-071
16-316-820	AMD	80-06-105	16-321-100	NEW	80-06-104	18-32-990	REP-P	80-01-114
16-316-830	AMD-P	80-04-124	16-321-110	NEW-P	80-04-117	18-32-990	REP	80-03-071
16-316-830	AMD	80-06-105	16-321-110	NEW	80-06-104	18-32-99001	REP-P	80-01-114
16-316-925	AMD-P	80-04-130	16-321-120	NEW-P	80-04-117	18-32-99001	REP	80-03-071
16-316-925	AMD	80-06-108	16-321-120	NEW	80-06-104	18-46-010	REP-P	80-01-114
16-317-002	REP-P	80-04-131	16-406-050	AMD-E	80-08-049	18-46-010	REP	80-03-071
16-317-040	AMD-P	80-04-131	16-406-060	AMD-E	80-08-049	18-46-020	REP-P	80-01-114
16-317-040	AMD	80-06-115	16-414-100	NEW-P	80-05-109	18-46-020	REP	80-03-071
16-317-050	AMD-P	80-04-131	16-414-100	NEW	80-08-010	18-46-030	REP-P	80-01-114
16-317-050	AMD	80-06-115	16-414-110	NEW-P	80-05-109	18-46-030	REP	80-03-071
16-317-060	AMD-P	80-04-131	16-414-110	NEW	80-08-010	18-46-040	REP-P	80-01-114
16-317-060	AMD	80-06-115	16-414-120	NEW-P	80-05-109	18-46-040	REP	80-03-071
16-317-080	AMD-P	80-04-131	16-414-120	NEW	80-08-010	18-46-050	REP-P	80-01-114
16-317-080	AMD	80-06-115	16-414-130	NEW-P	80-05-109	18-46-050	REP	80-03-071
16-317-090	NEW-P	80-04-131	16-414-130	NEW	80-08-010	18-52-010	REP-P	80-06-164
16-317-090	NEW	80-06-115	16-494-040	AMD-P	80-04-125	18-52-010	REP	80-11-028
16-318-040	AMD-P	80-04-114	16-494-040	AMD	80-06-114	18-52-016	REP-P	80-06-164
16-318-040	AMD	80-06-118	16-495-085	AMD-P	80-04-123	18-52-016	REP	80-11-028
16-318-050	AMD-P	80-04-114	16-495-085	AMD	80-06-116	18-52-021	AMD-E	80-02-011
16-318-050	AMD	80-06-118	16-512-030	AMD	80-03-019	18-52-021	AMD-P	80-02-097
16-318-060	AMD-P	80-04-114	16-512-040	AMD-P	80-06-143	18-52-021	AMD	80-04-048
16-318-060	AMD	80-06-118	16-516-020	AMD	80-05-073	18-52-021	REP-P	80-06-164
16-318-080	AMD-P	80-04-114	16-516-040	AMD	80-05-073	18-52-021	REP	80-11-028
16-318-080	AMD	80-06-118	16-532-040	AMD-P	80-02-157	18-52-021	REP-P	80-06-164
16-318-090	AMD-P	80-04-114	16-532-040	AMD	80-05-090	18-52-031	REP	80-11-028
16-318-090	AMD	80-06-118	16-560-06001	AMD-P	80-02-159	18-52-036	REP-P	80-06-164
16-319-020	AMD-P	80-04-116	16-560-06001	AMD	80-05-091	18-52-036	REP	80-11-028
16-319-020	AMD-P	80-06-099	16-561-040	AMD-P	80-02-158	18-52-041	AMD-E	80-02-011
16-319-020	AMD-P	80-08-046	16-565-010	NEW-P	80-06-142	18-52-041	AMD-P	80-02-097
16-319-020	AMD-P	80-09-031	16-565-020	NEW-P	80-06-142	18-52-041	AMD	80-04-048
16-319-020	AMD	80-10-001	16-565-030	NEW-P	80-06-142	18-52-041	REP-P	80-06-164
16-319-030	AMD-P	80-04-116	16-565-040	NEW-P	80-06-142	18-52-041	REP	80-11-028
16-319-030	AMD-P	80-06-099	16-565-050	NEW-P	80-06-142	18-52-050	REP-E	80-02-011
16-319-030	AMD-P	80-08-006	16-565-060	NEW-P	80-06-142	18-52-050	REP-P	80-02-097
16-319-030	AMD-P	80-08-046	16-565-070	NEW-P	80-06-142	18-52-050	REP	80-04-048
16-319-030	AMD-P	80-09-031	16-620-001	REP-P	80-05-115	18-52-051	NEW-E	80-02-011
16-319-030	AMD	80-10-001	16-620-001	REP	80-07-034	18-52-051	NEW-P	80-02-097
16-319-041	AMD-P	80-04-116	16-620-002	REP-P	80-05-115	18-52-051	NEW	80-04-048
16-319-041	AMD-P	80-06-099	16-620-002	REP	80-07-034	18-52-051	REP-P	80-06-164
16-319-041	AMD-P	80-08-006	16-620-004	REP-P	80-05-115	18-52-051	REP	80-11-028
16-319-041	AMD	80-10-001	16-620-004	REP	80-07-034	18-52-056	NEW-E	80-02-011
16-319-051	AMD-P	80-04-116	16-620-005	REP-P	80-05-115	18-52-056	NEW-P	80-02-097
16-319-051	AMD-P	80-06-099	16-620-005	REP	80-07-034	18-52-056	NEW	80-04-048
16-319-051	AMD-P	80-08-006	16-620-006	REP-P	80-05-115	18-52-056	REP-P	80-06-164
16-319-051	AMD-P	80-08-046	16-620-006	REP	80-07-034	18-52-056	REP	80-11-028
16-319-051	AMD-P	80-09-031	16-620-205	NEW-P	80-05-115	18-52-056	REP-P	80-06-164
16-319-051	AMD	80-10-001	16-620-205	NEW	80-07-034	18-52-061	REP	80-11-028
16-319-061	AMD-P	80-04-116	16-620-255	NEW-P	80-05-115	18-52-071	AMD-E	80-02-011
16-319-061	AMD-P	80-06-099	16-620-255	NEW	80-07-034	18-52-071	REP-P	80-06-164
16-319-061	AMD-P	80-08-006	16-620-275	NEW-P	80-05-115	18-52-071	REP	80-11-028
16-319-061	AMD-P	80-08-046	16-620-275	NEW	80-07-034	18-52-076	REP-E	80-02-011
16-319-061	AMD-P	80-09-031	16-620-360	AMD-P	80-05-115	18-52-076	REP-P	80-02-097
16-319-061	AMD	80-10-001	16-620-360	AMD	80-07-034	18-52-076	REP	80-04-048
16-321-001	NEW-P	80-04-117	16-620-360	AMD	80-07-034	18-52-077	NEW-P	80-02-097
16-321-001	NEW	80-06-104	16-654-003	REP-P	80-06-124	18-52-077	NEW	80-04-048
16-321-010	NEW-P	80-04-117	16-654-030	AMD-P	80-06-124	18-52-077	REP-P	80-06-164
16-321-010	NEW	80-06-104	16-654-030	AMD	80-09-079	18-52-077	REP	80-11-028
16-321-020	NEW-P	80-04-117	16-654-040	AMD-P	80-06-124	18-52-080	REP-P	80-06-164

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
18-52-080	REP	80-11-028	25-24-060	NEW-P	80-02-085	106-116-211	AMD-P	80-07-012
18-52-086	NEW-P	80-02-097	25-24-060	NEW	80-05-002	106-116-211	AMD	80-11-027
18-52-086	NEW	80-04-048	25-24-070	NEW-E	80-02-083	106-116-213	AMD-P	80-07-012
18-52-086	REP-P	80-06-164	25-24-070	NEW-P	80-02-085	106-116-213	AMD	80-11-027
18-52-086	REP	80-11-028	25-24-070	NEW	80-05-002	106-116-305	AMD-P	80-07-012
18-52-091	REP-P	80-02-097	36-12-020	AMD-E	80-05-011	106-116-305	AMD	80-11-027
18-52-091	REP-E	80-02-011	36-12-020	AMD-P	80-06-147	106-116-308	AMD-P	80-07-012
18-52-091	REP	80-04-048	36-12-020	AMD	80-09-065	106-116-308	AMD	80-11-027
25-12-010	NEW-E	80-02-081	36-12-310	AMD-E	80-05-011	106-116-310	AMD-P	80-07-012
25-12-010	NEW-P	80-02-084	36-12-310	AMD-P	80-06-147	106-116-310	AMD	80-11-027
25-12-010	NEW-P	80-04-007	36-12-310	AMD	80-09-065	106-116-311	AMD-P	80-07-012
25-12-010	NEW	80-06-096	36-12-320	AMD-E	80-05-011	106-116-311	AMD	80-11-027
25-12-020	NEW-E	80-02-081	36-12-320	AMD-P	80-06-147	106-116-401	AMD-P	80-07-012
25-12-020	NEW-P	80-02-084	36-12-320	AMD	80-09-065	106-116-401	AMD	80-11-027
25-12-020	NEW-P	80-04-007	36-12-350	AMD-E	80-05-011	106-116-403	AMD-P	80-07-012
25-12-020	NEW	80-06-096	36-12-350	AMD-P	80-06-147	106-116-403	AMD	80-11-027
25-12-030	NEW-E	80-02-081	36-12-350	AMD	80-09-065	106-116-521	AMD-P	80-07-012
25-12-030	NEW-P	80-02-084	50-20-020	AMD-P	80-09-113	106-116-521	AMD	80-11-027
25-12-030	NEW-P	80-04-007	50-20-050	AMD-P	80-09-113	106-116-601	AMD-P	80-07-012
25-12-030	NEW	80-06-096	51	NEW-P	80-04-103	106-116-601	AMD	80-11-027
25-12-040	NEW-E	80-02-081	51-12	NEW	80-09-007	106-116-603	AMD-P	80-07-012
25-12-040	NEW-P	80-02-084	67-32-045	NEW-P	80-03-120	106-116-603	AMD	80-11-027
25-12-040	NEW-P	80-04-007	67-32-045	NEW	80-06-053	106-116-701	AMD-P	80-07-012
25-12-040	NEW	80-06-096	67-32-060	AMD-P	80-03-120	106-116-701	AMD	80-11-027
25-12-050	NEW-E	80-02-081	67-32-060	AMD	80-06-053	106-116-901	AMD-P	80-07-012
25-12-050	NEW-P	80-02-084	67-32-070	AMD-P	80-03-120	106-116-901	AMD	80-11-027
25-12-050	NEW-P	80-04-007	67-32-070	AMD	80-06-053	106-120-055	AMD-P	80-07-012
25-12-050	NEW	80-06-096	67-32-075	NEW-P	80-03-120	106-120-055	AMD	80-11-027
25-12-060	NEW-P	80-04-007	67-32-075	NEW	80-06-053	106-124-100	AMD-P	80-07-012
25-12-060	NEW	80-06-096	67-32-150	AMD-E	80-03-046	106-124-100	AMD	80-11-027
25-12-070	NEW-P	80-04-007	67-32-150	AMD-P	80-03-120	106-124-101	AMD-P	80-07-012
25-12-070	NEW	80-06-096	67-32-150	AMD	80-06-053	106-124-101	AMD	80-11-027
25-18-010	NEW-P	80-02-082	67-32-415	NEW-P	80-03-120	106-124-102	AMD-P	80-07-012
25-18-010	NEW	80-05-001	67-32-415	NEW	80-06-053	106-124-102	AMD	80-11-027
25-18-020	NEW-P	80-02-082	67-32-420	AMD-P	80-03-120	106-124-105	AMD-P	80-07-012
25-18-020	NEW	80-05-001	67-32-420	AMD	80-06-053	106-124-105	AMD	80-11-027
25-18-030	NEW-P	80-02-082	67-32-425	NEW-P	80-03-120	106-124-110	AMD-P	80-07-012
25-18-030	NEW	80-05-001	67-32-425	NEW	80-06-053	106-124-110	AMD	80-11-027
25-18-040	NEW-P	80-02-082	67-32-450	AMD-P	80-03-120	106-124-120	AMD-P	80-07-012
25-18-040	NEW	80-05-001	67-32-450	AMD	80-06-053	106-124-120	AMD	80-11-027
25-18-050	NEW-P	80-02-082	67-32-480	AMD-P	80-03-120	106-124-121	AMD-P	80-07-012
25-18-050	NEW	80-05-001	67-32-480	AMD	80-06-053	106-124-121	AMD	80-11-027
25-18-060	NEW-P	80-02-082	67-32-525	NEW-P	80-03-120	106-124-122	AMD-P	80-07-012
25-18-060	NEW	80-05-001	67-32-525	NEW-P	80-10-046	106-124-122	AMD	80-11-027
25-18-070	NEW-P	80-02-082	82-28-080	AMD-E	80-02-128	106-124-123	AMD-P	80-07-012
25-18-070	NEW	80-05-001	82-28-080	AMD-P	80-02-129	106-124-123	AMD	80-11-027
25-18-080	NEW-P	80-02-082	82-28-080	AMD	80-04-021	106-124-130	AMD-P	80-07-012
25-18-080	NEW	80-05-001	82-28-080	AMD-P	80-04-084	106-124-130	AMD	80-11-027
25-18-090	NEW-P	80-02-082	82-28-080	AMD-E	80-04-085	106-124-131	AMD-P	80-07-012
25-18-090	NEW	80-05-001	82-28-080	AMD	80-06-074	106-124-131	AMD	80-11-027
25-18-100	NEW-P	80-02-082	82-36-030	AMD-P	80-01-105	106-124-801	AMD-P	80-07-012
25-18-100	NEW	80-05-001	82-36-030	AMD	80-02-162	106-124-801	AMD	80-11-027
25-18-110	NEW-P	80-02-082	106-116-020	AMD-P	80-07-012	106-156-011	AMD-P	80-07-012
25-18-110	NEW	80-05-001	106-116-020	AMD	80-11-027	106-156-011	AMD	80-11-027
25-18-120	NEW-P	80-02-082	106-116-040	AMD-P	80-07-012	106-276-060	AMD-P	80-07-012
25-18-120	NEW	80-05-001	106-116-040	AMD	80-11-027	106-276-060	AMD	80-11-027
25-18-130	NEW-P	80-02-082	106-116-042	AMD-P	80-07-012	113-12-150	AMD-E	80-08-011
25-18-130	NEW	80-05-001	106-116-042	AMD	80-11-027	113-12-150	AMD-P	80-08-013
25-24-010	NEW-E	80-02-083	106-116-050	AMD-P	80-07-012	113-12-150	AMD	80-11-043
25-24-010	NEW-P	80-02-085	106-116-050	AMD	80-11-027	114-12-120	REP-P	80-07-019
25-24-010	NEW	80-05-002	106-116-103	AMD-P	80-07-012	114-12-120	REP-E	80-08-037
25-24-020	NEW-E	80-02-083	106-116-103	AMD	80-11-027	114-12-120	REP	80-11-073
25-24-020	NEW-P	80-02-085	106-116-10401	AMD-P	80-07-012	114-12-121	NEW-P	80-07-019
25-24-020	NEW	80-05-002	106-116-10401	AMD	80-11-027	114-12-121	NEW-E	80-08-037
25-24-030	NEW-E	80-02-083	106-116-201	AMD-P	80-07-012	114-12-121	NEW	80-11-073
25-24-030	NEW-P	80-02-085	106-116-201	AMD	80-11-027	114-12-130	REP-P	80-07-019
25-24-030	NEW	80-05-002	106-116-202	AMD-P	80-07-012	114-12-130	REP-E	80-08-037
25-24-040	NEW-E	80-02-083	106-116-202	AMD	80-11-027	114-12-130	REP	80-11-073
25-24-040	NEW-P	80-02-085	106-116-205	AMD-P	80-07-012	114-12-131	NEW-P	80-07-019
25-24-040	NEW	80-05-002	106-116-205	AMD	80-11-027	114-12-131	NEW-E	80-08-037
25-24-050	NEW-E	80-02-083	106-116-207	AMD-P	80-07-012	114-12-131	NEW	80-11-073
25-24-050	NEW-P	80-02-085	106-116-207	AMD	80-11-027	114-12-140	AMD-P	80-11-046
25-24-050	NEW	80-05-002	106-116-208	AMD-P	80-07-012	114-12-145	NEW-P	80-02-166
25-24-060	NEW-E	80-02-083	106-116-208	AMD	80-11-027	114-12-145	NEW	80-04-057

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114-12-150	NEW-P	80-07-019	130-12-140	REP	80-04-008	132A-280-030	NEW-P	80-04-016
114-12-150	NEW-E	80-07-037	130-12-150	REP	80-04-008	132A-280-030	NEW	80-06-098
114-12-150	NEW	80-11-073	130-12-160	REP	80-04-008	132A-310-005	NEW-P	80-04-016
114-12-160	NEW-P	80-07-019	130-12-170	REP	80-04-008	132A-310-005	NEW	80-06-098
114-12-160	NEW-E	80-07-037	130-12-180	REP	80-04-008	132A-310-010	NEW-P	80-04-016
114-12-160	NEW	80-11-073	130-12-210	REP	80-04-008	132A-310-010	NEW	80-06-098
114-12-170	NEW-P	80-07-019	130-12-220	REP	80-04-008	132B-120-010	NEW-P	80-03-021
114-12-170	NEW-E	80-07-037	130-12-230	REP	80-04-008	132B-120-010	NEW	80-10-053
114-12-170	NEW	80-11-073	130-12-240	REP	80-04-008	132B-120-020	NEW-P	80-03-021
118-03-010	NEW-E	80-06-178	130-12-250	REP	80-04-008	132B-120-020	NEW	80-10-053
118-03-010	NEW-E	80-12-045	130-12-310	REP	80-04-008	132B-120-030	NEW-P	80-03-021
118-03-020	NEW-E	80-06-178	130-12-320	REP	80-04-008	132B-120-030	NEW	80-10-053
118-03-030	NEW-E	80-06-178	130-12-330	REP	80-04-008	132B-120-040	NEW-P	80-03-021
118-03-030	NEW-E	80-12-045	130-12-340	REP	80-04-008	132B-120-040	NEW	80-10-053
118-03-040	NEW-E	80-06-178	130-12-350	REP	80-04-008	132B-120-050	NEW-P	80-03-021
118-03-040	AMD-E	80-07-008	130-12-360	REP	80-04-008	132B-120-050	NEW	80-10-053
118-03-040	AMD-E	80-08-039	130-12-410	REP	80-04-008	132B-120-060	NEW-P	80-03-021
118-03-050	NEW-E	80-06-178	130-12-510	REP	80-04-008	132B-120-060	NEW	80-10-053
118-03-050	NEW-E	80-12-045	130-12-520	REP	80-04-008	132B-120-070	NEW-P	80-03-021
118-03-060	NEW-E	80-06-178	130-12-530	REP	80-04-008	132B-120-070	NEW	80-10-053
118-03-060	AMD-E	80-09-088	130-12-610	REP	80-04-008	132B-120-080	NEW-P	80-03-021
118-03-070	NEW-E	80-06-178	130-12-620	REP	80-04-008	132B-120-080	NEW	80-10-053
118-03-070	AMD-E	80-09-006	130-12-630	REP	80-04-008	132B-120-090	NEW-P	80-03-021
118-03-070	NEW-E	80-12-045	130-12-640	REP	80-04-008	132B-120-090	NEW	80-10-053
118-03-075	NEW-E	80-07-008	130-12-710	REP	80-04-008	132B-120-100	NEW-P	80-03-021
118-03-075	AMD-E	80-08-039	130-12-720	REP	80-04-008	132B-120-100	NEW	80-10-053
118-03-075	AMD-E	80-09-006	130-12-730	REP	80-04-008	132B-120-110	NEW-P	80-03-021
118-03-075	AMD-E	80-09-088	131-16-011	AMD-P	80-12-052	132B-120-110	NEW	80-10-053
118-03-080	NEW-E	80-06-178	131-16-060	AMD-P	80-12-052	132B-120-120	NEW-P	80-03-021
118-03-090	NEW-E	80-06-178	131-16-070	AMD-P	80-04-137	132B-120-120	NEW	80-10-053
118-03-090	NEW-E	80-12-045	131-16-070	AMD-P	80-06-131	132B-120-130	NEW-P	80-03-021
118-03-110	NEW-E	80-06-178	131-16-070	AMD-P	80-08-044	132B-120-130	NEW	80-10-053
118-03-110	NEW-E	80-12-045	131-16-080	AMD-P	80-04-137	132B-120-140	NEW-P	80-03-021
118-03-120	NEW-E	80-06-178	131-16-080	AMD-P	80-06-131	132B-120-140	NEW	80-10-053
118-03-120	AMD-E	80-07-008	131-16-080	AMD-P	80-08-044	132B-120-150	NEW-P	80-03-021
118-03-120	AMD-E	80-08-039	131-16-091	AMD-P	80-04-137	132B-120-150	NEW	80-10-053
118-03-130	NEW-E	80-06-178	131-16-091	AMD-P	80-06-131	132B-120-160	NEW-P	80-03-021
118-03-130	NEW-E	80-12-045	131-16-092	AMD-P	80-04-137	132B-120-160	NEW	80-10-053
118-03-140	NEW-E	80-06-178	131-16-092	AMD-P	80-06-131	132B-120-170	NEW-P	80-03-021
118-03-150	NEW-E	80-06-178	131-16-092	AMD-P	80-08-044	132B-120-170	NEW	80-10-053
118-03-150	NEW-E	80-12-045	131-16-093	AMD-P	80-04-137	132B-120-180	NEW-P	80-03-021
118-03-160	NEW-E	80-06-178	131-16-093	AMD-P	80-06-131	132B-120-180	NEW	80-10-053
118-03-170	NEW-E	80-06-178	131-16-093	AMD-P	80-08-044	132B-120-190	NEW-P	80-03-021
118-03-170	AMD-E	80-07-011	131-16-094	AMD-P	80-04-137	132B-120-190	NEW	80-10-053
118-03-170	NEW-E	80-12-045	131-16-094	AMD-P	80-06-131	132B-120-200	NEW-P	80-03-021
118-03-180	NEW-E	80-06-178	131-16-094	AMD-P	80-08-044	132B-120-200	NEW	80-10-053
118-03-190	NEW-E	80-06-178	131-28-030	AMD-P	80-05-085	132C-120-010	NEW	80-05-004
118-03-190	NEW-E	80-07-008	131-28-030	AMD	80-08-045	132C-120-015	NEW	80-05-004
118-03-190	AMD-E	80-07-011	131-28-041	REP-P	80-05-085	132C-120-020	NEW	80-05-004
118-03-190	AMD-E	80-11-003	131-28-041	REP	80-08-045	132C-120-025	NEW	80-05-004
118-03-190	NEW-E	80-12-045	131-28-045	AMD-P	80-05-085	132C-120-030	NEW	80-05-004
118-03-210	NEW-E	80-07-008	131-28-045	AMD	80-08-045	132C-120-035	NEW	80-05-004
118-03-210	NEW-E	80-12-045	132A-116-005	AMD-P	80-04-016	132C-120-040	NEW	80-05-004
118-03-230	NEW-E	80-12-045	132A-116-005	AMD	80-06-098	132C-120-045	NEW	80-05-004
118-03-250	NEW-E	80-12-045	132A-116-025	AMD-P	80-04-016	132C-120-050	NEW	80-05-004
118-03-270	NEW-E	80-12-045	132A-116-025	AMD	80-06-098	132C-120-055	NEW	80-05-004
118-03-290	NEW-E	80-12-045	132A-156-015	AMD-P	80-04-016	132C-120-060	NEW	80-05-004
118-03-310	NEW-E	80-12-045	132A-156-015	AMD	80-06-098	132C-120-065	NEW	80-05-004
118-03-330	NEW-E	80-12-045	132A-160-005	AMD-P	80-04-016	132C-120-070	NEW	80-05-004
118-03-350	NEW-E	80-12-045	132A-160-005	AMD	80-06-098	132C-120-075	NEW	80-05-004
118-03-370	NEW-E	80-12-045	132A-160-010	AMD-P	80-04-016	132C-120-080	NEW	80-05-004
118-03-390	NEW-E	80-12-045	132A-160-010	AMD	80-06-098	132C-120-085	NEW	80-05-004
118-03-410	NEW-E	80-12-045	132A-160-020	NEW-P	80-04-016	132C-120-090	NEW	80-05-004
130-12-010	REP	80-04-008	132A-160-020	NEW	80-06-098	132C-120-095	NEW	80-05-004
130-12-020	REP	80-04-008	132A-168-015	AMD-P	80-04-016	132C-120-100	NEW	80-05-004
130-12-030	REP	80-04-008	132A-168-015	AMD	80-06-098	132C-120-105	NEW	80-05-004
130-12-040	REP	80-04-008	132A-280-005	NEW-P	80-04-016	132C-120-110	NEW	80-05-004
130-12-045	REP	80-04-008	132A-280-005	NEW	80-06-098	132C-120-115	NEW	80-05-004
130-12-050	REP	80-04-008	132A-280-010	NEW-P	80-04-016	132C-120-120	NEW	80-05-004
130-12-060	REP	80-04-008	132A-280-010	NEW	80-06-098	132C-120-125	NEW	80-05-004
130-12-110	REP	80-04-008	132A-280-015	NEW-P	80-04-016	132C-120-130	NEW	80-05-004
130-12-120	REP	80-04-008	132A-280-015	NEW	80-06-098	132C-120-135	NEW	80-05-004
130-12-125	REP	80-04-008	132A-280-020	NEW-P	80-04-016	132C-120-140	NEW	80-05-004
130-12-130	REP	80-04-008	132A-280-020	NEW	80-06-098	132C-120-145	NEW	80-05-004

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132C-120-150	NEW	80-05-004	132K-104-015	REP-P	80-10-015	132L-30-150	NEW	80-04-059
132C-120-155	NEW	80-05-004	132K-104-020	REP-P	80-10-015	132L-30-160	NEW-P	80-02-046
132C-120-160	NEW	80-05-004	132K-104-025	REP-P	80-10-015	132L-30-160	NEW	80-04-059
132C-120-165	NEW	80-05-004	132K-104-030	REP-P	80-10-015	132L-30-170	NEW-P	80-02-046
132C-120-170	NEW	80-05-004	132K-104-035	REP-P	80-10-015	132L-30-170	NEW	80-04-059
132C-120-175	NEW	80-05-004	132K-104-040	REP-P	80-10-015	132L-30-180	NEW-P	80-02-046
132C-120-180	NEW	80-05-004	132K-104-045	REP-P	80-10-015	132L-30-180	NEW	80-04-059
132C-120-185	NEW	80-05-004	132K-104-050	REP-P	80-10-015	132L-30-190	NEW-P	80-02-046
132C-120-190	NEW	80-05-004	132K-104-055	REP-P	80-10-015	132L-30-190	NEW	80-04-059
132C-120-195	NEW	80-05-004	132K-104-060	REP-P	80-10-015	132L-30-200	NEW-P	80-02-046
132C-120-200	NEW	80-05-004	132K-104-065	REP-P	80-10-015	132L-30-200	NEW	80-04-059
132C-120-205	NEW	80-05-004	132K-104-101	NEW-P	80-10-014	132L-30-210	NEW-P	80-02-046
132C-120-210	NEW	80-05-004	132K-104-105	NEW-P	80-10-014	132L-30-210	NEW	80-04-059
132C-120-215	NEW	80-05-004	132K-104-110	NEW-P	80-10-014	132L-30-220	NEW-P	80-02-046
132C-120-220	NEW	80-05-004	132K-104-115	NEW-P	80-10-014	132L-30-220	NEW	80-04-059
132C-120-225	NEW	80-05-004	132K-104-120	NEW-P	80-10-014	132L-30-230	NEW-P	80-02-046
132C-132-110	AMD	80-05-004	132K-104-125	NEW-P	80-10-014	132L-30-230	NEW	80-04-059
132E-16-005	AMD-P	80-11-026	132K-104-130	NEW-P	80-10-014	132L-30-240	NEW-P	80-02-046
132E-16-010	REP-P	80-11-026	132K-104-135	NEW-P	80-10-014	132L-30-240	NEW	80-04-059
132E-16-030	AMD-P	80-11-026	132L-20-010	AMD	80-04-009	132L-30-250	NEW-P	80-02-046
132E-16-040	AMD-P	80-11-026	132L-20-020	AMD	80-04-009	132L-30-250	NEW	80-04-059
132E-16-050	AMD-P	80-11-026	132L-20-040	AMD	80-04-009	132L-30-260	NEW-P	80-02-046
132E-16-060	AMD-P	80-11-026	132L-20-050	AMD	80-04-009	132L-30-260	NEW	80-04-059
132E-16-070	AMD-P	80-11-026	132L-20-060	AMD	80-04-009	132L-30-270	NEW-P	80-02-046
132E-16-080	AMD-P	80-11-026	132L-20-070	AMD	80-04-009	132L-30-270	NEW	80-04-059
132E-16-090	AMD-P	80-11-026	132L-20-080	AMD	80-04-009	132L-30-280	NEW-P	80-02-046
132E-16-100	REP-P	80-11-026	132L-20-090	AMD	80-04-009	132L-30-280	NEW	80-04-059
132E-16-110	AMD-P	80-11-026	132L-20-100	AMD	80-04-009	132L-30-290	NEW-P	80-02-046
132E-16-120	AMD-P	80-11-026	132L-20-110	AMD	80-04-009	132L-30-290	NEW	80-04-059
132E-16-130	AMD-P	80-11-026	132L-20-120	AMD	80-04-009	132L-30-300	NEW	80-04-059
132E-16-150	AMD-P	80-11-026	132L-20-140	AMD	80-04-009	132L-112-040	AMD-P	80-02-047
132E-16-160	AMD-P	80-11-026	132L-20-150	AMD	80-04-009	132L-112-040	AMD-E	80-03-013
132E-16-170	AMD-P	80-11-026	132L-20-160	AMD	80-04-009	132L-112-040	AMD	80-04-060
132E-16-180	AMD-P	80-11-026	132L-20-170	AMD	80-04-009	132L-112-200	AMD-P	80-02-047
132E-16-200	REP-P	80-11-026	132L-22-020	AMD	80-04-009	132L-112-200	AMD-E	80-03-013
132E-16-210	AMD-P	80-11-026	132L-22-030	AMD	80-04-009	132L-112-200	AMD	80-04-060
132E-16-220	AMD-P	80-11-026	132L-22-040	AMD	80-04-009	132L-112-230	AMD-P	80-02-047
132E-16-230	AMD-P	80-11-026	132L-22-050	AMD	80-04-009	132L-112-230	AMD-E	80-03-013
132E-16-240	AMD-P	80-11-026	132L-22-070	AMD	80-04-009	132L-112-230	AMD	80-04-060
132E-16-250	AMD-P	80-11-026	132L-24-010	AMD	80-04-009	132L-112-250	AMD-P	80-02-047
132E-16-260	AMD-P	80-11-026	132L-24-030	AMD	80-04-009	132L-112-250	AMD-E	80-03-013
132E-16-270	AMD-P	80-11-026	132L-24-050	AMD	80-04-009	132L-112-250	AMD	80-04-060
132E-16-280	AMD-P	80-11-026	132L-24-060	AMD	80-04-009	132L-112-280	NEW-P	80-02-047
132E-16-285	NEW-P	80-11-026	132L-24-070	AMD	80-04-009	132L-112-280	NEW-E	80-03-013
132E-16-290	AMD-P	80-11-026	132L-24-080	AMD	80-04-009	132L-112-280	NEW	80-04-060
132E-16-300	AMD-P	80-11-026	132L-30-010	NEW-P	80-02-046	132L-112-290	NEW-P	80-02-047
132E-16-310	REP-P	80-11-026	132L-30-010	NEW	80-04-059	132L-112-290	NEW-E	80-03-013
132E-16-320	REP-P	80-11-026	132L-30-020	NEW-P	80-02-046	132L-112-290	NEW	80-04-060
132E-16-330	AMD-P	80-11-026	132L-30-020	NEW	80-04-059	132L-117-010	NEW-E	80-03-012
132E-16-340	REP-P	80-11-026	132L-30-030	NEW-P	80-02-046	132L-117-020	NEW-E	80-03-012
132H-120-200	AMD-P	80-11-051	132L-30-030	NEW	80-04-059	132L-117-030	NEW-E	80-03-012
132H-148-020	AMD-P	80-02-154	132L-30-040	NEW-P	80-02-046	132L-117-030	NEW-E	80-03-012
132H-148-020	REP-P	80-03-025	132L-30-040	NEW	80-04-059	132L-117-040	NEW-E	80-03-012
132H-148-030	AMD-P	80-02-154	132L-30-050	NEW-P	80-02-046	132L-117-050	NEW-E	80-03-012
132H-148-030	REP-P	80-03-025	132L-30-050	NEW	80-04-059	132L-117-060	NEW-E	80-03-012
132H-148-040	AMD-P	80-02-154	132L-30-060	NEW-P	80-02-046	132L-117-070	NEW-E	80-03-012
132H-148-040	REP-P	80-03-025	132L-30-060	NEW	80-04-059	132L-117-080	NEW-E	80-03-012
132H-148-050	AMD-P	80-02-154	132L-30-070	NEW-P	80-02-046	132L-117-090	NEW-E	80-03-012
132H-148-050	REP-P	80-03-025	132L-30-070	NEW	80-04-059	132L-117-100	NEW-E	80-03-012
132H-148-060	AMD-P	80-02-154	132L-30-080	NEW-P	80-02-046	132L-117-110	NEW-E	80-03-012
132H-148-060	REP-P	80-03-025	132L-30-080	NEW	80-04-059	132L-117-120	NEW-E	80-03-012
132H-148-070	AMD-P	80-02-154	132L-30-090	NEW-P	80-02-046	132L-117-130	NEW-E	80-03-012
132H-148-070	REP-P	80-03-025	132L-30-090	NEW	80-04-059	132L-117-140	NEW-E	80-03-012
132H-148-080	AMD-P	80-02-154	132L-30-100	NEW-P	80-02-046	132L-117-150	NEW-E	80-03-012
132H-148-080	REP-P	80-03-025	132L-30-100	NEW	80-04-059	132L-117-160	NEW-E	80-03-012
132H-148-090	AMD-P	80-02-154	132L-30-110	NEW-P	80-02-046	132L-117-170	NEW-E	80-03-012
132H-148-090	REP-P	80-03-025	132L-30-110	NEW	80-04-059	132L-117-180	NEW-E	80-03-012
132H-148-100	AMD-P	80-02-154	132L-30-120	NEW-P	80-02-046	132L-117-190	NEW-E	80-03-012
132H-148-100	REP-P	80-03-025	132L-30-120	NEW	80-04-059	132L-117-200	NEW-E	80-03-012
132H-160-095	NEW	80-02-102	132L-30-130	NEW-P	80-02-046	132L-117-210	NEW-E	80-03-012
132I-128-330	AMD-P	80-02-138	132L-30-130	NEW	80-04-059	132L-117-220	NEW-E	80-03-012
132K-104-001	REP-P	80-10-015	132L-30-140	NEW-P	80-02-046	132L-117-230	NEW-E	80-03-012
132K-104-005	REP-P	80-10-015	132L-30-140	NEW	80-04-059	132L-117-240	NEW-E	80-03-012
132K-104-010	REP-P	80-10-015	132L-30-150	NEW-P	80-02-046	132L-520-010	REP	80-04-009
						132L-520-020	REP	80-04-009

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132P-12-350	REP-P	80-07-013	132P-16-039	REP-P	80-07-013	132P-104-060	REP-P	80-07-009
132P-12-350	REP	80-11-049	132P-16-039	REP	80-11-049	132P-104-060	REP	80-11-048
132P-12-353	REP-P	80-07-013	132P-16-042	REP-P	80-07-013	132P-104-070	REP-P	80-03-045
132P-12-353	REP	80-11-049	132P-16-042	REP	80-11-049	132P-104-070	REP	80-06-044
132P-12-356	REP-P	80-07-013	132P-16-045	REP-P	80-07-013	132P-104-070	REP-P	80-07-009
132P-12-356	REP	80-11-049	132P-16-045	REP	80-11-049	132P-104-070	REP	80-11-048
132P-12-359	REP-P	80-07-013	132P-16-046	REP-P	80-07-013	132P-116-010	NEW-P	80-06-151
132P-12-359	REP	80-11-049	132P-16-046	REP	80-11-049	132P-116-010	NEW	80-12-026
132P-12-425	REP-P	80-07-013	132P-16-048	REP-P	80-07-013	132P-116-020	NEW-P	80-06-151
132P-12-425	REP	80-11-049	132P-16-048	REP	80-11-049	132P-116-020	NEW	80-12-026
132P-12-428	REP-P	80-07-013	132P-16-051	REP-P	80-07-013	132P-116-030	NEW-P	80-06-151
132P-12-428	REP	80-11-049	132P-16-051	REP	80-11-049	132P-116-030	NEW	80-12-026
132P-12-431	REP-P	80-07-013	132P-16-054	REP-P	80-07-013	132P-116-040	NEW-P	80-06-151
132P-12-431	REP	80-11-049	132P-16-054	REP	80-11-049	132P-116-040	NEW	80-12-026
132P-12-434	REP-P	80-07-013	132P-16-055	REP-P	80-07-013	132P-116-050	NEW-P	80-06-151
132P-12-434	REP	80-11-049	132P-16-055	REP	80-11-049	132P-116-050	NEW	80-12-026
132P-12-437	REP-P	80-07-013	132P-16-054-010	REP-P	80-07-013	132P-116-060	NEW-P	80-06-151
132P-12-437	REP	80-11-049	132P-16-054-010	REP	80-11-049	132P-116-060	NEW	80-12-026
132P-12-440	REP-P	80-07-013	132P-84-010	REP-P	80-07-013	132P-116-070	NEW-P	80-06-151
132P-12-440	REP	80-11-049	132P-84-010	REP	80-11-049	132P-116-070	NEW	80-12-026
132P-12-444	REP-P	80-07-013	132P-84-020	REP-P	80-07-013	132P-116-080	NEW-P	80-06-151
132P-12-444	REP	80-11-049	132P-84-020	REP	80-11-049	132P-116-080	NEW	80-12-026
132P-12-447	REP-P	80-07-013	132P-84-030	REP-P	80-07-013	132P-116-090	NEW-P	80-06-151
132P-12-447	REP	80-11-049	132P-84-030	REP	80-11-049	132P-116-090	NEW	80-12-026
132P-12-450	REP-P	80-07-013	132P-84-040	REP-P	80-07-013	132P-116-100	NEW-P	80-06-151
132P-12-450	REP	80-11-049	132P-84-040	REP	80-11-049	132P-116-100	NEW	80-12-026
132P-12-453	REP-P	80-07-013	132P-84-050	REP-P	80-07-013	132P-116-110	NEW-P	80-06-151
132P-12-453	REP	80-11-049	132P-84-050	REP	80-11-049	132P-116-110	NEW	80-12-026
132P-12-456	REP-P	80-07-013	132P-84-060	REP-P	80-07-013	132P-116-120	NEW-P	80-06-151
132P-12-456	REP	80-11-049	132P-84-060	REP	80-11-049	132P-116-120	NEW	80-12-026
132P-12-459	REP-P	80-07-013	132P-84-070	REP-P	80-07-013	132P-116-130	NEW-P	80-06-151
132P-12-459	REP	80-11-049	132P-84-070	REP	80-11-049	132P-116-130	NEW	80-12-026
132P-12-462	REP-P	80-07-013	132P-84-080	REP-P	80-07-013	132P-116-140	NEW-P	80-06-151
132P-12-462	REP	80-11-049	132P-84-080	REP	80-11-049	132P-116-140	NEW	80-12-026
132P-12-465	REP-P	80-07-013	132P-104-010	REP-P	80-03-045	132P-116-150	NEW-P	80-06-151
132P-12-465	REP	80-11-049	132P-104-010	REP	80-06-044	132P-116-150	NEW	80-12-026
132P-12-468	REP-P	80-07-013	132P-104-010	REP-P	80-07-009	132P-116-160	NEW-P	80-06-151
132P-12-468	REP	80-11-049	132P-104-010	REP	80-11-048	132P-116-160	NEW	80-12-026
132P-12-471	REP-P	80-07-013	132P-104-011	REP-P	80-03-045	132P-116-170	NEW-P	80-06-151
132P-12-471	REP	80-11-049	132P-104-011	REP	80-06-044	132P-116-170	NEW	80-12-026
132P-12-474	REP-P	80-07-013	132P-104-011	REP-P	80-07-009	132P-116-180	NEW-P	80-06-151
132P-12-474	REP	80-11-049	132P-104-011	REP	80-11-048	132P-116-180	NEW	80-12-026
132P-12-477	REP-P	80-07-013	132P-104-012	REP-P	80-03-045	132P-116-190	NEW-P	80-06-151
132P-12-477	REP	80-11-049	132P-104-012	REP	80-06-044	132P-116-190	NEW	80-12-026
132P-12-480	REP-P	80-07-013	132P-104-012	REP-P	80-07-009	132P-116-200	NEW-P	80-06-151
132P-12-480	REP	80-11-049	132P-104-012	REP	80-11-048	132P-116-200	NEW	80-12-026
132P-12-483	REP-P	80-07-013	132P-104-020	REP-P	80-03-045	132P-116-210	NEW-P	80-06-151
132P-12-483	REP	80-11-049	132P-104-020	REP	80-06-044	132P-116-210	NEW	80-12-026
132P-16-003	REP-P	80-07-013	132P-104-020	REP-P	80-07-009	132P-116-220	NEW-P	80-06-151
132P-16-003	REP	80-11-049	132P-104-020	REP	80-11-048	132P-116-220	NEW	80-12-026
132P-16-006	REP-P	80-07-013	132P-104-030	REP-P	80-06-044	132P-116-230	NEW-P	80-06-151
132P-16-006	REP	80-11-049	132P-104-030	REP	80-07-009	132P-116-230	NEW	80-12-026
132P-16-009	REP-P	80-07-013	132P-104-030	REP-P	80-03-045	132P-116-240	NEW-P	80-06-151
132P-16-009	REP	80-11-049	132P-104-030	REP	80-06-044	132P-116-240	NEW	80-12-026
132P-16-012	REP-P	80-07-013	132P-104-031	REP-P	80-07-009	132P-116-250	NEW-P	80-06-151
132P-16-012	REP	80-11-049	132P-104-031	REP	80-11-048	132P-116-250	NEW	80-12-026
132P-16-015	REP-P	80-07-013	132P-104-031	REP-P	80-03-045	132P-116-260	NEW-P	80-06-151
132P-16-015	REP	80-11-049	132P-104-031	REP	80-06-044	132P-116-260	NEW	80-12-026
132P-16-016	REP-P	80-07-013	132P-104-032	REP-P	80-07-009	132P-116-270	NEW-P	80-06-151
132P-16-016	REP	80-11-049	132P-104-032	REP	80-11-048	132P-116-270	NEW	80-12-026
132P-16-018	REP-P	80-07-013	132P-104-032	REP-P	80-03-045	132P-116-280	NEW-P	80-06-151
132P-16-018	REP	80-11-049	132P-104-032	REP	80-06-044	132P-116-280	NEW	80-12-026
132P-16-021	REP-P	80-07-013	132P-104-040	REP-P	80-07-009	132P-116-290	NEW-P	80-06-151
132P-16-021	REP	80-11-049	132P-104-040	REP	80-11-048	132P-116-290	NEW	80-12-026
132P-16-024	REP-P	80-07-013	132P-104-040	REP-P	80-03-045	132P-120-710	REP-P	80-07-013
132P-16-024	REP	80-11-049	132P-104-040	REP	80-06-044	132P-120-710	REP	80-11-049
132P-16-027	REP-P	80-07-013	132P-104-045	REP-P	80-07-009	132P-120-720	REP-P	80-07-013
132P-16-027	REP	80-11-049	132P-104-045	REP	80-11-048	132P-120-720	REP	80-11-049
132P-16-030	REP-P	80-07-013	132P-104-045	REP-P	80-03-045	132P-120-730	REP-P	80-07-013
132P-16-030	REP	80-11-049	132P-104-045	REP	80-06-044	132P-120-730	REP	80-11-049
132P-16-033	REP-P	80-07-013	132P-104-050	REP-P	80-07-009	132P-120-810	REP-P	80-07-013
132P-16-033	REP	80-11-049	132P-104-050	REP	80-11-048	132P-120-810	REP	80-11-049
132P-16-036	REP-P	80-07-013	132P-104-050	REP-P	80-03-045	132P-120-815	REP-P	80-07-013
132P-16-036	REP	80-11-049	132P-104-060	REP	80-06-044	132P-120-815	REP	80-11-049

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
132P-120-816	REP-P	80-07-013	136-16-022	AMD-P	80-12-053	173-19-180	AMD	80-02-123
132P-120-816	REP	80-11-049	136-16-025	NEW-P	80-06-126	173-19-1801	NEW	80-02-123
132P-120-820	REP-P	80-07-013	136-16-025	NEW	80-09-084	173-19-190	AMD	80-02-123
132P-120-820	REP	80-11-049	136-16-042	AMD-P	80-06-126	173-19-1901	NEW	80-02-123
132P-120-825	REP-P	80-07-013	136-16-042	AMD	80-09-084	173-19-210	AMD	80-02-123
132P-120-825	REP	80-11-049	136-16-050	AMD-P	80-06-126	173-19-2101	NEW	80-02-123
132P-120-830	REP-P	80-07-013	136-16-050	AMD	80-09-084	173-19-2102	NEW	80-02-123
132P-120-830	REP	80-11-049	136-18-010	AMD-P	80-12-054	173-19-2103	NEW	80-02-123
132P-120-910	REP-P	80-07-013	136-18-020	AMD-P	80-12-054	173-19-2104	NEW	80-02-123
132P-120-910	REP	80-11-049	136-18-030	AMD-P	80-12-054	173-19-220	AMD	80-02-123
132P-132-010	REP-P	80-07-013	136-18-050	REP-P	80-12-054	173-19-220	AMD-P	80-04-140
132P-132-010	REP	80-11-049	136-18-070	AMD-P	80-12-054	173-19-220	AMD-P	80-06-049
132P-144-010	REP-P	80-07-013	136-18-080	AMD-P	80-12-054	173-19-220	AMD	80-07-007
132P-144-010	REP	80-11-049	173-14-060	AMD-P	80-02-172	173-19-2201	NEW	80-02-123
132P-144-020	REP-P	80-07-013	173-14-060	AMD	80-04-027	173-19-2202	NEW	80-02-123
132P-144-020	REP	80-11-049	173-16-060	AMD-P	80-11-058	173-19-2203	NEW	80-02-123
132P-168-010	REP-P	80-07-013	173-18-044	NEW-P	80-05-077	173-19-2204	NEW	80-02-123
132P-168-010	REP	80-11-049	173-18-044	NEW	80-08-052	173-19-2204	AMD-P	80-04-140
132P-180-010	REP-P	80-07-013	173-18-046	NEW-P	80-05-077	173-19-2204	AMD-P	80-06-049
132P-180-010	REP	80-11-049	173-18-046	NEW	80-08-052	173-19-2204	AMD-P	80-07-006
132S-04-010	AMD-P	80-06-055	173-18-080	AMD-P	80-05-077	173-19-2204	AMD-P	80-08-051
132S-04-010	AMD-P	80-11-004	173-18-080	AMD	80-08-052	173-19-2204	AMD	80-10-017
132S-197-010	NEW	80-03-014	173-18-120	AMD-P	80-05-077	173-19-2205	NEW	80-02-123
132S-197-012	NEW	80-03-014	173-18-120	AMD	80-08-052	173-19-2206	NEW	80-02-123
132T-04-080	AMD-P	80-11-068	173-18-210	AMD-P	80-05-077	173-19-2207	NEW	80-02-123
132V-23-010	NEW-E	80-02-107	173-18-210	AMD	80-08-052	173-19-2208	NEW	80-02-123
132V-23-020	NEW-E	80-02-107	173-18-340	AMD	80-08-052	173-19-230	AMD	80-02-123
132V-23-030	NEW-E	80-02-107	173-18-390	AMD	80-08-052	173-19-2301	NEW	80-02-123
132V-23-040	NEW-E	80-02-107	173-19-030	AMD	80-02-123	173-19-2302	NEW	80-02-123
132V-23-050	NEW-E	80-02-107	173-19-060	AMD	80-02-123	173-19-2303	NEW	80-02-123
132V-23-060	NEW-E	80-02-107	173-19-062	NEW	80-02-123	173-19-240	AMD	80-02-123
132V-23-070	NEW-E	80-02-107	173-19-064	NEW	80-02-123	173-19-2401	NEW	80-02-123
132V-23-080	NEW-E	80-02-107	173-19-080	AMD	80-02-123	173-19-250	AMD	80-02-123
132V-120-010	NEW-P	80-05-069	173-19-100	AMD	80-02-123	173-19-2501	NEW	80-02-123
132V-120-020	NEW-P	80-05-069	173-19-1001	NEW	80-02-123	173-19-2502	NEW	80-02-123
132V-120-030	NEW-P	80-05-069	173-19-1002	NEW	80-02-123	173-19-2503	NEW	80-02-123
132V-120-040	NEW-P	80-05-069	173-19-110	AMD	80-02-123	173-19-2504	NEW	80-02-123
132V-120-050	NEW-P	80-05-069	173-19-1101	NEW	80-02-123	173-19-2505	NEW	80-02-123
132V-120-060	NEW-P	80-05-069	173-19-1102	NEW	80-02-123	173-19-2506	NEW	80-02-123
132V-120-070	NEW-P	80-05-069	173-19-1103	NEW	80-02-123	173-19-2507	NEW	80-02-123
132V-120-080	NEW-P	80-05-069	173-19-1104	NEW	80-02-123	173-19-2508	NEW	80-02-123
132V-120-090	NEW-P	80-05-069	173-19-1105	NEW	80-02-123	173-19-2509	NEW	80-02-123
132V-120-100	NEW-P	80-05-069	173-19-120	AMD	80-02-123	173-19-2510	NEW	80-02-123
132V-120-110	NEW-P	80-05-069	173-19-120	AMD-P	80-05-128	173-19-2511	NEW	80-02-123
132V-120-120	NEW-P	80-05-069	173-19-120	AMD	80-08-054	173-19-2512	NEW	80-02-123
132V-120-130	NEW-P	80-05-069	173-19-1201	NEW	80-02-123	173-19-2513	NEW	80-02-123
132V-120-140	NEW-P	80-05-069	173-19-1202	NEW	80-02-123	173-19-2514	NEW	80-02-123
132V-120-150	NEW-P	80-05-069	173-19-1203	NEW	80-02-123	173-19-2515	NEW	80-02-123
132V-120-160	NEW-P	80-05-069	173-19-1204	NEW	80-02-123	173-19-2516	NEW	80-02-123
132V-120-170	NEW-P	80-05-069	173-19-1205	NEW	80-02-123	173-19-2517	NEW	80-02-123
132V-120-180	NEW-P	80-05-069	173-19-130	AMD	80-02-123	173-19-2518	NEW	80-02-123
132V-120-190	NEW-P	80-05-069	173-19-1301	NEW	80-02-123	173-19-2519	NEW	80-02-123
132V-120-200	NEW-P	80-05-069	173-19-140	AMD	80-02-123	173-19-2520	NEW	80-02-123
132V-120-210	NEW-P	80-05-069	173-19-1401	NEW	80-02-123	173-19-2521	NEW	80-02-123
132V-120-220	NEW-P	80-05-069	173-19-1402	NEW	80-02-123	173-19-2521	AMD-P	80-08-084
132V-120-230	NEW-P	80-05-069	173-19-1403	NEW	80-02-123	173-19-2522	AMD-P	80-09-097
132V-120-240	NEW-P	80-05-069	173-19-1404	NEW	80-02-123	173-19-2522	NEW	80-02-123
132V-120-250	NEW-P	80-05-069	173-19-1405	NEW	80-02-123	173-19-2523	NEW	80-02-123
132V-120-260	NEW-P	80-05-069	173-19-150	AMD	80-02-123	173-19-2524	NEW	80-02-123
132V-120-270	NEW-P	80-05-069	173-19-1501	NEW	80-02-123	173-19-2525	NEW	80-02-123
132V-120-280	NEW-P	80-05-069	173-19-1502	NEW	80-02-123	173-19-260	AMD	80-02-123
132V-120-290	NEW-P	80-05-069	173-19-160	AMD	80-02-123	173-19-2601	NEW	80-02-123
132V-120-300	NEW-P	80-05-069	173-19-160	AMD-P	80-02-173	173-19-2602	NEW	80-02-123
132V-120-310	NEW-P	80-05-069	173-19-1601	NEW	80-02-123	173-19-2603	NEW	80-02-123
132V-120-320	NEW-P	80-05-069	173-19-1602	NEW	80-02-123	173-19-2604	NEW	80-02-123
132W-104-040	AMD-P	80-03-022	173-19-1603	NEW	80-02-123	173-19-270	AMD	80-02-123
132W-104-040	AMD	80-05-106	173-19-1603	AMD	80-04-026	173-19-2701	NEW	80-02-123
136-11-010	NEW	80-02-105	173-19-1604	NEW	80-02-123	173-19-2702	NEW	80-02-123
136-11-020	NEW	80-02-105	173-19-1605	NEW	80-02-123	173-19-2703	NEW	80-02-123
136-11-030	NEW	80-02-105	173-19-1605	AMD	80-04-026	173-19-280	AMD	80-02-123
136-16-020	AMD-P	80-06-126	173-19-170	AMD	80-02-123	173-19-2801	NEW	80-02-123
136-16-020	AMD	80-09-084	173-19-1701	NEW	80-02-123	173-19-2802	NEW	80-02-123
136-16-022	NEW-P	80-06-126	173-19-1702	NEW	80-02-123	173-19-2803	NEW	80-02-123
136-16-022	NEW	80-09-084	173-19-1703	NEW	80-02-123	173-19-290	AMD	80-02-123

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
173-19-290	AMD-P	80-08-084	173-19-390	AMD	80-02-123	173-20-046	NEW	80-08-053
173-19-290	AMD-P	80-09-097	173-19-3901	NEW	80-02-123	173-20-580	AMD-P	80-05-078
173-19-2901	NEW	80-02-123	173-19-3902	NEW	80-02-123	173-20-580	AMD	80-08-053
173-19-2902	NEW	80-02-123	173-19-3903	NEW	80-02-123	173-20-600	AMD-P	80-05-078
173-19-2903	NEW	80-02-123	173-19-3903	AMD-P	80-04-140	173-20-600	AMD	80-08-053
173-19-2904	NEW	80-02-123	173-19-3903	AMD	80-06-050	173-22-030	AMD-P	80-05-079
173-19-2905	NEW	80-02-123	173-19-3904	NEW	80-02-123	173-22-030	AMD	80-08-086
173-19-2906	NEW	80-02-123	173-19-3905	NEW	80-02-123	173-22-040	AMD-P	80-05-079
173-19-2907	NEW	80-02-123	173-19-3906	NEW	80-02-123	173-22-040	AMD	80-08-086
173-19-300	AMD	80-02-123	173-19-3907	NEW	80-02-123	173-22-050	AMD-P	80-05-079
173-19-3001	NEW	80-02-123	173-19-3908	NEW	80-02-123	173-22-050	AMD	80-08-086
173-19-3002	NEW	80-02-123	173-19-3909	NEW	80-02-123	173-22-055	AMD-P	80-05-079
173-19-310	AMD	80-02-123	173-19-3910	NEW	80-02-123	173-22-055	AMD	80-08-086
173-19-310	AMD-P	80-03-117	173-19-3911	NEW	80-02-123	173-24	AMD-P	80-12-036
173-19-310	AMD	80-05-053	173-19-3912	NEW	80-02-123	173-24-060	AMD-P	80-08-085
173-19-3101	NEW	80-02-123	173-19-3913	NEW	80-02-123	173-24-090	AMD-P	80-08-085
173-19-320	AMD	80-02-123	173-19-3913	AMD-P	80-04-140	173-24-125	NEW-P	80-08-085
173-19-3201	NEW	80-02-123	173-19-3913	AMD	80-06-050	173-62	AMD-P	80-09-051
173-19-3202	NEW	80-02-123	173-19-3914	NEW	80-02-123	173-62	AMD-P	80-10-016
173-19-3203	NEW	80-02-123	173-19-3915	NEW	80-02-123	173-62	AMD-P	80-12-058
173-19-3204	NEW	80-02-123	173-19-3916	NEW	80-02-123	173-62-010	AMD-P	80-06-165
173-19-3205	NEW	80-02-123	173-19-400	AMD	80-02-123	173-62-020	AMD-P	80-06-165
173-19-3206	NEW	80-02-123	173-19-4001	NEW	80-02-123	173-62-030	AMD-P	80-06-165
173-19-3207	NEW	80-02-123	173-19-4002	NEW	80-02-123	173-62-040	AMD-P	80-06-165
173-19-3208	NEW	80-02-123	173-19-4003	NEW	80-02-123	173-62-060	AMD-P	80-06-165
173-19-3209	NEW	80-02-123	173-19-4004	NEW	80-02-123	173-134-150	REP	80-02-025
173-19-3210	NEW	80-02-123	173-19-4005	NEW	80-02-123	173-164-050	AMD-E	80-06-160
173-19-330	AMD	80-02-123	173-19-4006	NEW	80-02-123	173-164-050	AMD-P	80-06-161
173-19-330	AMD-P	80-05-128	173-19-410	AMD	80-02-123	173-164-050	AMD	80-09-052
173-19-330	AMD	80-08-054	173-19-4101	NEW	80-02-123	173-255-040	AMD-P	80-05-125
173-19-3301	NEW	80-02-123	173-19-4102	NEW	80-02-123	173-255-040	AMD	80-08-050
173-19-3302	NEW	80-02-123	173-19-420	AMD	80-02-123	173-400	AMD-P	80-08-023
173-19-3303	NEW	80-02-123	173-19-4201	NEW	80-02-123	173-400-020	AMD-P	80-05-129
173-19-3304	NEW	80-02-123	173-19-4202	NEW	80-02-123	173-400-020	AMD	80-11-059
173-19-340	AMD	80-02-123	173-19-4203	NEW	80-02-123	173-400-030	AMD-P	80-05-129
173-19-3401	NEW	80-02-123	173-19-4204	NEW	80-02-123	173-400-030	AMD	80-11-059
173-19-3402	NEW	80-02-123	173-19-4205	NEW	80-02-123	173-400-040	AMD-P	80-05-129
173-19-3403	NEW	80-02-123	173-19-4206	NEW	80-02-123	173-400-040	AMD	80-11-059
173-19-3404	NEW	80-02-123	173-19-430	AMD	80-02-123	173-400-050	AMD-P	80-05-129
173-19-3405	NEW	80-02-123	173-19-430	AMD-P	80-02-173	173-400-050	AMD	80-11-059
173-19-350	AMD	80-02-123	173-19-430	AMD	80-04-026	173-400-060	AMD-P	80-05-129
173-19-350	AMD-P	80-02-173	173-19-4301	NEW	80-02-123	173-400-060	AMD	80-11-059
173-19-3501	NEW	80-02-123	173-19-440	AMD	80-02-123	173-400-070	AMD-P	80-05-129
173-19-3502	NEW	80-02-123	173-19-4401	NEW	80-02-123	173-400-070	AMD	80-11-059
173-19-3503	NEW	80-02-123	173-19-4402	NEW	80-02-123	173-400-075	AMD-P	80-05-129
173-19-3504	NEW	80-02-123	173-19-450	AMD	80-02-123	173-400-075	AMD	80-11-059
173-19-3505	NEW	80-02-123	173-19-4501	NEW	80-02-123	173-400-080	AMD-P	80-05-129
173-19-3506	NEW	80-02-123	173-19-4502	NEW	80-02-123	173-400-080	AMD	80-11-059
173-19-3507	NEW	80-02-123	173-19-4502	AMD-P	80-05-128	173-400-090	AMD-P	80-05-129
173-19-3508	NEW	80-02-123	173-19-4502	AMD	80-08-054	173-400-090	AMD	80-11-059
173-19-3509	NEW	80-02-123	173-19-4503	NEW	80-02-123	173-400-100	AMD-P	80-05-129
173-19-3510	NEW	80-02-123	173-19-4504	NEW	80-02-123	173-400-100	AMD	80-11-059
173-19-3511	NEW	80-02-123	173-19-4505	NEW	80-02-123	173-400-110	AMD-P	80-05-129
173-19-3512	NEW	80-02-123	173-19-4506	NEW	80-02-123	173-400-110	AMD	80-11-059
173-19-3513	NEW	80-02-123	173-19-4507	NEW	80-02-123	173-400-115	AMD-P	80-05-129
173-19-3514	NEW	80-02-123	173-19-460	AMD	80-02-123	173-400-115	AMD	80-11-059
173-19-3514	AMD	80-04-026	173-19-4601	NEW	80-02-123	173-400-120	AMD-P	80-05-129
173-19-3515	NEW	80-02-123	173-19-4602	NEW	80-02-123	173-400-120	AMD	80-11-059
173-19-360	AMD	80-02-123	173-19-4603	NEW	80-02-123	173-402-010	NEW-P	80-05-127
173-19-360	AMD-P	80-10-057	173-19-4604	NEW	80-02-123	173-402-010	NEW	80-08-024
173-19-3601	NEW	80-02-123	173-19-4605	NEW	80-02-123	173-402-020	NEW-P	80-05-127
173-19-370	AMD	80-02-123	173-19-4606	NEW	80-02-123	173-402-020	NEW	80-08-024
173-19-370	AMD-P	80-03-117	173-19-4607	NEW	80-02-123	173-405-011	REP-P	80-06-162
173-19-370	AMD	80-05-053	173-19-470	AMD	80-02-123	173-405-011	REP	80-11-060
173-19-370	AMD-P	80-09-098	173-19-4701	NEW	80-02-123	173-405-012	NEW-P	80-06-162
173-19-3701	NEW	80-02-123	173-19-4702	NEW	80-02-123	173-405-012	NEW	80-11-060
173-19-3702	NEW	80-02-123	173-19-4703	NEW	80-02-123	173-405-021	AMD-E	80-02-012
173-19-3703	NEW	80-02-123	173-19-4704	NEW	80-02-123	173-405-021	AMD-P	80-02-095
173-19-3704	NEW	80-02-123	173-19-4705	NEW	80-02-123	173-405-021	AMD	80-04-049
173-19-3705	NEW	80-02-123	173-19-4706	NEW	80-02-123	173-405-021	AMD-P	80-06-162
173-19-3706	NEW	80-02-123	173-19-4707	NEW	80-02-123	173-405-021	AMD	80-11-060
173-19-380	AMD	80-02-123	173-20-044	NEW-P	80-05-078	173-405-031	REP-P	80-06-162
173-19-3801	NEW	80-02-123	173-20-044	NEW	80-08-053	173-405-031	REP	80-11-060
173-19-3802	NEW	80-02-123	173-20-046	NEW-P	80-05-078	173-405-033	NEW-E	80-02-012

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173-405-033	NEW-P	80-02-095	173-410-081	REP	80-04-050	173-490-200	NEW-P	80-06-166
173-405-033	NEW	80-04-049	173-410-086	NEW-E	80-02-013	173-490-200	NEW	80-11-062
173-405-033	AMD-P	80-06-162	173-410-086	NEW-P	80-02-096	173-490-201	NEW-P	80-06-166
173-405-033	AMD	80-11-060	173-410-086	NEW	80-04-050	173-490-201	NEW	80-11-062
173-405-036	REP-P	80-06-162	173-410-086	AMD-P	80-06-163	173-490-202	NEW-P	80-06-166
173-405-036	REP	80-11-060	173-410-086	AMD	80-11-061	173-490-202	NEW	80-11-062
173-405-040	NEW-P	80-06-162	173-410-090	NEW-P	80-06-163	173-490-203	NEW-P	80-06-166
173-405-040	NEW	80-11-060	173-410-090	NEW	80-11-061	173-490-203	NEW	80-11-062
173-405-071	AMD-E	80-02-012	173-410-091	AMD-P	80-06-163	173-490-204	NEW-P	80-06-166
173-405-071	REP-P	80-06-162	173-410-091	AMD	80-11-061	173-490-204	NEW	80-11-062
173-405-071	REP	80-11-060	173-415-010	NEW-P	80-06-164	173-490-205	NEW-P	80-06-166
173-405-072	NEW-P	80-06-162	173-415-010	NEW	80-11-028	173-490-205	NEW	80-11-062
173-405-072	NEW	80-11-060	173-415-020	NEW-P	80-06-164	173-490-206	NEW-P	80-06-166
173-405-076	REP-E	80-02-012	173-415-020	NEW	80-11-028	173-490-206	NEW	80-11-062
173-405-076	REP-P	80-02-095	173-415-030	NEW-P	80-06-164	173-490-207	NEW-P	80-06-166
173-405-076	REP	80-04-049	173-415-030	NEW	80-11-028	173-490-207	NEW	80-11-062
173-405-077	NEW-P	80-02-095	173-415-040	NEW-P	80-06-164	173-509	NEW-P	80-05-076
173-405-077	NEW	80-04-049	173-415-040	NEW	80-11-028	173-509-010	NEW	80-07-005
173-405-077	AMD-P	80-06-162	173-415-050	NEW-P	80-06-164	173-509-010	NEW	80-07-005
173-405-077	AMD	80-11-060	173-415-050	NEW	80-11-028	173-509-015	NEW	80-07-005
173-405-078	NEW-P	80-02-095	173-415-060	NEW-P	80-06-164	173-509-020	NEW	80-07-005
173-405-078	NEW	80-04-049	173-415-060	NEW	80-11-028	173-509-030	NEW	80-07-005
173-405-078	AMD-P	80-06-162	173-415-070	NEW-P	80-06-164	173-509-040	NEW	80-07-005
173-405-078	AMD	80-11-060	173-415-070	NEW	80-11-028	173-509-050	NEW	80-07-005
173-405-081	REP-E	80-02-012	173-415-080	NEW-P	80-06-164	173-509-060	NEW	80-07-005
173-405-081	REP-P	80-02-095	173-415-080	NEW	80-11-028	173-509-070	NEW	80-07-005
173-405-081	REP	80-04-049	173-415-090	NEW-P	80-06-164	173-509-080	NEW	80-07-005
173-405-086	NEW-E	80-02-012	173-415-090	NEW	80-11-028	173-509-090	NEW	80-07-005
173-405-086	NEW-P	80-02-095	173-422-010	NEW	80-03-070	173-509-100	NEW	80-07-005
173-405-086	NEW	80-04-049	173-422-020	NEW	80-03-070	173-510-010	NEW	80-04-047
173-405-086	AMD-P	80-06-162	173-422-030	NEW	80-03-070	173-510-020	NEW	80-04-047
173-405-086	AMD	80-11-060	173-422-040	NEW	80-03-070	173-510-030	NEW	80-04-047
173-405-090	NEW-P	80-06-162	173-422-050	NEW	80-03-070	173-510-040	NEW	80-04-047
173-405-090	NEW	80-11-060	173-422-060	NEW	80-03-070	173-510-050	NEW	80-04-047
173-405-101	AMD-P	80-06-162	173-422-070	NEW	80-03-070	173-510-060	NEW	80-04-047
173-405-101	AMD	80-11-060	173-422-080	NEW	80-03-070	173-510-070	NEW	80-04-047
173-410-011	REP-P	80-06-163	173-422-090	NEW	80-03-070	173-510-080	NEW	80-04-047
173-410-011	REP	80-11-061	173-422-100	NEW	80-03-070	173-510-090	NEW	80-04-047
173-410-012	NEW-P	80-06-163	173-422-110	NEW	80-03-070	173-510-100	NEW	80-04-047
173-410-012	NEW	80-11-061	173-422-120	NEW	80-03-070	173-513-010	NEW-P	80-04-139
173-410-021	AMD-E	80-02-013	173-422-130	NEW	80-03-070	173-513-020	NEW	80-08-019
173-410-021	AMD-P	80-02-096	173-422-140	NEW	80-03-070	173-513-030	NEW-P	80-04-139
173-410-021	AMD	80-04-050	173-422-150	NEW	80-03-070	173-513-040	NEW	80-08-019
173-410-021	AMD-P	80-06-163	173-422-160	NEW	80-03-070	173-513-050	NEW-P	80-04-139
173-410-021	AMD	80-11-061	173-422-170	NEW	80-03-070	173-513-060	NEW	80-08-019
173-410-031	REP-P	80-06-163	173-422-180	NEW	80-03-070	173-513-070	NEW-P	80-04-139
173-410-031	REP	80-11-061	173-422-190	NEW-P	80-01-114	173-513-080	NEW	80-08-019
173-410-033	NEW-E	80-02-013	173-475-010	NEW	80-03-071	173-513-090	NEW-P	80-04-139
173-410-036	REP-P	80-06-163	173-475-020	NEW-P	80-01-114	173-513-100	NEW	80-08-019
173-410-036	REP	80-11-061	173-475-030	NEW	80-03-071	173-513-010	REP-P	80-01-112
173-410-040	NEW-P	80-06-163	173-475-040	NEW-P	80-01-114	173-531-010	REP	80-08-020
173-410-040	NEW	80-11-061	173-475-050	NEW	80-03-071	173-531-020	REP-P	80-01-112
173-410-041	REP-P	80-06-163	173-475-060	NEW-P	80-01-114	173-531-030	REP	80-08-020
173-410-041	REP	80-11-061	173-490-010	AMD-P	80-06-166	173-531-040	REP-P	80-01-112
173-410-051	REP-P	80-06-163	173-490-020	AMD-P	80-06-166	173-531-050	REP	80-08-020
173-410-051	REP	80-11-061	173-490-030	AMD	80-11-062	173-531-060	REP-P	80-01-112
173-410-061	REP-P	80-06-163	173-490-040	AMD-P	80-06-166	173-531-070	REP	80-08-020
173-410-061	REP	80-11-061	173-490-050	AMD	80-11-062	173-531-080	REP-P	80-01-112
173-410-062	NEW-P	80-06-163	173-490-060	AMD-P	80-06-166	173-531-090	REP	80-08-020
173-410-062	NEW	80-11-061	173-490-070	AMD	80-11-062	173-531-100	NEW	80-08-019
173-410-066	AMD-E	80-02-013	173-490-080	AMD-P	80-06-166	173-531	REP-P	80-05-052
173-410-066	REP-P	80-02-096	173-490-090	AMD	80-11-062	173-531-010	REP-P	80-01-112
173-410-066	REP	80-04-050	173-490-100	AMD	80-11-062	173-531-020	REP	80-08-020
173-410-067	NEW-P	80-02-096	173-490-110	AMD-P	80-06-166	173-531-030	REP-P	80-01-112
173-410-067	NEW	80-04-050	173-490-120	AMD	80-11-062	173-531-040	REP	80-08-020
173-410-067	AMD-P	80-06-163	173-490-130	AMD	80-11-062	173-531-050	REP-P	80-01-112
173-410-067	AMD	80-11-061	173-490-140	AMD	80-11-062	173-531-060	REP	80-08-020
173-410-071	NEW-E	80-02-013	173-490-150	AMD-P	80-06-166	173-531-070	REP-P	80-01-112
173-410-071	NEW-P	80-02-096		AMD	80-11-062	173-531-080	REP	80-08-020
173-410-071	NEW	80-04-050		AMD	80-11-062	173-531-090	REP-P	80-01-112
173-410-071	AMD-P	80-06-163		AMD	80-11-062	173-531-100	REP	80-08-020
173-410-071	AMD	80-11-061		AMD	80-11-062	173-531A-010	NEW-P	80-05-126
173-410-081	REP-E	80-02-013		AMD	80-11-062			
173-410-081	REP-P	80-02-096						

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173-531A-020	NEW-P	80-05-126	180-30-807	AMD	80-07-001	180-79-245	AMD	80-06-130
173-531A-020	NEW	80-08-022	180-30-810	NEW	80-02-145	180-79-250	AMD-P	80-04-101
173-531A-030	NEW-P	80-05-126	180-30-810	AMD-E	80-04-102	180-79-250	AMD	80-06-130
173-531A-030	NEW	80-08-022	180-30-810	AMD-P	80-04-099	182-12-115	AMD-P	80-02-148
173-531A-040	NEW-P	80-05-126	180-30-810	AMD	80-07-001	182-12-115	AMD-E	80-03-007
173-531A-040	NEW	80-08-022	180-30-815	NEW	80-02-145	182-12-115	AMD	80-05-016
173-531A-050	NEW-P	80-05-126	180-30-820	NEW	80-02-145	182-12-122	AMD-P	80-02-148
173-531A-050	NEW	80-08-022	180-30-825	NEW	80-02-145	182-12-122	AMD-E	80-03-007
173-531A-060	NEW-P	80-05-126	180-30-825	AMD-P	80-04-099	182-12-122	AMD	80-05-016
173-531A-060	NEW	80-08-022	180-30-825	AMD-E	80-04-102	182-12-130	AMD-P	80-02-148
173-531A-070	NEW-P	80-05-126	180-30-825	AMD	80-07-001	182-12-130	AMD-E	80-03-007
173-531A-070	NEW	80-08-022	180-30-830	NEW	80-02-145	182-12-130	AMD	80-05-016
173-563	NEW-P	80-05-051	180-30-830	AMD-P	80-04-099	182-12-132	NEW-P	80-02-148
173-563-010	NEW-P	80-01-113	180-30-830	AMD-E	80-04-102	182-12-132	NEW-E	80-03-007
173-563-010	NEW	80-08-021	180-30-830	AMD	80-07-001	182-12-132	NEW	80-05-016
173-563-020	NEW-P	80-01-113	180-30-835	NEW	80-02-145	182-12-135	REP-P	80-02-148
173-563-020	NEW	80-08-021	180-30-835	AMD-P	80-04-099	182-12-135	REP-E	80-03-007
173-563-030	NEW-P	80-01-113	180-30-835	AMD-E	80-04-102	182-12-135	REP	80-05-016
173-563-030	NEW	80-08-021	180-30-835	REP	80-07-001	182-12-190	AMD-P	80-02-148
173-563-040	NEW-P	80-01-113	180-30-840	NEW	80-02-145	182-12-190	AMD-E	80-03-007
173-563-040	NEW	80-08-021	180-30-840	AMD-P	80-04-099	182-12-190	AMD	80-05-016
173-563-050	NEW-P	80-01-113	180-30-840	AMD-E	80-04-102	192-12-041	NEW	80-02-034
173-563-050	NEW	80-08-021	180-30-840	REP	80-07-001	192-12-041	AMD-P	80-08-026
173-563-060	NEW-P	80-01-113	180-30-845	NEW	80-02-145	192-12-041	AMD	80-10-052
173-563-060	NEW	80-08-021	180-30-845	AMD-P	80-04-099	192-12-042	NEW	80-02-034
173-563-070	NEW-P	80-01-113	180-30-845	AMD-E	80-04-102	192-12-182	AMD-P	80-08-026
173-563-070	NEW	80-08-021	180-30-845	AMD	80-07-001	192-12-182	AMD	80-10-052
173-563-080	NEW-P	80-01-113	180-40-225	AMD-P	80-07-043	192-12-184	AMD-P	80-08-026
173-563-080	NEW	80-08-021	180-40-225	AMD	80-10-030	192-12-184	AMD	80-10-052
173-563-090	NEW-P	80-01-113	180-40-230	AMD-P	80-07-043	192-15-150	AMD-P	80-05-047
173-563-090	NEW	80-08-021	180-40-230	AMD	80-10-030	192-15-150	AMD	80-07-026
173-563-100	NEW	80-08-021	180-43-005	NEW	80-02-146	192-16-009	AMD-E	80-07-027
173-563-900	NEW-P	80-01-113	180-43-010	NEW	80-02-146	192-16-009	AMD-P	80-08-026
173-563-900	NEW	80-08-021	180-43-015	NEW	80-02-146	192-16-009	AMD	80-10-052
173-563-901	NEW-P	80-01-113	180-56-031	AMD	80-02-147	192-16-013	AMD-E	80-07-027
174-112-465	NEW-P	80-03-086	180-56-031	AMD-P	80-12-019	192-16-013	AMD-P	80-08-026
174-116-115	AMD-P	80-03-086	180-75-030	AMD-P	80-04-100	192-16-013	AMD	80-10-052
174-116-115	AMD	80-06-034	180-75-030	AMD	80-06-129	192-16-015	AMD-E	80-07-027
174-162-330	NEW-P	80-03-086	180-75-040	AMD-P	80-04-100	192-16-015	AMD-P	80-08-026
174-162-330	NEW	80-05-067	180-75-040	AMD	80-06-129	192-16-015	AMD	80-10-052
180-10-001	NEW-P	80-04-097	180-75-045	AMD-P	80-04-100	192-16-023	AMD-E	80-07-027
180-10-001	NEW	80-06-092	180-75-045	AMD	80-06-129	192-16-023	AMD-P	80-08-026
180-10-003	NEW-P	80-04-097	180-75-050	AMD-P	80-04-100	192-16-023	AMD	80-10-052
180-10-003	NEW	80-06-092	180-75-050	AMD	80-06-129	192-16-025	NEW-E	80-07-027
180-10-005	NEW-P	80-04-097	180-75-061	NEW-P	80-04-100	192-16-025	NEW-P	80-08-026
180-10-005	NEW	80-06-092	180-75-061	NEW	80-06-129	192-16-025	NEW	80-10-052
180-10-010	NEW-P	80-04-097	180-75-065	AMD-P	80-04-100	192-18-010	NEW-P	80-05-049
180-10-010	NEW	80-06-092	180-75-065	AMD	80-06-129	192-18-010	NEW	80-07-026
180-16-220	AMD-P	80-04-098	180-75-070	AMD-P	80-04-100	192-18-020	NEW-P	80-05-049
180-16-220	AMD	80-06-093	180-75-070	AMD	80-06-129	192-18-020	NEW	80-07-026
180-16-225	AMD-P	80-04-098	180-75-075	AMD-P	80-04-100	192-18-030	NEW-P	80-05-049
180-16-225	AMD	80-06-093	180-75-075	AMD	80-06-129	192-18-030	NEW	80-07-026
180-20-215	AMD-E	80-06-091	180-75-085	AMD-P	80-04-100	192-18-040	NEW-P	80-05-049
180-20-215	AMD-P	80-06-097	180-75-090	AMD-P	80-04-100	192-18-040	NEW	80-07-026
180-20-220	AMD-E	80-06-091	180-75-090	AMD	80-06-129	192-18-050	NEW-P	80-05-049
180-20-220	AMD-P	80-06-097	180-75-100	AMD-P	80-04-100	192-18-050	NEW	80-07-026
180-20-225	AMD-E	80-06-091	180-75-100	AMD	80-06-129	192-18-060	NEW-P	80-05-049
180-20-225	AMD-P	80-06-097	180-79-010	AMD-P	80-04-101	192-18-060	NEW	80-07-026
180-20-235	NEW-E	80-06-091	180-79-010	AMD	80-06-130	192-18-070	NEW-P	80-05-049
180-20-235	NEW-P	80-06-097	180-79-045	AMD-P	80-04-101	192-18-070	NEW	80-07-026
180-30-071	NEW-P	80-04-099	180-79-045	AMD	80-06-130	192-20-010	NEW-P	80-05-048
180-30-071	NEW	80-07-001	180-79-060	AMD-P	80-04-101	192-20-010	NEW	80-07-026
180-30-100	AMD-P	80-04-099	180-79-060	AMD	80-06-130	204-38-010	NEW-P	80-04-080
180-30-100	AMD	80-07-001	180-79-065	AMD-P	80-04-101	204-38-010	NEW-E	80-05-110
180-30-116	NEW-P	80-04-099	180-79-065	AMD	80-06-130	204-38-010	NEW	80-06-083
180-30-116	NEW	80-07-001	180-79-100	AMD-P	80-04-101	204-38-020	NEW-P	80-04-080
180-30-800	NEW	80-02-145	180-79-100	AMD	80-06-130	204-38-020	NEW-E	80-05-110
180-30-805	NEW	80-02-145	180-79-115	AMD-P	80-04-101	204-38-020	NEW	80-06-083
180-30-805	AMD-E	80-04-102	180-79-115	AMD	80-06-130	204-38-030	NEW-P	80-04-080
180-30-805	AMD-P	80-04-099	180-79-120	AMD-P	80-04-101	204-38-030	NEW-E	80-05-110
180-30-805	AMD	80-07-001	180-79-120	AMD	80-06-130	204-38-030	NEW	80-06-083
180-30-807	NEW	80-02-145	180-79-125	AMD-P	80-04-101	204-38-040	NEW-P	80-04-080
180-30-807	AMD-E	80-04-102	180-79-125	AMD	80-06-130	204-38-040	NEW-E	80-05-110

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220-28-006A0L	REP-E	80-06-121	220-28-010C0M	NEW-E	80-08-008	220-36-024	AMD-P	80-06-138
220-28-006A0M	NEW-E	80-06-121	220-28-010C0M	REP-E	80-09-013	220-36-024	AMD	80-09-072
220-28-006A0M	REP-E	80-07-041	220-28-010C0N	NEW-E	80-09-013	220-36-03001	AMD-P	80-06-138
220-28-006A0N	NEW-E	80-07-041	220-28-010C0N	REP-E	80-09-061	220-36-03001	AMD	80-09-072
220-28-006A0N	REP-E	80-10-002	220-28-010C0P	NEW-E	80-09-061	220-40-02000C	NEW-E	80-08-081
220-28-006A0P	NEW-E	80-10-002	220-28-010D0M	NEW-E	80-06-121	220-40-021	AMD-P	80-06-138
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220-28-006A0Q	NEW-E	80-10-020	220-28-010D0N	NEW-E	80-08-008	220-40-02100I	NEW-E	80-08-081
220-28-006B0P	NEW-E	80-06-121	220-28-010F0L	NEW-E	80-11-022	220-40-022	AMD-P	80-06-138
220-28-006B0P	REP-E	80-08-008	220-28-010G0A	NEW-E	80-09-034	220-40-022	AMD	80-09-072
220-28-006B0Q	NEW-E	80-08-008	220-28-011A0J	NEW-E	80-05-019	220-40-024	AMD-P	80-06-138
220-28-006B0Q	REP-E	80-10-011	220-28-011F0I	NEW-E	80-05-019	220-40-024	AMD	80-09-072
220-28-006B0R	NEW-E	80-10-011	220-28-011G0E	NEW-E	80-05-019	220-40-030	AMD-P	80-06-138
220-28-006C0J	NEW-E	80-05-019	220-28-011G0E	REP-E	80-09-063	220-40-030	AMD	80-09-072
220-28-006C0J	REP-E	80-06-121	220-28-011G0F	NEW-E	80-09-063	220-44-03000A	NEW-E	80-11-052
220-28-006C0K	NEW-E	80-06-121	220-28-012C0T	NEW-E	80-09-013	220-47-12100A	NEW-E	80-10-036
220-28-006C0K	REP-E	80-07-041	220-28-012D0M	NEW-E	80-09-013	220-47-250	REP-P	80-06-149
220-28-006C0L	NEW-E	80-07-041	220-28-012F0E	REP-E	80-02-127	220-47-250	REP-P	80-09-033
220-28-007C0U	REP-E	80-11-071	220-28-012G0A	REP-E	80-02-014	220-47-307	NEW-P	80-06-149
220-28-007C0V	NEW-E	80-11-071	220-28-012H0A	REP-E	80-02-127	220-47-307	NEW-P	80-09-033
220-28-006D0F	NEW-E	80-08-008	220-28-01300P	REP-E	80-02-014	220-47-307	NEW	80-10-058
220-28-006F0H	NEW-E	80-08-008	220-28-01300Q	NEW-E	80-02-043	220-47-30700A	NEW-E	80-10-003
220-28-00700G	NEW-E	80-05-019	220-28-013G0F	REP-E	80-02-014	220-47-30700A	REP-E	80-12-042
220-28-00700G	REP-E	80-06-080	220-28-013G0G	NEW-E	80-02-043	220-47-30700B	NEW-E	80-12-042
220-28-00700H	NEW-E	80-06-080	220-28-013G0G	REP-E	80-03-016	220-47-311	AMD-P	80-06-149
220-28-00700H	REP-E	80-07-041	220-28-800	NEW-E	80-09-073	220-47-311	AMD-P	80-09-033
220-28-00700I	NEW-E	80-07-041	220-28-801	NEW-E	80-10-007	220-47-311	AMD	80-10-058
220-28-007A0F	NEW-E	80-05-019	220-28-801	REP-E	80-10-022	220-47-31100T	NEW-E	80-12-042
220-28-007A0F	REP-E	80-06-080	220-28-802	NEW-E	80-10-023	220-47-312	AMD-P	80-06-149
220-28-007A0G	NEW-E	80-06-080	220-28-802	REP-E	80-10-041	220-47-312	AMD-P	80-09-033
220-28-007A0G	REP-E	80-07-041	220-28-803	NEW-E	80-10-041	220-47-312	AMD	80-10-058
220-28-007A0H	NEW-E	80-07-041	220-28-803	REP-E	80-11-011	220-47-31200A	NEW-E	80-12-042
220-28-007B0N	NEW-E	80-05-019	220-28-804	NEW-E	80-11-021	220-47-313	AMD-P	80-06-149
220-28-007C0T	NEW-E	80-05-019	220-28-804	REP-E	80-11-047	220-47-313	AMD-P	80-09-033
220-28-007C0T	REP-E	80-08-033	220-28-805	NEW-E	80-11-047	220-47-313	AMD	80-10-058
220-28-007C0U	NEW-E	80-08-033	220-28-805	REP-E	80-11-069	220-47-31300A	NEW-E	80-12-042
220-28-007F0J	REP-E	80-02-056	220-28-806	NEW-E	80-11-069	220-47-314	AMD-P	80-06-149
220-28-007F0K	NEW-E	80-05-019	220-28-806	REP-E	80-12-009	220-47-314	AMD-P	80-09-033
220-28-007G0G	NEW-E	80-08-033	220-28-807	NEW-E	80-12-009	220-47-314	AMD	80-10-058
220-28-00800A	NEW-E	80-10-002	220-28-807	REP-E	80-12-043	220-47-31400E	NEW-E	80-12-042
220-28-00800A	REP-E	80-10-020	220-28-808	NEW-E	80-12-043	220-47-317	REP-P	80-06-149
220-28-00800B	NEW-E	80-10-020	220-32-02200D	NEW-E	80-03-056	220-47-317	REP-P	80-09-033
220-28-00800Y	NEW-E	80-05-019	220-32-03000U	NEW-E	80-03-056	220-47-319	AMD-P	80-06-149
220-28-00800Y	REP-E	80-06-121	220-32-03000V	NEW-E	80-11-041	220-47-319	AMD-P	80-09-033
220-28-00800Z	NEW-E	80-06-121	220-32-03600C	NEW-E	80-03-056	220-47-319	AMD	80-10-058
220-28-00800Z	REP-E	80-10-002	220-32-03600D	NEW-E	80-11-041	220-47-324	REP-P	80-06-149
220-28-008F0A	NEW-E	80-06-121	220-32-03600D	REP-E	80-12-031	220-47-324	REP-P	80-09-033
220-28-008F0A	REP-E	80-10-002	220-32-03600E	NEW-E	80-12-031	220-47-401	AMD-P	80-06-149
220-28-008F0B	NEW-E	80-10-002	220-32-04000G	NEW-E	80-02-125	220-47-401	AMD-P	80-09-033
220-28-008F0B	REP-E	80-10-020	220-32-04000G	REP-E	80-03-056	220-47-401	AMD	80-10-058
220-28-008F0C	NEW-E	80-10-020	220-32-04000H	NEW-E	80-03-056	220-47-40100B	NEW-E	80-12-042
220-28-008F0Z	NEW-E	80-05-019	220-32-04000I	NEW-E	80-10-019	220-47-402	AMD-P	80-06-149
220-28-008F0Z	REP-E	80-06-121	220-32-04100B	NEW-E	80-06-036.1	220-47-402	AMD-P	80-09-033
220-28-00900I	NEW-E	80-06-121	220-32-04100B	REP-E	80-07-029	220-47-402	AMD	80-10-058
220-28-00900I	REP-E	80-08-008	220-32-04100C	NEW-E	80-07-029	220-47-40200A	NEW-E	80-12-042
220-28-00900J	NEW-E	80-08-008	220-32-05100M	NEW-E	80-02-125	220-47-403	AMD-P	80-06-149
220-28-01000L	NEW-E	80-06-121	220-32-05100N	NEW-E	80-12-001	220-47-403	AMD-P	80-09-033
220-28-01000L	REP-E	80-08-008	220-32-05100N	REP-E	80-12-041	220-47-403	AMD	80-10-058
220-28-01000M	NEW-E	80-08-008	220-32-05100P	NEW-E	80-12-041	220-47-40300A	NEW-E	80-12-042
220-28-01000M	REP-E	80-08-033	220-32-05500C	NEW-E	80-06-128	220-47-411	AMD-P	80-06-149
220-28-01000N	NEW-E	80-08-033	220-32-05700F	NEW-E	80-02-125	220-47-411	AMD-P	80-09-033
220-28-01000N	REP-E	80-09-054	220-32-05700G	NEW-E	80-06-046	220-47-411	AMD	80-10-058
220-28-01000P	NEW-E	80-09-054	220-32-05700G	NEW-E	80-11-031	220-47-41100R	NEW-E	80-10-003
220-28-01000P	REP-E	80-09-061	220-32-05800F	NEW-E	80-12-001	220-47-41100R	REP-E	80-11-071
220-28-01000Q	NEW-E	80-09-061	220-32-05800F	REP-E	80-12-041	220-47-41100S	NEW-E	80-12-008
220-28-01000Q	REP-E	80-11-022	220-32-05800G	NEW-E	80-12-041	220-47-412	AMD-P	80-06-149
220-28-01000R	NEW-E	80-11-022	220-36-020	AMD-P	80-06-138	220-47-412	AMD-P	80-09-033
220-28-010A0P	NEW-E	80-06-121	220-36-020	AMD	80-09-072	220-47-412	AMD	80-10-058
220-28-010A0Q	NEW-E	80-11-022	220-36-02000B	NEW-E	80-08-081	220-47-41200A	NEW-E	80-10-003
220-28-010B0N	NEW-E	80-06-121	220-36-021	AMD-P	80-06-138	220-47-41200A	REP-E	80-11-040
220-28-010B0N	REP-E	80-08-008	220-36-021	AMD	80-09-072	220-47-41200B	NEW-E	80-11-040
220-28-010B0P	NEW-E	80-08-008	220-36-02100R	NEW-E	80-08-081	220-47-41200B	REP-E	80-11-071
220-28-010C0L	NEW-E	80-06-121	220-36-022	AMD-P	80-06-138	220-47-41200C	NEW-E	80-12-008

Table of WAC Sections Affected

WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
220-47-41200C	REP-E	80-12-042	220-55-100	NEW	80-03-064	220-56-205	NEW	80-03-064
220-47-41200D	NEW-E	80-12-042	220-55-105	NEW	80-03-064	220-56-20500A	NEW-E	80-12-027
220-47-413	AMD-P	80-06-149	220-55-110	NEW	80-03-064	220-56-210	NEW	80-03-064
220-47-413	AMD-P	80-09-033	220-55-115	NEW	80-03-064	220-56-215	NEW	80-03-064
220-47-41300A	NEW-E	80-10-003	220-55-120	NEW	80-03-064	220-56-220	NEW	80-03-064
220-47-414	AMD-P	80-06-149	220-55-125	NEW	80-03-064	220-56-225	NEW	80-03-064
220-47-414	AMD-P	80-09-033	220-55-130	NEW	80-03-064	220-56-235	NEW	80-03-064
220-47-41400B	NEW-E	80-10-003	220-55-135	NEW	80-03-064	220-56-235	AMD-P	80-05-082
220-47-415	REP-P	80-06-149	220-56	REP-P	80-02-045	220-56-235	AMD	80-07-017
220-47-415	REP-P	80-09-033	220-56	NEW-P	80-02-045	220-56-240	NEW	80-03-064
220-47-418	REP-P	80-06-149	220-56-010	REP	80-03-064	220-56-245	NEW	80-03-064
220-47-418	REP-P	80-09-033	220-56-013	REP	80-03-064	220-56-250	NEW	80-03-064
220-47-426	REP-P	80-06-149	220-56-019	REP	80-03-064	220-56-250	AMD-P	80-05-082
220-47-426	REP-P	80-09-033	220-56-020	REP	80-03-064	220-56-250	AMD	80-07-017
220-47-900	NEW-E	80-09-073	220-56-02000A	NEW-E	80-03-053	220-56-25000A	NEW-E	80-04-094
220-47-900	REP-E	80-10-007	220-56-02000A	REP-E	80-04-094	220-56-25000A	REP-E	80-07-032
220-47-901	NEW-E	80-10-022	220-56-021	REP	80-03-064	220-56-25000B	NEW-E	80-07-032
220-47-902	NEW-E	80-11-016	220-56-022	REP	80-03-064	220-56-255	NEW	80-03-064
220-47-902	REP-E	80-11-047	220-56-023	REP	80-03-064	220-56-260	NEW	80-03-064
220-47-903	NEW-E	80-11-042	220-56-030	REP	80-03-064	220-56-265	NEW	80-03-064
220-47-903	REP-E	80-11-047	220-56-040	REP	80-03-064	220-56-270	NEW	80-03-064
220-47-904	NEW-E	80-11-047	220-56-050	REP	80-03-064	220-56-275	NEW	80-03-064
220-47-904	REP-E	80-12-009	220-56-05000B	NEW-E	80-02-126	220-56-280	NEW	80-03-064
220-47-905	NEW-E	80-12-009	220-56-05000B	REP-E	80-04-094	220-56-285	NEW	80-03-064
220-47-905	REP-E	80-12-043	220-56-060	REP	80-03-064	220-56-28500A	NEW-E	80-09-070
220-47-906	NEW-E	80-12-043	220-56-063	REP	80-03-064	220-56-290	NEW	80-03-064
220-48-08000B	NEW-E	80-03-061	220-56-064	REP	80-03-064	220-56-295	NEW	80-03-064
220-48-08000B	REP-E	80-06-046	220-56-065	REP	80-03-064	220-56-300	NEW	80-03-064
220-48-09000B	NEW-E	80-05-134	220-56-070	REP	80-03-064	220-56-305	NEW	80-03-064
220-48-09100B	NEW-E	80-02-044	220-56-071	REP	80-03-064	220-56-310	NEW	80-03-064
220-48-09600D	NEW-E	80-03-080	220-56-072	REP	80-03-064	220-56-31000A	NEW-E	80-07-004
220-48-09600D	REP-E	80-04-063	220-56-073	REP	80-03-064	220-56-315	NEW	80-03-064
220-48-09600E	NEW-E	80-04-063	220-56-074	REP	80-03-064	220-56-320	NEW	80-03-064
220-48-09800B	NEW-E	80-04-020	220-56-080	REP	80-03-064	220-56-325	NEW	80-03-064
220-49-02000D	NEW-E	80-05-030	220-56-082	REP	80-03-064	220-56-32500A	NEW-E	80-05-064
220-49-02000D	REP-E	80-05-071	220-56-084	REP	80-03-064	220-56-330	NEW	80-03-064
220-49-02000E	NEW-E	80-03-053	220-56-086	REP	80-03-064	220-56-335	NEW	80-03-064
220-49-02000E	REP-E	80-04-094	220-56-088	REP	80-03-064	220-56-340	NEW	80-03-064
220-49-02100E	NEW-E	80-05-071	220-56-090	REP	80-03-064	220-56-345	NEW	80-03-064
220-49-02100E	REP-E	80-05-105	220-56-092	REP	80-03-064	220-56-350	NEW	80-03-064
220-49-02100F	NEW-E	80-05-105	220-56-100	NEW	80-03-064	220-56-355	NEW	80-03-064
220-49-02100F	REP-E	80-05-133	220-56-105	NEW	80-03-064	220-56-360	NEW	80-03-064
220-49-02100G	NEW-E	80-05-133	220-56-10500A	NEW-E	80-11-041	220-56-36000A	NEW-E	80-08-025
220-49-02100G	REP-E	80-06-035	220-56-110	NEW	80-03-064	220-56-365	NEW	80-03-064
220-49-02100H	NEW-E	80-06-035	220-56-115	NEW	80-03-064	220-56-370	NEW	80-03-064
220-49-05600A	NEW-E	80-03-053	220-56-115	AMD-P	80-08-015	220-56-372	NEW-P	80-08-079
220-49-05600A	REP-E	80-04-094	220-56-115	AMD	80-12-040	220-56-375	NEW	80-03-064
220-52-01901	AMD-P	80-08-079	220-56-11500A	NEW-E	80-10-035	220-56-380	NEW	80-03-064
220-52-01901A	NEW-E	80-11-053	220-56-120	NEW	80-03-064	220-56-382	NEW-P	80-08-079
220-52-040	AMD-P	80-08-079	220-56-125	NEW	80-03-064	220-56-385	NEW	80-03-064
220-52-046	AMD-P	80-08-079	220-56-128	NEW	80-03-064	220-56-390	NEW	80-03-064
220-52-050	AMD-P	80-08-079	220-56-130	NEW	80-03-064	220-56-400	NEW	80-03-064
220-52-05000A	NEW-E	80-06-120	220-56-135	NEW	80-03-064	220-56-405	NEW	80-03-064
220-52-05000B	NEW-E	80-12-039	220-56-140	NEW	80-03-064	220-56-410	NEW	80-03-064
220-52-05300F	NEW-E	80-05-064	220-56-145	NEW	80-03-064	220-57	AMD-P	80-02-045
220-52-054	NEW-P	80-08-079	220-56-150	NEW	80-03-064	220-57-120	AMD	80-03-064
220-52-060	AMD-P	80-08-079	220-56-155	NEW	80-03-064	220-57-125	AMD	80-03-064
220-52-063	AMD-P	80-08-079	220-56-160	NEW	80-03-064	220-57-130	AMD	80-03-064
220-52-066	AMD-P	80-08-079	220-56-165	NEW	80-03-064	220-57-13000A	NEW-E	80-11-041
220-52-073	AMD-P	80-08-079	220-56-165	AMD-P	80-05-082	220-57-135	AMD	80-03-064
220-52-074	AMD-P	80-08-079	220-56-165	AMD	80-07-017	220-57-140	AMD	80-03-064
220-52-075	AMD-P	80-08-079	220-56-175	NEW	80-03-064	220-57-160	AMD	80-03-064
220-52-07500A	NEW-E	80-09-085	220-56-180	NEW	80-03-064	220-57-16000G	NEW-E	80-03-095
220-55	NEW-P	80-02-045	220-56-18000A	NEW-E	80-06-029	220-57-165	AMD	80-03-064
220-55-05600A	NEW-E	80-08-025	220-56-18000A	REP-E	80-09-012	220-57-175	AMD	80-03-064
220-55-05600A	REP-E	80-08-030	220-56-18000B	NEW-E	80-09-012	220-57-17500E	NEW-E	80-11-041
220-55-05600B	NEW-E	80-08-030	220-56-185	NEW	80-03-064	220-57-190	AMD	80-03-064
220-55-065	AMD-P	80-08-079	220-56-190	NEW	80-03-064	220-57-220	AMD	80-03-064
220-55-070	NEW	80-03-064	220-56-19000A	NEW-E	80-05-092	220-57-235	AMD	80-03-064
220-55-075	NEW	80-03-064	220-56-19000B	NEW-E	80-12-007	220-57-23500A	NEW-E	80-11-041
220-55-080	NEW	80-03-064	220-56-19000B	REP-E	80-12-015	220-57-250	AMD	80-03-064
220-55-085	NEW	80-03-064	220-56-19000C	NEW-E	80-12-015	220-57-25000A	NEW-E	80-11-041
220-55-090	NEW	80-03-064	220-56-195	NEW	80-03-064	220-57-255	AMD	80-03-064
220-55-095	NEW	80-03-064	220-56-200	NEW	80-03-064	220-57-260	AMD	80-03-064

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220-57-270	AMD	80-03-064	220-69-264	AMD-P	80-03-096
220-57-27000D	NEW-E	80-08-009	220-69-264	AMD	80-05-093
220-57-290	AMD	80-03-064	220-69-26401	NEW-P	80-03-096
220-57-29000B	NEW-E	80-06-040	220-69-26401	NEW	80-05-093
220-57-300	AMD	80-03-064	220-69-271	AMD-P	80-03-096
220-57-310	AMD	80-03-064	220-69-271	AMD	80-05-093
220-57-315	AMD	80-03-064	220-69-280	AMD-P	80-03-096
220-57-319	AMD	80-03-064	220-69-280	AMD	80-05-093
220-57-335	AMD	80-03-064	220-105	REP-P	80-02-045
220-57-340	AMD	80-03-064	220-105-010	REP	80-03-064
220-57-345	AMD	80-03-064	220-105-015	REP	80-03-064
220-57-360	REP	80-03-064	220-105-020	REP	80-03-064
220-57-370	AMD	80-03-064	220-105-025	REP	80-03-064
220-57-385	AMD	80-03-064	220-105-030	REP	80-03-064
220-57-400	AMD	80-03-064	220-105-035	REP	80-03-064
220-57-405	AMD	80-03-064	220-105-040	REP	80-03-064
220-57-40500B	NEW-E	80-12-014	220-105-045	REP	80-03-064
220-57-415	AMD	80-03-064	220-105-046	REP	80-03-064
220-57-435	AMD	80-03-064	220-105-047	REP	80-03-064
220-57-440	AMD	80-03-064	220-105-050	REP	80-03-064
220-57-450	AMD	80-03-064	220-105-055	REP	80-03-064
220-57-455	AMD	80-03-064	220-105-060	REP	80-03-064
220-57-460	AMD	80-03-064	220-105-065	REP	80-03-064
220-57-46500A	NEW-E	80-09-011	223-08-010	AMD-P	80-06-052
220-57-473	AMD	80-03-064	224-12-090	AMD	80-06-058
220-57-480	AMD	80-03-064	230-02-030	AMD-P	80-06-152
220-57-485	AMD	80-03-064	230-02-030	AMD	80-09-067
220-57-495	AMD	80-03-064	230-02-150	AMD-P	80-03-093
220-57-49500B	NEW-E	80-11-041	230-02-155	NEW-P	80-03-093
220-57-505	AMD	80-03-064	230-04-140	AMD-E	80-02-119
220-57-50500B	NEW-E	80-03-095	230-04-140	AMD	80-03-059
220-57-510	AMD	80-03-064	230-04-200	AMD	80-03-059
220-57-515	AMD	80-03-064	230-04-260	AMD	80-03-060
220-57-525	AMD	80-03-064	230-04-305	NEW	80-03-060
220-57A	AMD-P	80-02-045	230-08-020	AMD	80-03-059
220-57A-005	AMD	80-03-064	230-20-030	REP	80-03-060
220-57A-010	AMD	80-03-064	230-20-070	AMD	80-03-060
220-57A-012	NEW	80-03-064	230-20-110	AMD	80-03-059
220-57A-017	NEW	80-03-064	230-20-130	AMD-P	80-03-017
220-57A-040	AMD	80-03-064	230-20-130	AMD-P	80-04-082
220-57A-065	AMD	80-03-064	230-20-130	AMD	80-06-038
220-57A-080	AMD	80-03-064	230-20-210	AMD-P	80-03-093
220-57A-095	AMD	80-03-064	230-20-210	AMD	80-05-060
220-57A-115	AMD	80-03-064	230-25-030	AMD-E	80-04-053
220-57A-120	AMD	80-03-064	230-25-030	AMD-P	80-04-082
220-57A-135	AMD	80-03-064	230-25-030	AMD	80-06-038
220-57A-150	AMD	80-03-064	230-25-033	NEW-P	80-04-082
220-57A-152	NEW	80-03-064	230-25-033	NEW	80-06-038
220-57A-155	AMD	80-03-064	230-25-100	AMD	80-03-060
220-57A-17500B	NEW-E	80-09-009	230-40-010	AMD-E	80-04-053
220-57A-17500B	REP-E	80-09-086	230-40-010	AMD-P	80-06-152
220-57A-17500C	NEW-E	80-09-086	230-40-010	AMD	80-09-067
220-57A-17500C	REP-E	80-10-035	230-40-015	AMD-P	80-06-152
220-57A-17500D	NEW-E	80-10-035	230-40-015	AMD	80-09-067
220-57A-185	AMD	80-03-064	230-40-030	AMD-P	80-04-082
220-57A-190	AMD	80-03-064	230-40-030	AMD-P	80-06-037
220-69-230	AMD-P	80-03-096	230-40-050	AMD-P	80-06-152
220-69-230	AMD	80-05-093	230-40-050	AMD	80-09-067
220-69-232	AMD-P	80-03-096	230-40-120	AMD	80-03-059
220-69-232	AMD	80-05-093	230-40-225	AMD-P	80-04-082
220-69-233	AMD-P	80-03-096	230-40-225	AMD-P	80-06-078
220-69-233	AMD	80-05-093	230-42-010	AMD-P	80-04-082
220-69-234	AMD-P	80-03-096	230-50-010	AMD	80-03-059
220-69-234	AMD	80-05-093	230-60-070	AMD-P	80-08-083
220-69-23401	NEW-P	80-03-096	232-12-040	AMD-P	80-05-130
220-69-23401	NEW	80-05-093	232-12-040	AMD	80-09-029
220-69-24000A	NEW-E	80-09-085	232-12-130	AMD-P	80-02-167
220-69-25401	NEW-P	80-03-096	232-12-130	AMD	80-05-022
220-69-25401	NEW	80-05-093	232-12-171	AMD-P	80-02-167
220-69-25401A	NEW-E	80-09-085	232-12-250	REP-P	80-08-078
220-69-260	AMD-P	80-03-096	232-12-260	REP-P	80-11-056
220-69-260	AMD	80-05-093	232-12-270	REP-P	80-11-056
220-69-261	AMD-P	80-03-096	232-12-690	AMD-P	80-02-167
220-69-261	AMD	80-05-093	232-12-690	AMD	80-05-022
232-12-710	AMD-P	80-02-167			
232-12-710	AMD	80-05-022			
232-16-100	REP-P	80-05-130			
232-16-100	REP	80-09-029			
232-16-255	REP-P	80-11-056			
232-16-490	REP-P	80-11-056			
232-16-620	NEW-P	80-08-078			
232-20-100	NEW-P	80-11-056			
232-28-102	REP-P	80-05-130			
232-28-102	REP	80-09-028			
232-28-103	NEW-P	80-05-130			
232-28-103	NEW	80-09-028			
232-28-202	REP-P	80-04-112			
232-28-202	REP	80-09-003			
232-28-203	NEW-P	80-04-112			
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232-28-20304	NEW-E	80-12-047			
232-28-302	REP-P	80-04-112			
232-28-302	REP	80-09-003			
232-28-303	NEW-P	80-04-112			
232-28-303	NEW	80-09-003			
232-28-402	REP-P	80-08-078			
232-28-403	NEW-P	80-08-078			
232-28-502	REP-P	80-05-130			
232-28-502	REP	80-12-010			
232-28-503	NEW-P	80-05-130			
232-28-503	NEW	80-12-010			
232-28-602	REP-P	80-08-078			
232-28-60201	NEW-E	80-05-012			
232-28-60202	NEW-E	80-05-043			
232-28-60203	NEW-P	80-05-130			
232-28-60203	NEW-E	80-06-070			
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232-28-702	NEW	80-03-042			
232-28-801	REP-P	80-04-112			
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232-28-802	NEW-P	80-04-112			
232-28-802	NEW	80-06-059			
232-28-80201	NEW-E	80-10-026			
232-32-117	NEW-E	80-02-048			
232-32-117	REP-E	80-03-067			
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232-32-119	NEW-E	80-02-058			
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232-32-122	NEW-E	80-02-134			
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248-14-001	AMD	80-06-086			
248-14-020	AMD-P	80-03-112			
248-14-020	AMD	80-06-086			
248-14-050	AMD-P	80-03-112			
248-14-050	AMD	80-06-086			
248-14-055	AMD-P	80-03-112			
248-14-055	REP	80-06-086			
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248-14-060	AMD	80-06-086			
248-14-065	AMD-P	80-03-112			
248-14-065	AMD	80-06-086			
248-14-090	AMD-P	80-03-112			
248-14-090	AMD	80-06-086			

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248-14-100	AMD 80-06-086	248-18-718	AMD 80-07-014	248-30-120	NEW-P 80-03-101
248-14-110	AMD-P 80-03-112	248-19-220	AMD-P 80-12-059	248-30-120	NEW-P 80-05-020
248-14-110	AMD 80-06-086	248-19-230	AMD-P 80-12-059	248-30-120	NEW 80-06-065
248-14-115	NEW 80-06-086	248-19-280	AMD-P 80-12-059	248-64-290	AMD-P 80-02-020
248-14-120	AMD-P 80-03-112	248-19-310	AMD-P 80-12-059	248-64-290	AMD 80-03-044
248-14-120	AMD 80-06-086	248-19-320	AMD-P 80-12-059	248-72	AMD-P 80-04-090
248-14-130	AMD-P 80-03-112	248-19-370	AMD-P 80-12-059	248-72	AMD 80-07-002
248-14-130	AMD 80-06-086	248-19-403	NEW-P 80-12-059	248-72-100	REP-P 80-04-090
248-14-140	AMD-P 80-03-112	248-19-405	NEW-P 80-12-059	248-72-100	REP 80-07-002
248-14-140	AMD 80-06-086	248-19-410	AMD-P 80-12-059	248-84-001	AMD-P 80-10-051
248-14-150	AMD-P 80-03-112	248-19-480	AMD-P 80-12-059	248-84-002	NEW-P 80-10-051
248-14-150	AMD 80-06-086	248-19-500	AMD-P 80-12-059	248-84-010	AMD-P 80-10-051
248-14-160	AMD-P 80-03-112	248-22-520	AMD 80-02-003	248-84-015	NEW-P 80-10-051
248-14-160	AMD 80-06-086	248-23-001	NEW 80-03-079	248-84-020	AMD-P 80-10-051
248-14-170	AMD-P 80-03-112	248-23-010	NEW 80-03-079	248-84-025	NEW-P 80-10-051
248-14-170	AMD 80-06-086	248-23-020	NEW 80-03-079	248-84-030	AMD-P 80-10-051
248-14-180	AMD-P 80-03-112	248-23-030	NEW 80-03-079	248-84-035	NEW-P 80-10-051
248-14-180	AMD 80-06-086	248-23-040	NEW 80-03-079	248-84-040	AMD-P 80-10-051
248-14-190	REP-P 80-03-112	248-23-050	NEW 80-03-079	248-84-045	NEW-P 80-10-051
248-14-190	REP 80-06-086	248-23-060	NEW 80-03-079	248-84-050	AMD-P 80-10-051
248-14-200	AMD-P 80-03-112	248-23-070	NEW 80-03-079	248-84-055	NEW-P 80-10-051
248-14-200	AMD 80-06-086	248-29-001	NEW-P 80-03-102	248-84-060	AMD-P 80-10-051
248-14-210	REP-P 80-03-112	248-29-001	NEW 80-05-099	248-84-065	NEW-P 80-10-051
248-14-210	REP 80-06-086	248-29-010	NEW-P 80-03-102	248-84-070	AMD-P 80-10-051
248-14-220	REP-P 80-03-112	248-29-010	NEW 80-05-099	248-84-075	NEW-P 80-10-051
248-14-220	REP 80-06-086	248-29-020	NEW-P 80-03-102	248-84-080	NEW-P 80-10-051
248-14-235	AMD-P 80-03-112	248-29-020	NEW 80-05-099	248-84-085	NEW-P 80-10-051
248-14-235	AMD 80-06-086	248-29-030	NEW-P 80-03-102	248-84-090	NEW-P 80-10-051
248-14-240	AMD-P 80-03-112	248-29-030	NEW 80-05-099	248-84-095	NEW-P 80-10-051
248-14-240	AMD 80-06-086	248-29-040	NEW-P 80-03-102	248-84-100	NEW-P 80-10-051
248-14-245	AMD-P 80-03-112	248-29-040	NEW 80-05-099	248-84-105	NEW-P 80-10-051
248-14-245	AMD 80-06-086	248-29-050	NEW-P 80-03-102	248-84-110	NEW-P 80-10-051
248-14-247	NEW-P 80-03-112	248-29-050	NEW 80-05-099	248-84-500	NEW-P 80-10-051
248-14-247	NEW 80-06-086	248-29-060	NEW-P 80-03-102	248-84-900	NEW-P 80-10-051
248-14-250	AMD-P 80-03-112	248-29-060	NEW 80-05-099	248-96-020	AMD-P 80-01-107
248-14-250	AMD 80-06-086	248-29-070	NEW-P 80-03-102	248-96-020	AMD 80-04-038
248-14-260	AMD-P 80-03-112	248-29-070	NEW 80-05-099	248-96-040	AMD-P 80-01-107
248-14-260	AMD 80-06-086	248-29-080	NEW-P 80-03-102	248-96-040	AMD 80-04-038
248-14-264	NEW-P 80-03-112	248-29-080	NEW 80-05-099	248-96-075	AMD-P 80-01-107
248-14-264	NEW 80-06-086	248-29-090	NEW-P 80-03-102	248-96-075	AMD 80-04-038
248-14-266	NEW-P 80-03-112	248-29-090	NEW 80-05-099	248-96-080	AMD-P 80-01-107
248-14-266	NEW 80-06-086	248-30-010	REP-P 80-03-101	248-96-080	AMD 80-04-038
248-14-268	NEW-P 80-03-112	248-30-010	REP-P 80-05-020	248-100-163	AMD-P 80-05-119
248-14-268	NEW 80-06-086	248-30-010	REP 80-06-065	248-100-163	AMD-P 80-07-023
248-14-510	NEW-P 80-03-112	248-30-020	REP-P 80-03-101	248-140-220	AMD-P 80-08-077
248-14-510	NEW 80-06-086	248-30-020	REP-P 80-05-020	248-140-220	AMD-P 80-11-033
248-14-520	NEW-P 80-03-112	248-30-020	REP 80-06-065	248-140-230	NEW-P 80-08-077
248-14-520	NEW 80-06-086	248-30-030	REP-P 80-03-101	248-140-230	NEW-P 80-11-033
248-14-530	NEW-P 80-03-112	248-30-030	REP-P 80-05-020	250-20-011	AMD-P 80-02-149
248-14-530	NEW 80-06-086	248-30-030	REP 80-06-065	250-20-011	AMD 80-05-025
248-14-540	NEW-P 80-03-112	248-30-040	REP-P 80-03-101	250-20-011	AMD-P 80-08-074
248-14-540	NEW 80-06-086	248-30-040	REP-P 80-05-020	250-20-011	AMD 80-12-028
248-14-550	NEW-P 80-03-112	248-30-040	REP 80-06-065	250-20-021	AMD-P 80-02-149
248-14-550	NEW 80-06-086	248-30-050	REP-P 80-03-101	250-20-021	AMD 80-05-025
248-14-560	NEW-P 80-03-112	248-30-050	REP-P 80-05-020	250-20-041	AMD-P 80-02-149
248-14-560	NEW 80-06-086	248-30-050	REP 80-06-065	250-20-041	AMD 80-05-025
248-14-999	REP-P 80-03-112	248-30-060	REP-P 80-03-101	250-20-091	NEW-P 80-08-074
248-14-999	REP 80-06-086	248-30-060	REP-P 80-05-020	250-20-091	NEW 80-12-028
248-16-045	AMD 80-02-003	248-30-060	REP 80-06-065	250-40-040	AMD-P 80-02-150
248-18-040	AMD 80-02-003	248-30-070	NEW-P 80-03-101	250-40-040	AMD 80-05-024
248-18-220	AMD-P 80-05-120	248-30-070	NEW-P 80-05-020	250-40-050	AMD-P 80-02-150
248-18-220	AMD-P 80-07-022	248-30-070	NEW 80-06-065	250-40-050	AMD 80-05-024
248-18-220	AMD 80-09-053	248-30-080	NEW-P 80-03-101	250-55-030	AMD-P 80-02-152
248-18-222	NEW-P 80-02-021	248-30-080	NEW-P 80-05-020	250-55-030	AMD 80-05-017
248-18-222	NEW 80-03-085	248-30-080	NEW 80-06-065	251-04-020	AMD-P 80-05-108
248-18-510	AMD-P 80-01-108	248-30-090	NEW-P 80-03-101	251-04-020	AMD 80-08-073
248-18-510	AMD 80-03-062	248-30-090	NEW-P 80-05-020	251-06-060	AMD 80-02-111
248-18-607	NEW-P 80-02-021	248-30-090	NEW 80-06-065	251-09-090	AMD 80-02-111
248-18-607	NEW 80-03-085	248-30-100	NEW-P 80-03-101	251-12-095	REP-P 80-10-049
248-18-636	NEW-P 80-02-021	248-30-100	NEW-P 80-05-020	251-12-110	AMD-P 80-10-049
248-18-636	NEW 80-03-085	248-30-100	NEW 80-06-065	251-14-030	AMD-P 80-10-049
248-18-718	AMD-P 80-01-108	248-30-110	NEW-P 80-03-101	251-14-090	AMD-P 80-10-049
248-18-718	AMD 80-03-062	248-30-110	NEW-P 80-05-020	251-14-120	NEW-P 80-10-049

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251-18-176	AMD	80-08-073	275-15-810	REP	80-02-136	275-34-070	AMD-P	80-08-016
251-18-250	AMD-P	80-05-108	275-15-815	REP	80-02-136	275-34-080	AMD-P	80-08-016
251-18-250	AMD	80-08-073	275-16-030	AMD-P	80-04-107	275-34-120	NEW-P	80-08-016
251-18-390	AMD-P	80-05-108	275-16-030	AMD-E	80-04-108	275-34-130	NEW-P	80-08-016
251-18-390	AMD	80-08-073	275-16-030	AMD	80-06-087	275-34-140	NEW-P	80-08-016
251-22-111	AMD	80-02-111	275-19-010	NEW	80-02-136	275-39-005	NEW-P	80-10-050
251-22-240	AMD-P	80-10-049	275-19-020	NEW	80-02-136	275-39-005	NEW-E	80-11-002
260-70-010	AMD-P	80-01-106	275-19-030	NEW	80-02-136	275-39-010	NEW-P	80-10-050
260-70-010	AMD-P	80-03-018	275-19-040	NEW	80-02-136	275-39-010	NEW-E	80-11-002
260-70-021	REP-P	80-01-106	275-19-050	NEW	80-02-136	275-39-015	NEW-P	80-10-050
260-70-021	REP-P	80-03-018	275-19-060	NEW	80-02-136	275-39-015	NEW-E	80-11-002
260-70-022	NEW-P	80-01-106	275-19-070	NEW	80-02-136	275-39-020	NEW-P	80-10-050
260-70-022	NEW-P	80-03-018	275-19-075	NEW	80-02-136	275-39-020	NEW-E	80-11-002
260-70-090	AMD-P	80-03-098	275-19-080	NEW	80-02-136	275-39-025	NEW-P	80-10-050
260-70-090	AMD	80-05-132	275-19-090	NEW	80-02-136	275-39-025	NEW-E	80-11-002
260-70-100	AMD-P	80-03-098	275-19-100	NEW	80-02-136	275-39-030	NEW-P	80-10-050
260-70-100	AMD	80-05-132	275-19-110	NEW	80-02-136	275-39-030	NEW-E	80-11-002
260-70-170	AMD-P	80-03-098	275-19-120	NEW	80-02-136	275-39-035	NEW-P	80-10-050
260-70-170	AMD	80-05-132	275-19-130	NEW	80-02-136	275-39-035	NEW-E	80-11-002
275-15-010	REP	80-02-136	275-19-140	NEW	80-02-136	275-39-040	NEW-P	80-10-050
275-15-020	REP	80-02-136	275-19-150	NEW	80-02-136	275-39-040	NEW-E	80-11-002
275-15-030	REP	80-02-136	275-19-160	NEW	80-02-136	275-39-045	NEW-P	80-10-050
275-15-040	REP	80-02-136	275-19-170	NEW	80-02-136	275-39-045	NEW-E	80-11-002
275-15-050	REP	80-02-136	275-19-180	NEW	80-02-136	275-39-050	NEW-P	80-10-050
275-15-060	REP	80-02-136	275-19-190	NEW	80-02-136	275-39-050	NEW-E	80-11-002
275-15-070	REP	80-02-136	275-19-200	NEW	80-02-136	275-39-055	NEW-P	80-10-050
275-15-080	REP	80-02-136	275-19-210	NEW	80-02-136	275-39-055	NEW-E	80-11-002
275-15-100	REP	80-02-136	275-19-220	NEW	80-02-136	275-39-056	NEW-P	80-10-050
275-15-110	REP	80-02-136	275-19-230	NEW	80-02-136	275-39-056	NEW-E	80-11-002
275-15-120	REP	80-02-136	275-19-240	NEW	80-02-136	275-39-060	NEW-P	80-10-050
275-15-130	REP	80-02-136	275-19-250	NEW	80-02-136	275-39-060	NEW-E	80-11-002
275-15-140	REP	80-02-136	275-19-260	NEW	80-02-136	275-39-065	NEW-P	80-10-050
275-15-150	REP	80-02-136	275-19-270	NEW	80-02-136	275-39-065	NEW-E	80-11-002
275-15-160	REP	80-02-136	275-19-280	NEW	80-02-136	275-39-070	NEW-P	80-10-050
275-15-200	REP	80-02-136	275-19-300	NEW	80-02-136	275-39-070	NEW-E	80-11-002
275-15-205	REP	80-02-136	275-19-310	NEW	80-02-136	275-39-075	NEW-P	80-10-050
275-15-210	REP	80-02-136	275-19-320	NEW	80-02-136	275-39-075	NEW-E	80-11-002
275-15-215	REP	80-02-136	275-19-330	NEW	80-02-136	275-39-080	NEW-P	80-10-050
275-15-220	REP	80-02-136	275-19-340	NEW	80-02-136	275-39-080	NEW-E	80-11-002
275-15-225	REP	80-02-136	275-19-350	NEW	80-02-136	275-39-085	NEW-P	80-10-050
275-15-230	REP	80-02-136	275-19-400	NEW	80-02-136	275-39-085	NEW-E	80-11-002
275-15-235	REP	80-02-136	275-19-410	NEW	80-02-136	275-39-090	NEW-P	80-10-050
275-15-240	REP	80-02-136	275-19-420	NEW	80-02-136	275-39-090	NEW-E	80-11-002
275-15-245	REP	80-02-136	275-19-430	NEW	80-02-136	275-39-100	NEW-P	80-10-050
275-15-250	REP	80-02-136	275-19-440	NEW	80-02-136	275-39-100	NEW-E	80-11-002
275-15-255	REP	80-02-136	275-19-500	NEW	80-02-136	275-39-105	NEW-P	80-10-050
275-15-300	REP	80-02-136	275-19-510	NEW	80-02-136	275-39-105	NEW-E	80-11-002
275-15-305	REP	80-02-136	275-19-520	NEW	80-02-136	275-39-110	NEW-P	80-10-050
275-15-310	REP	80-02-136	275-19-530	NEW	80-02-136	275-39-110	NEW-E	80-11-002
275-15-315	REP	80-02-136	275-19-540	NEW	80-02-136	275-39-115	NEW-P	80-10-050
275-15-320	REP	80-02-136	275-19-600	NEW	80-02-136	275-39-115	NEW-E	80-11-002
275-15-325	REP	80-02-136	275-19-610	NEW	80-02-136	275-39-120	NEW-P	80-10-050
275-15-330	REP	80-02-136	275-19-700	NEW	80-02-136	275-39-120	NEW-E	80-11-002
275-15-335	REP	80-02-136	275-19-710	NEW	80-02-136	275-39-125	NEW-P	80-10-050
275-15-340	REP	80-02-136	275-19-720	NEW	80-02-136	275-39-125	NEW-E	80-11-002
275-15-345	REP	80-02-136	275-19-800	NEW	80-02-136	275-39-130	NEW-P	80-10-050
275-15-350	REP	80-02-136	275-19-810	NEW	80-02-136	275-39-130	NEW-E	80-11-002
275-15-355	REP	80-02-136	275-19-820	NEW	80-02-136	275-39-135	NEW-P	80-10-050
275-15-360	REP	80-02-136	275-19-830	NEW	80-02-136	275-39-135	NEW-E	80-11-002
275-15-400	REP	80-02-136	275-19-900	NEW	80-02-136	275-39-140	NEW-P	80-10-050
275-15-500	REP	80-02-136	275-19-910	NEW	80-02-136	275-39-140	NEW-E	80-11-002
275-15-600	REP	80-02-136	275-19-920	NEW	80-02-136	275-39-145	NEW-P	80-10-050
275-15-605	REP	80-02-136	275-19-930	NEW	80-02-136	275-39-145	NEW-E	80-11-002
275-15-610	REP	80-02-136	275-20-030	AMD	80-02-060	275-39-150	NEW-P	80-10-050
275-15-615	REP	80-02-136	275-20-030	AMD-P	80-08-062	275-39-150	NEW-E	80-11-002
275-15-620	REP	80-02-136	275-20-030	AMD-E	80-08-064	275-39-155	NEW-P	80-10-050
275-15-625	REP	80-02-136	275-20-030	AMD	80-12-011	275-39-155	NEW-E	80-11-002
275-15-630	REP	80-02-136	275-25-770	AMD	80-02-120	275-39-160	NEW-P	80-10-050
275-15-700	REP	80-02-136	275-34-010	AMD-P	80-08-016	275-39-160	NEW-E	80-11-002
275-15-705	REP	80-02-136	275-34-020	AMD-P	80-08-016	275-39-165	NEW-P	80-10-050
275-15-710	REP	80-02-136	275-34-030	AMD-P	80-08-016	275-39-165	NEW-E	80-11-002
275-15-715	REP	80-02-136	275-34-040	AMD-P	80-08-016	275-39-170	NEW-P	80-10-050
275-15-800	REP	80-02-136	275-34-050	AMD-P	80-08-016	275-39-170	NEW-E	80-11-002

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
275-110-040	NEW	80-02-109	275-120-090	REP	80-09-069	284-17-410	NEW	80-04-041
275-110-040	AMD-P	80-06-169	275-120-095	REP-P	80-05-142	284-17-420	NEW-P	80-02-103
275-110-040	AMD-E	80-08-060	275-120-095	REP	80-09-069	284-17-420	NEW-E	80-02-115
275-110-040	AMD-E	80-12-004	275-120-100	REP-P	80-05-142	284-17-420	NEW	80-04-041
275-110-040	AMD-P	80-12-051	275-120-100	REP	80-09-069	284-20-005	AMD-P	80-02-089
275-110-050	NEW	80-02-109	275-120-105	REP-P	80-05-142	284-20-005	AMD	80-04-018
275-110-050	AMD-P	80-06-169	275-120-105	REP	80-09-069	284-23-400	NEW-P	80-03-076
275-110-050	AMD-E	80-08-060	275-120-110	REP-P	80-05-142	284-23-400	NEW	80-05-098
275-110-050	AMD-E	80-12-004	275-120-110	REP	80-09-069	284-23-410	NEW-P	80-03-076
275-110-050	AMD-P	80-12-051	275-120-115	REP-P	80-05-142	284-23-410	NEW	80-05-098
275-110-060	NEW	80-02-109	275-120-115	REP	80-09-069	284-23-420	NEW-P	80-03-076
275-110-060	AMD-P	80-06-169	275-120-120	REP-P	80-05-142	284-23-420	NEW	80-05-098
275-110-060	AMD-E	80-08-060	275-120-120	REP	80-09-069	284-23-430	NEW-P	80-03-076
275-110-060	AMD-E	80-12-004	275-120-125	REP-P	80-05-142	284-23-430	NEW	80-05-098
275-110-060	AMD-P	80-12-051	275-120-125	REP	80-09-069	284-23-440	NEW-P	80-03-076
275-110-070	NEW	80-02-109	275-120-130	REP-P	80-05-142	284-23-440	NEW	80-05-098
275-110-070	AMD-P	80-06-169	275-120-130	REP	80-09-069	284-23-450	NEW-P	80-03-076
275-110-070	AMD-E	80-08-060	275-120-135	REP-P	80-05-142	284-23-450	NEW	80-05-098
275-110-070	AMD-E	80-12-004	275-120-135	REP	80-09-069	284-23-460	NEW-P	80-03-076
275-110-070	AMD-P	80-12-051	275-120-140	REP-P	80-05-142	284-23-460	NEW	80-05-098
275-110-080	NEW	80-02-109	275-120-140	REP	80-09-069	284-23-470	NEW-P	80-03-076
275-110-080	AMD-P	80-06-169	275-120-145	REP-P	80-05-142	284-23-470	NEW	80-05-098
275-110-080	AMD-E	80-08-060	275-120-145	REP	80-09-069	284-23-480	NEW-P	80-03-076
275-110-080	AMD-E	80-12-004	275-120-150	REP-P	80-05-142	284-23-480	NEW	80-05-098
275-110-080	AMD-P	80-12-051	275-120-150	REP	80-09-069	284-23-490	NEW-P	80-03-076
275-110-090	NEW	80-02-109	275-150-010	NEW-P	80-05-103	284-23-490	NEW	80-05-098
275-110-090	AMD-P	80-06-169	275-150-010	NEW	80-09-020	284-23-500	NEW-P	80-03-076
275-110-090	AMD-E	80-08-060	275-150-020	NEW-P	80-05-103	284-23-500	NEW	80-05-098
275-110-090	AMD-E	80-12-004	275-150-020	NEW	80-09-020	284-23-510	NEW-P	80-03-076
275-110-090	AMD-P	80-12-051	275-150-030	NEW-P	80-05-103	284-23-510	NEW	80-05-098
275-110-100	NEW	80-02-109	275-150-030	NEW	80-09-020	284-23-520	NEW-P	80-03-076
275-110-100	AMD-P	80-06-169	275-150-040	NEW-P	80-05-103	284-23-520	NEW	80-05-098
275-110-100	AMD-E	80-08-060	275-150-040	NEW	80-09-020	284-23-530	NEW-P	80-03-076
275-110-100	AMD-E	80-12-004	275-150-050	NEW-P	80-05-103	284-23-530	NEW	80-05-098
275-110-100	AMD-P	80-12-051	275-150-050	NEW	80-09-020	289-13-090	AMD-P	80-02-161
275-110-110	NEW-P	80-06-169	275-150-060	NEW-P	80-05-103	289-13-090	AMD	80-04-113
275-110-110	NEW-E	80-08-060	275-150-060	NEW	80-09-020	289-13-100	NEW-P	80-02-161
275-110-110	NEW-E	80-12-004	275-150-070	NEW-P	80-05-103	289-13-100	NEW	80-04-113
275-110-110	NEW-P	80-12-051	275-150-070	NEW	80-09-020	289-13-105	NEW-E	80-08-038
275-110-120	NEW-E	80-12-004	275-150-080	NEW-P	80-05-103	289-13-105	NEW-P	80-10-038
275-110-120	NEW-P	80-12-051	275-150-080	NEW	80-09-020	289-13-110	NEW-P	80-02-161
275-120-010	REP-P	80-05-142	275-150-090	NEW-P	80-05-103	289-13-110	NEW	80-04-113
275-120-010	REP	80-09-069	275-150-090	NEW	80-09-020	289-13-120	NEW-P	80-02-161
275-120-015	REP-P	80-05-142	284-12-024	NEW-P	80-04-089	289-13-120	NEW	80-04-113
275-120-015	REP	80-09-069	284-12-024	NEW	80-06-039	289-13-130	NEW-P	80-02-161
275-120-020	REP-P	80-05-142	284-17-200	NEW-P	80-02-086	289-13-130	NEW	80-04-113
275-120-020	REP	80-09-069	284-17-200	NEW	80-04-042	289-13-140	NEW-P	80-02-161
275-120-025	REP-P	80-05-142	284-17-210	NEW-P	80-02-086	289-13-140	NEW	80-04-113
275-120-025	REP	80-09-069	284-17-210	NEW	80-04-042	289-13-150	NEW-P	80-02-161
275-120-030	REP-P	80-05-142	284-17-220	NEW-P	80-02-086	289-13-150	NEW	80-04-113
275-120-030	REP	80-09-069	284-17-220	NEW	80-04-042	289-13-160	NEW-P	80-02-161
275-120-035	REP-P	80-05-142	284-17-230	NEW-P	80-02-086	289-13-160	NEW	80-04-113
275-120-035	REP	80-09-069	284-17-230	NEW	80-04-042	289-13-170	NEW-P	80-02-161
275-120-040	REP-P	80-05-142	284-17-240	NEW-P	80-02-086	289-13-170	NEW	80-04-113
275-120-040	REP	80-09-069	284-17-240	NEW	80-04-042	289-13-180	NEW-P	80-02-161
275-120-045	REP-P	80-05-142	284-17-250	NEW-P	80-02-086	289-13-180	NEW	80-04-113
275-120-045	REP	80-09-069	284-17-250	NEW	80-04-042	289-13-190	NEW-P	80-02-161
275-120-050	REP-P	80-05-142	284-17-260	NEW-P	80-02-086	289-13-190	NEW	80-04-113
275-120-050	REP	80-09-069	284-17-260	NEW	80-04-042	289-13-200	NEW-P	80-02-161
275-120-055	REP-P	80-05-142	284-17-270	NEW-P	80-02-086	289-13-200	NEW	80-04-113
275-120-055	REP	80-09-069	284-17-270	NEW	80-04-042	289-13-210	NEW-P	80-02-161
275-120-060	REP-P	80-05-142	284-17-280	NEW-P	80-02-086	289-13-210	NEW	80-04-113
275-120-060	REP	80-09-069	284-17-280	NEW	80-04-042	289-13-220	NEW	80-04-113
275-120-065	REP-P	80-05-142	284-17-290	NEW-P	80-02-086	289-13-230	NEW	80-04-113
275-120-065	REP	80-09-069	284-17-290	NEW	80-04-042	296-04-005	AMD	80-03-004
275-120-070	REP-P	80-05-142	284-17-300	NEW-P	80-02-086	296-04-015	AMD	80-03-004
275-120-070	REP	80-09-069	284-17-300	NEW	80-04-042	296-04-050	AMD	80-03-004
275-120-075	REP-P	80-05-142	284-17-310	NEW	80-04-042	296-04-270	AMD	80-03-004
275-120-075	REP	80-09-069	284-17-320	NEW	80-04-042	296-04-295	AMD	80-03-004
275-120-080	REP-P	80-05-142	284-17-400	NEW-P	80-02-103	296-04-490	REP	80-03-004
275-120-080	REP	80-09-069	284-17-400	NEW-E	80-02-115	296-11-001	AMD-P	80-01-102
275-120-085	REP-P	80-05-142	284-17-400	NEW	80-04-041	296-11-001	AMD	80-03-081
275-120-085	REP	80-09-069	284-17-410	NEW-P	80-02-103	296-11-002	REP-P	80-01-102
275-120-090	REP-P	80-05-142	284-17-410	NEW-E	80-02-115	296-11-002	REP	80-03-081

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296-24-015	AMD-P	80-10-045	296-54-529	AMD-E	80-02-030	296-62-060	AMD	80-11-010
296-24-023	NEW-E	80-03-078	296-54-529	AMD-P	80-03-082	296-62-073	AMD-P	80-10-045
296-24-023	NEW-P	80-03-082	296-54-529	AMD-E	80-05-058	296-62-07301	REP-P	80-10-045
296-24-045	AMD-P	80-10-044	296-54-529	AMD-E	80-09-062	296-62-07302	NEW-P	80-10-045
296-24-060	AMD-P	80-10-044	296-54-529	AMD	80-11-057	296-62-07303	REP-P	80-10-045
296-24-08103	AMD-P	80-03-082	296-54-531	AMD-E	80-02-030	296-62-07304	NEW-P	80-10-045
296-24-08103	AMD	80-11-010	296-54-531	AMD-P	80-03-082	296-62-07305	REP-P	80-10-045
296-24-08107	AMD-P	80-03-082	296-54-531	AMD-E	80-05-058	296-62-07306	NEW-P	80-10-045
296-24-08107	AMD	80-11-010	296-54-531	AMD-E	80-09-062	296-62-07307	REP-P	80-10-045
296-24-08109	AMD-P	80-03-082	296-54-531	AMD	80-11-057	296-62-07308	NEW-P	80-10-045
296-24-08109	AMD	80-11-010	296-54-535	AMD-E	80-02-030	296-62-07309	REP-P	80-10-045
296-24-12007	AMD-P	80-10-045	296-54-535	AMD-P	80-03-082	296-62-07310	NEW-P	80-10-045
296-24-12009	AMD-P	80-10-045	296-54-535	AMD-E	80-05-058	296-62-07311	REP-P	80-10-045
296-24-19507	AMD-P	80-10-045	296-54-535	AMD-E	80-09-062	296-62-07312	NEW-P	80-10-045
296-24-20533	AMD-P	80-10-045	296-54-535	AMD	80-11-057	296-62-07313	REP-P	80-10-045
296-24-217	NEW-P	80-10-044	296-54-539	AMD-E	80-02-030	296-62-07314	NEW-P	80-10-045
296-24-21701	NEW-P	80-10-044	296-54-539	AMD-P	80-03-082	296-62-07315	REP-P	80-10-045
296-24-21703	NEW-P	80-10-044	296-54-539	AMD-E	80-05-058	296-62-07317	REP-P	80-10-045
296-24-21705	NEW-P	80-10-044	296-54-539	AMD-E	80-09-062	296-62-07319	REP-P	80-10-045
296-24-21707	NEW-P	80-10-044	296-54-539	AMD	80-11-057	296-62-07321	REP-P	80-10-045
296-24-21709	NEW-P	80-10-044	296-54-543	AMD-E	80-02-030	296-62-07323	REP-P	80-10-045
296-24-21711	NEW-P	80-10-044	296-54-543	AMD-P	80-03-082	296-62-07325	REP-P	80-10-045
296-24-23509	AMD-P	80-10-045	296-54-543	AMD-E	80-05-058	296-62-07327	REP-P	80-10-045
296-24-23515	AMD-P	80-10-045	296-54-543	AMD-E	80-09-062	296-62-07329	REP-P	80-10-045
296-24-23525	AMD-P	80-10-045	296-54-543	AMD	80-11-057	296-62-07331	REP-E	80-04-010
296-24-29413	AMD-P	80-10-045	296-54-549	AMD-E	80-02-030	296-62-07333	REP-E	80-06-150
296-24-33001	AMD-P	80-10-045	296-54-549	AMD-P	80-03-082	296-62-07335	REP	80-11-010
296-24-47513	AMD-P	80-10-045	296-54-549	AMD-E	80-05-058	296-62-07337	AMD-P	80-03-082
296-24-51009	AMD-P	80-10-045	296-54-549	AMD-E	80-09-062	296-62-07339	AMD	80-11-010
296-24-51013	AMD-P	80-10-045	296-54-549	AMD	80-11-057	296-62-07341	AMD-P	80-03-082
296-24-51017	AMD-P	80-10-045	296-54-551	AMD-E	80-02-030	296-62-07343	AMD	80-11-010
296-24-51021	AMD-P	80-10-045	296-54-551	AMD-P	80-03-082	296-62-07345	NEW-P	80-03-082
296-24-65501	AMD-P	80-10-045	296-54-551	AMD-E	80-05-058	296-62-07347	NEW-E	80-03-099
296-24-81011	AMD-P	80-10-045	296-54-551	AMD-E	80-09-062	296-62-07349	NEW-E	80-06-136
296-24-82515	AMD-P	80-03-082	296-54-551	AMD	80-11-057	296-62-07351	NEW	80-11-009
296-24-82515	AMD	80-11-010	296-54-555	AMD-E	80-02-030	296-62-07501	AMD-P	80-03-082
296-24-82521	AMD-P	80-03-082	296-54-555	AMD-P	80-03-082	296-62-07503	AMD	80-11-010
296-24-82521	AMD	80-11-010	296-54-555	AMD-E	80-05-058	296-62-07505	AMD-P	80-03-082
296-24-955	AMD-P	80-10-045	296-54-555	AMD-E	80-09-062	296-62-07507	AMD	80-11-010
296-54-505	AMD-E	80-02-030	296-54-555	AMD	80-11-057	296-62-07509	AMD-P	80-03-082
296-54-505	AMD-P	80-03-082	296-54-557	AMD-E	80-02-030	296-62-07511	AMD	80-11-010
296-54-505	AMD-E	80-05-058	296-54-557	AMD-P	80-03-082	296-62-07513	AMD-P	80-03-082
296-54-505	AMD-E	80-09-062	296-54-557	AMD-E	80-05-058	296-62-07515	AMD	80-11-010
296-54-505	AMD	80-11-057	296-54-557	AMD-E	80-09-062	296-62-07517	AMD	80-11-010
296-54-507	AMD-E	80-02-030	296-54-557	AMD	80-11-057	296-62-07519	AMD	80-11-010
296-54-507	AMD-P	80-03-082	296-54-563	AMD-E	80-02-030	296-62-07521	NEW-P	80-03-082
296-54-507	AMD-E	80-05-058	296-54-563	AMD-P	80-03-082	296-62-07523	NEW	80-11-010
296-54-507	AMD-E	80-09-062	296-54-563	AMD-E	80-05-058	296-62-07525	AMD-P	80-03-082
296-54-507	AMD	80-11-057	296-54-563	AMD-E	80-09-062	296-62-07527	AMD	80-11-010
296-54-511	AMD-E	80-02-030	296-54-563	AMD	80-11-057	296-62-07529	AMD-P	80-03-082
296-54-511	AMD-P	80-03-082	296-54-575	AMD-E	80-02-030	296-62-07531	AMD	80-11-010
296-54-511	AMD-E	80-05-058	296-54-575	AMD-P	80-03-082	296-62-07533	AMD-P	80-03-082
296-54-511	AMD-E	80-09-062	296-54-575	AMD-E	80-05-058	296-62-07535	AMD	80-11-010
296-54-511	AMD	80-11-057	296-54-575	AMD-E	80-09-062	296-62-07537	AMD-P	80-03-082
296-54-515	AMD-E	80-02-030	296-54-575	AMD	80-11-057	296-62-07539	AMD	80-11-010
296-54-515	AMD-P	80-03-082	296-54-593	AMD-E	80-02-030	296-62-09005	AMD-P	80-03-082
296-54-515	AMD-E	80-05-058	296-54-593	AMD-P	80-03-082	296-62-09007	AMD	80-11-010
296-54-515	AMD-E	80-09-062	296-54-593	AMD-E	80-05-058	296-62-09009	AMD-P	80-03-082
296-54-515	AMD	80-11-057	296-54-593	AMD-E	80-09-062	296-62-09011	AMD	80-11-010
296-54-517	AMD-E	80-02-030	296-54-593	AMD	80-11-057	296-62-11001	AMD-P	80-03-082
296-54-517	AMD-P	80-03-082	296-54-595	AMD-E	80-02-030	296-62-11003	AMD-P	80-10-045
296-54-517	AMD-E	80-05-058	296-54-595	AMD-P	80-03-082	296-62-11005	AMD	80-11-010
296-54-517	AMD-E	80-09-062	296-54-595	AMD-E	80-05-058	296-62-11007	AMD-P	80-03-082
296-54-517	AMD	80-11-057	296-54-595	AMD-E	80-09-062	296-62-11009	AMD	80-11-010
296-54-519	AMD-E	80-02-030	296-54-595	AMD	80-11-057	296-62-11011	AMD-P	80-03-082
296-54-519	AMD-P	80-03-082	296-54-601	AMD-E	80-02-030	296-62-11013	AMD	80-11-010
296-54-519	AMD-E	80-05-058	296-54-601	AMD-P	80-03-082	296-62-14501	AMD-P	80-03-082
296-54-519	AMD-E	80-09-062	296-54-601	AMD-E	80-05-058	296-62-14503	AMD	80-11-010
296-54-519	AMD	80-11-057	296-54-601	AMD-E	80-09-062	296-62-14505	AMD-P	80-03-082
296-54-527	AMD-E	80-02-030	296-54-601	AMD	80-11-057	296-62-14507	AMD	80-11-010
296-54-527	AMD-P	80-03-082	296-62-020	AMD-P	80-10-045	296-62-14531	AMD-P	80-03-082
296-54-527	AMD-E	80-05-058	296-62-060	AMD-E	80-03-078	296-62-14533	AMD	80-11-010
296-54-527	AMD-E	80-09-062	296-62-060	AMD-P	80-03-082	296-62-14535	NEW-P	80-10-045
296-54-527	AMD	80-11-057	296-62-060	AMD-E	80-06-135		NEW-P	80-10-045

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296-62-900	REP	80-11-010	296-116-180	REP-P	80-01-102	304-25-050	AMD	80-02-041
296-62-901	REP-P	80-03-082	296-116-180	REP	80-03-081	304-25-060	AMD	80-02-041
296-62-901	REP	80-11-010	296-116-185	REP-P	80-01-102	304-25-070	REP	80-02-041
296-62-902	REP-P	80-03-082	296-116-185	AMD	80-03-081	304-25-080	REP	80-02-041
296-62-902	REP	80-11-010	296-116-190	REP-P	80-01-102	304-25-090	AMD	80-02-041
296-62-903	REP-P	80-03-082	296-116-190	REP	80-03-081	304-25-100	AMD	80-02-041
296-62-903	REP	80-11-010	296-116-201	NEW-E	80-11-025	304-25-110	AMD	80-02-041
296-62-904	REP-P	80-03-082	296-116-201	NEW-P	80-12-048	304-25-120	AMD	80-02-041
296-62-904	REP	80-11-010	296-116-210	REP-P	80-01-102	304-25-510	NEW	80-02-041
296-62-905	REP-P	80-03-082	296-116-210	REP	80-03-081	304-25-520	NEW	80-02-041
296-62-905	REP	80-11-010	296-116-220	REP-P	80-01-102	304-25-530	NEW	80-02-041
296-62-906	REP-P	80-03-082	296-116-220	REP	80-03-081	304-25-540	NEW	80-02-041
296-62-906	REP	80-11-010	296-116-300	AMD-P	80-03-097	304-25-550	NEW	80-02-041
296-62-907	REP-P	80-03-082	296-116-300	AMD-P	80-05-021	304-25-555	NEW	80-02-041
296-62-907	REP	80-11-010	296-116-300	AMD	80-06-084	304-25-560	NEW	80-02-041
296-62-908	REP-P	80-03-082	296-116-300	AMD-E	80-06-085	304-25-570	NEW	80-02-041
296-62-908	REP	80-11-010	296-116-310	REP-P	80-01-102	304-25-580	NEW	80-02-041
296-79-140	AMD-P	80-10-045	296-116-310	REP	80-03-081	304-25-590	NEW	80-02-041
296-79-170	AMD-P	80-10-045	296-116-320	AMD-P	80-01-102	308-04-010	AMD-P	80-09-107
296-79-180	AMD-P	80-10-045	296-116-320	AMD	80-03-081	308-13-010	AMD-P	80-03-058
296-79-220	AMD-P	80-10-045	296-116-351	REP	80-03-081	308-13-010	AMD	80-05-141
296-79-29029	AMD-P	80-10-045	296-155-005	AMD-P	80-10-045	308-13-030	AMD-P	80-03-058
296-79-300	AMD-P	80-10-045	296-306-147	NEW-P	80-03-082	308-13-030	AMD	80-05-141
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296-115	NEW-E	80-06-076	296-350-280	AMD-P	80-10-045	308-13-080	AMD	80-05-141
296-115-001	NEW-E	80-06-076	296-350-35010	AMD-P	80-10-045	308-13-120	AMD-P	80-11-046
296-115-001	NEW-P	80-10-045	296-350-35030	AMD-P	80-10-045	308-16-350	AMD	80-02-079
296-115-005	NEW-E	80-06-076	296-350-35035	AMD-P	80-10-045	308-16-420	AMD-P	80-11-046
296-115-005	NEW-P	80-10-045	296-350-35045	AMD-P	80-10-045	308-24-490	AMD-P	80-11-046
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296-115-010	NEW-P	80-10-045	296-350-35055	AMD-P	80-10-045	308-31-310	AMD-P	80-11-046
296-115-015	NEW-E	80-06-076	296-350-35060	AMD-P	80-10-045	308-33-100	AMD-P	80-11-046
296-115-015	NEW-P	80-10-045	296-350-460	AMD-P	80-10-045	308-36-080	AMD-P	80-11-046
296-115-025	NEW-E	80-06-076	296-350-470	AMD-P	80-10-045	308-36-050	AMD-P	80-01-104
296-115-025	NEW-P	80-10-045	296-350-500	AMD-P	80-10-045	308-36-050	AMD	80-03-063
296-115-030	NEW-E	80-06-076	296-350-990	AMD-P	80-10-045	308-36-055	NEW-P	80-03-094
296-115-030	NEW-P	80-10-045	296-360-005	NEW-P	80-10-045	308-36-065	NEW	80-05-063
296-115-035	NEW-E	80-06-076	296-360-010	NEW-P	80-10-045	308-40-120	AMD-P	80-11-046
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296-115-050	NEW-E	80-06-076	296-360-050	NEW-P	80-10-045	308-40-105	NEW	80-05-063
296-115-050	NEW-P	80-10-045	296-360-060	NEW-P	80-10-045	308-40-120	AMD-P	80-11-046
296-115-060	NEW-E	80-06-076	296-360-070	NEW-P	80-10-045	308-41-020	AMD-P	80-11-046
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296-115-070	NEW-E	80-06-076	296-360-090	NEW-P	80-10-045	308-42-100	AMD-P	80-11-046
296-115-070	NEW-P	80-10-045	296-360-100	NEW-P	80-10-045	308-42-120	NEW-P	80-02-166
296-115-100	NEW-E	80-06-076	296-360-110	NEW-P	80-10-045	308-42-120	NEW	80-04-057
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296-115-120	NEW-P	80-10-045	296-360-140	NEW-P	80-10-045	308-51-130	AMD	80-04-012
296-116-040	REP-P	80-01-102	296-360-150	NEW-P	80-10-045	308-52-139	AMD-P	80-10-031
296-116-040	REP	80-03-081	296-360-160	NEW-P	80-10-045	308-52-145	NEW-P	80-10-031
296-116-080	AMD-P	80-01-102	296-360-170	NEW-P	80-10-045	308-52-310	AMD-P	80-11-046
296-116-080	AMD	80-03-081	296-401-060	NEW	80-02-052	308-53-145	NEW-P	80-01-103
296-116-082	NEW-P	80-01-102	296-401-070	NEW	80-02-052	308-53-145	NEW	80-04-054
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296-116-090	REP-P	80-01-102	296-401-090	NEW	80-02-052	308-53-146	NEW	80-04-054
296-116-090	REP	80-03-081	296-401-100	NEW	80-02-052	308-53-280	NEW-P	80-01-103
296-116-095	REP-P	80-01-102	296-401-110	NEW	80-02-052	308-53-280	NEW	80-04-054
296-116-095	REP	80-03-081	296-401-120	NEW	80-02-052	308-53-310	AMD-P	80-11-046
296-116-100	REP-P	80-01-102	296-401-130	NEW	80-02-052	308-54-150	AMD-P	80-02-163
296-116-100	REP	80-03-081	296-401-140	NEW	80-02-052	308-54-150	AMD	80-04-069
296-116-105	REP-P	80-01-102	296-401-150	NEW	80-02-052	308-54-160	AMD-P	80-05-059
296-116-105	REP	80-03-081	296-401-160	NEW	80-02-052	308-54-160	AMD	80-08-066
296-116-110	AMD-P	80-01-102	296-401-170	NEW	80-02-052	308-54-170	AMD-P	80-05-059
296-116-110	AMD	80-03-081	296-401-180	NEW	80-02-052	308-54-170	AMD	80-08-066
296-116-120	AMD-P	80-12-048	304-25	AMD	80-02-041	308-54-180	AMD-P	80-05-059
296-116-130	AMD-P	80-01-102	304-25-010	AMD	80-02-041	308-54-180	AMD	80-08-066
296-116-130	AMD	80-03-081	304-25-020	AMD	80-02-041	308-54-190	REP-P	80-05-059
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308-54-310	AMD-P	80-11-046	308-150-007	NEW	80-09-106
308-54-320	NEW-P	80-02-166	308-150-008	NEW-P	80-06-153
308-54-320	NEW	80-04-057	308-150-008	NEW	80-09-106
308-55-010	NEW-P	80-05-139	308-150-009	NEW-P	80-06-153
308-55-010	NEW	80-08-003	308-150-009	NEW	80-09-106
308-61-110	AMD	80-02-053	308-150-010	REP-P	80-03-092
308-61-155	AMD	80-02-053	308-150-010	REP-P	80-06-153
308-96A-400	NEW-E	80-09-068	308-150-010	REP	80-09-106
308-96A-400	NEW-P	80-11-072	308-150-011	NEW-P	80-06-153
308-97-230	NEW-E	80-09-108	308-150-011	NEW	80-09-106
308-97-230	NEW-P	80-09-110	308-150-012	NEW-P	80-06-153
308-115-040	AMD-P	80-11-046	308-150-012	NEW	80-09-106
308-116-310	AMD-P	80-11-046	308-150-013	NEW-P	80-06-153
308-120-100	AMD-P	80-02-091	308-150-015	REP-P	80-03-092
308-120-100	AMD	80-04-072	308-150-015	REP-P	80-06-153
308-120-120	REP-P	80-02-091	308-150-015	REP	80-09-106
308-120-120	REP	80-04-072	308-150-020	REP-P	80-03-092
308-120-130	REP-P	80-02-091	308-150-020	REP-P	80-06-153
308-120-130	REP	80-04-072	308-150-020	REP	80-09-106
308-120-140	REP-P	80-02-091	308-150-025	REP-P	80-06-153
308-120-140	REP	80-04-072	308-150-025	REP	80-09-106
308-120-205	NEW-P	80-02-091	308-150-040	REP-P	80-03-092
308-120-206	NEW-P	80-02-091	308-150-040	REP-P	80-06-153
308-120-207	NEW-P	80-02-091	308-150-040	REP	80-09-106
308-120-208	NEW-P	80-02-091	308-150-060	NEW-P	80-06-153
308-120-209	NEW-P	80-02-091	308-150-060	NEW	80-09-106
308-120-210	NEW-P	80-02-091	308-150-061	NEW-P	80-06-153
308-120-211	NEW-P	80-02-091	308-150-061	NEW	80-09-106
308-120-212	NEW-P	80-02-091	308-150-062	NEW-P	80-06-153
308-120-213	NEW-P	80-02-091	308-150-062	NEW	80-09-106
308-120-214	NEW-P	80-02-091	308-150-070	NEW-P	80-03-092
308-120-215	NEW-P	80-02-091	308-150-070	NEW-P	80-06-153
308-120-216	NEW-P	80-02-091	308-150-070	NEW	80-09-106
308-120-217	NEW-P	80-02-091	308-150-080	NEW-P	80-03-092
308-120-218	NEW-P	80-02-091	308-150-090	NEW-P	80-03-092
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308-120-220	NEW-P	80-02-091	308-150-110	NEW-P	80-03-092
308-120-221	NEW-P	80-02-091	308-150-120	NEW-P	80-03-092
308-120-222	NEW-P	80-02-091	308-150-130	NEW-P	80-03-092
308-120-260	AMD-P	80-11-046	308-150-140	NEW-P	80-03-092
308-120-505	NEW	80-04-072	308-150-150	NEW-P	80-03-092
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308-120-507	NEW	80-04-072	308-150-170	NEW-P	80-03-092
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308-120-518	NEW	80-04-072	308-151-100	NEW	80-05-032
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308-120-520	NEW	80-04-072	314-08-410	AMD-P	80-09-087
308-120-521	NEW	80-04-072	314-08-410	AMD	80-12-021
308-120-522	NEW	80-04-072	314-16-040	AMD-P	80-02-035
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308-122-040	NEW	80-02-114	314-52	AMD-P	80-07-018
308-122-050	NEW	80-02-114	314-52	AMD-P	80-08-007
308-122-220	AMD-P	80-04-068	314-52-005	AMD-P	80-05-080
308-122-220	AMD	80-07-010	314-52-010	AMD-P	80-05-080
308-122-410	AMD-P	80-04-068	314-52-010	AMD	80-09-078
308-122-410	AMD	80-07-010	314-52-015	AMD-P	80-05-080
308-122-460	AMD-P	80-11-046	314-52-015	AMD	80-09-078
308-138-060	AMD-P	80-11-046	314-52-020	AMD-P	80-05-080
308-140-150	AMD-P	80-11-035	314-52-020	AMD	80-09-078
308-140-210	AMD-P	80-11-035	314-52-030	AMD-P	80-05-080
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332-30-121	NEW-P	80-05-113	352-48-060	NEW-P	80-08-070	360-11-023	NEW-P	80-06-077
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332-30-124	NEW	80-09-005	352-48-070	NEW	80-12-022	360-11-027	NEW-P	80-06-077
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332-30-127	NEW-P	80-05-113	356-06-010	AMD-P	80-05-111	360-11-030	AMD-P	80-06-077
332-30-127	NEW	80-09-005	356-06-010	AMD-P	80-07-033	360-11-033	NEW-P	80-04-071
332-30-130	NEW-P	80-05-113	356-06-010	AMD	80-09-010	360-11-033	NEW-P	80-06-077
332-30-130	NEW	80-09-005	356-06-010	AMD-P	80-10-021	360-11-033	NEW	80-08-036
332-30-133	NEW-P	80-05-113	356-06-020	AMD-P	80-04-075	360-11-037	NEW-P	80-04-071
332-30-133	NEW	80-09-005	356-06-020	AMD	80-06-032	360-11-037	NEW-P	80-06-077
332-30-136	NEW-P	80-05-113	356-06-040	AMD-P	80-02-137	360-11-037	NEW	80-08-036
332-30-136	NEW	80-09-005	356-06-040	AMD	80-04-025	360-11-040	AMD-P	80-04-071
332-30-139	NEW-P	80-05-113	356-10-050	AMD-P	80-06-132	360-11-040	AMD-P	80-06-077
332-30-139	NEW	80-09-005	356-10-050	AMD-P	80-10-033	360-11-040	AMD	80-08-036
332-30-142	NEW-P	80-05-113	356-10-060	AMD-P	80-06-132	360-11-045	NEW-P	80-04-071
332-30-142	NEW	80-09-005	356-10-060	AMD-P	80-10-033	360-11-045	NEW-P	80-06-077
332-30-145	NEW-P	80-05-113	356-14-140	AMD-P	80-02-038	360-11-045	NEW	80-08-036
332-30-145	NEW	80-09-005	356-14-140	AMD	80-03-024	360-11-050	REP-P	80-04-071
332-30-148	NEW-P	80-05-113	356-15-050	AMD-P	80-02-039	360-11-050	REP-P	80-06-077
332-30-148	NEW	80-09-005	356-15-120	AMD-P	80-02-039	360-11-050	REP	80-08-036
332-30-151	NEW-P	80-05-113	356-15-120	AMD-P	80-04-075	360-11-060	AMD-P	80-04-071
332-30-151	NEW	80-09-005	356-15-120	AMD-P	80-06-031	360-11-060	AMD-P	80-06-077
332-30-154	NEW-P	80-05-113	356-15-120	AMD-P	80-10-021	360-11-060	AMD	80-08-036
332-30-154	NEW	80-09-005	356-18-015	NEW-P	80-02-039	360-12-140	NEW-P	80-05-070
332-30-157	NEW-P	80-05-113	356-18-020	AMD-P	80-02-039	360-12-140	NEW	80-08-035
332-30-157	NEW	80-09-005	356-18-025	AMD-P	80-02-039	360-18-010	NEW-P	80-03-091
332-30-160	NEW-P	80-05-113	356-18-030	AMD-P	80-02-039	360-18-010	NEW	80-05-074
332-30-160	NEW	80-09-005	356-18-040	AMD-P	80-02-039	360-18-020	NEW-P	80-03-091
332-30-163	NEW-P	80-05-113	356-18-050	AMD-P	80-12-033	360-18-020	AMD-P	80-05-070
332-30-163	NEW	80-09-005	356-18-070	AMD	80-02-037	360-18-020	NEW	80-05-074
332-30-166	NEW-P	80-05-113	356-18-090	AMD-P	80-02-039	360-18-020	AMD	80-08-035
332-30-166	NEW	80-09-005	356-18-110	AMD-P	80-12-033	360-18-030	NEW-P	80-03-091
332-30-169	NEW-P	80-05-113	356-18-150	AMD-P	80-06-132	360-18-030	NEW	80-05-074
332-30-169	NEW	80-09-005	356-18-150	AMD-P	80-10-033	360-18-040	NEW-P	80-03-091
332-44-100	NEW-E	80-06-060	356-22-030	AMD-P	80-02-038	360-18-040	REP-P	80-03-091
332-44-100	NEW-E	80-08-012	356-22-130	AMD-P	80-03-077	360-25-001	REP	80-05-074
332-44-110	NEW-E	80-06-060	356-22-130	AMD-P	80-04-086	360-25-001	REP	80-05-074
332-44-110	NEW-E	80-08-012	356-22-130	AMD	80-06-033	360-36-010	AMD-P	80-03-091
332-44-120	NEW-E	80-06-060	356-26-030	AMD-P	80-02-038	360-36-010	AMD	80-05-074
332-100	AMD-P	80-10-037	356-26-030	AMD-P	80-02-137	360-36-100	REP-P	80-10-040
332-100-030	AMD-P	80-06-139	356-26-030	AMD-P	80-04-024	360-36-105	NEW-P	80-10-040
332-100-030	AMD	80-11-013	356-26-030	AMD-P	80-06-132	360-36-110	REP-P	80-10-040
332-100-050	NEW-P	80-06-139	356-26-030	AMD-P	80-10-033	360-36-120	REP-P	80-10-040
332-100-050	NEW	80-11-013	356-26-060	AMD-P	80-02-137	360-36-130	REP-P	80-10-040
332-100-060	NEW-P	80-06-139	356-26-060	AMD	80-04-025	360-36-140	REP-P	80-10-040
332-100-060	NEW	80-11-013	356-26-060	AMD-P	80-10-021	360-36-230	AMD-P	80-03-091
352-04-010	AMD-P	80-10-034	356-30-070	AMD-P	80-02-137	360-36-230	AMD	80-05-074
352-32-010	AMD-P	80-02-176	356-30-070	AMD	80-04-025	360-49-040	NEW	80-02-113
352-32-010	AMD	80-05-007	356-30-080	AMD-P	80-12-033	360-49-040	AMD-P	80-10-040
352-32-010	AMD-P	80-10-056	356-30-146	AMD-P	80-02-137	360-52-060	AMD	80-02-113
352-32-030	AMD-P	80-02-176	356-30-146	AMD	80-04-025	360-52-070	AMD-P	80-02-164
352-32-030	AMD	80-05-007	356-30-320	AMD-P	80-06-132	360-52-070	AMD-P	80-02-122
352-32-035	NEW-P	80-02-175	356-30-320	AMD-P	80-10-033	365-31-010	AMD-P	80-02-122
352-32-035	NEW	80-05-006	356-30-330	AMD-P	80-04-075	365-31-010	AMD-E	80-03-011
352-32-036	NEW-P	80-10-056	356-30-330	AMD-P	80-06-030	365-31-010	AMD	80-05-023
352-32-037	NEW-P	80-10-056	356-34-180	AMD-P	80-10-033	365-31-020	AMD-P	80-02-122
352-32-045	AMD-P	80-02-176	356-34-220	AMD-P	80-10-033	365-31-020	AMD-E	80-03-011
352-32-045	AMD	80-05-007	356-39-060	AMD-P	80-10-033	365-31-020	AMD	80-05-023
352-32-050	AMD-P	80-02-176	356-39-070	AMD-P	80-10-033	365-31-110	AMD-P	80-02-122
352-32-050	AMD	80-05-007	356-39-090	AMD-P	80-10-033	365-31-110	AMD-E	80-03-011
352-32-250	AMD-P	80-02-176	356-42-010	AMD-P	80-05-111	365-31-110	AMD	80-05-023
352-32-250	AMD	80-05-007	356-42-010	AMD-P	80-07-033	365-31-111	NEW-P	80-02-122
352-48-010	NEW-P	80-08-070	356-42-010	AMD-P	80-10-021	365-31-111	NEW-E	80-03-011
352-48-010	NEW	80-12-022	356-42-010	AMD-E	80-12-032	365-31-111	NEW	80-05-023
352-48-020	NEW-P	80-08-070	356-42-020	AMD-P	80-10-021	365-31-120	AMD-P	80-02-122
352-48-020	NEW	80-12-022	356-42-020	AMD-E	80-12-032	365-31-120	AMD-E	80-03-011
352-48-030	NEW-P	80-08-070	356-46-060	AMD-P	80-04-075	365-31-120	AMD	80-05-023
352-48-030	NEW	80-12-022	356-46-060	AMD	80-06-033	365-31-130	AMD-P	80-02-122
352-48-040	NEW-P	80-08-070	360-11-010	AMD-P	80-04-071	365-31-130	AMD-E	80-03-011
						365-31-130	AMD	80-05-023

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
365-31-150	AMD-P	80-02-122	365-35-900	REP	80-05-023	365-50-090	REP-P	80-05-100
365-31-150	AMD-E	80-03-011	365-37-010	REP-P	80-02-122	365-50-090	REP	80-08-056
365-31-150	AMD	80-05-023	365-37-010	REP-E	80-03-011	365-50-100	REP-P	80-05-100
365-31-160	AMD-P	80-02-122	365-37-010	REP	80-05-023	365-50-100	REP	80-08-056
365-31-160	AMD-E	80-03-011	365-37-110	REP-P	80-02-122	365-50-110	REP-P	80-05-100
365-31-160	AMD	80-05-023	365-37-110	REP-E	80-03-011	365-50-110	REP	80-08-056
365-31-170	AMD-P	80-02-122	365-37-110	REP	80-05-023	365-50-120	REP-P	80-05-100
365-31-170	AMD-E	80-03-011	365-37-120	REP-P	80-02-122	365-50-120	REP	80-08-056
365-31-170	AMD	80-05-023	365-37-120	REP-E	80-03-011	365-50-130	REP-P	80-05-100
365-31-180	REP-P	80-02-122	365-37-120	REP	80-05-023	365-50-130	REP	80-08-056
365-31-180	REP-E	80-03-011	365-37-130	REP-P	80-02-122	365-50-140	REP-P	80-05-100
365-31-180	REP	80-05-023	365-37-130	REP-E	80-03-011	365-50-140	REP	80-08-056
365-31-210	AMD-P	80-02-122	365-37-130	REP	80-05-023	365-50-150	REP-P	80-05-100
365-31-210	AMD-E	80-03-011	365-37-210	REP-P	80-02-122	365-50-150	REP	80-08-056
365-31-210	AMD	80-05-023	365-37-210	REP-E	80-03-011	365-50-160	REP-P	80-05-100
365-31-310	REP-P	80-02-122	365-37-210	REP	80-05-023	365-50-160	REP	80-08-056
365-31-310	REP-E	80-03-011	365-37-220	REP-P	80-02-122	365-50-170	REP-P	80-05-100
365-31-310	REP	80-05-023	365-37-220	REP-E	80-03-011	365-50-170	REP	80-08-056
365-31-320	REP-P	80-02-122	365-37-220	REP	80-05-023	365-50-180	REP-P	80-05-100
365-31-320	REP-E	80-03-011	365-37-310	REP-P	80-02-122	365-50-180	REP	80-08-056
365-31-320	REP	80-05-023	365-37-310	REP-E	80-03-011	365-50-190	REP-P	80-05-100
365-31-330	AMD-P	80-02-122	365-37-310	REP	80-05-023	365-50-190	REP	80-08-056
365-31-330	AMD-E	80-03-011	365-37-320	REP-P	80-02-122	365-50-200	REP-P	80-05-100
365-31-330	AMD	80-05-023	365-37-320	REP-E	80-03-011	365-50-200	REP	80-08-056
365-31-340	REP-P	80-02-122	365-37-320	REP	80-05-023	365-50-210	REP-P	80-05-100
365-31-340	REP-E	80-03-011	365-37-330	REP-P	80-02-122	365-50-210	REP	80-08-056
365-31-340	REP	80-05-023	365-37-330	REP-E	80-03-011	365-50-220	REP-P	80-05-100
365-31-350	REP-P	80-02-122	365-37-330	REP	80-05-023	365-50-220	REP	80-08-056
365-31-350	REP-E	80-03-011	365-37-340	REP-P	80-02-122	365-50-230	REP-P	80-05-100
365-31-350	REP	80-05-023	365-37-340	REP-E	80-03-011	365-50-230	REP	80-08-056
365-31-360	REP-P	80-02-122	365-37-340	REP	80-05-023	365-50-240	REP-P	80-05-100
365-31-360	REP-E	80-03-011	365-37-410	REP-P	80-02-122	365-50-240	REP	80-08-056
365-31-360	REP	80-05-023	365-37-410	REP-E	80-03-011	365-50-250	REP-P	80-05-100
365-31-370	REP-P	80-02-122	365-37-410	REP	80-05-023	365-50-250	REP	80-08-056
365-31-370	REP-E	80-03-011	365-37-510	REP-P	80-02-122	365-50-260	REP-P	80-05-100
365-31-370	REP	80-05-023	365-37-510	REP-E	80-03-011	365-50-260	REP	80-08-056
365-31-410	REP-P	80-02-122	365-37-510	REP	80-05-023	365-50-270	REP-P	80-05-100
365-31-410	REP-E	80-03-011	365-37-520	REP-P	80-02-122	365-50-270	REP	80-08-056
365-31-410	REP	80-05-023	365-37-520	REP-E	80-03-011	365-50-280	REP-P	80-05-100
365-31-420	REP-P	80-02-122	365-37-520	REP	80-05-023	365-50-280	REP	80-08-056
365-31-420	REP-E	80-03-011	365-37-530	REP-P	80-02-122	365-50-290	REP-P	80-05-100
365-31-420	REP	80-05-023	365-37-530	REP-E	80-03-011	365-50-290	REP	80-08-056
365-31-430	REP-P	80-02-122	365-37-530	REP	80-05-023	365-50-300	REP-P	80-05-100
365-31-430	REP-E	80-03-011	365-37-540	REP-P	80-02-122	365-50-300	REP	80-08-056
365-31-430	REP	80-05-023	365-37-540	REP-E	80-03-011	365-50-310	REP-P	80-05-100
365-31-440	REP-P	80-02-122	365-37-540	REP	80-05-023	365-50-310	REP	80-08-056
365-31-440	REP-E	80-03-011	365-37-550	REP-P	80-02-122	365-50-320	REP-P	80-05-100
365-31-440	REP	80-05-023	365-37-550	REP-E	80-03-011	365-50-320	REP	80-08-056
365-31-450	REP-P	80-02-122	365-37-550	REP	80-05-023	365-50-330	REP-P	80-05-100
365-31-450	REP-E	80-03-011	365-37-560	REP-P	80-02-122	365-50-330	REP	80-08-056
365-31-450	REP	80-05-023	365-37-560	REP-E	80-03-011	365-50-340	REP-P	80-05-100
365-31-460	REP-P	80-02-122	365-37-560	REP	80-05-023	365-50-340	REP	80-08-056
365-31-460	REP-E	80-03-011	365-37-570	REP-P	80-02-122	365-50-350	REP-P	80-05-100
365-31-460	REP	80-05-023	365-37-570	REP-E	80-03-011	365-50-350	REP	80-08-056
365-31-470	REP-P	80-02-122	365-37-570	REP	80-05-023	365-50-360	REP-P	80-05-100
365-31-470	REP-E	80-03-011	365-37-580	REP-P	80-02-122	365-50-360	REP	80-08-056
365-31-470	REP	80-05-023	365-37-580	REP-E	80-03-011	365-50-370	REP-P	80-05-100
365-33-730	REP-P	80-02-122	365-37-580	REP	80-05-023	365-50-370	REP	80-08-056
365-33-730	REP-E	80-03-011	365-50-010	REP-P	80-05-100	365-50-380	REP-P	80-05-100
365-33-730	REP	80-05-023	365-50-010	REP	80-08-056	365-50-380	REP	80-08-056
365-33-740	REP-P	80-02-122	365-50-020	REP-P	80-05-100	365-50-390	REP-P	80-05-100
365-33-740	REP-E	80-03-011	365-50-020	REP	80-08-056	365-50-390	REP	80-08-056
365-33-740	REP	80-05-023	365-50-030	REP-P	80-05-100	365-50-400	REP-P	80-05-100
365-33-750	REP-P	80-02-122	365-50-030	REP	80-08-056	365-50-400	REP	80-08-056
365-33-750	REP-E	80-03-011	365-50-040	REP-P	80-05-100	365-50-500	REP-P	80-05-100
365-33-750	REP	80-05-023	365-50-040	REP	80-08-056	365-50-500	REP	80-08-056
365-33-760	REP-P	80-02-122	365-50-050	REP-P	80-05-100	365-50-510	REP-P	80-05-100
365-33-760	REP-E	80-03-011	365-50-050	REP	80-08-056	365-50-510	REP	80-08-056
365-33-760	REP	80-05-023	365-50-060	REP-P	80-05-100	365-50-520	REP-P	80-05-100
365-35-010	REP-P	80-02-122	365-50-060	REP	80-08-056	365-50-520	REP	80-08-056
365-35-010	REP-E	80-03-011	365-50-070	REP-P	80-05-100	365-50-530	REP-P	80-05-100
365-35-010	REP	80-05-023	365-50-070	REP	80-08-056	365-50-530	REP	80-08-056
365-35-900	REP-P	80-02-122	365-50-080	REP-P	80-05-100	365-50-540	REP-P	80-05-100
365-35-900	REP-E	80-03-011	365-50-080	REP	80-08-056	365-50-540	REP	80-08-056

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365-50-550	REP	80-08-056	388-29-110	AMD-P	80-11-064	388-53-080	AMD-P	80-02-121
365-50-560	REP-P	80-05-100	388-29-115	NEW-P	80-03-083	388-53-080	AMD	80-04-039
365-50-560	REP	80-08-056	388-29-115	NEW-E	80-03-084	388-53-090	AMD-E	80-02-118
371-08-010	AMD-P	80-06-052	388-29-115	NEW	80-05-046	388-53-090	AMD-P	80-02-121
388-08	AMD-P	80-08-067	388-29-135	AMD-P	80-07-021	388-53-090	AMD	80-04-039
388-08	AMD-P	80-09-080	388-29-135	AMD-E	80-08-059	388-53-100	AMD-E	80-02-118
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388-08-00401	NEW-P	80-05-118	388-29-135	AMD	80-11-055	388-53-100	AMD	80-04-039
388-08-080	AMD-P	80-04-135	388-29-155	AMD-P	80-07-021	388-53-110	REP-E	80-02-118
388-08-080	AMD	80-06-090	388-29-155	AMD-E	80-08-059	388-53-110	REP-P	80-02-121
388-08-416	NEW-P	80-05-118	388-29-155	AMD-E	80-10-028	388-53-110	REP	80-04-039
388-08-550	NEW-P	80-10-042	388-29-155	AMD	80-11-055	388-53-120	AMD-E	80-02-118
388-08-560	NEW-P	80-10-042	388-29-160	AMD-P	80-07-021	388-53-120	AMD-P	80-02-121
388-08-610	REP-P	80-04-093	388-29-160	AMD-E	80-08-059	388-53-120	AMD	80-04-039
388-08-610	REP	80-06-089	388-29-160	AMD-E	80-10-028	388-54-507	REP-E	80-06-123
388-11-045	AMD-P	80-04-092	388-29-160	AMD	80-11-055	388-54-507	REP-P	80-06-137
388-11-045	AMD	80-06-088	388-29-170	AMD-P	80-07-021	388-54-507	REP	80-10-043
388-11-090	AMD-P	80-04-135	388-29-170	AMD-E	80-08-059	388-54-509	REP-E	80-06-123
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388-15-020	AMD	80-02-049	388-29-170	AMD	80-11-055	388-54-509	REP	80-10-043
388-15-120	AMD-P	80-02-142	388-29-200	AMD-P	80-07-021	388-54-605	AMD-P	80-06-167
388-15-120	AMD-P	80-04-056	388-29-200	AMD-E	80-08-059	388-54-605	AMD	80-09-076
388-15-170	AMD-P	80-11-066	388-29-200	AMD-E	80-10-028	388-54-610	AMD-P	80-10-054
388-15-172	AMD-P	80-11-066	388-29-200	AMD	80-11-055	388-54-610	AMD-E	80-11-001
388-15-220	AMD-P	80-11-067	388-29-220	AMD-P	80-07-021	388-54-615	NEW-P	80-10-054
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391-21-504	REP-P	80-09-092	391-21-723	NEW-E	80-04-074	391-21-756	REP-E	80-02-116
391-21-506	REP-P	80-09-092	391-21-723	REP-P	80-09-092	391-21-756	REP-P	80-02-156
391-21-508	REP-P	80-09-092	391-21-724	AMD-E	80-02-116	391-21-756	REP	80-04-073
391-21-510	REP-P	80-09-092	391-21-724	AMD-P	80-02-156	391-21-756	REP-E	80-04-074
391-21-512	REP-P	80-09-092	391-21-724	AMD	80-04-073	391-21-758	REP-E	80-02-116
391-21-514	REP-P	80-09-092	391-21-724	AMD-E	80-04-074	391-21-758	REP-P	80-02-156
391-21-516	REP-P	80-09-092	391-21-724	REP-P	80-09-092	391-21-758	REP	80-04-073
391-21-518	REP-P	80-09-092	391-21-726	AMD-E	80-02-116	391-21-758	REP-E	80-04-074
391-21-520	REP-P	80-09-092	391-21-726	AMD-P	80-02-156	391-21-760	REP-E	80-02-116
391-21-522	REP-P	80-09-092	391-21-726	AMD	80-04-073	391-21-760	REP-P	80-02-156
391-21-524	REP-P	80-09-092	391-21-726	AMD-E	80-04-074	391-21-760	REP	80-04-073
391-21-526	REP-P	80-09-092	391-21-726	REP-P	80-09-092	391-21-760	REP-E	80-04-074
391-21-528	REP-P	80-09-092	391-21-728	AMD-E	80-02-116	391-21-800	REP-P	80-09-092
391-21-530	REP-P	80-09-092	391-21-728	AMD-P	80-02-156	391-21-802	REP-P	80-09-092
391-21-532	REP-P	80-09-092	391-21-728	AMD	80-04-073	391-21-804	REP-P	80-09-092
391-21-534	REP-P	80-09-092	391-21-728	AMD-E	80-04-074	391-21-806	REP-P	80-09-092
391-21-535	REP-P	80-09-092	391-21-728	REP-P	80-09-092	391-21-808	REP-P	80-09-092
391-21-536	REP-P	80-09-092	391-21-733	NEW-E	80-02-116	391-21-810	REP-P	80-09-092
391-21-550	REP-P	80-09-092	391-21-733	NEW-P	80-02-156	391-21-812	REP-P	80-09-092
391-21-556	REP-P	80-09-092	391-21-733	NEW	80-04-073	391-21-814	REP-P	80-09-092
391-21-700	AMD-E	80-02-116	391-21-733	NEW-E	80-04-074	391-21-900	REP-P	80-09-092
391-21-700	AMD-P	80-02-156	391-21-733	REP-P	80-09-092	391-25-001	NEW-P	80-09-090
391-21-700	AMD	80-04-073	391-21-734	AMD-E	80-02-116	391-25-002	NEW-P	80-09-090
391-21-700	AMD-E	80-04-074	391-21-734	AMD-P	80-02-156	391-25-010	NEW-P	80-09-090
391-21-700	REP-P	80-09-092	391-21-734	AMD	80-04-073	391-25-012	NEW-P	80-09-090
391-21-702	AMD-E	80-02-116	391-21-734	AMD-E	80-04-074	391-25-030	NEW-P	80-09-090
391-21-702	AMD-P	80-02-156	391-21-734	REP-P	80-09-092	391-25-050	NEW-P	80-09-090
391-21-702	AMD	80-04-073	391-21-735	NEW-E	80-02-116	391-25-070	NEW-P	80-09-090
391-21-702	AMD-E	80-04-074	391-21-735	NEW-P	80-02-156	391-25-090	NEW-P	80-09-090
391-21-702	REP-P	80-09-092	391-21-735	NEW	80-04-073	391-25-092	NEW-P	80-09-090
391-21-706	REP-P	80-09-092	391-21-735	NEW-E	80-04-074	391-25-110	NEW-P	80-09-090

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
391-55-030	NEW-P	80-09-094	391-65-535	NEW-P	80-09-095	392-109-030	REP-P	80-05-136
391-55-032	NEW-P	80-09-094	391-65-540	NEW-P	80-09-095	392-109-030	REP	80-07-038
391-55-033	NEW-P	80-09-094	391-65-545	NEW-P	80-09-095	392-109-035	REP-P	80-05-136
391-55-050	NEW-P	80-09-094	391-65-550	NEW-P	80-09-095	392-109-035	REP	80-07-038
391-55-070	NEW-P	80-09-094	391-65-555	NEW-P	80-09-095	392-109-040	NEW-P	80-05-136
391-55-090	NEW-P	80-09-094	391-65-560	NEW-P	80-09-095	392-109-040	NEW	80-07-038
391-55-110	NEW-P	80-09-094	391-70-010	REP-P	80-09-092	392-109-045	NEW-P	80-05-136
391-55-130	NEW-P	80-09-094	391-70-020	REP-P	80-09-092	392-109-045	NEW	80-07-038
391-55-150	NEW-P	80-09-094	391-70-030	REP-P	80-09-092	392-109-050	NEW-P	80-05-136
391-55-200	NEW-P	80-09-094	391-70-040	REP-P	80-09-092	392-109-050	NEW	80-07-038
391-55-205	NEW-P	80-09-094	391-70-050	REP-P	80-09-092	392-109-055	NEW-P	80-05-136
391-55-210	NEW-P	80-09-094	391-70-070	REP-P	80-09-092	392-109-055	NEW	80-07-038
391-55-215	NEW-P	80-09-094	391-70-080	REP-P	80-09-092	392-109-060	NEW-P	80-05-136
391-55-220	NEW-P	80-09-094	391-70-090	REP-P	80-09-092	392-109-060	NEW	80-07-038
391-55-225	NEW-P	80-09-094	391-70-105	REP-P	80-09-092	392-109-065	NEW-P	80-05-136
391-55-230	NEW-P	80-09-094	391-70-110	REP-P	80-09-092	392-109-065	NEW	80-07-038
391-55-235	NEW-P	80-09-094	391-70-120	REP-P	80-09-092	392-109-070	NEW-P	80-05-136
391-55-240	NEW-P	80-09-094	391-70-140	REP-P	80-09-092	392-109-070	NEW	80-07-038
391-55-245	NEW-P	80-09-094	391-70-170	REP-P	80-09-092	392-109-075	NEW-P	80-05-136
391-55-255	NEW-P	80-09-094	391-70-220	REP-P	80-09-092	392-109-075	NEW	80-07-038
391-55-260	NEW-P	80-09-094	391-70-245	REP-P	80-09-092	392-109-080	NEW-P	80-05-136
391-55-300	NEW-P	80-09-094	391-70-260	REP-P	80-09-092	392-109-080	NEW	80-07-038
391-55-310	NEW-P	80-09-094	391-70-300	REP-P	80-09-092	392-109-085	NEW-P	80-05-136
391-55-315	NEW-P	80-09-094	391-95-001	NEW-P	80-09-092	392-109-085	NEW	80-07-038
391-55-320	NEW-P	80-09-094	391-95-010	NEW-P	80-09-092	392-109-090	NEW-P	80-05-136
391-55-325	NEW-P	80-09-094	391-95-030	NEW-P	80-09-092	392-109-090	NEW	80-07-038
391-55-330	NEW-P	80-09-094	391-95-050	NEW-P	80-09-092	392-109-095	NEW-P	80-05-136
391-55-335	NEW-P	80-09-094	391-95-070	NEW-P	80-09-092	392-109-095	NEW	80-07-038
391-55-340	NEW-P	80-09-094	391-95-090	NEW-P	80-09-092	392-109-100	NEW-P	80-05-136
391-55-345	NEW-P	80-09-094	391-95-110	NEW-P	80-09-092	392-109-100	NEW	80-07-038
391-55-350	NEW-P	80-09-094	391-95-130	NEW-P	80-09-092	392-109-105	NEW-P	80-05-136
391-55-355	NEW-P	80-09-094	391-95-150	NEW-P	80-09-092	392-109-105	NEW	80-07-038
391-55-360	NEW-P	80-09-094	391-95-170	NEW-P	80-09-092	392-109-110	NEW-P	80-05-136
391-55-400	NEW-P	80-09-094	391-95-190	NEW-P	80-09-092	392-109-110	NEW	80-07-038
391-55-410	NEW-P	80-09-094	391-95-210	NEW-P	80-09-092	392-109-115	NEW-P	80-05-136
391-55-415	NEW-P	80-09-094	391-95-230	NEW-P	80-09-092	392-109-115	NEW	80-07-038
391-55-420	NEW-P	80-09-094	391-95-250	NEW-P	80-09-092	392-109-120	NEW-P	80-05-136
391-55-425	NEW-P	80-09-094	391-95-270	NEW-P	80-09-092	392-109-120	NEW	80-07-038
391-55-430	NEW-P	80-09-094	391-95-290	NEW-P	80-09-092	392-121	AMD-P	80-09-014
391-55-435	NEW-P	80-09-094	391-95-310	NEW-P	80-09-092	392-121	AMD-P	80-09-099
391-55-440	NEW-P	80-09-094	392-105-001	NEW-P	80-03-103	392-121-005	REP-P	80-06-176
391-55-445	NEW-P	80-09-094	392-105-001	NEW	80-05-034	392-121-005	REP	80-10-010
391-55-450	NEW-P	80-09-094	392-105-003	NEW-P	80-03-103	392-121-010	REP-P	80-06-176
391-55-455	NEW-P	80-09-094	392-105-003	NEW	80-05-034	392-121-010	REP	80-10-010
391-55-500	NEW-P	80-09-094	392-105-005	NEW-P	80-03-103	392-121-015	REP-P	80-06-176
391-55-505	NEW-P	80-09-094	392-105-005	NEW	80-05-034	392-121-015	REP	80-10-010
391-55-510	NEW-P	80-09-094	392-105-010	AMD-P	80-03-103	392-121-020	REP-P	80-06-176
391-55-515	NEW-P	80-09-094	392-105-010	AMD	80-05-034	392-121-020	REP	80-10-010
391-55-520	NEW-P	80-09-094	392-105-013	NEW-P	80-03-103	392-121-025	REP-P	80-06-176
391-55-525	NEW-P	80-09-094	392-105-013	NEW	80-05-034	392-121-025	REP	80-10-010
391-55-530	NEW-P	80-09-094	392-105-015	AMD-P	80-03-103	392-121-030	REP-P	80-06-176
391-55-535	NEW-P	80-09-094	392-105-015	AMD	80-05-034	392-121-030	REP	80-10-010
391-55-540	NEW-P	80-09-094	392-105-020	AMD-P	80-03-103	392-121-035	REP-P	80-06-176
391-55-545	NEW-P	80-09-094	392-105-020	AMD	80-05-034	392-121-035	REP	80-10-010
391-55-560	NEW-P	80-09-094	392-105-025	AMD-P	80-03-103	392-121-040	REP-P	80-06-176
391-65-001	NEW-P	80-09-095	392-105-025	AMD	80-05-034	392-121-040	REP	80-10-010
391-65-002	NEW-P	80-09-095	392-105-030	AMD-P	80-03-103	392-121-045	REP-P	80-06-176
391-65-010	NEW-P	80-09-095	392-105-030	AMD	80-05-034	392-121-045	REP	80-10-010
391-65-030	NEW-P	80-09-095	392-105-035	NEW-P	80-03-103	392-121-050	REP-P	80-06-176
391-65-050	NEW-P	80-09-095	392-105-035	NEW	80-05-034	392-121-050	REP	80-10-010
391-65-070	NEW-P	80-09-095	392-109-005	REP-P	80-05-136	392-121-055	REP-P	80-06-176
391-65-072	NEW-P	80-09-095	392-109-005	REP	80-07-038	392-121-055	REP	80-10-010
391-65-073	NEW-P	80-09-095	392-109-006	REP-P	80-05-136	392-121-060	REP-P	80-06-176
391-65-074	NEW-P	80-09-095	392-109-006	REP	80-07-038	392-121-060	REP	80-10-010
391-65-090	NEW-P	80-09-095	392-109-010	REP-P	80-05-136	392-121-065	AMD-E	80-04-019
391-65-094	NEW-P	80-09-095	392-109-010	REP	80-07-038	392-121-065	REP-P	80-06-176
391-65-110	NEW-P	80-09-095	392-109-015	REP-P	80-05-136	392-121-065	REP	80-10-010
391-65-130	NEW-P	80-09-095	392-109-015	REP	80-07-038	392-121-100	NEW-P	80-06-176
391-65-150	NEW-P	80-09-095	392-109-020	REP-P	80-05-136	392-121-100	NEW	80-10-010
391-65-500	NEW-P	80-09-095	392-109-020	REP	80-07-038	392-121-105	NEW-P	80-06-176
391-65-510	NEW-P	80-09-095	392-109-025	REP-P	80-05-136	392-121-105	NEW	80-10-010
391-65-515	NEW-P	80-09-095	392-109-025	REP	80-07-038	392-121-110	NEW-P	80-06-176
391-65-525	NEW-P	80-09-095	392-109-026	REP-P	80-05-136	392-121-110	NEW	80-10-010
391-65-530	NEW-P	80-09-095	392-109-026	REP	80-07-038	392-121-115	NEW-P	80-06-176

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WAC #	WSR #	WAC #	WSR #	WAC #	WSR #			
392-121-115	NEW	80-10-010	392-123-075	REP	80-06-043	392-134-020	NEW	80-05-035
392-121-120	NEW-P	80-06-176	392-123-076	AMD-P	80-04-111	392-134-025	NEW-P	80-03-104
392-121-120	NEW	80-10-010	392-123-076	AMD	80-06-043	392-134-025	NEW	80-05-035
392-121-125	NEW-P	80-06-176	392-123-077	AMD-P	80-04-111	392-134-030	NEW-P	80-03-104
392-121-125	NEW	80-10-010	392-123-077	AMD	80-06-043	392-134-030	NEW	80-05-035
392-121-130	NEW-P	80-06-176	392-123-078	NEW-P	80-04-111	392-135-005	AMD-P	80-03-105
392-121-130	NEW	80-10-010	392-123-078	NEW	80-06-043	392-135-005	AMD	80-05-036
392-121-135	NEW-P	80-06-176	392-123-079	NEW-P	80-04-111	392-135-010	AMD-P	80-03-105
392-121-135	NEW	80-10-010	392-123-079	NEW	80-06-043	392-135-010	AMD	80-05-036
392-121-140	NEW-P	80-06-176	392-123-080	AMD-P	80-04-111	392-135-025	REP-P	80-03-105
392-121-140	NEW	80-10-010	392-123-085	AMD-P	80-04-111	392-135-025	REP	80-05-036
392-121-145	NEW-P	80-06-176	392-123-090	REP-P	80-04-111	392-136	NEW-P	80-09-026
392-121-145	NEW	80-10-010	392-123-090	REP	80-06-043	392-136-005	NEW-E	80-06-051
392-121-150	NEW-P	80-06-176	392-123-095	AMD-P	80-04-111	392-136-005	NEW-P	80-06-175
392-121-150	NEW	80-10-010	392-123-095	AMD	80-06-043	392-136-005	NEW-E	80-07-028
392-121-155	NEW-P	80-06-176	392-123-100	AMD-P	80-04-111	392-136-005	NEW-W	80-09-066
392-121-155	NEW	80-10-010	392-123-105	AMD-P	80-04-111	392-136-005	NEW-P	80-09-101
392-121-160	NEW-P	80-06-176	392-123-110	AMD-P	80-04-111	392-136-005	NEW	80-12-029
392-121-160	NEW	80-10-010	392-123-115	AMD-P	80-04-111	392-136-010	NEW-E	80-06-051
392-121-165	NEW-P	80-06-176	392-123-115	AMD	80-06-043	392-136-010	NEW-P	80-06-175
392-121-165	NEW	80-10-010	392-123-125	AMD-P	80-04-111	392-136-010	NEW-E	80-07-028
392-121-170	NEW-P	80-06-176	392-125-035	AMD-P	80-04-109	392-136-010	NEW-W	80-09-066
392-121-170	NEW	80-10-010	392-125-035	AMD	80-06-042	392-136-010	NEW-P	80-09-101
392-121-175	NEW-P	80-06-176	392-125-040	AMD-P	80-04-109	392-136-010	NEW	80-12-029
392-121-175	NEW	80-10-010	392-125-054	NEW-P	80-04-109	392-136-015	NEW-E	80-06-051
392-121-175	AMD-E	80-12-034	392-125-054	NEW	80-06-042	392-136-015	NEW-P	80-06-175
392-121-175	AMD-P	80-12-056	392-125-055	AMD-P	80-04-109	392-136-015	NEW-E	80-07-028
392-121-180	NEW-P	80-06-176	392-125-055	AMD	80-06-042	392-136-015	NEW-W	80-09-066
392-121-180	NEW	80-10-010	392-129	AMD-P	80-04-015	392-136-015	NEW-P	80-09-101
392-121-185	NEW-P	80-06-176	392-129-005	AMD-P	80-02-130	392-136-015	NEW	80-12-029
392-121-185	NEW	80-10-010	392-129-005	AMD-E	80-02-130	392-136-020	NEW-E	80-06-051
392-121-190	NEW-P	80-06-176	392-129-010	AMD	80-04-046	392-136-020	NEW-P	80-06-175
392-121-190	NEW	80-10-010	392-129-010	AMD-P	80-02-130	392-136-020	NEW-E	80-07-028
392-123-011	AMD-P	80-04-111	392-129-010	AMD-E	80-02-131	392-136-020	NEW-W	80-09-066
392-123-011	AMD	80-06-043	392-129-010	AMD	80-04-046	392-136-020	NEW-P	80-09-101
392-123-015	REP-P	80-04-111	392-129-015	AMD-P	80-02-130	392-136-020	NEW	80-12-029
392-123-015	REP	80-06-043	392-129-015	AMD-E	80-02-131	392-137-001	NEW-P	80-03-106
392-123-020	REP-P	80-04-111	392-129-015	AMD	80-04-046	392-137-001	NEW	80-05-037
392-123-020	REP	80-06-043	392-129-020	AMD-P	80-02-130	392-137-002	NEW-P	80-03-106
392-123-025	REP-P	80-04-111	392-129-020	AMD-E	80-02-131	392-137-002	NEW	80-05-037
392-123-025	REP	80-06-043	392-129-020	AMD	80-04-046	392-137-003	NEW-P	80-03-106
392-123-030	REP-P	80-04-111	392-129-025	NEW-E	80-06-064	392-137-003	NEW	80-05-037
392-123-030	REP	80-06-043	392-131-015	AMD-E	80-05-010	392-137-005	REP-P	80-03-106
392-123-035	REP-P	80-04-111	392-131-015	AMD-P	80-11-037	392-137-005	REP	80-05-037
392-123-035	REP	80-06-043	392-131-015	AMD-E	80-11-039	392-137-020	AMD-P	80-03-106
392-123-040	REP-P	80-04-111	392-133-005	REP-P	80-04-110	392-137-020	AMD	80-05-037
392-123-040	REP	80-06-043	392-133-010	REP	80-06-041	392-137-045	AMD-P	80-03-106
392-123-045	REP-P	80-04-111	392-133-010	REP-P	80-04-110	392-137-045	AMD	80-05-037
392-123-045	REP	80-06-043	392-133-010	REP	80-06-041	392-137-050	REP-P	80-03-106
392-123-050	REP-P	80-04-111	392-133-015	REP-P	80-04-110	392-137-050	REP	80-05-037
392-123-050	REP	80-06-043	392-133-015	REP	80-06-041	392-137-051	NEW-P	80-03-106
392-123-051	AMD-P	80-04-111	392-133-020	REP-P	80-04-110	392-137-051	NEW	80-05-037
392-123-051	AMD	80-06-043	392-133-020	REP	80-06-041	392-137-055	NEW-P	80-03-106
392-123-051	REP-P	80-04-111	392-133-025	REP-P	80-04-110	392-137-055	NEW	80-05-037
392-123-051	REP	80-06-043	392-133-025	REP	80-06-041	392-137-060	NEW-P	80-03-106
392-123-052	REP-P	80-04-111	392-133-030	REP-P	80-04-110	392-137-060	NEW	80-05-037
392-123-052	REP	80-06-043	392-133-030	REP	80-06-041	392-137-065	NEW-P	80-03-106
392-123-053	AMD-P	80-04-111	392-133-035	REP-P	80-04-110	392-137-065	NEW	80-05-037
392-123-053	AMD	80-06-043	392-133-035	REP	80-06-041	392-140-001	AMD-P	80-03-107
392-123-054	AMD-P	80-04-111	392-133-040	REP-P	80-04-110	392-140-001	AMD	80-05-038
392-123-054	AMD	80-06-043	392-133-040	REP	80-06-041	392-140-002	REP-P	80-03-107
392-123-055	AMD-P	80-04-111	392-133-045	REP-P	80-04-110	392-140-002	REP	80-05-038
392-123-055	AMD	80-06-043	392-133-045	REP	80-06-041	392-140-003	REP-P	80-03-107
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392-123-065	AMD-P	80-04-111	392-134-001	NEW-P	80-03-104	392-140-004	REP	80-05-038
392-123-065	AMD	80-06-043	392-134-001	NEW	80-05-035	392-140-005	REP-P	80-03-107
392-123-071	AMD-P	80-04-111	392-134-005	NEW-P	80-03-104	392-140-005	REP	80-05-038
392-123-071	AMD	80-06-043	392-134-005	NEW	80-05-035	392-140-006	REP-P	80-03-107
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392-123-072	AMD	80-06-043	392-134-010	NEW	80-05-035	392-140-007	REP-P	80-03-107
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392-141-007	NEW	80-05-039	392-160-020	NEW	80-07-039	392-167-035	REP	80-05-040
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392-141-061	NEW-P	80-09-100	392-161-135	AMD-P	80-06-177	392-171-331	NEW	80-11-054
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392-160-005	NEW	80-07-039	392-167-020	REP	80-05-040	392-171-351	RECOD-E	80-12-020
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402-48-030	AMD-P	80-12-055	446-20-120	NEW-E	80-05-102	448-12-100	AMD	80-05-112
402-48-040	AMD-P	80-12-055	446-20-120	NEW	80-08-057	458-20-192	AMD-E	80-08-058
434-28-010	AMD-P	80-03-115	446-20-130	NEW-P	80-05-101	458-40-18600	AMD-P	80-05-117
434-28-010	REP	80-05-014	446-20-130	NEW-E	80-05-102	458-40-18600	AMD	80-08-041
434-28-012	NEW	80-05-014	446-20-130	NEW	80-08-057	458-40-18600	AMD-E	80-08-042
434-28-030	REP-P	80-03-115	446-20-140	NEW-P	80-05-101	458-40-18629	AMD	80-02-019
434-28-030	REP	80-05-014	446-20-140	NEW-E	80-05-102	458-40-18643	NEW-P	80-05-117
434-62-005	NEW-P	80-11-045	446-20-140	NEW	80-08-057	458-40-18643	NEW	80-08-041
434-62-010	NEW-P	80-11-045	446-20-150	NEW-P	80-05-101	458-40-18643	NEW-E	80-08-042
434-62-020	NEW-P	80-11-045	446-20-150	NEW-E	80-05-102	458-40-18644	NEW-P	80-05-117
434-62-030	NEW-P	80-11-045	446-20-150	NEW	80-08-057	458-40-18644	NEW	80-08-041
434-62-040	NEW-P	80-11-045	446-20-160	NEW-P	80-05-101	458-40-18644	NEW-E	80-08-042
434-62-050	NEW-P	80-11-045	446-20-160	NEW-E	80-05-102	458-40-18644	NEW-P	80-05-117
434-62-060	NEW-P	80-11-045	446-20-160	NEW	80-08-057	458-40-18645	NEW-E	80-08-042
434-62-070	NEW-P	80-11-045	446-20-170	NEW-P	80-05-101	458-40-18645	NEW	80-08-041
434-62-080	NEW-P	80-11-045	446-20-170	NEW-E	80-05-102	458-40-18645	NEW-E	80-08-042
434-62-090	NEW-P	80-11-045	446-20-170	NEW	80-08-057	458-40-18646	NEW-P	80-05-117
434-62-100	NEW-P	80-11-045	446-20-180	NEW-P	80-05-101	458-40-18646	NEW	80-08-041
434-62-110	NEW-P	80-11-045	446-20-180	NEW-E	80-05-102	458-40-18646	NEW-E	80-08-042
434-62-120	NEW-P	80-11-045	446-20-180	NEW	80-08-057	458-40-18647	NEW-P	80-05-117
434-62-130	NEW-P	80-11-045	446-20-190	NEW-P	80-05-101	458-40-18647	NEW	80-08-041
434-62-140	NEW-P	80-11-045	446-20-190	NEW-E	80-05-102	458-40-18647	NEW-E	80-08-042
434-69-005	NEW-P	80-03-119	446-20-190	NEW	80-08-057	458-40-18648	NEW-P	80-05-117
434-69-005	NEW	80-05-013	446-20-200	NEW-P	80-05-101	458-40-18648	NEW	80-08-041
434-69-010	NEW-P	80-03-119	446-20-200	NEW-E	80-05-102	458-40-18648	NEW-E	80-08-042
434-69-010	NEW	80-05-013	446-20-200	NEW	80-08-057	458-40-19000	AMD-P	80-05-117
434-69-020	NEW-P	80-03-119	446-20-210	NEW-P	80-05-101	458-40-19000	AMD	80-08-041
434-69-020	NEW	80-05-013	446-20-210	NEW-E	80-05-102	458-40-19000	AMD-E	80-08-042
434-69-030	NEW-P	80-03-119	446-20-210	NEW	80-08-057	458-40-19001	AMD-P	80-05-117
434-69-030	NEW	80-05-013	446-20-220	NEW-P	80-05-101	458-40-19001	AMD	80-08-041
434-69-040	NEW-P	80-03-119	446-20-220	NEW-E	80-05-102	458-40-19001	AMD-E	80-08-042
434-69-040	NEW	80-05-013	446-20-220	NEW	80-08-057	458-40-19002	AMD-P	80-05-117
434-69-050	NEW-P	80-03-119	446-20-230	NEW-P	80-05-101	458-40-19002	AMD	80-08-041
434-69-050	NEW	80-05-013	446-20-230	NEW-E	80-05-102	458-40-19002	AMD-E	80-08-042
434-69-060	NEW-P	80-03-119	446-20-230	NEW	80-08-057	458-40-19003	AMD-P	80-05-117
434-69-060	NEW	80-05-013	446-20-240	NEW-P	80-05-101	458-40-19003	AMD	80-08-041
434-69-070	NEW-P	80-03-119	446-20-240	NEW-E	80-05-102	458-40-19003	AMD-E	80-08-042
434-69-070	NEW	80-05-013	446-20-240	NEW	80-08-057	458-40-19004	AMD-P	80-05-117
434-69-080	NEW-P	80-03-119	446-20-250	NEW-P	80-05-101	458-40-19004	AMD	80-08-041
434-69-080	NEW	80-05-013	446-20-250	NEW-E	80-05-102	458-40-19004	AMD-E	80-08-042
446-20-010	NEW-P	80-05-101	446-20-250	NEW	80-08-057	458-40-19004	AMD	80-08-041
446-20-010	NEW-E	80-05-102	446-20-260	NEW-P	80-05-101	458-57	NEW-P	80-03-003
446-20-010	NEW	80-08-057	446-20-260	NEW-E	80-05-102	458-57-010	NEW-P	80-01-116
446-20-020	NEW-P	80-05-101	446-20-260	NEW	80-08-057	458-57-010	NEW	80-03-048
446-20-020	NEW-E	80-05-102	446-20-270	NEW-P	80-05-101	458-57-020	NEW-P	80-01-116
						458-57-020	NEW	80-03-048

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458-57-030	NEW	80-03-048	458-57-400	NEW	80-03-048
458-57-040	NEW-P	80-01-116	458-57-410	NEW-P	80-01-116
458-57-040	NEW	80-03-048	458-57-410	NEW	80-03-048
458-57-050	NEW-P	80-01-116	458-57-420	NEW-P	80-01-116
458-57-050	NEW	80-03-048	458-57-420	NEW	80-03-048
458-57-060	NEW-P	80-01-116	458-57-430	NEW-P	80-01-116
458-57-060	NEW	80-03-048	458-57-430	NEW	80-03-048
458-57-070	NEW-P	80-01-116	458-57-440	NEW-P	80-01-116
458-57-070	NEW	80-03-048	458-57-440	NEW	80-03-048
458-57-080	NEW-P	80-01-116	458-57-450	NEW-P	80-01-116
458-57-080	NEW	80-03-048	458-57-450	NEW	80-03-048
458-57-090	NEW-P	80-01-116	458-57-460	NEW-P	80-01-116
458-57-090	NEW	80-03-048	458-57-460	NEW	80-03-048
458-57-100	NEW-P	80-01-116	458-57-470	NEW-P	80-01-116
458-57-100	NEW	80-03-048	458-57-470	NEW	80-03-048
458-57-110	NEW-P	80-01-116	458-57-480	NEW-P	80-01-116
458-57-110	NEW	80-03-048	458-57-480	NEW	80-03-048
458-57-120	NEW-P	80-01-116	458-57-490	NEW-P	80-01-116
458-57-120	NEW	80-03-048	458-57-490	NEW	80-03-048
458-57-130	NEW-P	80-01-116	458-57-500	NEW-P	80-01-116
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458-57-140	NEW-P	80-01-116	458-60-002	NEW-P	80-11-020
458-57-140	NEW	80-03-048	458-60-045	NEW-P	80-11-020
458-57-150	NEW-P	80-01-116	458-60-046	NEW-P	80-11-020
458-57-150	NEW	80-03-048	458-60-048	NEW-P	80-11-020
458-57-160	NEW-P	80-01-116	460-10A-015	AMD-P	80-02-098
458-57-160	NEW	80-03-048	460-10A-015	AMD	80-04-037
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458-57-170	NEW	80-03-048	460-16A-085	AMD	80-04-037
458-57-180	NEW-P	80-01-116	460-20A-220	AMD-P	80-02-098
458-57-180	NEW	80-03-048	460-20A-220	AMD	80-04-037
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458-57-190	NEW	80-03-048	460-32A-235	AMD	80-04-037
458-57-200	NEW-P	80-01-116	460-42A-080	AMD-P	80-02-098
458-57-200	NEW	80-03-048	460-42A-080	AMD	80-04-037
458-57-210	NEW-P	80-01-116	460-42A-085	NEW-P	80-02-098
458-57-210	NEW	80-03-048	460-42A-085	NEW	80-04-037
458-57-220	NEW-P	80-01-116	460-44A-010	AMD-P	80-02-098
458-57-220	NEW	80-03-048	460-44A-010	AMD	80-04-037
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458-57-240	NEW-P	80-01-116	460-44A-030	AMD-P	80-02-098
458-57-240	NEW	80-03-048	460-44A-030	AMD	80-04-037
458-57-250	NEW-P	80-01-116	460-44A-040	REP-P	80-02-098
458-57-250	NEW	80-03-048	460-44A-040	REP	80-04-037
458-57-260	NEW-P	80-01-116	460-44A-041	NEW-P	80-02-098
458-57-260	NEW	80-03-048	460-44A-041	NEW	80-04-037
458-57-270	NEW-P	80-01-116	460-44A-045	NEW-P	80-02-098
458-57-270	NEW	80-03-048	460-44A-045	NEW	80-04-037
458-57-280	NEW-P	80-01-116	460-44A-060	AMD-P	80-02-098
458-57-280	NEW	80-03-048	460-44A-060	AMD	80-04-037
458-57-290	NEW-P	80-01-116	460-44A-065	NEW-P	80-02-098
458-57-290	NEW	80-03-048	460-44A-065	NEW	80-04-037
458-57-300	NEW-P	80-01-116	460-44A-070	NEW-P	80-02-098
458-57-300	NEW	80-03-048	460-44A-070	NEW	80-04-037
458-57-310	NEW-P	80-01-116	460-44A-075	NEW-P	80-02-098
458-57-310	NEW	80-03-048	460-44A-075	NEW	80-04-037
458-57-320	NEW-P	80-01-116	460-60A-015	AMD-P	80-02-098
458-57-320	NEW	80-03-048	460-60A-015	AMD	80-04-037
458-57-330	NEW-P	80-01-116	460-80-105	NEW-P	80-02-099
458-57-330	NEW	80-03-048	460-80-110	AMD-P	80-02-099
458-57-340	NEW-P	80-01-116	460-80-110	AMD	80-04-036
458-57-340	NEW	80-03-048	460-80-120	REP-P	80-02-099
458-57-350	NEW-P	80-01-116	460-80-120	REP	80-04-036
458-57-350	NEW	80-03-048	460-80-125	NEW-P	80-02-099
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458-57-360	NEW	80-03-048	460-80-130	REP-P	80-02-099
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458-57-380	NEW	80-03-048	460-80-150	REP-P	80-02-099
458-57-390	NEW-P	80-01-116	460-80-150	REP	80-04-036
458-57-390	NEW	80-03-048	460-80-170	REP-P	80-02-099
460-80-170	REP	80-04-036	460-80-180	REP-P	80-02-099
460-80-180	REP-P	80-04-036	460-80-180	REP	80-04-036
460-80-200	REP-P	80-02-099	460-80-200	REP	80-04-036
460-80-210	REP-P	80-02-099	460-80-210	REP-P	80-02-099
460-80-220	REP	80-04-036	460-80-220	REP	80-04-036
460-80-300	AMD-P	80-02-099	460-80-300	AMD-P	80-02-099
460-80-315	AMD	80-04-036	460-80-300	AMD	80-04-036
460-80-315	NEW-P	80-02-099	460-80-315	NEW-P	80-02-099
460-80-320	REP-P	80-02-099	460-80-320	REP-P	80-02-099
460-80-330	REP	80-04-036	460-80-320	REP	80-04-036
460-80-900	REP-P	80-02-099	460-80-330	REP	80-04-036
460-80-900	REP	80-04-036	460-80-900	REP-P	80-02-099
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460-80-910	REP	80-04-036	460-80-910	REP-P	80-02-099
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461-08-006	NEW-P	80-06-052	460-80-945	NEW-P	80-02-099
461-08-070	AMD	80-02-100	461-08-006	NEW-P	80-06-052
466-06-010	REP-P	80-06-148	461-08-070	AMD	80-02-100
466-06-010	REP	80-09-056	466-06-010	REP-P	80-06-148
468-34-030	NEW-P	80-10-024	466-06-010	REP	80-09-056
468-38-450	AMD-P	80-03-043	468-34-030	NEW-P	80-10-024
468-38-450	AMD-E	80-04-043	468-38-450	AMD-P	80-03-043
468-38-450	AMD	80-04-044	468-38-450	AMD-E	80-04-043
468-42-014	AMD-E	80-02-042	468-38-450	AMD	80-04-044
468-42-125	NEW	80-02-088	468-42-014	AMD-E	80-02-042
468-42-129	AMD	80-03-020	468-42-125	NEW	80-02-088
468-42-542	AMD-P	80-03-065	468-42-129	AMD	80-03-020
468-42-542	AMD-E	80-03-066	468-42-542	AMD-P	80-03-065
468-42-542	AMD	80-05-028	468-42-542	AMD-E	80-03-066
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468-58-050	AMD-E	80-03-055	468-58-050	AMD-P	80-03-015
468-58-050	AMD	80-05-027	468-58-050	AMD-E	80-03-055
468-66-010	AMD-P	80-02-141	468-58-050	AMD	80-05-027
468-66-010	AMD-P	80-04-035	468-66-010	AMD-P	80-02-141
468-66-010	AMD-P	80-05-026	468-66-010	AMD	80-04-035
468-66-010	AMD	80-06-057	468-66-010	AMD-P	80-05-026
468-66-030	AMD-P	80-02-141	468-66-010	AMD	80-06-057
468-66-030	AMD-P	80-04-035	468-66-030	AMD-P	80-02-141
468-66-030	AMD	80-04-095	468-66-030	AMD	80-04-035
468-66-040	REP-P	80-02-141	468-66-040	REP-P	80-04-095
468-66-040	REP-P	80-04-035	468-66-040	REP	80-02-141
468-66-040	REP	80-04-095	468-66-040	REP-P	80-04-035
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468-66-050	AMD	80-04-035	468-66-050	AMD-P	80-02-141
468-66-050	AMD	80-05-055	468-66-050	AMD	80-04-035
468-66-070	AMD-P	80-02-141	468-66-050	AMD-P	80-05-055
468-66-070	AMD	80-05-055	468-66-070	AMD	80-02-141
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468-95	AMD	80-04-045	468-95	AMD-P	80-02-110
468-300-005	AMD-P	80-02-174	468-95	AMD	80-04-045
468-300-010	AMD	80-04-104	468-300-005	AMD-P	80-02-174
468-300-010	AMD-P	80-02-174	468-300-010	AMD	80-04-104
468-300-020	AMD-P	80-02-174	468-300-010	AMD-P	80-02-174
468-300-020	AMD	80-04-104	468-300-020	AMD	80-04-104
468-300-030	AMD-P	80-02-174	468-300-020	AMD-P	80-02-174
468-300-030	AMD	80-04-104	468-300-030	AMD	80-04-104
468-300-040	AMD-P	80-02-174	468-300-030	AMD-P	80-02-174
468-300-040	AMD	80-04-104	468-300-040	AMD	80-04-104
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			468-300-050	AMD	80-04-104
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468-300-100	NEW	80-09-056	480-40-075	NEW	80-11-030	482-16-100	REP-P	80-05-142
468-300-110	NEW-P	80-06-148	480-70-330	AMD-P	80-04-029	482-16-100	REP	80-09-069
468-300-500	REP-P	80-02-174	480-70-330	AMD-E	80-04-030	484-10-030	AMD-P	80-05-142
468-300-500	REP	80-04-104	480-70-330	AMD-P	80-06-154	484-10-030	AMD	80-09-069
468-300-700	NEW-P	80-06-148	480-70-330	AMD-P	80-09-025	484-20-010	AMD-P	80-05-142
468-300-700	NEW	80-09-056	480-70-330	AMD-P	80-09-105	484-20-010	AMD	80-09-069
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478-116-240	AMD	80-12-002	480-70-400	AMD-P	80-04-029	484-20-015	AMD	80-09-069
478-116-600	AMD-P	80-06-133	480-70-400	AMD-E	80-04-030	484-20-020	AMD-P	80-05-142
478-116-600	AMD	80-12-002	480-70-400	AMD-P	80-06-154	484-20-020	AMD	80-09-069
478-132-030	AMD	80-03-049	480-70-400	AMD-P	80-09-025	484-20-030	AMD-P	80-05-142
478-138-050	AMD-P	80-06-133	480-70-400	AMD-P	80-09-105	484-20-030	AMD	80-09-069
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478-160-105	AMD-P	80-11-050	480-70-405	NEW-P	80-06-154	484-20-040	AMD	80-09-069
478-160-110	AMD-P	80-11-050	480-70-405	NEW-P	80-09-025	484-20-050	AMD-P	80-05-142
478-160-120	AMD-P	80-11-050	480-70-405	NEW-P	80-09-105	484-20-050	AMD	80-09-069
478-160-145	AMD-P	80-11-050	480-70-405	NEW	80-11-007	484-20-055	AMD-P	80-05-142
478-160-210	AMD-P	80-11-050	480-120-056	AMD-P	80-05-131	484-20-055	AMD	80-09-069
478-160-215	AMD-P	80-11-050	480-120-056	AMD-P	80-08-031	484-20-065	AMD-P	80-05-142
478-160-216	NEW-P	80-11-050	480-120-056	AMD	80-09-049	484-20-065	AMD	80-09-069
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478-160-231	AMD-P	80-11-050	480-120-061	AMD-P	80-08-031	484-20-068	AMD	80-09-069
478-160-251	REP-P	80-11-050	480-120-061	AMD	80-09-049	484-20-070	AMD-P	80-05-142
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479-16-015	AMD-P	80-10-012	480-120-081	AMD-P	80-08-031	484-20-075	AMD-P	80-05-142
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